



Legislation Details (With Text)

**File #:** 22-0118      **Version:** 3      **Name:** 2/22/22 - Third & Mosley Contract Award (Mackenzie)  
**Type:** Resolution      **Status:** Passed  
**File created:** 2/22/2022      **In control:** City Council  
**On agenda:** 3/7/2022      **Final action:** 3/7/2022  
**Enactment date:** 3/7/2022      **Enactment #:** R-22-064

**Title:** Resolution to Award a Construction Contract to Bailey Excavating, Inc. for the Third & Mosley Water Main and Resurfacing Project (\$1,360,502.72) (ITB No. 4702)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. ITB\_4702\_Bailey.pdf, 2. Location.pdf, 3. Third and Mosley ITB 4702 Bid SUM.pdf, 4. Mackenzie Contract.pdf, 5. Third & Mosley Contract.pdf, 6. Bid.pdf

Date	Ver.	Action By	Action	Result
3/7/2022	2	City Council		
3/7/2022	2	City Council		
3/7/2022	3	City Council	Amended	Pass
3/7/2022	3	City Council	Approved as Amended	Pass
2/22/2022	2	City Council		
2/22/2022	2	City Council	Postponed	Pass

Resolution to Award a Construction Contract to Bailey Excavating, Inc. for the Third & Mosley Water Main and Resurfacing Project (\$1,360,502.72) (ITB No. 4702)

Attached for your approval is a resolution to award a construction contract to Bailey Excavating, Inc. (Bailey), in the amount of \$1,360,502.72), for the Third & Mosley Water Main and Resurfacing Project.

Project Description

The existing water mains along Third and Mosley Streets between Main Street and Madison Street are in poor condition and undersized, and thus are in need of replacement. This project will replace the existing water main with approximately 1,710 feet of new water main. The condition of the street surfaces are also in poor condition, and therefore also included in this project is the resurfacing of the streets, replacement of some curb and gutter, and Americans with Disabilities Act (ADA) compliant sidewalk ramps. The construction of the project is scheduled to begin in April of 2022 and to be completed in July 2022.

Plans and specifications were advertised through BidNet (ITB No. 4702). Five bids were received and opened on January 13, 2022. It is advisable and in the best interest of the City to award the contract to Bailey who's bid was in the amount of \$1,360,502.72 which is 18% below the Engineer's Estimate.

Bailey submitted all required Responsible Contractor Criteria, Non-Discrimination, Prevailing Wage, Living Wage, and Conflict of Interest Disclosure forms; and complies with the requirements of the City's Responsible Bidder, Non-Discrimination, and Living Wage ordinances.

Budget/Fiscal Impact: The current Capital Improvements Plan (CIP) includes funding for the Third & Mosley Water Main and Resurfacing Project (UT-WS-16-05). Total project costs are estimated to be \$1,725,000.00 with an estimated spending split of 75% Water Supply System funding and 25% Street, Bridge, and Sidewalk funding. Funding for the project is included in the approved capital budgets of the Water Supply System and the Street, Bridge, and Sidewalk Millage Funds.

\*This revised memorandum was approved as part of the amended substitute resolution approved by City Council on March 7, 2022.

Whereas, The existing water mains along Third and Mosley Streets are in poor condition and undersized and are in need of replacement;

Whereas, The street surfaces of Third and Mosley Streets are in poor condition and are in need of resurfacing;

Whereas, The Capital Improvements Plan includes sufficient funds available in the respective Water Supply System and Street, Bridge and Sidewalk Millage Fund approved Capital Budgets;

Whereas, Competitive bids were received by Procurement on January 13, 2022 (ITB No. 4702) and it is advisable and in the best interest of the City to award the contract to Bailey Excavating, Inc. with a submitted bid of \$1,360,502.72;

Whereas, The proposed contract sets forth the services to be performed and the payments to be made, all of which are agreeable to the City;

Whereas, It is now appropriate to enter into a Contract with said company for this construction project; and

Whereas, Bailey Excavating, Inc. has submitted all required Responsible Contractor Criteria, Non-Discrimination, Prevailing Wage, Living Wage, and Conflict of Interest Disclosure forms and complies with the requirements of the City's Responsible Bidder, Non-Discrimination, and Living Wage ordinances;

RESOLVED, That City Council approves a construction contract with Bailey Excavating, Inc. in the amount of \$1,360,502.72 for the construction of the Third & Mosley Water Main and Resurfacing project (ITB No. 4702);

RESOLVED, That a contingency amount of \$136,000.00 be established within the project budget and that the City Administrator be authorized to approve change orders to the construction contract with Bailey Excavating, Inc. not to exceed that amount, in order to satisfactorily complete this Project;

RESOLVED, That the City make the following declaration for the purpose of complying with the reimbursement rules of Treasury Regulations 1.150-2 pursuant to the Internal Revenue Code of 1986, as amended, that the City reasonably expects to reimburse itself for expenditures for the costs of the Project with proceeds of Bonds;

RESOLVED, That the Mayor and City Clerk be authorized and directed to execute said contract after approval as to form by the City Attorney and approval as to substance by the Public Services Area Administrator and City Administrator; and

RESOLVED, That the City Administrator be authorized to take the necessary administrative actions to implement this resolution including approval of needed Traffic Control Orders, night work authorizations, and other similar administrative approvals as required for the construction of the project.

**As Amended and Approved by Ann Arbor City Council on March 7, 2022.**