

MAYOR & COUNCIL AGENDA COVER SHEET

MEETING DATE:

April 21, 2008

CALL TO PODIUM:

Jim Arnoult

RESPONSIBLE STAFF:

Jim Arnoult

AGENDA ITEM:

(please check one)

<input type="checkbox"/>	Presentation
<input type="checkbox"/>	Proclamation/Certificate
<input type="checkbox"/>	Appointment
<input type="checkbox"/>	Public Hearing
<input type="checkbox"/>	Historic District
<input type="checkbox"/>	Consent Item
<input type="checkbox"/>	Ordinance
<input checked="" type="checkbox"/>	Resolution
<input type="checkbox"/>	Policy Discussion
<input type="checkbox"/>	Work Session Discussion Item
<input type="checkbox"/>	Other:

PUBLIC HEARING HISTORY:

(Please complete this section if agenda item is a public hearing)

Introduced	
Advertised	
Hearing Date	
Record Held Open	
Policy Discussion	

TITLE:
Resolution of the Mayor and City Council Authorizing the City Manager to Enter into a Contract for a Street Resurfacing Project (\$556,000)

SUPPORTING BACKGROUND:																										
This contract is for the resurfacing of the following City streets: Sioux Lane, Allenhurst Court, Bostwick Lane, Acline Court, Bradenton Court, Bostwick Court and Fernshire Road.																										
The resurfacing will include milling, curb and gutter repair, sidewalk and driveway repair, as well as an asphalt overlay with placement of a crack retarding fabric.																										
The following bids were received on March 12, 2008:																										
<table style="width: 100%; border: none;"> <tr><td style="width: 80%;">Finley Asphalt & Sealing, Inc.</td><td style="text-align: right;">\$ 443,437.25</td></tr> <tr><td>NZI Construction Company</td><td style="text-align: right;">\$ 505,397.50</td></tr> <tr><td>F. O. Day Bituminous Company, LLC</td><td style="text-align: right;">\$ 546,173.50</td></tr> <tr><td>Romano Concrete Construction, Inc.</td><td style="text-align: right;">\$ 547,854.00</td></tr> <tr><td>Olney Masonry Corporation</td><td style="text-align: right;">\$ 561,339.00</td></tr> <tr><td>D & F Construction Company, Inc.</td><td style="text-align: right;">\$ 617,984.50</td></tr> <tr><td>Ross Contracting, Inc.</td><td style="text-align: right;">\$ 629,415.50</td></tr> <tr><td>Richard F. Kline, Inc</td><td style="text-align: right;">\$ 633,112.80</td></tr> <tr><td>M. Luis Construction Company, Inc.</td><td style="text-align: right;">\$ 685,014.25</td></tr> <tr><td>Image Asphalt Maintenance, Inc.</td><td style="text-align: right;">\$ 700,000.00</td></tr> <tr><td>Omni Excavators, Inc.</td><td style="text-align: right;">\$ 736,334.75</td></tr> <tr><td> </td><td></td></tr> <tr><td style="text-align: center;">The staff estimate was</td><td style="text-align: right;">\$ 595,769.00</td></tr> </table>	Finley Asphalt & Sealing, Inc.	\$ 443,437.25	NZI Construction Company	\$ 505,397.50	F. O. Day Bituminous Company, LLC	\$ 546,173.50	Romano Concrete Construction, Inc.	\$ 547,854.00	Olney Masonry Corporation	\$ 561,339.00	D & F Construction Company, Inc.	\$ 617,984.50	Ross Contracting, Inc.	\$ 629,415.50	Richard F. Kline, Inc	\$ 633,112.80	M. Luis Construction Company, Inc.	\$ 685,014.25	Image Asphalt Maintenance, Inc.	\$ 700,000.00	Omni Excavators, Inc.	\$ 736,334.75	 		The staff estimate was	\$ 595,769.00
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While Finley Asphalt & Sealing, Inc. appeared to be the apparent low bidder, a review of their bid documents revealed an error that, if corrected would no longer make them the lowest bid. Based on this information and a discussion with the City Attorney, their bid was rejected.																										
Therefore, it is recommended that the bid be awarded to the new low bidder, NZI Construction Company. Staff would also like to encumber an additional \$50,602.50 (approximately 10%) for unforeseen contingencies such as additional patching for a total of \$556,000.00.																										
The funding for this project is available in CIP 83-1 Street Resurfacing.																										

DESIRED OUTCOME:
Vote on Resolution

Resolution Request Form

REQUEST FORM FOR RESOLUTIONS PERTAINING
TO EXPENDITURES FROM THE CITY BUDGET
(CONTRACTS/PURCHASES, TRANSFER FUNDS)

(Please attach the Mayor and Council Agenda Cover Sheet to this Form. For contracts/purchases, the Cover Sheet MUST include a list of all bidders and bid amounts.)

Requested by: Jim Arnoult Date of City Council Meeting: April 21, 2008

AUTHORIZING

Purchase _____ Award Contract X Transfer Funds _____ Negotiate / Execute a Contract _____

RFP / IFB INFORMATION:

Advertisement Date February 27, 2008

Newspaper(s) Gaithersburg Gazette

Bids Received (date) March 12, 2008

DESCRIPTION OF ITEM(S):

(Be specific; include quantity, item name, model number, etc.)

Resurfacing of various streets within Briddlewood – with 4" asphalt overlay, new curbs, etc. – includes a 10% contingency

CONTRACTED/PURCHASE FROM:

Company Name: NZI Construction Corp..

Street Address: 11601 Spruce Avenue

P. O. Box Number: _____

City/State/Zip: Beltsville, Maryland 20705

CONTRACT/PURCHASE AMOUNT: \$556,000.00

Check One: In the Estimated Amount of ✓ Not to Exceed _____

FUNDS TO BE EXPENDED FROM: Operating Budget _____ Capital Improvements Budget ✓

Street Resurfacing ; CIP #83-1
Org: 3312 Object: 598000 Project: 83-1

(For Finance Department use only; not to be included in the Resolution)

VERIFICATION OF AVAILABILITY OF FUNDS Available _____ Not available _____

Finance Dept. Date

RESOLUTION NO. _____

RESOLUTION OF THE MAYOR AND CITY COUNCIL
AUTHORIZING THE CITY MANAGER TO ENTER INTO A
CONTRACT FOR A STREET RESURFACING PROJECT

WHEREAS, an invitation to bid for the resurfacing of City streets was duly advertised in the February 27, 2008, issue of the *Gaithersburg Gazette*, and sealed bids were opened and tabulated on March 12, 2008; and

WHEREAS, the Mayor and Council have determined to award a contract for the work to the lowest bidder meeting City specifications; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of Gaithersburg, that the City Manager be and he hereby is authorized to award a contract for street resurfacing to NZI Construction Corp., 11601 Spruce Avenue, Beltsville, Maryland 20705, in the estimated amount of Five Hundred Fifty-Six Thousand Dollars (\$556,000), said funds to be expended from the Capital Improvement Budget.

ADOPTED by the Mayor and City Council this 21st day of April, 2008.

SIDNEY A. KATZ, MAYOR and
President of the Council

THIS IS TO CERTIFY that the foregoing
Resolution was adopted by the City Council
in public meeting assembled on the 21st day
of April, 2008.

James D. Arnoult, Acting City Manager