



APPROVED
BY THE CITY COUNCIL

JUN 30 1998

OFFICE OF THE
CITY CLERK

1.8

DEPARTMENT OF
UTILITIES

ENGINEERING SERVICES

CITY OF SACRAMENTO
CALIFORNIA

CO98-083

5770 FREEPORT BLVD.
SUITE 100
SACRAMENTO, CA
95822-2911

PH 916-433-6318
FAX 916-433-6652

June 12, 1998

City Council
Sacramento, California

Honorable Members in Session:

**SUBJECT: SUMP 33 SWITCHGEAR REPLACEMENT PROJECT (PN: WH21) -
APPROPRIATE FUNDS OF \$135,687 AND CONTRACT AWARD TO STEINY AND
COMPANY, FOR AN AMOUNT NOT TO EXCEED \$159,900**

LOCATION AND COUNCIL DISTRICT:

The construction funded by this contract will affect Sump 33, which is located near Meadowview Road and 22nd Street within Council District 8 (see enclosed map).

RECOMMENDATION:

Staff recommends that the City Council adopt the attached resolution to:

- Appropriate funds of \$135,687 from the Storm Drainage Fund Contingency Reserve to the Sump 33 Switchgear Replacement Project (PN: WH21).
- Accept the responsive low bid from Steiny and Company in the amount of \$159,900 and award the contract.

CONTACT PERSON: Gary Reents, Engineering Services Manager, 433-6633
Dave Hansen, Senior Engineer, 433-6627

FOR COUNCIL MEETING OF: June 30, 1998

SUMMARY

Bids were received from two (2) contractors and opened by the City Clerk on May 27, 1998. Steiny and Company was the lowest responsive bidder with a bid of \$159,900.

City Council
June 12, 1998
Sump 33 Switchgear Replacement - Contract Award (PN: WH21)

COMMITTEE/COMMISSION ACTION

None.

BACKGROUND

Sump 33 is designed to collect and pump storm water to Sump 34, which discharges this storm water to the Sacramento River. New switchgear and control equipment will be installed as part of the Department of Utilities' effort to upgrade out-dated electrical equipment at its facilities. The original switchgear was installed in 1956 and is difficult to maintain. The new equipment will incorporate a programmable logic controller which will give the City enhanced monitoring and control capabilities which is especially important during heavy storm events. In addition, Sump 33 will be outfitted with equipment to allow connection to an emergency generator if there is a SMUD power failure.

This project was advertised and bids were received on May 27, 1998. The bids are summarized below:

Contractor	Bid Amount
Steiny and Company	\$159,900
BRC Contruction	\$172,462

- The engineer's construction estimate was \$190,000.
- Staff recommends contract award to Steiny and Company, which met the MBE/WBE goals.
- The estimated completion date is October 16, 1998.

FINANCIAL CONSIDERATIONS

The total project cost including design, construction, inspection and contingency is \$203,957 based on the bid of \$159,900. As of June 10, 1998, the unobligated balance available for this project (425-500-WH21-4820) is \$68,270, which is insufficient for award. Therefore, additional funding of \$135,687 will be required to complete this project. It is recommended that funds for this project be appropriated from the Storm Drainage Fund Contingency Reserve (425-710-7012-4999), in which there is a balance of \$8,477,794 as of June 10, 1998. This appropriation represents a 0.5% impact on rates in order to restore the fund contingency. The Department of Utilities anticipates sufficient fund balance at the end of the fiscal year that a rate increase will not be necessary.

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 Sump 33 Switchgear Replacement - Contract Award (PN: WH21)

ENVIRONMENTAL DETERMINATION

The Planning Services Division, Environmental Section, has reviewed the project and has determined that this project is exempt from CEQA under Section 15301(b) of the CEQA Guidelines. A notice of categorical exemption was filed with the County Clerk on September 18, 1997.

POLICY CONSIDERATIONS

This action is in conformance with City Code sections, 58.03.304, & 58.03.301, which provides that the City Council may award competitively bid contracts to the lowest responsible bidder and "advertising for bidding" requirements respectively.

MBE/WBE

This project included participation goals of 10.57% MBE and 9.5% WBE as required by Resolution 93-619, relating to MBE/WBE participation goals and policies, adopted by the City Council on November 2, 1993. Award of the project is contingent upon the responsive low bidder either meeting these project MBE/WBE participation goals or making documented good faith efforts towards meeting the project goals. The responsive low bidder, Steiny and Company, met the MBE/WBE goals.

The MBE/WBE participation achieved by all bidders as identified in their bids is listed in the following table:

Contractor	Bid Amount	MBE		WBE		Good Faith Effort
		\$	%	\$	%	
Steiny & Company	\$159,900	16,920	10.58	15,240	9.53	Not Required
BRC Construction	\$172,462	0	0	4,125	2.39	Required

City Council
June 12, 1998
Sump 33 Switchgear Replacement - Contract Award (PN: WH21)

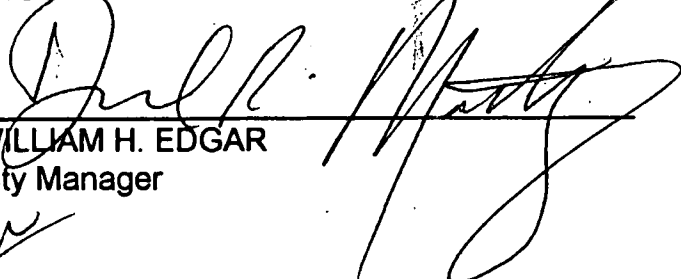
The cumulative MBE and WBE participation goal for the Department of Utilities is 3.79% and 3.06% respectively.

Respectfully submitted,



Gary A. Reents
Engineering Services Manager

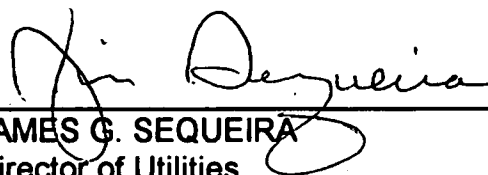
RECOMMENDATION APPROVED:



WILLIAM H. EDGAR
City Manager



APPROVED:



JAMES G. SEQUEIRA
Director of Utilities

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APPROVED
BY THE CITY COUNCIL

JUN 30 1998

OFFICE OF THE
CITY CLERK

RESOLUTION NO. 98-317

ADOPTED BY THE SACRAMENTO CITY COUNCIL

ON DATE OF _____

RESOLUTION APPROPRIATING FUNDS IN THE AMOUNT OF \$135,687 FOR THE SUMP 33 SWITCHGEAR REPLACEMENT PROJECT (PN: WH21) AND AUTHORIZING THE CITY MANAGER AND CITY CLERK TO EXECUTE A CONSTRUCTION CONTRACT WITH STEINY AND COMPANY IN THE AMOUNT OF \$159,900

BE IT RESOLVED BY THE SACRAMENTO CITY COUNCIL THAT:

1. Funding in an amount of \$135,687 be transferred from the Storm Drainage Fund Contingency Reserve (425-710-7012-4999) to the Sump 33 Switchgear Replacement Project (425-500-WH21-4820).
2. The City Manager and City Clerk are authorized to sign and execute a construction contract with Steiny and Company for the Sump 33 Switchgear Replacement Project (PN: WH21) for an amount not to exceed \$159,900.

MAYOR

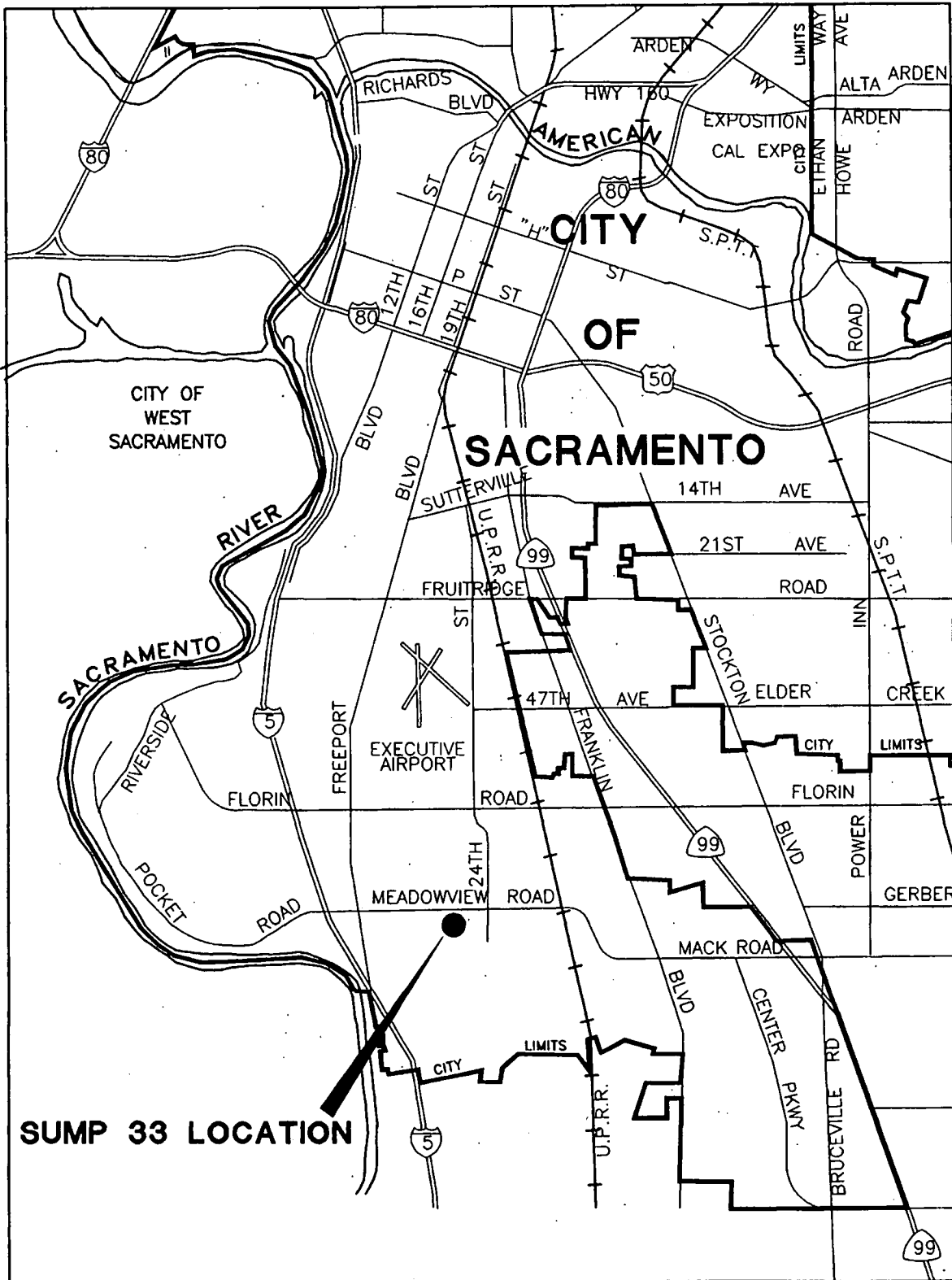
ATTEST:

CITY CLERK

FOR CITY CLERK USE ONLY

RESOLUTION NO. _____

DATE ADOPTED: _____



NO SCALE

VICINITY MAP

1.8

BRC CONSTRUCTION, INC.
2531 DANUBE DRIVE
SACRAMENTO, CA 95821
(916) 488-4594 FAX: (916) 487-5527
CONTRACTORS LICENSE #618800

FAX COVER SHEET

FAX: 264-7672

TO: CITY CLERK
CITY OF SACRAMENTO

RE: SUMP 33 SWITCHGEAR REPLACEMENT PN: WH21

FROM: ROGER PATRICK
PRESIDENT

MESSAGE:

Submitting Bid Protest on above referenced project. Copy also being faxed to Mr. Paul Barnes, Project Manager. Thank you for your prompt attention to this matter. If you have any questions, I can be contacted at the above phone or fax numbers.

DATE: June 2, 1998

PAGES: 2

BRC CONSTRUCTION, INC.
2531 DANUBE DRIVE
SACRAMENTO, CA 95821
(916) 488-4594 FAX: (916) 487-5527
CONTRACTORS LICENSE #618800

June 2, 1998

City of Sacramento
Office of the City Clerk
915 I Street, Room 304
Sacramento, CA 95814

RECEIVED
CITY CLERK'S OFFICE
CITY OF SACRAMENTO
JUN 3 8 59 AM '98

BID PROTEST

PROJECT: SUMP 33 SWITCHGEAR REPLACEMENT
PN: WH21
BID DATE: MAY 27, 1998
BIDS REQUESTED BY: DEPARTMENT OF UTILITIES
ENGINEERING SERVICES DIVISION

Gentlemen

We are requesting the bid from Steiny and Company, Inc., on the above referenced project, be disqualified for the following reasons

Steiny and Company, Inc., listed Rose Supply Company as their MBE/ WBE supplier. I would like to know how Steiny and Company could be purchasing nearly \$60,000.00 worth of material from Rose Supply when she was never quoted a price for Switchgear from the only source that was bidding this job. She was not a plan holder, nor was she given a quote from the sole source PLC from Saber Engineering.

Our sources tell us that she was never quoted a price on any of the last three (3) Sump projects that were put out for bid. We have also heard about other Contractors listing Rose Supply Company in order to meet their MBE/ WBE goals. They then purchase the material from other sources and mail her a check, or send cash, for the use of her MBE/ WBE status.

We sincerely hope the City of Sacramento will not allow this type of contracting. Thank you

Sincerely,



ROGER PATRICK
President

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