RESOLUTION NO. _____

A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE, CALIFORNIA REJECTING ALL BIDS, DISPENSING WITH COMPETITIVE BIDDING AND AUTHORIZING THE DIRECTOR OF PUBLIC WORKS OR DESIGNEE TO NEGOTIATE WITH ONE OR MORE BIDDERS THAT SUBMITTED BIDS FOR THE FREMONT PARK RENOVATION PROJECT, SPECIFICATION NO. 3624R, IN ORDER TO MAKE A RECOMMENDATION FOR AWARD OF A CONSTRUCTION CONTRACT

WHEREAS, on October 8, 2019, the Council adopted Resolution No. 19-135, adopting plans and specifications for the Fremont Park Renovation Project, Specification No. 3624; and

WHEREAS, the original procurement was cancelled due to an evaluation of the turf field materials for the Project, wherein a final determination was made to use Shaw artificial turf materials; and

WHEREAS, the Project was re-advertised following revision of the specifications to include Shaw artificial turf materials; and

WHEREAS, a job walk was hosted by the Public Works Department on November 2, 2022; and

WHEREAS, the Public Works Department received 5 bids for the Project by the January 11, 2023 deadline; and

WHEREAS, a detailed review of the bids revealed that all bids were non-responsive, including that of the apparent low bidder; and

WHEREAS, four of the five bids exceeded the City's anticipated engineer's estimate for the Project;

WHEREAS, Public Works Department staff believes that a collaborative negotiation with one or more firms that submitted bids would allow the contractor(s) to better understand the project requirements and eliminate excessive contingencies that the contractor(s) may have included in their original bid; and

WHEREAS, with any delay, the City risks stalling the current momentum and various project factors including competition, construction pricing, permitting, and project budget; and

WHEREAS, negotiating a bid price would expedite the initiation of the construction phase as opposed to updating plans and specifications and rebidding, allow for further value engineering of project elements, preserve the designs and permitting already approved, provide the best price for the work, and would ensure a conforming bid and contract; and

WHEREAS, Glendale City Charter, Article VI, Sec. 9 provides an exemption to competitive bidding where the Council determines it is in the best interest of the City to dispense with competitive bidding; and

WHEREAS, the Project has significant momentum due to City Council support, investment of staff resources, execution of support contracts, and project expenditures to date and in order to maintain the progress of the project, and obtain the best contractor, materials and labor during a time when contractors, labor and materials are becoming increasingly in higher demand, and staff believes it is in the City's best interest to dispense with competitive bidding, reject all bids and negotiate with one or both of the bidders that submitted bids on January 11, 2023, in the effort to execute a contract within the City's financial resources.

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF GLENDALE:

Section 1. The foregoing facts are deemed to be true and correct, and are a basis for rejecting the bids, dispensing with competitive bidding, and authorizing the Director of Public Works or his designee to directly negotiate with one or more bidders that submitted bids.

Section 2. The Council hereby:

A. Rejects all bids for the Project;

B. Dispenses with competitive bidding; and

C. Authorizes the Director of Public Works or his designee to directly negotiate with one or more firms that submitted bids in order to recommend a construction contract within the City's resources.

Adopted this _____ day of _____, 2023.

_____
Mayor, City of Glendale

ATTEST:

_____
City Clerk

STATE OF CALIFORNIA)

COUNTY OF LOS ANGELES)

CITY OF GLENDALE)

I, Suzie Abajian, Ph.D., City Clerk of the City of Glendale, certify that the foregoing Resolution No. _____ was Adopted by the Council of the City of Glendale, California, at a regular meeting held on the _____ day of _____, 2023, the same was adopted by the following vote:

Ayes:

Noes:

Absent:

Abstain:

_____
City Clerk