

**RESOLUTION NO. 2012 - 17**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ROHNERT PARK  
REJECTING SUPERIOR GUNITE'S BID AS NON-RESPONSIVE AND AWARDING  
THE CONTRACT FOR THE SEWER SIPHON LINING PROJECT TO INSITUFORM  
TECHNOLOGIES, INC.**

**WHEREAS**, investigation of the City's older parallel sewer force main along Laguna de Santa Rosa requires sliplining and rehabilitation to provide redundancy for the existing system (hereinafter the "Sewer Siphon Lining Project");

**WHEREAS**, City prepared an invitation for bids and specifications for the Sewer Siphon Lining Project and estimated the bids would be below the \$175,000 threshold set by the Uniform Construction Cost Accounting Procedures ("UCAP"), which governs the City's informal bidding procedures as provided for in Rohnert Park Municipal Code section 3.04.12;

**WHEREAS**, on December 8, 2011 the City sent out an invitation for informal bids for the Sewer Siphon Lining Project and received three bids which ranged from \$148,250 to \$249,227;

**WHEREAS**, the apparent low bidder, Superior Gunite, did not include sufficient experience references in their bid with the same lining material proposed as required by the contract documents and failed to adequately remedy this omission upon request;

**WHEREAS**, pursuant to Section 2.6 of the General Provisions of the Specifications, incomplete proposals such as Superior Gunite's may be rejected as non-responsive;

**WHEREAS**, the second low bidder, Insituform Technologies, submitted a bid of \$182,200, which staff has reviewed and determined to be responsive;

**WHEREAS**, the UCAP provides, pursuant to Public Contracts Code section 22034, that the City Council may award a contract for a value of up to \$187,500 to the lowest responsive and responsible bidder by a four-fifths vote;

**NOW, THEREFORE, BE IT RESOLVED** the above-referenced recitals are true and correct and material to this Resolution.

**BE IT FURTHER RESOLVED** that in making its findings the City Council relied upon and hereby incorporates by reference all of the bid materials, correspondence, staff reports and all other related materials.

**BE IT FURTHER RESOLVED** that the bid the City received from Superior Gunite for the Sewer Siphon Lining Project is hereby rejected as non-responsive.

**BE IT FURTHER RESOLVED** that the bid submitted by Insituform Technologies is deemed to be responsive.

**BE IT FURTHER RESOLVED** that the City Council hereby finds that Insituform Technology's bid less than \$187,500 and that staff's cost estimate of the Sewer Siphon Lining Project was reasonable.

**BE IT FURTHER RESOLVED** that the City Council, by a four-fifths vote, hereby awards the contract for the Sewer Siphon Lining Project to Insituform Technologies pursuant to

the authority established in Public Contracts Code section 22034 and the Rohnert Park Municipal Code.

**DULY AND REGULARLY ADOPTED** by the City Council of the City of Rohnert Park this 24<sup>th</sup> day of January, 2012.

**CITY OF ROHNERT PARK**

*[Handwritten Signature]*  
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Mayor



**ATTEST:**

*[Handwritten Signature: Carrie Willis]*  
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Deputy

City Clerk

AHANOTU: <u>AYE</u> BELFORTE: <u>AYE</u> CALLINAN: <u>AYE</u> STAFFORD: <u>AYE</u> MACKENZIE: <u>AYE</u> AYES: (5) NOES: (0) ABSENT: (0) ABSTAIN: (0)
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