

CITY COUNCIL AGENDA TOPIC

Motion to reject the bid protest submitted by Fury Site Works and award Bid No. 25061 for the Water Main Replacement 2025 Phase 1 project to Shoreline Construction Co., as the lowest responsible and responsive bidder, in an amount not to exceed \$5,429,210, plus all applicable taxes (CIP Plan Nos. W-16 & W-67).

Lucy Liu, Director, 452-4445

Dave Baisch, Assistant Director of Engineering, 452-2011

Utilities Department

EXECUTIVE SUMMARY**ACTION**

This motion will reject bid protest from Fury Site Works and award Bid No. 25061 to Shoreline Construction Co. for the Water Main Replacement 2025 Phase 1 project.

RECOMMENDATION

Move to reject bid protest from Fury Site Works and award Bid No. 25061 for the Water Main Replacement 2025 Phase 1 project to Shoreline Construction Co.

BACKGROUND/ANALYSIS

The Water Main Replacement program has been ongoing for many years and is a major component of Utilities' proactive strategy for renewal and replacement of aging infrastructure. Replacement of aging water mains reduces the risk of pipeline failures that result in customer impacts and potential property damage. This project will replace approximately 11,310 linear feet of aging and undersized water main pipe in the Utilities service areas of Bellevue and Clyde Hill. The project will also replace pressure reducing valve station #101086 which is located adjacent to the watermain replacement work on NE 28th Place. Utilities has coordinated with individual property and business owners to minimize construction impacts to their respective properties and the neighborhood.

The City received 11 bids. The low bidder, Shoreline Construction failed to include a signed Addendum 1 in their submittal. The second low bidder, Fury Site Works submitted a protest letter requesting the City reject Shoreline's bid due to the missing signed Addendum 1. City staff reviewed the bid documents submitted by the low bidder and deemed the missing signed Addendum 1 to be an immaterial irregularity which the City has the right to waive and award the low bid by Shoreline Construction. The City is satisfied that Shoreline Construction was aware of the addendum, included it in its bid price, and intends to complete all work consistent with the addendum.

Bids were opened on August 14 and are as follows. Please note, these bid amounts do not include Washington State sales tax on applicable bid items.

Contractor	Bid (excluding taxes)
<i>Shoreline Construction Co.</i>	<i>\$5,429,210.00</i>
<i>Fury Site Works, Inc.</i>	<i>\$5,782,142.38</i>
<i>Kar-Vel Construction</i>	<i>\$6,238,762.00</i>
<i>Active Construction Inc</i>	<i>\$6,260,325.01</i>
<i>Earthwork Solutions LLC</i>	<i>\$6,270,049.71</i>
<i>Sunset Grill Construction</i>	<i>\$6,618,349.03</i>
<i>R.W. Scott Construction Co</i>	<i>\$6,892,583.00</i>
<i>Ryatt Construction, LLC</i>	<i>\$6,894,542.50</i>
<i>Pacific Civil & Infrastructure</i>	<i>\$7,532,640.50</i>
<i>Pivetta Brothers</i>	<i>\$7,772,354.10</i>
<i>CR Construction</i>	<i>\$7,438,521.00</i>
Engineer's Estimate	\$7,248,780.00

The bid from Shoreline Construction is approximately \$1,819,570 or 25 percent under the Engineer's estimate. Staff performed an in-depth analysis of the bid as compared to the Engineer's estimate and have found the bid to be responsive and the low bidder to be responsible.

To the best of staff's knowledge, all factors that normally contribute to construction expenses have been accounted for in the plans and in the Engineer's estimate. It is our experience that construction projects of this type usually result in some amount of field changes. Such claims are rigorously reviewed and only those that are clearly necessary to accomplish the intent of the contract, but have not been provided for, will be paid.

POLICY & FISCAL IMPACTS

Policy Impact

City Comprehensive Plan policies: Provide reliable water service for domestic use, fire flow protection, and emergencies.

Utilities Department policies: To invest resources as necessary to construct, maintain and renew water system infrastructure and equipment so that Utility customers are provided with consistent, reliable service.

Utilities Department practice: Replace small diameter asbestos cement water main installed in the late 1940's through 1960's to reduce the possibility of water main breaks as well as other small diameter water pipes of varying materials determined by City Staff to be at high risk of failure; CIP Plan No. W-16 Water Main Replacement Program has been designated to do this. Install pressure reducing valves to provide increased water system operational control when needed; CIP Plan No. W-67 Pressure Reducing Valve (PRV) Station Rehabilitation Program has been designated to do this.

Bellevue City Code 4.28.040 requires the City to competitively bid public works in accordance with City Codes and state law. Council approval is required to award the bid where the cost exceeds \$350,000. Council approval is also required to reject any or all bids.

Fiscal Impact

Awarding this bid commits the City to payment of \$5,429,210, plus all applicable taxes. This contract is

primarily funded through the Water Main Replacement Program (CIP Plan No. W-16) and partially through the Pressure Reducing Valve (PRV) Station Rehabilitation Program (CIP Plan No. W-67). Sufficient funds have been budgeted to fund this contract in the 2025-2030 Utilities Capital Improvement Program (CIP) Budget.

OPTIONS

1. Reject the bid protest from Fury Site Works and award Bid No. 25061 for the Water Main Replacement 2025 Phase 1 project to Shoreline Construction Co., as the lowest responsible and responsive bidder, in an amount not to exceed \$5,429,210, plus all applicable taxes (CIP Plan Nos. W-16 & W-67).
2. Reject all bids and provide alternate direction to staff.

ATTACHMENTS

- A. Vicinity Map

AVAILABLE IN COUNCIL LIBRARY

N/A