



## MEMORANDUM

**TO:** Mayor and City Council Members  
**FROM:** Rudy Garza, Assistant City Manager  
**DATE:** April 18, 2008  
**SUBJECT:** Davenport Lift Station Project

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On the Agenda of the April 24, 2008, City Council Meeting, there is an item for your consideration to authorize the execution of a construction contract with LAUGHLIN-THYSSEN INC. for the construction of the Davenport Lift Station, which is the final phase of the Davenport Wastewater Improvements Project.

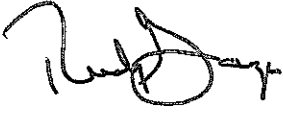
As you may recall, this item was originally posted for Council action at the November 8, 2007 Council Meeting, but was withdrawn by staff before the meeting because there were compliance and responsiveness issues with both the apparent low-bidder and second low-bidder. Additionally, there were allegations by the second low-bidder that the apparent low-bidder was not qualified to perform the work. Staff felt that the bid process was sufficiently compromised and the best course of action was to preserve the integrity of the solicitation process and to once again re-bid the project. Before the project was re-issued, staff clarified the experience needed to make a responsive bid in order avoid any future protests.

On March 6, 2008 the bids for the third bid process were opened. Three firms submitted bids on this project. Laughlin Thyssen was the apparent low bid.

Once again, a representative of the second low-bidder (the same representative from the previous solicitation) is claiming the apparent low-bidder did not meet the minimum qualifications to do the work. Due to the previous experience with trying to award the contract for this project, staff did their due diligence beforehand to ensure the low-bidder was qualified to complete the work.

Based upon review of the low-bidder's experience statement, staff has determined that bid from Laughlin Tyssen is a responsive bid. Therefore staff is making the recommendation to award the contract to the low bidder, Laughlin Thyssen.

If you have any questions or if you would like to discuss in more detail, please let me know.

A handwritten signature in black ink, appearing to read 'Rudy Garza', with a stylized, cursive script.

Rudy Garza  
Assistant City Manager

cc: Marc A. Ott, City Manager