



MEMO

MEMO DATE: March 24 , 2021
TO: Ordinance Review Committee
FROM: Heidi Murphy
RE: Discuss Responsible Bidder Ordinance and Right-of-way work

Responsible Bidder Ordinance

Responsible Bidder Ordinances provide objective, uniform criteria and protection for tax payers and municipalities against awarding public contracts to bidders with a history of financial mishandling, on-the-job injuries, careless errors, poor quality work, and project delays. Implementing an RBO allows for communities to determine which bidders deliver the highest quality work for the most effective price with the lowest burden on tax payers.

While this was discussed previously at the Ordinance Review Committee, the logistics of the implementation of this ordinance was not laid out. After consultation and additional research, the most effective way to implement this ordinance would be:

- Codify the ordinance for all public projects amounting to at least \$1,000,000
- Require an affidavit of compliance returned in the bid packet for all public projects amounting to at least \$1,000,000 to be considered for award of contract
- As part of the bid review, consultants/staff shall verify bidders do not have concerning answers on the affidavit of compliance

Right-of-way work Affidavit of Compliance

Another area of concern in protecting the public from irresponsible contractors working in public right-of-way areas.