

MEMORANDUM

TO: Paul Rakosky
Director of Finance and Management

FROM: Greg J. Davies
Director of Public Utilities

DATE: August 4, 2015

RE: BID RECOMMENDATION – Single Axle Truck Mounted Hydro Excavator with Dedicated CNG - BID PROPOSAL #SA005913/BI006614

Competitive sealed bids were opened on July 9, 2015 and three bids were received. FYDA Freightliner Columbus, Inc. submitted a bid in the total amount of \$355,497.00 and ESEC Corp dba Columbus Peterbilt submitted a primary bid in the total amount of \$377,082.00 and an optional bid in the total amount of \$397,362.00. The Purchasing Office noted during their review that the low bidder, FYDA Freightliner Columbus, Inc. failed to include with their bid submittal the required addenda. As part of the Purchasing Office's review process, FYDA Freightliner Columbus, Inc. was contacted on July 14, 2015 and received written email confirmation that the addenda omission was inadvertent and that they are in full compliance with the specifications. The Purchasing Office determined that the omission of the addenda by FYDA Freightliner Columbus, Inc. was a material omission and the bid submittal was determined to be non-responsive.

The Department of Public Utilities, Division of Water completed a subsequent review of the bids submitted by FYDA Freightliner Columbus, Inc. and ESEC Corp dba Columbus Peterbilt. FYDA Freightliner Columbus, Inc. was found to be in full compliance of the vehicle specifications. However, taking into account the non-responsiveness of FYDA Freightliner Columbus, Inc., the primary and optional bids from ESEC Corp dba Columbus Peterbilt's bid were also reviewed. The bids submitted from ESEC Corp dba Columbus Peterbilt's were also found to be non-responsive for the following reasons:

ESEC Corp dba Columbus Peterbilt exceptions for Hydro Excavator Body:

3.3.19.1 - DPU requested a 10 yard body. ESEC Corp dba Columbus Peterbilt offered a 9 yard body.



3.3.20.1 - DPU requested an all-aluminum fan. ESEC Corp dba Columbus Peterbilt offered a steel fan.

3.3.20.2 - DPU requested a 'step up' 2 – 1 hydrostatic drive. ESEC Corp dba Columbus Peterbilt offered direct drive.

3.3.22.4 - DPU asked for water pump controls to be at front operator station and on the pendent control. ESEC Corp dba Columbus Peterbilt offered water pump controls at curbside control box.

3.3.24.2 - DPU asked for aluminum or stainless steel storage tank. ESEC Corp dba Columbus Peterbilt offered polyethylene storage tank.

After careful consideration of the City's procurement code, and in consultation with the Purchasing Office, the Department of Public Utilities, Division of Water finds that the material omission did not give the FYDA Freightliner Columbus, Inc. a competitive advantage.

The Department of Public Utilities, Division of Water therefore finds it is in the best interest of our rate payers to reject both bids and to waive the competitive provisions of the procurement code and to ask the Purchasing Office to enter in contract negotiations with FYDA Freightliner Columbus, Inc., the lowest bidder and only bidder found to be in compliance with the vehicle specifications. If negotiations are successful with FYDA Freightliner Columbus, Inc., the Department of Public Utilities recommends that they be awarded this contract.

