



TO: Trustees, Oklahoma City Water Utilities Trust

FROM: Chris Browning, General Manager

Ratifying and approving Addendum No. 1; and adopting a Resolution extending time to award contract as mutually agreed, awarding contract to Downey Contracting, LLC, Projects WM-0398-1 and SM-0361-1, Fleet Services - Draper Fueling Station Replacement, Lake Stanley Draper, \$887,330; and approving the contract and bonds.

**Location:**

Lake Stanley Draper

**Justification:**

The Addendum was required to modify the Notice to Bidders requirement for all potential bidders to be present, in person, at the mandatory pre-bid conference to make the pre-bid conference attendance non-mandatory to bid on the project and answer questions from potential bidders. The addendum modification takes precedence over the original plans and specifications.

**Background:**

The existing fuel station was constructed prior to 1990 and has reached the end of its service life. The new fuel station will meet the current operation standards and regulations.

The Public Competitive Bidding Act of 1974 states that a contract for construction of a public improvement must be awarded within 30 days or within 45 days for good cause shown or within 120 days upon mutual agreement between the lowest responsible bidder and the awarding public agency or agencies. This contract was delayed due to necessary review period requirements and the meeting schedule of the Oklahoma City Water Utilities Trust; therefore, preventing award within 30 days of receipt of bids. A letter agreeing to honor the bid for an additional 30 days has been received from Downey Contracting, LLC.

**Bids Received:**

July 17, 2024 (This is a unit-price based project.)

**Engineer:**

Smith Roberts Baldischwiler, LLC

**Tabulation of Bids:**

On July 17, 2024, the following bids were received:

Downey Contracting, LLC \$887,330  
Wynn Construction Company, Inc. \$894,912

**Lowest and Best Bid:**

Downey Contracting, LLC in the amount of \$887,330.

**Notification:**

Addendum No. 1 was issued to prospective bidders on July 3, 2024.

**Source of Funds:**

OCWUT-Water/Wastewater Facility Trust Account (Capital)-W/WW Vehicle Maintenance  
Facility-Project WM-0398-1/SM-0361-1-Equipment (6060/6560-3901600/3801600-  
6014/W7014-WM0398-1/SM0361-1-54150001)

**Recommendation:** Addendum be ratified and approved; and the Resolution be adopted.