

Resolution #24-0029  
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**RESOLUTION AWARDING CONSTRUCTION CONTRACT  
FOR SALEM PARKWAY MULTI-USE PATH**

**WHEREAS**, after proper advertisement, bids were received and publicly opened by City/County Purchasing at 2:00 p.m. on Wednesday, December 6, 2023, for the construction of the Salem Parkway Multi-Use Path (eastern section) and the following bids were received:

	<u>City/State</u>	<u>Total Bid</u>
Smith-Rowe, LLC	Mount Airy, NC	\$4,796,990.12
Dane Construction, Inc.	Mooresville, NC	5,862,341.75
Vecellio & Grogan, Inc.	Beckley, WV	6,310,967.47

**WHEREAS**, the low bidder, Smith-Rowe, LLC, submitted subcontracting goals of 6.98% with Disadvantaged Business Enterprises, exceeding the 6% goal established by the State of North Carolina Department of Transportation for this project, and complied with submitting the mandatory Letters of Intent within the required timeframe; and

**WHEREAS**, it is recommended that a contract be awarded to Smith-Rowe, LLC, the low bidder meeting specifications, for construction of the Salem Parkway Multi-Use Path (eastern section) for the total amount of \$4,796,990.12.

**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 construction of the Salem Parkway Multi-Use Path (eastern section) per bid specifications is hereby awarded to Smith-Rowe, LLC in the total amount of \$4,796,990.12. 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.

**Winston-Salem City Council**  
**APPROVED**  
**February 5, 2024**

**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 Smith-Rowe, LLC will be required to subcontract, as a minimum, 6.98% of this contract with Disadvantaged Business Enterprise firms as indicated on the Listing of DBE Subcontractors M-2 forms submitted by the company.

**BE IT FURTHER RESOLVED** that funds were previously appropriated in a capital budget to cover the cost of this contract.