

Board of Trustees Agenda Item

Board Meeting Date: May 7, 2012

Title of Item: Authorize the Rejection of All Bids for Bid #1414, Weight Room Equipment, Foothill

Background and Analysis:

Invitation to Bid #1414 called for bids to provide and install weight room equipment for Foothill College. It was legally advertised in the San Jose Post Record on March 1, 2012 and March 8, 2012. The bid document required that each bidder must bid on all items, and that the award of all items would be to one bidder.

In accordance with Public Contract code 20651(a), the board must either award a contract to the lowest responsible bidder or reject all bids.

The District received two bids. However, after the apparent low bidder, Legend Fitness.com, submitted its bid and the bids were publicly opened, the District received a letter from one of the manufacturers that said it had decided to allow only the highest bidder, Power Lift, to sell its products. This created a situation where the lowest bidder could not provide all of the items it had bid, and this rendered its bid non-responsive. Rather than award a contract based upon the sole remaining bid, it is recommended that the Board reject all bids.

Before issuing a new call for bids, Purchasing Services will work with Foothill College to revise the bid specifications so that they will be less restrictive and will encourage more competition.

Recommendation: Authorize the Director of Purchasing Services to reject all bids for Bid 1414 and call for new bids using revised bid specifications

Submitted by:	Carmen Redmond, Director of Purchasing Services ext 6166
Additional contact	Frank Greco, x6284; Susan Gutkind x7741, Matt Raivio x7222
Is backup provided?	No