

To: MVTA Board

Date: May 20, 2009

From: Lois Spear

Re: Award Construction Contract for the Driver Assist Simulator Room at
BBG

Requested Action

Approve awarding a contract to EFH Co. at a cost of \$49,928 for construction of the Driver Assist Simulator Room at BBG contingent upon approval by Met Council of the DBE requirements. Declare the second low bid of \$70,000 by Commercial Systems as non-responsive because no DBE information was supplied. Declare the third low bid of \$71,400 by GenCon Corporation as non-responsive because not all line items of the bid were filled in. If the DBE requirements are not met by EFH Co., declare EFH Co. non-responsive and award the contract to Construction Results Corp at a bid of \$76,650 contingent upon approval by the Met Council of the DBE requirements. If the DBE requirements are not met by Construction Results Corp, declare Construction Results Corp. non-responsive and award the contract to Ebert Construction at a bid of \$77,468 contingent upon approval by the Met Council of the DBE requirements.

Background

On April 6, 2009, MVTA advertised for bids for construction of the drive assist simulator room at BBG with the bid opening scheduled on May 7, 2009. This contract calls for the contractor to do interior demolition and renovation to convert existing office, conference room and copy room space to a bus driver training simulator space. Included in the renovation is the addition of a new roof-top air handling unit and associated ductwork for the space.

On May 7, the bids were opened. There were 7 bidders with the bids ranging from \$49,928 to \$97,590 for construction. The bid documents of the apparent low bidders were reviewed for responsiveness to the bidding documents. The first low bidder, EFH Co.'s selected DBE is not a DBE. However, their Good Faith Effort will be reviewed by Met Council so it is recommended that they be awarded the contract on a contingent basis. The second low bidder, Commercial Systems did not submit the required DBE information so it is recommended that they be declared non-responsive. The third low bidder, GenCon Construction, did not fill in all line items on the bid so therefore it is recommended that their bid be declared non-responsive. The fourth low bidder was Construction Results Corp. Their bid documents were reviewed and their bid is responsive except for the DBE requirements which are still being reviewed. It is recommended that if EFH's bid is found to be non-responsive, Construction Results Corp. be awarded the bid at a cost of \$76,650 contingent upon DBE approval. Finally, if Construction Results's bid is found to be non-responsive, Ebert Construction be awarded the bid at a cost of \$77,468 contingent upon DBE approval.

Impact

This project is funded by UPA and State Bond funds.

Recommendation

It is recommended that the Board approve awarding the contract for the construction to EFH Co. at a cost of \$49,928 for construction of the Driver Assist Simulator Room at BBG contingent upon approval by Met Council of the DBE requirements. It is further recommended that the Board declare the second low bid of \$70,000 by Commercial Systems as non-responsive because no DBE information was supplied. It is further recommended that the Board declare the third low bid of \$71,400 by GenCon Corporation as non-responsive because not all line items of the bid were filled in. It is also recommended that the Board, if the DBE requirements are not met by EFH Co., declare EFH Co. non-responsive and award the contract to Construction Results Corp at a bid of \$76,650 contingent upon approval by the Met Council of the DBE requirements. Lastly, it is recommended that the Board, if the DBE requirements are not met by Construction Results Corp, declare Construction Results Corp. non-responsive and award the contract to Ebert Construction at a bid of \$77,468 contingent upon approval by the Met Council of the DBE requirements.