

**RESOLUTION AWARDING CONSTRUCTION CONTRACT FOR
MILLER STREET SIDEWALK IMPROVEMENTS**

WHEREAS, after proper advertisement, bids were received and publicly opened by City/County Purchasing at 2:00 p.m. on Wednesday, May 30, 2018, for construction of Miller Street Sidewalk Improvements and the following bids were received:

	<u>City/State</u>	<u>Total Bid</u>
PDC Hardscapes, Inc.	Greensboro, NC	\$288,454.12
Armen Construction, LLC	Charlotte, NC	317,279.00

WHEREAS, PDC Hardscapes, Inc. submitted MWBE subcontracting goals exceeding those established by the North Carolina Department of Transportation (NCDOT) for this project; and

WHEREAS, all bid and NCDOT requirements have been met and staff recommends award of the contract; and

WHEREAS, the funding for this project will consist of reimbursement to the City by NCDOT for up to one hundred percent (100%) of all eligible project costs under a two-party Construction Agreement; and

WHEREAS, it is the recommendation of the Finance Committee that a contract be awarded to PDC Hardscapes, Inc., the low bidder meeting specifications, for construction of Miller Street Sidewalk Improvements in the total estimated amount of \$288,454.12.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Winston-Salem that the contract for Miller Street Sidewalk Improvements is hereby awarded to PDC Hardscapes, Inc., the low bidder meeting specifications, in the total estimated amount of \$288,454.12. 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 approval of this contract award is contingent upon approval by NCDOT, who will review the City's award recommendation along with the bidder's pre-qualification status.

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 PDC Hardscapes, Inc. will be required to subcontract not less than 10.7% with certified minority-owned businesses and 1.0% with women-owned businesses as indicated on the "Listing of MBE/WBE Subcontractors" submitted by the company.

BE IT FURTHER RESOLVED that funds are available in account 304-533003-545198 to cover the cost of this contract until reimbursed by NCDOT.