



MEMORANDUM

January 10, 2013

TO: Board of Mayor and Alderman

FROM: Eric S. Stuckey, City Administrator
David Parker, P.E.; CIP Executive/City Engineer
Paul Holzen, P.E.; Director of Engineering
Ben Worley, Right of Way Agent/Project Manager

SUBJECT: Consideration of Resolution 2012-74 (Formerly Resolution 2012-69); A Resolution Awarding the construction contract for the Eastern Flank Battlefield Access Roadway Project (COF Contract 2012-0112) to Jenco Construction, Inc.

Consideration of Resolution 2013-04; A Resolution Awarding the Construction Contract for the Eastern Flank Battlefield Access Roadway Project (COF Contract 2012-0112) to Civil Constructors, Inc. in the amount of \$1,089,179.01.

Purpose

The purpose of this memorandum is to provide the Board of Mayor and Aldermen (BOMA) the tabulated bid results for the Eastern Flank Access Road project and to present a recommendation for construction contract award.

Background

On July 2, 2010 the Board of Mayor and Aldermen approved Resolution 2010-56 – A Resolution to Authorize the Design and Construction of the Eastern Flank Battlefield Park Roadway Project. This project includes the construction of a 5,200 linear feet of roadway to allow access to the battlefield property, Carnton Plantation, Confederate Cemetery and Fleming Center. Improvements include a complete loop roadway with double bituminous surface treatment (river rock), eighteen foot (18') wide roadway to include ribbon curb and pervious parking. During the preliminary design phase of the project the estimated cost for the construction was approximately \$869,000 with \$369,000 approved as part of Resolution 2010-56 and \$500,000 obtained from a Tennessee Department of Transportation (TDOT) enhancement grant. During the final design of the project it was determined that the existing pavement that was to be saved would not hold up during construction and would need to be replaced as part of the project. In addition by accepting the additional \$500,000 grant from TDOT the City was required to follow TDOT local Programs Guidelines to obtain the necessary funding. During this process the Tennessee Historical Commission required additional landscaping along the access road and the Confederate Cemetery that results in an increase, estimated at \$140,000, to the overall project cost which was not anticipated with the original budget.

On December 5, 2012 staff opened construction bids for the Eastern Flank Battlefield Access Road. A total of eight bids were received for the project. Jenco Construction, Inc was the low bidder in the amount of \$1,026,386.39. TDOT determined Jenco Construction's proposal was irregular. For the City to accept the Transportation Enhancement Grant in the amount of \$500,000 we are required to reject Jenco construction's Bid. The only option that TDOT gave the city was to award to the next lowest bidder Civil Constructors, Inc in the amount of \$1,089,179.01.



Financial Impact

The Financial impact is \$1,089,179.01 for the construction of the Eastern Flank Battlefield Park Roadway Project with \$500,000 being reimbursed by TDOT. There needs to be an additional **\$220,179.01** (\$1,089,179.01 compared to the approved budget of \$869,000) allocate from the Hotel/Motel Tax Fund to cover the additional construction cost.

Recommendation

Staff recommends rejecting Resolution 2012-74 (Formerly Resolution 2012-69); A Resolution Awarding the construction contract for the Eastern Flank Battlefield Access Roadway Project (COF Contract 2012-0112) to Jenco Construction, Inc. Following this action Staff recommends approval of Resolution 2013-04; a Resolution Awarding the Construction Contract for the Eastern Flank Battlefield Access Roadway Project (COF Contract 2012-0112) to **Civil Constructors, Inc. in the amount of \$1,089,179.01**

RESOLUTION 2013-04
A RESOLUTION AWARDING THE CONSTRUCTION CONTRACT FOR THE EASTERN FLANK BATTLEFIELD ACCESS ROADWAY PROJECT (COF CONTRACT 2012-0112) TO CIVIL CONSTRUCTORS, INC.

WHEREAS, on December 5, 2012, sealed bids were received in the office of the City Engineer, City Hall, 109 3rd Avenue South, Franklin, Tennessee 37065 at 2:00 PM and were publicly opened and read aloud for the Eastern Flank Battlefield Access Road Project (COF Contract 2012-0112); and

WHEREAS, on July 2, 2010 the Board of Mayor and Aldermen approved Resolution 2010-56 – A resolution to Authorize the Design and Construction of the Eastern Flank Battlefield Park Roadway Project; and

WHEREAS, the Tennessee Department of Transportation is providing a portion of the funding for the Eastern Flank Battlefield Access Road Project through a Transportation Enhancement Grant in the amount of \$500,000; and

WHEREAS, Jenco Construction, Inc was the low bidder in the amount of \$1,026,386.39 however, it has been determined that their proposal is irregular and shall be rejected as outlined in the proposal contract 2012-0112; and

WHEREAS, it has been determined that Civil Constructors, Inc has submitted the lowest acceptable bid in the amount of \$1,089,179.01.

NOW THEREFORE, BE IT RESOLVED by the Board of Mayor and Aldermen of the City of Franklin, Tennessee, that the construction bid award is approved for Civil Constructors, Inc. in the amount of \$1,089,179.01 for the Eastern Flank Access Road Project (COF Contract 2012-0112) contingent on Tennessee Department of Transportation review, approval and concurrence of the bid results.

IT IS SO RESOLVED AND DONE on this 22nd day of January, 2013

ATTEST:

CITY OF FRANKLIN, TENNESSE

By: _____

ERIC S. STUCKEY
City Administrator

By: _____

Dr. Ken Moore
Mayor

Approved as to Form

By: _____

Shauna R. Billingsley
City Attorney