

Add info # 29

Protest on Item 29 Chandler heights Police Substation K9 Expansion

Mike Mandt

to:

Erica Barba

04/24/2013 03:56 PM

Cc:

Dawn Lang, Mary Wade, Sandra McGee, Robert Zeder, Bob Fortier, Rommel Cordova

Show Details

APR 25 2013

The City received the attached protest on the K9 Expansion. The protest has been reviewed by Purchasing, Capital Projects and Law. Staff is denying the protest. A copy of the response is attached.

Mike Mandt

City of Chandler, Purchasing

Mail Stop 901, PO Box 4008

Chandler, AZ 85244-4008

Phone 480.782.2406

Fax 480.782.2410

michael.mandt@chandleraz.gov



D & K ENTERPRISES LLC

ROC # 256979, 256978, 256980

April 17, 2013

City of Chandler
Attn: Purchasing
175 S. Arizona Avenue
Chandler, AZ 85225

Re: Protest of Award
Project #PD1203-402

To Whom It May Concern:

D&K Enterprises, LLC believes it was the low responsive bidder on the above project and should be awarded the contract for the following reasons.

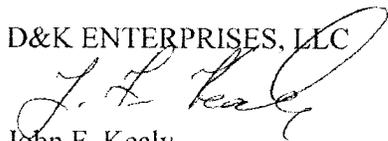
All instructions in the bid document stated in Section 11 were complied with by D&K. All signatures were signed, all addenda were submitted
Bid Bond, Non-Collusion Certificate were submitted
Bid Price sheet was submitted per the form with the Unit as a Lump Sum, then a line drawn through the "Unit Price" column and then added showing the "Extended Price".

As you are aware, in a "Lump Sum" scenario, the unit price and the extended price will be the same.

Again, we ask for your consideration in awarding D&K the Contract as the low responsive bidder.

Thank you,

D&K ENTERPRISES, LLC


John F. Kealy

517 S Lebaron Street Mesa, AZ 85210
Phone – 602-241-6600 * Fax – 480-248-9158



Chandler • Arizona
Where Values Make The Difference

April 24, 2013

John F. Kealy
D&K Enterprises
517 S. Lebaron Street
Mesa, AZ 85210

RE Protest of Award for Chandler Heights Police Substation K9 Expansion PD1203-402

Dear Mr. Kealy,

The City has reviewed your protest dated April 17, 2013 and finds no legal basis to change the award recommendation.

Protests must be filed with the Purchasing Office within 5 calendar days of the first posting of the award recommendation. The first award recommendation was posted April 10, 2013. Protests must be filed with the Purchasing office by April 15, 2013. Your protest was submitted to the Capital Projects Division on April 17, 2013. Therefore your protest is not timely.

Additionally, your bid did not include unit pricing in 14 line items. The Instructions to Bidders clearly state that bids submitted with blank unit prices will be considered non-responsive. The same criteria was used to evaluate other bidders as well.

Your protest is denied for the reasons stated above. If you have any questions please feel free to contact me.

Sincerely

Mike Mandt
Purchasing Supervisor, Acting.

CC.
Bob Fortier, Capital Projects Manager
Sandy McGee, Assistant City Attorney



Chandler
Mailing Address
Mail Stop 901
PO Box 4008
Chandler, Arizona 85244-4008

Purchasing Division
Telephone (480) 782-2400
Fax (480) 782-2410
Web www.chandleraz.gov

Location
Third Floor
175 South Arizona Avenue
Chandler, Arizona 85225



**PURCHASING ITEM
FOR
COUNCIL AGENDA
Memo No. CP13-176**

1. Agenda Item Number:
Rep1 #29
2. Council Meeting Date:
April 25, 2013

TO: MAYOR & COUNCIL

3. Date Prepared: April 10, 2013

THROUGH: CITY MANAGER

4. Requesting Department: Police Department

5. SUBJECT: Project No. **PD1203-402** Chandler Heights Police Sub-station K9 Expansion

6. RECOMMENDATION: Staff recommends Council award a construction contract to August Building company for the Chandler Heights Police Sub-station K9 Expansion, Project No. PD1203-402, in an amount not to exceed \$ 77,551.00

7. BACKGROUND/DISCUSSION: The Chandler Heights Police Sub-Station currently has three outside chain-link kennels which are open to the elements and fail to provide a year round safe environment for the rehab of police K9's. This project will create a climate controlled area where the police K-9 dogs can rehab and be cared for when handlers are in the station or on vacation. This contract will enclose approximately 326 square feet of the K9 area, which is located at the north east corner of the Chandler Heights Police Sub-station facility. The proposed addition consists of two concrete masonry unit walls with exterior stucco finish to match existing structure, a wood framed flat roof and roofing membrane, new interior lighting, with a single solar tube skylight and exhaust fan, new concrete floor with floor drain and a one (1) ton air conditioning unit.

The construction contract time is 120 days for substantial completion and 145 days for final completion.

8. EVALUATION: On March 28, 2013 Six (6) bids were received and the bids were opened on March 29, 2013. The bid results were as follows:

Contractor	Bid	Contractor	Bid
1. Command Building Co.	\$85,641.00	4. August Building Co.	\$77,551.00
2. Redden Construction Inc.	Non-responsive	5. Venturelli Building & Design	Bid Pulled
3. CR Commercial Contractors	Non-responsive	6. D & K Enterprises	Non-Responsive

The engineer's estimate was \$100,000.

9. FINANCIAL IMPLICATIONS:

Funding for this purchase is available in the amount of \$77,551.00 in account 202-2010-6210 (Forfeiture Fund-Police Administration-Construction).

10. PROPOSED MOTION: Move Council award a construction contract to August Building company for the Chandler Heights Police Sub-station K9 Expansion, Project No. **PD1203-402**, in an amount not to exceed \$ 77,551.00 and authorize the Mayor to sign the contract documents.

ATTACHMENTS: Location Map

APPROVALS

11. Requesting Department

Edward Upshaw C9

Edward Upshaw, Police Commander

13. Department Head

Sherry Kiyler

Sherry Kiyler, Police Chief

12. Transportation & Development

Bob Fortier

Bob Fortier, Capital Projects Manager

14. City Manager

Rich Dlugas

Rich Dlugas



**PURCHASING ITEM
FOR
COUNCIL AGENDA
Memo No. CP13-176**

1. Agenda Item Number:
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2. Council Meeting Date:
April 25, 2013

TO: MAYOR & COUNCIL

3. Date Prepared: April 10, 2013

THROUGH: CITY MANAGER

4. Requesting Department: Police Department

5. SUBJECT: Project No. PD11203-402 Chandler Heights Police Sub-station K9 Expansion

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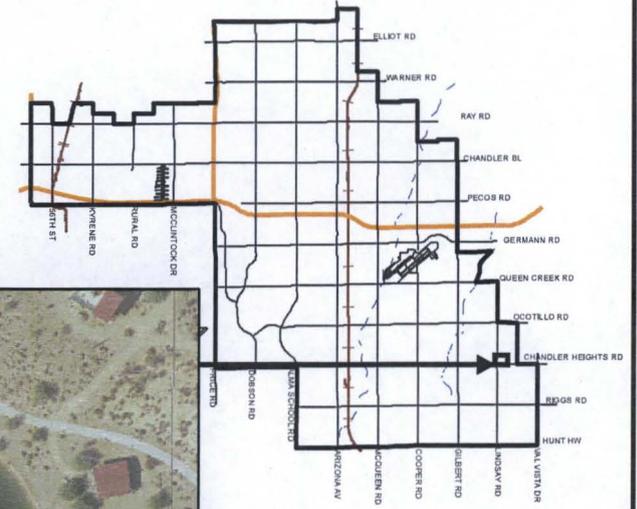
Bob Fortier, Capital Projects Manager

14. City Manager

Rich Dlugas



CHANDLER HEIGHTS POLICE SUBSTATION K-9 EXPANSION PROJECT NO. PD1203-402



MEMO NO. CP13-176

 PROJECT SITE



NTS
ChangGIS