City	Council -	- Action	Request Forn	n
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Date: March 15, 2021

To: Mayor, Mayor Pro Tempore, and Members of the City Council

Damon C. Dequenne, Assistant City Manager

From: Robert Prestwood, Engineering

Jerry Bates, Purchasing Director

Council Action Requested:

Resolution Awarding Construction Contract for Quarry Park Phase 2 Improvements (South Ward)

Strategic Focus Area: Livable Neighborhoods

Strategic Objective: Expand Open Space and Recreational Facilities

Strategic Plan Action Item: No

Key Work Item: Yes



Summary of Information:

The City advertised bids for construction of Quarry Park Phase 2 Improvements, a 2018 G.O. Bond project. This is a re-bid from April 2020, when bids were rejected for exceeding the project budget; whereafter the project scope was reduced by eliminating the small shelters and changing the playground area and shade structures. The scope of work includes a signature multi-level tower playground, climbing and bouldering walls with new bridge crossing, two 40'x 60' picnic shelters, two 32' diameter shade structures, dig play area, new stairs from restroom to boom overlook, shade trees and seeding, site furniture, solar security area lighting, and paving the main parking lot. Construction trades present in the project include grading, erosion control, hauling, asphalt paving and striping, concrete paving and walks, steel framing, metal roofing, electrical, plumbing and landscaping.

Bids were received on January 7, 2021, with a summary of bids as follows:

	<u>City/State</u>	Base Bid
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

Committee	Finance 3/15/2021	Action	Approval
For	Unanimous	Against	
Remarks:			

The low bidder, Bar Construction Co., Inc., submitted subcontracting goals less than those established for this project of 9% and 7%, respectively. Therefore, pursuant to the City's M/WBE Policy, the City's Internal M/WBE Committee and Citizen's M/WBE Advisory Committee met to review and consider all documentation of the bidder's good faith efforts which follow this resolution. Both committees determined that the bidder did make the necessary good faith efforts to achieve the established project goals. N.C.G.S. 143-128.2(f) requires a contractor to accumulate a minimum of 50 out of 100 points to demonstrate a Good Faith Effort. In addition to the point system, state legislation explicitly lists the efforts required by a contractor. In the review conducted by the M/WBE Citizens Advisory Committee, the contractor must accumulate a minimum of 115 out of 180 points to demonstrate a Good Faith Effort. The City's stringent modification ensures contractors are exhausting all opportunities, per the statue's specifications, to achieve certified minority-and women-owned business participation. 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.

The 2018 G.O. Bond allocated \$2,480,000 for the construction budget for Phase 2. The designer's base bid estimate was \$2,435,680. Since all bids exceeded budget, the city entered negotiations with the low bidder, as allowed by N.C. General Statute 143-129(b), in an effort to bring the project within the available funds. The following scope was removed from the project: delete one large picnic shelter with its concrete pad and water line, reduce the climbing wall height by 30%, replace the circular benches with standard benches, and lease Duke Energy lights instead of installing solar lights. The value engineering effort, agreed to by both parties, resulted in a cost savings of \$498,469.

It is therefore recommended that the contract be awarded to Bar Construction Co., Inc., the low bidder meeting specifications, in the negotiated total amount of \$2,660,531. The overall project budget totals \$3,100,000 including, design, construction, and project contingency. In addition, the City received a grant for a pollinator garden at Quarry Park, which is part of this scope, and \$40,000 from that grant will fund the irrigation line and vegetation needed for this garden. The additional funding for construction will come from savings in design and project contingency.

M/WBE comment: This project was advertised on the City and State websites and with several electronic plan rooms. Notifications were sent to all local M/WBE and regional HUB businesses on a weekly basis. See Exhibit A for a complete list of businesses that were notified the bidding opportunity and the low bidder's Workplace Demographics form. Dreambuilt Construction, Inc. is a HUB-certified WBE firm.