

Resolution #24-0257  
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**RESOLUTION AWARDING CONTRACT FOR  
RESURFACING CITY STREETS**

**WHEREAS**, a formal bid was advertised for resurfacing city streets for the period of July 2024 through July 2025; and

**WHEREAS**, North Carolina General Statute (N.C.G.S.) 143-132(a) requires a minimum of three qualified bids to open formal construction, and fewer than three bids were received on April 18, 2024; and

**WHEREAS**, N.C.G.S. 143-129 authorizes that the bid may be re-advertised, and after proper re-advertisement, bids were received and publicly opened by City/County Purchasing at 1:00 p.m., Thursday, April 25, 2024, for resurfacing city streets (as listed in Attachment A), and the following bid was offered:

	<u>City/State</u>	<u>Total of Unit Prices</u>
APAC-Atlantic, Inc., Thompson-Arthur Division	Greensboro, NC	\$9,890,146.45

**WHEREAS**, APAC-Atlantic, Inc., Thompson-Arthur Division agreed to subcontracting goals of 5.06% with certified minority-owned businesses and 5.45% with certified woman-owned businesses, which exceeded the goals established for this project of 5% MBE and 5% WBE; and

**WHEREAS**, it is recommended that a contract for resurfacing city streets be awarded to APAC-Atlantic, Inc., Thompson-Arthur Division, the low bidder meeting specifications, in the estimated total amount of \$9,890,146.45.

**Winston-Salem City Council**  
**APPROVED**  
**June 3, 2024**

**NOW, THEREFORE, BE IT RESOLVED**

by the Mayor and City Council of the City of Winston-Salem, upon approval of the Finance Committee, that the contract for resurfacing city streets (as listed in Attachment A) is hereby awarded to APAC-Atlantic, Inc., Thompson-Arthur Division, in the estimated total amount of \$9,890,146.45, 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.

**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 APAC-Atlantic, Inc., Thompson-Arthur Division, will be required to subcontract – at a minimum – 5.06% of this contract with minority-owned businesses and 5.45% with women owned businesses as indicated in Affidavit “C” submitted by the company.

**BE IT FURTHER RESOLVED** the total bid price submitted by APAC-Atlantic, Inc., Thompson-Arthur Division, exceeds the FY23-24 available funds of \$9,833,700; therefore, additional funds will be made available through appropriated Powell Bill reserves.