

**Resolution #23-0331
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**RESOLUTION AWARDING CONSTRUCTION CONTRACT FOR
BRYCE A. STUART PARKING DECK PHASE 2 REPAIRS**

WHEREAS, bids for Bryce A. Stuart Parking Deck Phase 2 Repairs were scheduled to be received on July 21, 2023, but less than three bids were offered as required at the initial bid opening for formal construction and repair contracts per North Carolina General Statute (N.C.G.S.) 143-132(a); and

WHEREAS, North Carolina General Statute (N.C.G.S.) 143-129 authorizes the project to be re-advertised, and following proper advertisement, bids were received and publicly opened by City/County Purchasing at 2:00 p.m. on Wednesday, July 28, 2023, for the Bryce A. Stuart Parking Deck Phase 2 Repairs and the following bids were received:

	<u>City/State</u>	<u>Total Bid</u>
High Rock Waterproofing, Inc.	Winston-Salem, NC	\$498,950
IQ Contracting, LLC	Raleigh, NC	597,000

WHEREAS, the low bidder, High Rock Waterproofing, Inc., submitted subcontracting goals of 10% with minority-owned businesses and 0% with women-owned businesses, which exceeded the subcontracting goals established for this project; and

WHEREAS, all bids exceeded the budgeted funds; however, staff, consulting engineer and the lowest responsive bidder negotiated a price within budget as allowed by N.C. General Statute 143-129(b), where a change of material specifications resulted in a \$167,150 cost reduction; and

WHEREAS, it is the recommendation of the Finance Committee that a contract be awarded to High Rock Waterproofing, Inc., the low bidder meeting specifications, for the Bryce A. Stuart Parking Deck Phase 2 Repairs for the negotiated total amount of \$331,800.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Winston-Salem that the contract for the Bryce A. Stuart Parking Deck Phase 2 Repairs per bid specifications is hereby awarded to High Rock Waterproofing, Inc. in the negotiated total amount of \$331,800. The City Manager and City Clerk are authorized to execute the contract on behalf of the City, with contract and bond forms to be approved by the City Attorney and bid deposit retained until the successful bidder has provided satisfactory contract, performance and payment bonds.

BE IT FURTHER RESOLVED that the award of this contract constitutes a preliminary determination as to the qualifications of the bidder. The City is not legally bound until the contract is duly executed by the City. The bid deposit may be retained if the bidder fails to execute the contract or give satisfactory surety as required by N.C.G.S. 143-129.

BE IT FURTHER RESOLVED that High Rock Waterproofing, Inc. will be required to subcontract, as a minimum, 10% of this contract with certified minority-owned businesses and 0% with certified women-owned businesses as indicated on the Affidavit "C" submitted by the company.

BE IT FURTHER RESOLVED that funds have been appropriated in the approved FY2023-24 budget to cover the cost of this contract.