

# Henderson County Schools

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To: Lisa Baird, Kirk Haynes, Wesley Smith, Michael Waller and Tracey Williams

From: Marganna Stanley

Date: March 20, 2020

Re: New Jefferson Elementary School  
Bid Package #15 - Elevator

I am requesting the Board's approval to authorize Codell/Hafer to solicit new bids for Bid Package #15 – Elevator as set out below by Mr. John Hagan Codell:

Following the board meeting Monday night I reached back out to the contractors awarded to begin the gathering of documentation to prepare the contracts and purchase orders for submission to KDE. After further discussion with Otis Elevator they informed me of several items they wished to have removed/added/alterd from the standard contract required to be used on KDE projects. I reminded Otis Elevator that they submitted a formal bid per the plans, specifications and addenda which details all of the language required to be used on ALL KDE projects with no exceptions. The list of exclusions and qualifications is too lengthy for this email but some of my major concerns are:

1. Exclusion of 100% performance and payment bond. Their bid of \$88,750 is below the threshold for which KDE requires P&P bonds but over the \$25,000 requirement of Henderson BOE policy. We learned on Spottsville the value of having in place 100% Performance and Payment bonds in the event of a default.
2. Refusal to add to GL insurance certificates as additional insured Henderson County Schools, Hafer Design and Codell. This is a KDE requirement.
3. Non-negotiable payment terms of 50% down at execution of contract.

While Otis Elevator meets the specifications for the elevator system to be provided there are exclusions and qualifications to their bid to also warrant rejection in my opinion. As you are aware the other bid we received also did not meet the required specification which leaves us with two nonresponsive bids. I have forwarded all of this information to Marcus Highland at KDE for his direction but as of now I have not received any response. For the purposes of moving forward with approval of the revised BG1 at your upcoming special called BOE meeting I suggest rounding the BP #15 potential cost to an even \$100,000. Re-bidding the elevator package would not delay construction and we have been notified by an elevator contractor who did not submit a bid last week that they would be willing to bid if given the opportunity in the future. I am requesting the board approve the revised BG1 as prepared and authorize Codell/Hafer to solicit new bids for BP #15 – Elevator. Thank you for your attention to this matter and please give me a call at any time to discuss if you have questions. Thanks



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