

CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

March 19, 2019

Agenda Item: 6.1

Subject: Approval to Reject all Bids of Bid No. 19-05, Measure A & District-Wide Prop 39 Funds, Power Metering Project

Background: The project consists of the addition of individual building electrical metering for all buildings at the Chabot College and Las Positas College and connection to the existing building management system for data collection and reporting. The invitation for bid was in accordance with state public bidding requirements. On January 30, 2019 and February 7, 2019 mandatory bid walks were held and attended by seven (7) interested parties. The public bid opening held at the District Office on February 28, 2019 resulted in the following bid amount:

<u>Bidder</u>	<u>City, State,</u>	<u>Bid Amount</u>
Prime Electric, Inc.	San Jose, CA	\$779,402.00

An evaluation of the apparent lowest bidder was done by staff. This results in a recommendation to reject the bid from Prime Electric, Inc. of San Jose, CA as the lowest responsible and responsive bidder, due to lack of budget. The power of the public agency to reject all bids received through competitive bidding is well recognized. In regard to competitive bidding for public works projects, the public agency must award to the lowest responsive responsible bidder or reject all bids (Public Contract Code 20111 and 20651). California case law authority is fully supportive.

Recommended Action: That the Board of Trustees REJECT all bids for proposed Award of Bid No. 19-05, District-Wide Prop 39, Power Metering Project, including the single bid received from Prime Electric, Inc. of San Jose, CA in the amount of \$779,402.00.

Funding Source: Prop 39 Grant Funds and Measure A

Submitted: Owen Letcher/Date

Approved: Ronald P. Gerhard/Date

_____ APROVED

_____ DISAPPROVED

_____ TABLED