



3200 Windy Hill Road
Suite 210 West
Atlanta, Georgia 30339
tel: 404 720-1400

February 6, 2018

Ms. Michelle M. Hatcher, P.E., Director
City of Franklin Water Management Department
124 Lumber Drive
Franklin, Tennessee 37064

Subject: Evaluation of Bids – Franklin WRF Modifications & Expansion Project
COF Contract No. 2017-0264

Dear Ms. Hatcher:

Bids for the above referenced project were received on January 4, 2018, at 2:00 p.m. Central Time and subsequently publicly opened. The bidders and their Total Bids are summarized in the certified Bid Tabulation, three copies of which are attached to this letter. The bids are listed below, and in the attached Bid Tabulation, in numerical order with the low bidder listed first.

Bidder		Total Bid
1	Brasfield and Gorrie, LLC	\$151,245,953
2	Garney Companies, Inc.	\$152,455,400 ¹
3	Kiewit Infrastructure South Co.	\$153,990,000 ¹
4	Judy Construction Company and Smith Contractors, Inc., A Joint Venture	\$176,604,000

¹ Corrected value of the Total Bid. See Page 2 for an explanation of the corrections.

The Engineer's Opinion of Probable Construction Cost (OPCC) was approximately \$108 million based on the last completed OPCC at the completion of the project design in July 2015.

Each bidder acknowledged receipt of the 12 Addenda issued for this project and supplied a Bid Bond in the amount of 5 percent of the Total Bid. Bids for this project are to remain firm for a period of 90 calendar days, excluding Saturdays, Sundays, and legal holidays after the actual date of the opening of the bids; therefore, the bids will expire on May 14, 2018.

Each bidder submitted a Bid Proposal containing the following information as required by the Bid Documents.





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- Bid Form (Section 00300), including Part 1 – Base Bid, Part 2 – Allowance Items, and Part 3 – Bid Summary
- Bid Security (Section 00410, Bid Bond Form), including Power of Attorney
- Affidavit of Drug-Free Workplace (Section 00440)
- Affidavit of Title VI Compliance (Section 00450)
- Affidavit of Non-Collusion (Section 00480)
- Tennessee Contractor's License Number and Subcontractors' License Information

CDM Smith checked the status of each bidder's contractor's license and subcontractors' licenses using the License Search and Verification service at the State of Tennessee Department of Commerce & Insurance's Web site (<http://verify.tn.gov/>). Each bidder possesses a valid Class MU (Municipal and Utility Construction) license or a combination of Class MU-A (Underground Piping) and MU-B (Water and Sewer Systems) licenses, with an Unlimited monetary limit. Kiewit Infrastructure South Co. also possesses a Class MU-C (Grading and Drainage) license.

Please refer to the paragraphs below for notes on the verification of subcontractors' licenses.

Kiewit Infrastructure South Co. was the only bidder to submit evidence that it had contacted, in letters sent and tracked via Federal Express, at least 10 certified Disadvantaged Business Enterprise (DBE) subcontractors, professional service providers, suppliers, and/or equipment vendors in order to solicit their subcontract participation in the work. This evidence must be provided in accordance with the State Revolving Fund (SRF) Loan Program's Bidder's Requirements for Solicitation and Documentation of DBE Participation, found in Section 00801, SRF Contract Requirements; however, it is not required to be submitted with the bid package. The omission of this information from the other three bidders' bid packages is not grounds for rejection of their bids.

Mathematical errors were found in Garney Companies, Inc.'s and Kiewit Infrastructure South Co.'s bid proposals. In both cases, the bidder's written (indicated) sum of the prices for each Base Bid Item was less than the calculated (correct) sum of the prices. Per Article 10.2 of the Instructions to Bidders (Section 00100), discrepancies between the indicated sum of any column of figures and the correct sum thereof will be resolved in favor of the correct sum. The corrected Total Bids for Garney Companies, Inc., and Kiewit Infrastructure South Co. are therefore included in the Bid Tabulation and in the table on the first page of this letter.

The following issues were identified during the review of the bids.





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- Brasfield & Gorrie, LLC
 - No roofing subcontractor was identified on the bid envelope; however, Tennessee Code Annotated (TCA) § 62-6-119 does not specifically require the roofing subcontractor to be identified on the bid envelope.
- Garney Companies, Inc.
 - No roofing or masonry subcontractors were identified on the bid envelope. While TCA § 62-6-119 does not specifically require the roofing subcontractor to be identified on the bid envelope, the masonry subcontractor must be identified if the total cost of the materials and labor for masonry exceeds \$100,000.

Garney Companies, Inc., does not appear to possess a Class LMC (Masonry) license in Tennessee. If the total cost of the materials and labor for masonry exceeds \$100,000, then the omission of the masonry subcontractor's information voids Garney Companies, Inc.'s bid, and such bid shall not be considered per TCA § 62-6-119.

- The Bid Bond Form and Power of Attorney were both dated December 5, 2017 rather than January 4, 2018, the date of bid opening.
- Section 00710 (Indemnification Agreement) was not included in the bid package. The omission of this form is grounds for rejection of Garney Companies, Inc.'s bid as being irregular per Article 7.2 of the Instructions to Bidders.
- Judy Construction Company and Smith Contractors, Inc., A Joint Venture
 - Electrical subcontractor license classifications written on the bid envelope did not completely match the information on the state Web site. One classification written on the envelope, CMC-V, was listed as CMC-B on the Web site.
 - No roofing subcontractor was identified on the bid envelope; however, as noted above, TCA § 62-6-119 does not specifically require the roofing subcontractor to be identified on the bid envelope.
 - Judy Construction Company and Smith Contractors, Inc., executed several forms separately. The two SRF certification forms (Certification Regarding Debarment, Suspension and Other Responsibility Matters; and Certification by Proposed Prime or Subcontractor Regarding Equal Employment Opportunity) executed by Smith Contractors, Inc., were copies rather than originals. Photostatic or facsimile copies of



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proposal sheets may not be attached to the Bid Proposal per Article 7.2 of the Instructions to Bidders.

- The letter from Liberty Mutual Insurance Company verifying Smith Contractors, Inc.'s bonding capacity is a copy rather than an original.
- Kiewit Infrastructure South Co.
 - Electrical subcontractor license classifications printed on the bid envelope did not completely match the information on the state Web site. The classification BC was not written on the bid envelope.
 - The Bid Bond (Section 00410) form submitted was the version issued in the Bidding Documents, not the revised form issued to bidders in Addendum No. 1, and the Power of Attorney was dated December 1, 2017, instead of the bid opening date of January 4, 2018. The use of the incorrect version of the Bid Bond form is grounds for rejection of Kiewit's bid as being irregular per Article 7.2 of the Instructions to Bidders.
 - Section 00710 (Indemnification Agreement) was not included in the bid package. The omission of this form is also grounds for rejection of Kiewit's bid as being irregular per Article 7.2 of the Instructions to Bidders.
- All four bidders selected Lord & Company, Inc., as their Process Control System Supplier (PCSS).
 - Judy Construction Company and Smith Contractors, Inc., A Joint Venture, did not include Lord & Company, Inc.'s license number, classifications, or expiration date on their bid envelope.
 - Garney Companies, Inc., did not include Lord & Company, Inc.'s classifications on their bid envelope.
 - The license number (057774) provided on the other three bidders' envelopes did not match the number in the state's database (61127). Furthermore, according to the database, Lord & Company, Inc.'s Tennessee contractor's license expired in 2012 due to a failure to renew. However, aside from fire alarm and security systems work, there do not appear to be state licensing requirements for other aspects of the PCSS' work. We are not certain whether the absence of a Tennessee contractor's license is grounds for rejection of Lord & Company, Inc., as a subcontractor or for rejection of the bids.

A bid checklist summarizing the above information in a side by side comparison format is attached. Bid irregularities for each Contractor are summarized at the bottom of the table.



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Since the bid amounts were larger than the engineer's estimate, Zack Daniel and I met with the City of Franklin staff to review the bids and discuss options for proceeding. Several options were presented and evaluated by the group. Based on the results of the meeting, CDM Smith recommends that the drawings and specifications be revised to potentially reduce cost and that the project be rebid.

CDM Smith also prepared the attached draft letter to the contractors for the City's review and use in obtaining BOMA approval. The letter indicates that all bids have been rejected and that the City intends to rebid the project after redesign to reduce cost.

The original bid packages will be returned to the City under separate cover. If you have any questions or comments, or if you require any additional information, please do not hesitate to contact me or Zack Daniel.

Sincerely,

A handwritten signature in blue ink, appearing to read "R. P. Huguenard".

Robert P. Huguenard, P.E., BCEE
Senior Project Manager
CDM Smith Inc.

cc: Brian Goodwin, City of Franklin
Mark Hilty, City of Franklin
Zack Daniel, CDM Smith
Project File (14915-96594-WRF)



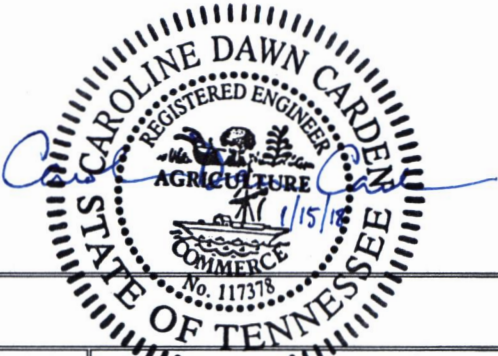
BID TABULATION SHEET

PREPARED BY CDM SMITH INC.
3200 WINDY HILL ROAD, SUITE 210 WEST
ATLANTA, GEORGIA 30339

CITY OF FRANKLIN

FRANKLIN WRF
MODIFICATIONS AND EXPANSION PROJECT
COF CONTRACT NO. 2017-0264

BID OPENING:
JANUARY 4, 2018
2:00 P.M. LOCAL TIME



CERTIFIED AS CORRECT: <i>Carol D. Carden</i>				DATE: <i>1/15/18</i>							
BIDDERS:				Brasfield & Gorrie, LLC 3021 7th Avenue South Birmingham, AL 35233 (205) 328-4000		Garney Companies, Inc. 200 Crutchfield Avenue Nashville, TN 37210 (615) 350-7975		Judy Construction Company and Smith Contractors, Inc., A Joint Venture 103 South Church Street, PO Box 457 Cythiana, KY 41031 (859) 234-6900		Kiewit Infrastructure South Co. 450 Dividend Drive Peachtree City, GA 30269 (925) 595-8774	
Item No.	Item Description	Estimated Quantity	Units	Unit Price in Figures	Total Price in Figures	Unit Price in Figures	Total Price in Figures	Unit Price in Figures	Total Price in Figures	Unit Price in Figures	Total Price in Figures
PART 1 - BASE BID											
A	All work under the Bidding Documents, complete as indicated on the Drawings and Specifications, exclusive of Base Bid Items B through Q listed below.	LS	LS	\$ 140,343,000.00	\$ 140,343,000.00	\$ 138,830,000.00	\$ 138,830,000.00	\$ 162,325,807.00	\$ 162,325,807.00	\$ 142,700,107.00	\$ 142,700,107.00
B	Mobilization and Demobilization: For all costs associated with project mobilization and demobilization in accordance with the Drawings and Specifications	LS	LS	\$ 500,000.00	\$ 500,000.00	\$ 2,999,237.00	\$ 2,999,237.00	\$ 3,500,000.00	\$ 3,500,000.00	\$ 500,000.00	\$ 500,000.00
C	Pre-Negotiated Ultraviolet (UV) Disinfection System and services as supplied by TrojanUV (See Section 11265)	LS	LS	\$ 806,353.00	\$ 806,353.00	\$ 806,353.00	\$ 806,353.00	\$ 806,353.00	\$ 806,353.00	\$ 806,353.00	\$ 806,353.00
D	Pre-Negotiated Thermal Hydrolysis Pretreatment (THP) System and services as supplied by Cambi, Inc. (See Section 11351)	LS	LS	\$ 3,232,721.00	\$ 3,232,721.00	\$ 3,232,721.00	\$ 3,232,721.00	\$ 3,232,721.00	\$ 3,232,721.00	\$ 3,232,721.00	\$ 3,232,721.00
E	Solar Sludge Drying System (See Section 13265)			--\$0.00--	--\$0.00--	--\$0.00--	--\$0.00--	--\$0.00--	--\$0.00--	--\$0.00--	--\$0.00--
F	Parts and service provided by Southern Sales Company to change the speed of two sets of two (2) existing Gorman Rupp T3 scum pumps (See Appendix E and Drawings M-48 and M-49)	LS	LS	\$ 8,869.00	\$ 8,869.00	\$ 8,869.00	\$ 8,869.00	\$ 8,869.00	\$ 8,869.00	\$ 8,869.00	\$ 8,869.00
G	Structural repairs to BNR Basins 1 and 2 as shown on Drawings S-12:										
	G1. Repairs to slab and wall expansion joints (Repair Notes 1, 2, and 3)	1,730	LF	\$ 7.00	\$ 12,110.00	\$ 26.00	\$ 44,980.00	\$ 40.00	\$ 69,200.00	\$ 5.00	\$ 8,650.00
	G2. Repairs to cracked and spalled concrete (Repair Notes 4, 5, 6, 7, 9, and 11)	110	SF	\$ 440.00	\$ 48,400.00	\$ 55.00	\$ 6,050.00	\$ 115.00	\$ 12,650.00	\$ 75.00	\$ 8,250.00
	G3. Repairs to cracked and spalled concrete at beam bearing connection to existing wall (Repair Note 10)	10	SF	\$ 460.00	\$ 4,600.00	\$ 100.00	\$ 1,000.00	\$ 115.00	\$ 1,150.00	\$ 75.00	\$ 750.00
	G4. Repairs to exposed reinforcing (Repair Note 8)	40	SF	\$ 485.00	\$ 19,400.00	\$ 75.00	\$ 3,000.00	\$ 115.00	\$ 4,600.00	\$ 75.00	\$ 3,000.00
H	Structural repairs to spalled concrete at the Return Sludge Pump Station as shown on Drawing S-24	LS	LS	\$ 17,600.00	\$ 17,600.00	\$ 2,000.00	\$ 2,000.00	\$ 10,000.00	\$ 10,000.00	\$ 11,000.00	\$ 11,000.00

BID TABULATION SHEET

PREPARED BY CDM SMITH INC.
3200 WINDY HILL ROAD, SUITE 210 WEST
ATLANTA, GEORGIA 30339

CITY OF FRANKLIN

FRANKLIN WRF
MODIFICATIONS AND EXPANSION PROJECT
COF CONTRACT NO. 2017-0264

BID OPENING:
JANUARY 4, 2018
2:00 P.M. LOCAL TIME



CERTIFIED AS CORRECT: <i>Carol D. Card</i>				DATE: <i>1/15/18</i>							
BIDDERS:				Brasfield & Gorrie, LLC 3021 7th Avenue South Birmingham, AL 35233 (205) 328-4000		Garney Companies, Inc. 200 Crutchfield Avenue Nashville, TN 37210 (615) 350-7975		Judy Construction Company and Smith Contractors, Inc., A Joint Venture 103 South Church Street, PO Box 457 Cythiana, KY 41031 (859) 234-6900		Kiewit Infrastructure South Co. 450 Dividend Drive Peachtree City, GA 30269 (925) 595-8774	
Item No.	Item Description	Estimated Quantity	Units	Unit Price in Figures	Total Price in Figures	Unit Price in Figures	Total Price in Figures	Unit Price in Figures	Total Price in Figures	Unit Price in Figures	Total Price in Figures
I	Removal, onsite management, dewatering, hauling, and disposal of accumulated sludge and debris from existing structures that are dewatered for the work under this project	3,100	Tons	\$ 187.00	\$ 579,700.00	\$ 128.00	\$ 396,800.00	\$ 210.00	\$ 651,000.00	\$ 390.00	\$ 1,209,000.00
J	Removal, onsite management, dewatering, hauling, and disposal of accumulated sludge and debris from abandoned pipelines that are demolished for the work under this project	3	Tons	\$ 10,500.00	\$ 31,500.00	\$ 1,500.00	\$ 4,500.00	\$ 20,000.00	\$ 60,000.00	\$ 6,500.00	\$ 19,500.00
K	Rock and boulder excavation	3,200	Tons	\$ 62.00	\$ 198,400.00	\$ 217.00	\$ 694,400.00	\$ 75.00	\$ 240,000.00	\$ 34.00	\$ 108,800.00
L	Over Excavation and associated backfill with structural fill	6,200	CY	\$ 45.00	\$ 279,000.00	\$ 34.00	\$ 210,800.00	\$ 68.25	\$ 423,150.00	\$ 18.00	\$ 111,600.00
M	Additional photographic services as requested by the Owner per Section 01322										
	M1. Photographer's mobilization / demobilization (trip) cost	10	Trips	\$ 150.00	\$ 1,500.00	\$ 150.00	\$ 1,500.00	\$ 165.00	\$ 1,650.00	\$ 170.00	\$ 1,700.00
	M2. Photographer's hourly rate	40	Hours	\$ 150.00	\$ 6,000.00	\$ 150.00	\$ 6,000.00	\$ 165.00	\$ 6,600.00	\$ 255.00	\$ 10,200.00
N	Complete replacement of filter media in the remaining ABW Filter	LS	LS	\$ 56,000.00	\$ 56,000.00	\$ 80,000.00	\$ 80,000.00	\$ 101,000.00	\$ 101,000.00	\$ 54,000.00	\$ 54,000.00
O	On-Call Assistance and Maintenance Supervision for the Pre-Dewatering Centrifuges (See Section 11363, Paragraph 1.05D.1.g)	4	Weeks	\$ 6,700.00	\$ 26,800.00	\$ 6,750.00	\$ 27,000.00	\$ 7,000.00	\$ 28,000.00	\$ 6,750.00	\$ 27,000.00
P	Hauling, alkalinity addition, reconstitution, heating, and injection of seed sludge for the digesters (See Section 01666)	135	Tons	\$ 400.00	\$ 54,000.00	\$ 594.00	\$ 80,190.00	\$ 750.00	\$ 101,250.00	\$ 1,100.00	\$ 148,500.00
Q	Owner's Contingency	N/A	N/A	N/A	\$4,000,000.00	N/A	\$4,000,000.00	N/A	\$4,000,000.00	N/A	\$4,000,000.00
TOTAL, PART 1 - BASE BID (Items A through Q) (CALCULATED IN THIS SPREADSHEET)					\$ 150,225,953.00		\$ 151,435,400.00		\$ 175,584,000.00		\$ 152,970,000.00
TOTAL, PART 1 - BASE BID (Items A through Q) (ENTERED BY BIDDER ON BID FORM)					\$ 150,225,953.00		\$ 151,430,000.00		\$ 175,584,000.00		\$ 152,794,500.00

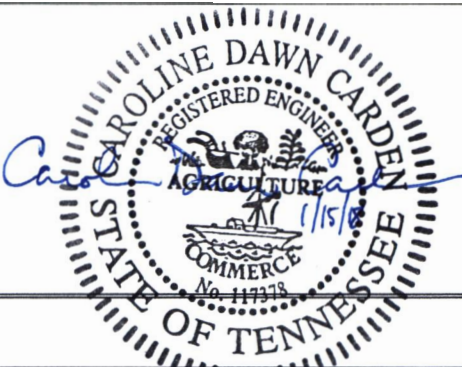
BID TABULATION SHEET

PREPARED BY CDM SMITH INC.
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CITY OF FRANKLIN

FRANKLIN WRF
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CERTIFIED AS CORRECT: <i>Carol D. Carden</i>										DATE: 1/15/18	
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Item No.	Item Description	Estimated Quantity	Units	Unit Price in Figures	Total Price in Figures	Unit Price in Figures	Total Price in Figures	Unit Price in Figures	Total Price in Figures	Unit Price in Figures	Total Price in Figures
PART 2 - ALLOWANCE ITEMS											
1	Allowance for procurement of equipment and furnishings for the Solids Processing Building laboratory and control room	As determined by the Engineer		N/A	\$ 210,000.00	N/A	\$ 210,000.00	N/A	\$ 210,000.00	N/A	\$ 210,000.00
2	Allowance for inspection and refurbishment or replacement, as needed, of existing discharge valves at the Reuse Pump Station	As determined by the Engineer		N/A	\$ 50,000.00	N/A	\$ 50,000.00	N/A	\$ 50,000.00	N/A	\$ 50,000.00
3	Allowance for structural modifications associated with the selection of a Pre-Dewatering Centrifuge differing from that shown on the Drawings	As determined by the Engineer		N/A	\$ 50,000.00	N/A	\$ 50,000.00	N/A	\$ 50,000.00	N/A	\$ 50,000.00
4	Allowance for structural modifications associated with the selection of a Post-Dewatering Screw Press differing from that shown on the Drawings	As determined by the Engineer		N/A	\$ 20,000.00	N/A	\$ 20,000.00	N/A	\$ 20,000.00	N/A	\$ 20,000.00
5	Allowance for the purchase and installation of ground cover, shrubbery, plants, and trees as specified by the City of Franklin Building & Neighborhood Services Department	As determined by the Engineer		N/A	\$ 20,000.00	N/A	\$ 20,000.00	N/A	\$ 20,000.00	N/A	\$ 20,000.00
6	Allowance for improvements to and refurbishment of the remaining ABW Filter	As determined by the Engineer		N/A	\$ 20,000.00	N/A	\$ 20,000.00	N/A	\$ 20,000.00	N/A	\$ 20,000.00
7	Allowance for materials testing (See Section 01410)	As determined by the Engineer		N/A	\$ 500,000.00	N/A	\$ 500,000.00	N/A	\$ 500,000.00	N/A	\$ 500,000.00
8	Allowance for Middle Tennessee Electrical Membership Corporation (MTEMC) fees	As determined by the Engineer		N/A	\$ 150,000.00	N/A	\$ 150,000.00	N/A	\$ 150,000.00	N/A	\$ 150,000.00
TOTAL, PART 2 - ALLOWANCE ITEMS (Items 1 through 8)					\$ 1,020,000.00		\$ 1,020,000.00		\$ 1,020,000.00		\$ 1,020,000.00
PART 3 - BID SUMMARY											
TOTAL PART 1 - BASE BID (CALCULATED)					\$ 150,225,953.00		\$ 151,435,400.00		\$ 175,584,000.00		\$ 152,970,000.00
TOTAL PART 2 - ALLOWANCE ITEMS					\$ 1,020,000.00		\$ 1,020,000.00		\$ 1,020,000.00		\$ 1,020,000.00
TOTAL BID (CALCULATED IN THIS SPREADSHEET)					\$ 151,245,953.00		\$ 152,455,400.00		\$ 176,604,000.00		\$ 153,990,000.00
TOTAL PART 1 - BASE BID (ENTERED BY BIDDER ON BID FORM)					\$ 150,225,953.00		\$ 151,430,000.00		\$ 175,584,000.00		\$ 152,794,500.00
TOTAL PART 2 - ALLOWANCE ITEMS					\$ 1,020,000.00		\$ 1,020,000.00		\$ 1,020,000.00		\$ 1,020,000.00
TOTAL BID (ENTERED BY BIDDER ON BID FORM)					\$ 151,245,953.00		\$ 152,450,000.00		\$ 176,604,000.00		\$ 153,814,500.00

City of Franklin, Tennessee
Franklin WRF Modifications & Expansion Project
Bid Package Checklist

COLOR CODING LEGEND: **Bold blue text = Item of interest (not grounds for rejection of a bid)**
Bold red text = Grounds for rejection of a bid

		BIDDERS IN ALPHABETICAL ORDER					
Requirement		Specification Reference	Brasfield & Gorrie, LLC	Garney Companies, Inc.	Judy Construction Company and Smith Contractors, Inc., A Joint Venture		Kiewit Infrastructure South Co.
					Judy Construction Company	Smith Contractors, Inc.	
Bid Submitted Before 2:00 p.m. CT on 1/4/18? (Yes/No)		00020	Yes	Yes	Yes		Yes
Did Bidder attend October 24, 2017, Pre-Bid Conference? (Yes/No)		00100-11.1	Yes	Yes	Yes		Yes
Did Bidder attend October 24, 2017, Site Visit? (Yes/No)		00100-11.1	Yes	Yes	Yes		Yes
Did Bidder attend November 7, 2017, Site Visit? (Yes/No)		00100-11.1	Yes	Yes	Yes		Yes
Section 00100 - Instructions to Bidders							
Bidder's Tennessee Contractor License Information							
License Number(s) Listed on Envelope	00100-12.2	27321	00023798 / 275665	27654	27927	14411	
Classification(s) Listed on Envelope	00100-12.2	BC-B; BC-C; MU-A; MU-B	BC-B,C; MU-A,B; CMC; HRA; HC - Unlimited	AGLM UNLIMITED; BC-B; HRA-A; HRA-C; MU-A; MU-B	AGLM UNLIMITED; BC-B; HC-3; HC-A; MU	AGLM UNLIMITED; BC; BC-30; CE; HC-A; HC-B; HRA-A; HRA-B; HRA-C; HRA-D; HRA-E; MU-A; MU-B; MU-C	
Expiration Date Listed on Envelope	00100-12.2	5/31/2019	5/31/2018	9/30/2018	1/31/2019	5/31/2019	
Is all information listed on envelope correct? (Compare to records on http://verify.tn.gov/) (Yes/No)		Yes	Yes	Yes	Yes	Yes	
Subcontractors Listed on Bid Envelope							
Electrical Subcontractor							
Subcontractor's Name	00100-12.2	Service One, Inc.	Stansell Electric Co	Service One, Inc.		Stansell Electric Company Inc.	
License Number Listed on Envelope	00100-12.2	00047138	3989	47138		0003989	
Classification(s) Listed on Envelope	00100-12.2	CE; BC, CMC-B, J; Unlimited	AGLM-Unlimited; BC, CE, HRA-E1	CE; BC; CMC-V, J		CE; HRA-E-1; UNLIMITED	
Expiration Date Listed on Envelope	00100-12.2	3/31/2018	4/30/2019	3/31/2018		4/30/2019	
Is all information listed on envelope correct? (Compare to records on http://verify.tn.gov/) (Yes/No)		Yes	Yes	No; classification CMC-V should read CMC-B. Monetary limit was omitted but is Unlimited.		No; BC classification was omitted.	

City of Franklin, Tennessee
Franklin WRF Modifications & Expansion Project
Bid Package Checklist

COLOR CODING LEGEND: **Bold blue text = Item of interest (not grounds for rejection of a bid)**
Bold red text = Grounds for rejection of a bid

		BIDDERS IN ALPHABETICAL ORDER				
Requirement	Specification Reference	Brasfield & Gorrie, LLC	Garney Companies, Inc.	Judy Construction Company and Smith Contractors, Inc., A Joint Venture		Kiewit Infrastructure South Co.
				Judy Construction Company	Smith Contractors, Inc.	
Plumbing Subcontractor						
Subcontractor's Name	00100-12.2	SM Lawrence	SM Lawrence	S.M. Lawrence		S.M. Lawrence
License Number Listed on Envelope	00100-12.2	13804	13804	13804		0013804
Classification(s) Listed on Envelope	00100-12.2	AGLM Unlimited; BC; CE; CMC; HRA; MU; S-Medical Gas	BC; CE; CMC; HRA; MU; S-Medical Gas; AGLM Unlimited	BC; CE; CMC; HRA; MU; S-MEDICAL GAS; UNLIMITED		AGLM UNLIMITED; BC; CE; CMC; HRA; MU; S-MEDICAL GAS
Expiration Date Listed on Envelope	00100-12.2	2/28/2018	2/28/2018	2/28/2018		2/28/2018
Is all information listed on envelope correct? (Compare to records on http://verify.tn.gov/) (Yes/No)		Yes	Yes	Yes		Yes
HVAC Subcontractor						
Subcontractor's Name	00100-12.2	SM Lawrence	SM Lawrence	S.M. Lawrence		S.M. Lawrence
License Number Listed on Envelope	00100-12.2	See Above	See Above	See Above		See Above
Classification(s) Listed on Envelope	00100-12.2	See Above	See Above	See Above		See Above
Expiration Date Listed on Envelope	00100-12.2	See Above	See Above	See Above		See Above
Is all information listed on envelope correct? (Compare to records on http://verify.tn.gov/) (Yes/No)		See Above	See Above	See Above		See Above
Process Control System Supplier						
Subcontractor's Name	00100-12.2	Lord & Company, Inc.	Lord & Company, Inc.	Lord & Company		Lord & Company, Inc.
License Number Listed on Envelope	00100-12.2	057774	057774	None entered		057774
Classification(s) Listed on Envelope	00100-12.2	04	None entered	None entered		04
Expiration Date Listed on Envelope	00100-12.2	5/15/2018	5/15/2018	None entered		5/15/2018
Is all information listed on envelope correct? (Compare to records on http://verify.tn.gov/) (Yes/No)		No	No	No		No

City of Franklin, Tennessee
Franklin WRF Modifications & Expansion Project
Bid Package Checklist

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Bold red text = Grounds for rejection of a bid

		BIDDERS IN ALPHABETICAL ORDER					
Requirement		Specification Reference	Brasfield & Gorrie, LLC	Garney Companies, Inc.	Judy Construction Company and Smith Contractors, Inc., A Joint Venture		Kiewit Infrastructure South Co.
					Judy Construction Company	Smith Contractors, Inc.	
Masonry Subcontractor							
Subcontractor's Name	00100-12.2	Masonry Specialty Contractors, Inc.	None entered	Masiongale Masonry		R.G. Masonry Inc.	
License Number Listed on Envelope	00100-12.2	60958	None entered	64309		0064287	
Classification(s) Listed on Envelope	00100-12.2	AGLM Unlimited LMC	None entered	LMC		LMC	
Expiration Date Listed on Envelope	00100-12.2	6/30/2018	None entered	3/31/2019		1/31/2019	
Is all information listed on envelope correct? (Compare to records on http://verify.tn.gov/) (Yes/No)		Yes	None entered	Yes		Yes	
Roofing Subcontractor							
Subcontractor's Name	00100-12.2	None entered	None entered	None entered		Abingdon Roofing	
License Number Listed on Envelope	00100-12.2	None entered	None entered	None entered		0021306	
Classification(s) Listed on Envelope	00100-12.2	None entered	None entered	None entered		BC20; BC21; \$2 million limit	
Expiration Date Listed on Envelope	00100-12.2	None entered	None entered	None entered		9/30/2019	
Is all information listed on envelope correct? (Compare to records on http://verify.tn.gov/) (Yes/No)		n/a	n/a	n/a		Yes	
Section 00300 - Bid Form							
Is it the version from Addendum No. 12? (Yes/No)	Addendum 12	Yes	Yes	Yes		Yes	
Are all 12 Addenda acknowledged on Page 00300-2?	00300-2	Yes	Yes	Yes		Yes	
Is it completely executed, with corporate seal affixed?	00300-20 to -22	Yes	Yes	Yes	Yes	Yes	

City of Franklin, Tennessee
Franklin WRF Modifications & Expansion Project
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		BIDDERS IN ALPHABETICAL ORDER				
Requirement	Specification Reference	Brasfield & Gorrie, LLC	Garney Companies, Inc.	Judy Construction Company and Smith Contractors, Inc., A Joint Venture		Kiewit Infrastructure South Co.
				Judy Construction Company	Smith Contractors, Inc.	
Section 00410 - Bid Bond Form						
Is it the version from Addendum No. 1? (Yes/No)	Addendum 1	Yes	Yes	Yes		No - it is the Issued for Bid version
Amount of Bid Bond (Bid Security)		Five Percent (5%) of Total Amount Bid	FIVE (5%) PERCENT OF TOTAL AMOUNT BID	Five Percent of Total Amount Bid		Five Percent of Bid
Correct Amount? (Yes/No) (= 5% of Bid Proposal)	00100-5.2	Yes	Yes	Yes		Yes
Is it completely executed? (Yes/No)		Yes	Yes	Yes		Yes
Is a certified, original, dated copy of Power of Attorney included, and is the date the same as the date on the Bid Bond Form? (Yes/No)	00100-7.1	Power of Attorney form includes embossed corporate seal. Includes combination of original and electronic signatures. Bid Bond and Power of Attorney both dated 1/4/18.	Power of Attorney form includes embossed corporate seal. Includes combination of original and electronic signatures. Bid Bond and Power of Attorney forms are all dated 12/5/17 (check with City to see if this date should be 1/4/18)	Power of Attorney Appointing Individual Attorney-In-Fact has embossed corporate seal. Power of Attorney form is original on red background. All documents dated 1/4/18.		Yes - Power of Attorney is original with red border. Bid Bond and Power of Attorney are both dated 12/1/17 (check with City to see if this date should be 1/4/18)
Is the Bid Security sealed in a separate envelope from the Bid and attached to the envelope containing the Bid?	00100-5.1	Yes	Yes	Yes		Yes
Section 00440 - Affidavit of Drug-Free Workplace						
Is it the version from Addendum No. 1? (Yes/No)	Addendum 1	Yes	Yes	Yes	Yes	Yes
Is it completely filled out, signed <u>and</u> notarized by a currently registered Notary Public? (Yes/No)		Yes	Yes	Yes	Yes	Yes
Section 00450 - Affidavit of Title VI Compliance						
Is it the version from Addendum No. 1? (Yes/No)	Addendum 1	Yes	Yes	Yes	Yes	Yes
Is it completely filled out, signed <u>and</u> notarized by a currently registered Notary Public? (Yes/No)		Yes	Yes	Yes	Yes	Yes
Section 00480 - Affidavit of Non-Collusion						
Is it the version from Addendum No. 1? (Yes/No)	Addendum 1	Yes	Yes	Yes	Yes	Yes
Is it completely filled out, signed <u>and</u> notarized by a currently registered Notary Public? (Yes/No)		Yes	Yes	Yes	Yes	Yes

City of Franklin, Tennessee
Franklin WRF Modifications & Expansion Project
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		BIDDERS IN ALPHABETICAL ORDER				
Requirement	Specification Reference	Brasfield & Gorrie, LLC	Garney Companies, Inc.	Judy Construction Company and Smith Contractors, Inc., A Joint Venture		Kiewit Infrastructure South Co.
				Judy Construction Company	Smith Contractors, Inc.	
Section 00710 - Indemnification Agreement						
Is it the version from Addendum No. 1? (Yes/No)	Addendum 1	Yes	Not found	Yes		Not found
Is it completely filled out? (Yes/No)		Yes	Not found	Yes		Not found
Is the bidder a Joint Venture? (Yes/No)	00100-2.7	No	No	Yes		No
Executed Joint Venture Agreement Included? (Yes/No)	00100-2.7	n/a	n/a	Yes		n/a
Contains Name of Joint Venture? (Yes/No)	00100-2.7	n/a	n/a	Yes		n/a
Contains Name and Address of Managing Partner? (Yes/No)	00100-2.7	n/a	n/a	Yes		n/a
Contains Breakdown of Shares of Each Participant in Joint Venture? (Yes/No)	00100-2.7	n/a	n/a	Yes		n/a
Includes the clause: “Notwithstanding any agreements between the joint venturers, each party of the joint venture shall be jointly and severally responsible to the Owner for all contractual undertakings of the joint venture.”? (Yes/No)	00100-2.7	n/a	n/a	Yes		n/a
Bonding Letter from Surety Company Provided? (Yes/No)	00100-2.7	n/a	n/a	Yes - letter for JV plus individual letters for each partner		n/a
Is surety company licensed to do business in Tennessee? (Yes/No)	00100-2.7	n/a	n/a	Yes (Continental Casualty Co. and Liberty Mutual Insurance Co.)		n/a
Does letter indicate that the JV is bondable for a single limit in at least the amount of the estimated construction cost? (Yes/No)	00100-2.7	n/a	n/a	Yes		n/a
Each Partner's License Number on Bid Envelope? (Yes/No)	00100-2.7	n/a	n/a	Yes		n/a

City of Franklin, Tennessee
Franklin WRF Modifications & Expansion Project
Bid Package Checklist

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		BIDDERS IN ALPHABETICAL ORDER				
Requirement	Specification Reference	Brasfield & Gorrie, LLC	Garney Companies, Inc.	Judy Construction Company and Smith Contractors, Inc., A Joint Venture		Kiewit Infrastructure South Co.
				Judy Construction Company	Smith Contractors, Inc.	
SRF Contract Requirements Forms						
Certification Regarding Debarment, Suspension and Other Responsibility Matters - Completed and Signed? (Yes/No)	00801	Yes	Yes	Yes	Yes (see below)	Yes
Certification by Proposed Prime or Subcontractor Regarding Equal Employment Opportunity - Completed and Signed? (Yes/No)	00801	Yes	Yes	Yes	Yes (see below)	Yes
Evidence of DBE solicitations provided?	00801	No	No	No		Yes
All signatures on all documents original? (Yes/No)		No - Signatures on Power of Attorney are a combination of original and electronic.	No - Signatures on Power of Attorney are a combination of original and electronic.	Yes (for all documents executed by Judy Construction Co.)	No - Smith Construction's Certification Regarding Debarment and Certification by Proposed Prime or Subcontractor are copies. Letter from Liberty Mutual Surety is a copy.	Yes
Summary of Irregularities		1. No roofing subcontractor entered on bid envelope.	1. No classifications listed for PCSS sub on the envelope.	1. Inaccuracies in reporting electrical subcontractor classifications.	1. Inaccuracy in reporting electrical subcontractor's classifications (one class omitted).	
			2. Bid Form lists an incorrect date for Addendum 11 in the acknowledgement section.	2. No license information included on bid envelope for PCSS sub.	2. Bid Bond Form is not the version issued in Addendum 1.	
			3. Bid Bond form and associated Power of Attorney forms were dated December 5, 2017. (Discuss with City)	3. No roofing subcontractor entered on bid envelope.	3. Date of Power of Attorney and Bid Bond Form is 12/1/17. (Discuss with City)	
			4. Indemnification Agreement is missing.	4. SRF certifications by Smith Contractors are copies, not originals.	4. Indemnification Agreement was not found.	
			5. No masonry subcontractor entered on bid envelope.	5. Letter from Liberty Mutual Insurance Company is a copy, not an original.		
			6. No roofing subcontractor entered on bid envelope.			

January 15, 2018

{Contractor A}
{Street Address}
{City, State, Zip Code}

Subject: Franklin WRF Modifications & Expansion Project
COF Contract No. 2017-0264 Bids

Dear _____:

Bids for the above referenced project were received on January 4, 2018, at 2:00 p.m. Central Time and subsequently publicly opened. The four bids are listed below in numerical order, with the low bidder listed first. The Total Bids shown for Garney Companies, Inc., and Kiewit Infrastructure South Co. have been corrected to resolve conflicts between the written (indicated) sum of the Base Bid prices and the calculated (correct) sum of the prices.

Bidder		Total Bid
1	Brasfield and Gorrie, LLC	\$151,245,953
2	Garney Companies, Inc.	\$152,455,400 ¹
3	Kiewit Infrastructure South Co.	\$153,990,000 ¹
4	Judy Construction Company and Smith Contractors, Inc., A Joint Venture	\$176,604,000

¹ Corrected value of the Total Bid.

All four bids significantly exceeded the Engineer's Opinion of Probable Construction Cost (OPCC) and the available budget; therefore, all four bids are being rejected.

The City plans on performing a redesign of the design package and re-advertising the project for bid as soon as possible. Your participation in the rebid would be welcomed. If you have any questions or comments, or if you require any additional information, please do not hesitate to contact this office.

Sincerely,

{Sender's Name}
{Sender's Title}

{Contractor Name}
January 15, 2018
Page 2

cc: Michelle Hatcher, City of Franklin
Brian Goodwin, City of Franklin
Mark Hilty, City of Franklin
Bob Huguenard, CDM Smith
Zack Daniel, CDM Smith

DRAFT

