

**RESOLUTION AWARDING CONSTRUCTION CONTRACT FOR
NORTH WARD PARK**

WHEREAS, after proper advertisement, bids were received and publicly opened by City/County Purchasing at 2:00 p.m. on Wednesday, January 10, 2018, for construction of North Ward Park and the following bids were received:

	<u>City/State</u>	<u>Total Bid</u>
Creative Design & Construction, Inc.	Tobaccoville, NC	\$1,107,087
Dreambuilt Construction, Inc.	Advance, NC	1,359,356
Bar Construction Co., Inc.	Greensboro, NC	1,449,000
W.C. Construction Co., LLC	Winston-Salem, NC	1,751,400
Eagle Wood, Inc.	Denver, NC	1,961,427

WHEREAS, bids for this project exceeded the budget; however, the City Council approved additional funding of \$250,000 at the December 18, 2017, meeting to complete the scope of work; and

WHEREAS, staff additionally negotiated with the low bidder to bring the award amount within the project budget as allowed by N.C.G.S. 143-129; and

WHEREAS, the low bidder, Creative Design & Construction, Inc., submitted subcontract goals of 14% with minority-owned businesses and 8.6% with woman-owned businesses, meeting the established project goals; and

WHEREAS, it is the recommendation of the Finance Committee that a contract be awarded to Creative Design & Construction, Inc., the low bidder meeting specifications, for construction of North Ward Park in the value-engineered, estimated total amount of \$1,041,904.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Winston-Salem that the contract for construction of North Ward Park is hereby awarded to Creative Design & Construction, Inc. in the value-engineered, estimated total amount of \$1,041,904. The City Manager and City Secretary 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 Creative Design & Construction, Inc. will be required to subcontract 14.0% of this contract with certified minority-owned businesses and 8.6% with certified women-owned businesses as indicated on the Affidavit "C" submitted by the company.

BE IT FURTHER RESOLVED that funds are available in account code 30-304-533116-5411 for the road widening portion of the project.

BE IT FURTHER RESOLVED that funds are available in account codes 30-305-533109-563303 (park) and 30-305-533109-563109 (sprayground) to cover the cost of this contract.