

Resolution #21-0469
 2021 Resolution Book, Page 198

RESOLUTION AWARDING CONTRACT FOR INTERSECTION CONCRETE IMPROVEMENTS

WHEREAS, the Winston-Salem Transportation Department (WSDOT) has the need for a contractor to make concrete repairs and safety improvements to various intersections across the city, in conjunction with traffic markings and traffic signal upgrades performed under separate contracts; and

WHEREAS, after proper advertisement, bids were received and publicly opened by City/County Purchasing at 1:00 p.m. on Thursday, August 19, 2021, for the intersection concrete contract and the following bids were received:

	<u>City/State</u>	<u>Sum of Unit Prices</u>
Mayes Landscaping & Concrete, Inc.	Winston-Salem, NC	\$356,775
Dalton Contracting, LLC	Clemmons, NC	401,000
Armen Construction, LLC	Charlotte, NC	418,890

WHEREAS, the low bidder, Mayes Landscaping & Concrete, Inc., executed M/WBE Affidavit “B”, certifying that they will perform all the work outlined in the specifications with their own forces; and

WHEREAS, WSDOT has an annual budget of \$250,000 reserved for this work and desires to award an annual contract for the not-to-exceed amount of \$250,000 to complete as much work as unit prices will allow; and

WHEREAS, the initial contract period is date of award through June 30, 2022 and terms of the bid allow the City the right to extend the contract for as many as two additional annual periods (until June 30, 2024), if both parties agree and funds are made available for that purpose,

and unit prices may be adjusted at the beginning of each additional annual period by an amount not to exceed the latest available Consumer Price Index for All Urban Consumers; and

WHEREAS, it is the recommendation of the Finance Committee that a contract be awarded to Mayes Landscaping & Concrete, Inc., the low bidder meeting specifications, for intersection concrete contract from date of award through June 30, 2022, in the not-to-exceed amount of \$250,000, with the option to extend the contract for as many as two additional annual periods (until June 30, 2024), if both parties agree and funds are made available for that purpose, and unit prices may be adjusted at the beginning of each additional annual period by an amount not to exceed the latest available Consumer Price Index for All Urban Consumers, making the total possible award over the three years to be the estimated amount of \$750,000.

NOW, THEREFORE BE IT RESOLVED by the Mayor and City Council of the City of Winston-Salem that the contract for intersection concrete improvements is hereby awarded to Mayes Landscaping & Concrete, Inc., the low bidder meeting specifications, from date of award through June 30, 2022, in the not to exceed amount of \$250,000, with the option to extend the contract for as many as two additional annual periods (until June 30, 2024), if both parties agree and funds are made available for that purpose, and unit prices may be adjusted at the beginning of each additional annual period by an amount not to exceed the latest available Consumer Price Index for All Urban Consumers, making the total possible award over the three years to be the estimated amount of \$750,000. The City Manager and City Clerk are authorized to execute the contract on behalf of the City, with contract to be approved by the City Attorney.

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 to perform the contract until the contract is duly executed by the City.

BE IT FURTHER RESOLVED that Mayes Landscaping & Concrete, Inc., will be required to perform all the work outlined in the specifications with their own forces as indicated on the Affidavit “B” submitted by the company. In the event the company fails to completely self-perform 100% of the work, the contract will be subject to the M/WBE goals originally established for this project of 6% minority and 4% woman-owned businesses, including good faith efforts and documentation requirements of the program.

BE IT FURTHER RESOLVED that funds have been appropriated in the FY2021-22 budget to cover the cost of this contract through June 30, 2022, with contract extensions subject to future approved City Council budget appropriations.