

Lowest Responsible Bidder Considerations - Step 1 - Responsible							
Responsibility Considerations	Company						
Ability and Capacity to Carry on the Work	_____	_____	_____	_____	_____	_____	_____
Equipment and Facilities	_____	_____	_____	_____	_____	_____	_____
Promptness	_____	_____	_____	_____	_____	_____	_____
Quality of Work Previously Done	_____	_____	_____	_____	_____	_____	_____
Suitability to the Particular Task	_____	_____	_____	_____	_____	_____	_____
The character, integrity, reputation, judgment, experience, and efficiency of the supplier	_____	_____	_____	_____	_____	_____	_____
Whether the supplier can perform within the time specified	_____	_____	_____	_____	_____	_____	_____
Other qualities as are found necessary to consider in order to determine whether or not, if awarded the contract, the supplier could perform it strictly in accordance with its terms.	_____	_____	_____	_____	_____	_____	_____
List, if any:							

Lowest Responsible Bidder Considerations - Step 2 – Lowest Bid							
	Company						
Lowest Total Bid (however not dispositive)	_____	_____	_____	_____	_____	_____	_____
Early completion date?	_____	_____	_____	_____	_____	_____	_____
Construction with higher quality materials?	_____	_____	_____	_____	_____	_____	_____
Other factors? List, if any:							

NOTE: The Supreme Court stated in *Rath v. City of Sutton*, 267 Neb. 265, 673 N.W.2d 869 (2004),

[C]ompetitive bidding, after public advertising, is a fundamental, time-honored procedure that assures the prudent expenditure of public money.... Competitive bid statutes exist to invite competition, to guard against favoritism, improvidence, extravagance, fraud, and corruption, and to secure the best work or supplies at the lowest possible price. Such states are enacted for the benefit of taxpayers. (Citations omitted.). By mandating that contracts be awarded to the lowest responsible bidder, the Nebraska Legislature is seeking to protect taxpayers, prevent favoritism and fraud, and increase competition in bidding by placing bidders on equal footing. (Citations omitted.) Determining the lowest responsible bidder is a two-step process. The first step is for the public body to determine which bidders are responsible to perform the contract. Second step in determining the lowest responsible bidder focuses on which of the responsible bidders has submitted the lowest bid.

Also, note Neb. Rev. Stat. §39-810 provides, "All contracts for the erection or repair of bridges and approaches thereto or for the building of culverts and improvements on roads, the cost and expense of which shall exceed one hundred thousand dollars, shall be let by the county board to the lowest responsible bidder."