

Sponsor: Brown / Jones

ORDINANCE NO. 40-14

AN ORDINANCE OF THE LEGISLATIVE AUTHORITY OF THE CITY OF JACKSON, OHIO TO ACCEPT THE BID OF NEW RIVER ELECTRICAL CORPORATION FOR THE 13.2kV CIRCUIT #3 AND 3A CONVERSION FOR THE CITY OF JACKSON AS IT WAS THE LOWEST AND BEST RESPONSIVE BID SUBMITTED AND DECLARING AN EMERGENCY.

WHEREAS, in response to a request for bids for a 13.2kV Circuit #3 and 3A Conversion for the City of Jackson, bids have been reviewed and a determination has been made as to the lowest and best responsive bid; and

WHEREAS, it has been determined that the lowest and best responsive bid was from New River Electrical Corporation of 6005 Westerville Road, Westerville, Ohio 43081, for the 13.2kV Circuit #3 and 3A Conversion for a cost of \$3,738,246.62 with \$560,753.38 in contingencies for a total amount not to exceed \$4,299,000.00 and to be paid from account #731-7555-54005; and

WHEREAS, the immediate passage of this ordinance constitutes an emergency as delay may cause an increase in price due and for the further reason that the immediate completion of the 13.2kV Circuit #3 and 3A Conversion will be beneficial to the operation of City services and is necessary for the preservation of the public's health, safety and welfare.

NOW, THEREFORE, BE IT ORDAINED AS FOLLOWS:

Section 1. The legislative authority of the City of Jackson hereby authorizes the Mayor or Director of Service and Public Safety of the City of Jackson, Ohio to accept the bid submitted and to award a contract to New River Electrical Corporation for a maximum cost of \$3,738,246.62 with \$560,753.38 in contingencies for a total amount not to exceed \$4,299,000.00 and to be paid from account #731-7555-54005.

Section 2. This matter is hereby declared to be an emergency necessary for the immediate preservation of the public peace, health or safety of the City of Jackson, Ohio.

Section 3. In the event this Ordinance receives a majority vote for passage but fails to receive the required number of votes to pass as an emergency, then this Ordinance shall be deemed to have passed but with no emergency clause, and shall take effect at the earliest time permitted by law.

It is hereby found and determined that all formal acts of this council concerning and relating to adoption of this Ordinance were adopted in an open meeting of this council and that the deliberations of the council and any of its committees resulted in such formal action, wherein meeting open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

PASSED AND ADOPTED by the Legislative Authority of the Political Subdivision on this 12th day of May, 2014.



President of Council

ATTEST:



Clerk of the Legislative Authority

Approved this 12th day of May, 2014.



Mayor



May 1, 2014

City of Jackson, Ohio
Memorial Building, 145 Broadway
Jackson, Ohio 45640

Attn.: Mr. Bill Sheward
Director of Public Service/Safety

Refr.: City of Jackson
13.2kV Circuits 3 & 3A Conversion Rebid, Contract No. OH-2014-EL2

Dear Mr. Sheward,

A total of two (2) bids were received for the aforementioned project on April 24, 2014. Both of the bids fell within the limits established by State of Ohio Law regarding being awardable. The apparent low bid was submitted by New River Electrical Corporation, 6005 Westerville Road, Westerville, OH 43081. The written amount for both circuits totaled \$3,737,514.56. However, summation of unit pricing shows that there is a \$732.06 difference in unit totals versus the written amount. This leads to a total bid amount of \$3,738,246.62. The Engineer's Estimate of Probable Cost was published as \$4,068,855.00 for both circuits, placing the bid amount at 8.13% below estimate.

After performing a review of the bid forms and information provided, as well as checking the bid tabulations, Varo Engineers, Inc. sees no irregularities that would preclude the City of Jackson from entering into contract with New River Electrical Corporation. Furthermore, after a review of their stated clarifications, Varo Engineers, Inc. sees no reason not to immediately proceed with award of this contract to New River Electrical Corporation. Varo Engineers, Inc. has not performed a detailed review of the Bid Bond and would recommend that the City of Jackson legal staff review and provide comment as necessary.

Based upon our review and assuming that the City of Jackson has no legal objection or concerns regarding this bid, Varo Engineers, Inc. recommends that the City of Jackson enter into contract with New River Electrical Corporation for the 13.2kV Circuits 3 & 3A Conversion Project for an amount of \$3,738,246.62 at its earliest convenience.

Varo Engineers, Inc. also recommends that the City of Jackson appropriate an additional fifteen percent (15%) of the bid total to be used for contingency purposes. This could include unidentified work, emergency work, or possibly work unable to be determined such as rock excavations during trenching, etc. In this case, the appropriation by Council should total \$4,299,000.00 which represents roughly a 15%

contingency amount. It is recommended that the difference of the appropriation and the New River Electrical Corporation contract, \$560,753.38 should remain in a separate account available to fund such contingencies deemed worthy of additional payment. This worthiness would be based upon a review of Contractor requests by the City of Jackson and Varo Engineers, Inc.

If you should have any questions or comments, please do not hesitate to contact me.

Sincerely,

Jeffery D. Keller

Jeffery D. Keller, PE
Group Manager - Electrical

Cc: Larry Fisher, Superintendent, City of Jackson.

File: Circuits 3 and 3A Rebid Letter of Recommendation 2014-05-01.DOC

MINUTES OF BID OPENING

City of Jackson, Ohio

BID NO.

ORD. NO. APPROVED ON

TITLE OF BID

Bid # 3-14 Circuits #3 & #3A Rebid
4/17/14 @ 2pm Service Director's Office

DATE

DATE APPROVED

LOCATION

TIME

BIDDER	AMOUNT OF BID	ALTERNATE BID	REMARKS
U.S. Utility Contractors Co. Inc.	Feeder #1 2-1 \$ 312,827.35 2-2 \$ 1,601,108.80 3-1 \$ 20,000.20 Grand Total \$ 3,742,766.43		Feeder #2 2-1 \$ 284,062.00 2-2 \$ 1,495,726.12 2-3 \$ 29,040.96 Total Base Bid \$ 1,808,829.08 Bid #2
New Line Electrical Corp. Inc.	Feeder #1 2-1 \$ 283,832.83 2-2 \$ 1,572,041.53 3-1 \$ 13,955.27 Grand Total \$ 3,737,514.56		Feeder #2 2-1 \$ 285,222.80 2-2 \$ 1,571,723.35 2-3 \$ 10,132.78 Total Base Bid \$ 1,867,678.93 Feeder #1 Total Base Bid \$ 1,867,678.93

SUBMITTED BY:

Andrew Johnson
Andy Anderson