

Resolution #21-0113  
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**RESOLUTION AWARDING CONSTRUCTION CONTRACT FOR  
QUARRY PARK PHASE 2 IMPROVEMENTS**

**WHEREAS**, after proper advertisement, bids were received and publicly opened at 2:00 p.m. on Thursday, January 7, 2021, for construction of Quarry Park Phase 2 Improvements and the following bids were received:

	<u>City/State</u>	<u>Base Bid</u>
Bar Construction Co., Inc.	Greensboro, NC	\$3,159,000
H.M. Kern Corporation	Greensboro, NC	3,390,000
Dreambuilt Construction, Inc.	Advance, NC	3,519,160
RPM Partners, Inc.	Kernersville, NC	3,796,436
Dane Construction, Inc.	Mooresville, NC	4,036,090

**WHEREAS**, the low bidder, Bar Construction Co., Inc. submitted subcontracting goals other than those established for this project; however, the Citizen's M/WBE Advisory Committee determined that the low bidder did make the necessary good faith efforts to achieve the established project goals; and

**WHEREAS**, the low bid exceeded the available funds; however, staff and low bidder negotiated a price closer to budget as allowed by N.C. General Statute 143-129(b) resulting in \$498,469 of scope being removed from the project; and

**WHEREAS**, it is the recommendation of the Finance Committee that a contract be awarded to Bar Construction Co., Inc., the low bidder meeting specifications, for construction of Quarry Park Phase 2 Improvements in the negotiated total amount of \$2,660,531.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and City Council of the City of Winston-Salem that the contract for construction of Quarry Park Phase 2 Improvements per bid specifications is hereby awarded to Bar Construction Co., Inc. in the negotiated total amount of \$2,660,531. 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 Bar Construction Co., Inc. will be required to subcontract, at a minimum, 5.7% of this contract with certified minority-owned businesses and 3.5% with certified women-owned businesses as indicated on the Affidavit "D" submitted by the company.

**BE IT FURTHER RESOLVED** that funds have been previously appropriated and made available in the 2018 G.O. Bond to cover the cost of this contract, which includes a \$40,000 grant.