



## PUBLIC WORKS DEPARTMENT

CITY HALL  
10300 TORRE AVENUE • CUPERTINO, CA 95014-3255  
TELEPHONE: (408) 777-3354 • FAX: (408) 777-3333  
CUPERTINO.ORG

### CITY COUNCIL STAFF REPORT

Meeting: May 5, 2020

#### Subject

Reject all bids received for the 2019 Fog Seal Project, (Project No. 2019-104).

#### Recommended Action

1. Receive report on bids for the 2019 Fog Seal Project; and
2. Authorize the Director of Public Works to reject all bids for the 2019 Fog Seal Project.

#### Discussion

The 2019 Fog Seal Project includes approximately 238,000 SY of crack sealing and 155,000 SY of fog seal. Crack sealing is used to fill and seal existing cracks in asphalt. Fog seal is an application of a light coat of oil emulsion that helps seal the top surface of the asphalt. Both treatments are effective in prolonging the life of streets.

Public Works originally issued the advertisement for bids on February 25, 2020 with bids due April 17, 2020. Due to the Santa Clara County (County) public health order to Shelter in Place due to COVID-19, the bid submittal process was changed to electronic opening and moved to April 21<sup>st</sup>. The bid opportunity was noticed in the Cupertino Courier, trade journals and directly to self-listed interested contractors.

Only one bid for the Project was received. Below is a summary of the bid and the Engineer's Estimate:

Bidder	Bid Amount
Graham Contractors	\$ 238,810.06
Engineer's Estimate	\$194,228.02

The bid submitted by Graham Contractors is higher than the Engineer's Estimate.

Due to the lack of response and the high bid amount, Public Works recommends rejecting the bid and re-advertising the project after the County Shelter in Place order is either relaxed or lifted. Re-advertising the project at a later date may result in a more competitive bidding environment and will allow the project to be completed this Fall.

Sustainability Impact

No sustainability impact.

Fiscal Impact

No fiscal impact.

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Prepared by: Jo Anne Johnson, Public Works Project Manager

Reviewed by: Roger Lee, Director of Public Works

Approved for Submission by: Dianne Thompson, Assistant City Manager

Attachments: