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**BID WAIVER INFORMATION FORM  
TO ACCOMPANY LEGISLATION  
(LIMIT YOUR RESPONSE TO THIS SHEET)**

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1. Reasons for waiving City Code bid procedure:

- emergency breakdown causing unplanned need
  - item to be purchased is of a perishable nature
  - need to extend an existing contract
  - there is not enough time to obtain formal bids to satisfy need
  - non-price error on either the bidder's or the City's part in the bid proposal
  - a new law or regulation requires immediate compliance
  - other                     Negotiation of bid requires bid waiver.
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2. Detailed explanation of reason (must be completed by division):

One bid was received from Kokosing Construction Company, Inc. in the amount of \$14,194,840.00. The bid amount was 18% above the Engineer's Construction Cost estimate (\$12,100,000.00) and 21% above the City's budgeted construction amount (\$11,716,000.00). No irregularities were noted in the proposal that would deem it as non-responsive.

Following the bid opening, the project's Design Professional, reevaluated the Engineer's Construction Cost estimate in light of the bid received. The Design Professional determined that the centrifuge manufacturer's quoted equipment and service maintenance agreement prices received and utilized for the Engineer's Construction Cost estimate were too low in comparison to the bid amount and other recent bids for similar equipment.

In discussions with the bidder, it was determined that the bidder would reduce the amount of his bid. As part of the discussions, Kokosing Construction Company, Inc. offered to expand the contract's scope of work and provide selective demolition of the existing thickening centrifuges and ancillary equipment after the new units are in service for a \$200,000 credit to the City. The final amount for the contract is \$13,101,330.00.

The project's Design Professional has reviewed Kokosing Construction Company, Inc.'s proposal and has indicated that "the negotiated price represents a reasonable cost for the work". The project's Design Professional has recommended that the construction contract be awarded to Kokosing Construction Company, Inc.

Waiving of bids to award the construction contract to the lowest bidder, Kokosing Construction Company, Inc., is requested since it would be in the best interest of the City and its sewer ratepayers.

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3. Informal procedure used:

- telephone quotations
  - written quotations
  - negotiations
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4. Informal bids received and prices for each: Only One.

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5. If lowest bid was not accepted, explain criteria for award: See explanation above.

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