



COUNTY OF NEVADA
COMMUNITY DEVELOPMENT AGENCY
DEPARTMENT OF PUBLIC WORKS
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Director of Public Works

File: 240.5752 001

NEVADA COUNTY BOARD OF SUPERVISORS
Board Agenda Memo

MEETING DATE: May 10, 2016
TO: Board of Supervisors
FROM: Tim Wood, Senior Civil Engineer/County Surveyor
SUBJECT: Resolution to reject bids and authorize Re-bidding the Maybert Bridge at Canyon Creek Replacement Project– Contract No. 224017 - District V

RECOMMENDATION: Approve Resolution to reject bids and rebid the Maybert Bridge at Canyon Creek Replacement Project– Contract No. 224017

FUNDING: Project is budgeted in the Fiscal Year 2015/16 Capital Improvement Budget (CIP) in the amount of \$945,000 for construction and construction engineering support. Project is funded with 88.53% Federal funds and a 11.47% local match funded by State Exchange funds. There is no impact on the General Fund and no budget amendment is needed.

BACKGROUND: On March 8, 2016, the Board of Supervisors adopted Resolution No. 16-106 approving the bidding documents and authorizing the bid solicitation for the Maybert Bridge at Canyon Creek Replacement Project. Three bids for this project were opened for the project on Tuesday April 19, 2016. Two bids were received at the Auditor's office in accordance with the Notice to Bidders. One bid was received at the location of the bid opening – the Providence Room – as shown on the cover of the Bid Book. All bids were over the Engineer's Estimate. The ambiguity in the bid opening led to a bid protest by one of the bidders alleging that the bid that accepted at the Providence Room should be invalid and rejected.

Following review of the California Public Contract Code, County procedures and case law, County Counsel recommends the County reject all three bids and re-bid the project. The reasons for the bid rejection are 1) all bids were over the Engineer's Estimate, and 2) questions raised about the bid opening process. No changes to the plans and specifications have been made since the original approval.

Item Initiated by: Tim Wood, Sr. Civil Engineer/County Surveyor

Approved by: Steven Castleberry, Director

Submittal Date: April 25, 2016

Revision Date: