



Date: January 7, 2014

To: Thomas J. Bonfield, City Manager
Through: W. Bowman Ferguson, Deputy City Manager
From: Marvin G. Williams, Director of Public Works
Subject: Contract Amendment Increasing 2013 Street Repaving Project – ST-265

Executive Summary

The City awarded Contract ST-265 to FSC II, LLC, dba Fred Smith Company of Clayton, North Carolina during the spring of 2013 in the amount of \$1,403,961.08. Fred Smith will soon complete the paving of the streets originally listed in the contract and will repave several other streets added to the project with the funds that remain in the contract once paving operations resume in spring 2014. Additional repaving locations can be added by extending the contract by 50%. This enables the City to take advantage of favorable pricing, resurface more roads more quickly, and to continue working with a contractor performing to City expectations.

Recommendation

City Staff recommends that the City Council authorize the City Manager to execute contract Amendment No. 1 for ST-265, 2013 Street Repaving Project in the amount of \$701,980.54 increasing the total contract to \$2,105,941.62.

Background

The ST-265: 2013 Street Repairs and Repaving project provides for the milling, patching, utility adjustments, asphalt paving, and pavement markings at various locations throughout the City of Durham.

Issues and Analysis

Extending the contract by 50% enables the City to take advantage of favorable pricing, resurface more roads more quickly, and to continue working with a contractor performing to City expectations.

Alternatives

Council could choose not to approve the request for a contract extension. Should this occur the City will advertise a new repaving project which could result in the City paying higher unit prices for repaving than what the City is currently paying in ST-265.

Financial Impact

Funds for this project extension are budgeted for in the following account:

| | | |
|--|-----------------|--------------|
| Construction | | |
| Street Maintenance Special Contractual | 0L010100-728600 | \$701,980.54 |
| ST-265 Total Extension | | \$701,980.54 |

SDBE Summary

The Equal Opportunity/Equity Assurance Department reviewed the original bid submitted by FSC II, LLC, dba Fred Smith Company of Clayton, North Carolina to determine compliance with the Ordinance to Promote Equal Business Opportunities in City Contracting. The goals for this project are MSDBE 4% and WSDBE 2%. It was determined that FSC II, LLC, dba Fred Smith Company was in compliance with the Ordinance to Promote Equal Business Opportunities in City Contracting.

The Equal Opportunity/Equity Assurance Department has been informed of the intent to extend the contract. Modifications to the EO/EA goals are not required. FSC II LLC, dba Fred Smith Company of Raleigh, North Carolina will subcontract with the following firms for work in this amendment.

| Firm | ID | City/State | Amount | % of Contract |
|---------------------------------|-----------|-------------------|---------------|----------------------|
| Covenant Trucking Company, Inc. | MSDBE | Youngsville, NC | \$28,079 | 4% |
| Royals Contracting, Inc.* | DBE/WBE | Raleigh, NC | \$ 14,039 | 2% |

*Royals Contracting, Inc. is certified as a DBE/WBE with the North Carolina Department of Transportation and therefore can be used to meet the woman goal for this project.