



Staff Report

AGENDA ITEM REPORT

DATE: June 23, 2025

SUBMITTED BY: Rene Garcia, Administration

ITEM TYPE: Agenda Item

AGENDA SECTION: CONSIDERATION OF AND ACTION ON

SUBJECT: Rejecting or Accepting Bids: Construction of CDBG-MIT MOD Southside Drainage Improvements Project

BACKGROUND:

Following the bid opening on June 6, 2025, for the El Campo CDBG-MIT MOD Southside Drainage Improvements Project, Civitas completed its evaluation of the two bids received. One bid was submitted by Constar Construction (hard copy) and included a 10% contingency; the other by Matagorda Construction & Materials (electronically) did not. Per 2 CFR § 200.318–200.327, removing or altering a bid item after bids have been opened is not permitted under sealed bid procedures. Such actions compromise the integrity of the procurement process by violating principles of fairness and transparency, cause the bid to no longer conform to the material terms and conditions of the original solicitation, and can be construed as negotiation, which is strictly prohibited in sealed bidding. These violations could also result in non-compliance with federal procurement standards and potentially require the City to repay all federal funds used for construction.

SUGGESTED ACTION:

At the recommendation of Civitas and Project Management Inc., staff requests rejection of bids for this project, so that a subsequent Request for Proposals may be initiated.

ATTACHMENTS:

[01_bid_summary.pdf](#)