



Department of Public Works
City Engineering Division

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March 18, 2008

Date: March 18, 2008
To: Mayor and Common Council
From: Larry D. Nelson, City Engineer *[Signature]*
Re: Amended Substitute Resolution: Amendment to Legislative File Number 08995 to be introduced from the floor (Dist. 15) at Common Council March 18, 2008

Reasons for this amendment are:

1. Common Council did not award Contract 6105 for Sachs Street and N Marquette Street to the apparent low bidder, "Mandt Sandfill Trust" on February 26 because of questions about the company name, legal status and ability to meet Best Value Contracting (BVC) requirements. Substitute resolution was approved at BPW on March 5 giving Mandt seven days to provide supporting and clarifying information.
2. City Engineer and City Attorney concur that "Mandt Sandfill Trust" did not provide the necessary information to resolve questions about the company name, its legal status and its ability to meet BVC requirements.
3. Delays in awarding the contract have resulted in the current fixed completion dates in the contract being unreasonable. Contractor has also requested an extension on a current contract with the City because of the demands the new contract will make on his work load. City Engineer concurs that the requested extensions are reasonable

Insert the following after the second "BE IT RESOLVED":

BE IT FURTHER RESOLVED, that Mandt Sandfill Trust having failed to meet the conditions set out above, the contract is awarded to R G Huston Company, Inc.; and

BE IT FURTHER RESOLVED, that the City Engineer shall execute a change order to Contract 6105 extending the interim and final completion dates for the contract.