

**RESOLUTION AWARDING CONSTRUCTION CONTRACT FOR
GRANVILLE PARK IMPROVEMENTS**

WHEREAS, after proper advertisement, bids were received and publicly opened at 3:00 p.m. on Tuesday, August 23, 2022, for construction of the Granville Park Improvements and the following bids were received:

	<u>City/State</u>	<u>Total Bid</u>
Wildlands Construction, LLC	Raleigh, NC	\$1,400,000
Ramey, Inc.	Bethania, NC	1,476,310
Bar Construction Company, Inc.	Greensboro, NC	1,913,000
Central Builders, Inc. of Mebane	Haw River, NC	2,041,172
Dreambuilt Construction, Inc.	Advance, NC	2,278,800

WHEREAS, the lowest bidder, Wildlands Construction, LLC, agreed to subcontracting goals other than those established for this project; however, the Citizen's M/WBE Advisory Committee determined that the low bidder did not make the necessary good faith efforts to achieve the established project goals, which by City M/WBE Program policy causes their bid to become non-responsive and it cannot be considered for award; and

WHEREAS, the next lowest bidder, Ramey, Inc., agreed to the subcontracting goals established for this project at the time of bid; and

WHEREAS, all bids exceeded the budgeted funds; however, staff and the lowest responsive bidder negotiated a price within budget as allowed by N.C. General Statute 143-129(b), where \$429,189 of the project scope was modified or removed from the project; and

WHEREAS, it is the recommendation of the Finance Committee that a contract be awarded to Ramey, Inc., the low bidder meeting specifications, for construction of the Granville Park Improvements in the not-to-exceed, negotiated total amount of \$1,047,121.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and City Council of the City of Winston-Salem hereby approve a contract for construction of the Granville Park Improvements

per bid specifications is hereby awarded to Ramey, Inc. for the not-to-exceed, negotiated total amount of \$1,047,121 and that 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 to perform the contract 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 Ramey, Inc. will be required to subcontract - at a minimum - 16.0% of this contract with certified minority-owned businesses and 10.0% 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 FY 2022-23 budget to cover the cost of this contract.