THE CITY OF ASHEVILLE

**STAFF REPORT**

**Council Meeting Date:** July 25, 2023

**Subject:** Vermont Avenue Sidewalk Construction Contract

**Staff Resource(s):** Jade Dundas, Capital Projects Director; Dustin Clemens, Program Manager

**Action Requested:** Adoption of a resolution authorizing the City Manager to execute a construction contract with Cinderella Partners, Inc. in the amount not to exceed $396,253.21 plus a ~10% construction contingency of $40,000. for a total not-to-exceed contract of $436,253.21, for the Vermont Avenue Sidewalk Construction Project.

**Background**:

- The 2016 Transportation General Obligation (GO) Bond Referendum included funding for sidewalk replacement along Vermont Avenue.
- The Vermont Avenue Sidewalk Project will replace the existing, substandard sidewalk between Olney Rd. and Haywood Rd.
- In June 2021, the City Manager executed a small design contract for the engineering associated with the Vermont Ave sidewalk project.
- Between 2020 and 2022, eight different public and neighborhood meetings were held regarding the Vermont Avenue Sidewalk Project.
- In February and April of 2022, Council received an update on the design progress of the Vermont Avenue sidewalk project.
- In February 2023, tree removal took place to prepare for the construction portion of the project.
- In June 2023, construction bids were advertised for 30 days, and only two bids were received. Because a minimum of three bids are required, the bids were returned unopened.
- The project was readvertised for bids and received three bids on July 6, 2023.
- The following three bids were received:
  - Asheville, NC based Smart Builders Construction, Inc for $442,236
  - Indian Trail based Cinderella Partners, Inc. for $396,253.21
  - Fairview, NC based T.P. Howard Plumbing Co. Inc. for $476,000.

**Vendor Outreach Efforts:**

- Staff performed outreach to minority and women owned businesses through a solicitation process which included posting on the State's Interactive Purchasing System and requiring prime contractors to reach out to Minority & Women-Owned Business Enterprise (MWBE) service providers for subcontracted services.
- Cinderella Partners Inc. is the general contractor for this project and is a Woman Owned business.

**Council Goal(s):**

- A well planned and liveable community

**Committee(s)**:

- n/a

**Pro(s):**

- Provides for sidewalk construction in an area with a demonstrated need for safe pedestrian access.

**Con(s):**

- None

**Fiscal Impact**:

- Funding for this contract was previously budgeted and is available in the General Capital Projects Fund.

**Suggested Motion:**

- Motion to adopt a resolution authorizing the City Manager to execute a construction contract with Cinderella Partners, Inc.  in the amount not to exceed $396,253.21 plus a ~10% construction contingency of $40,000. for a total not to exceed contract of $436,253.21, for the Vermont Ave. Sidewalk Construction Project.

**Attachment(s)**

- Area Map
- Resolution




PROJECT LOCATION MAP

NOT TO SCALE

RESOLUTION NO. 23-_____

RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH CINDERELLA PARTNERS, INC FOR THE VERMONT AVE SIDEWALK CONSTRUCTION PROJECT

WHEREAS, the City of Asheville has authority pursuant to Article 3 of Chapter 160A of the North Carolina General Statutes to enter into contracts for services with other entities; and

WHEREAS, pursuant to N.C.G.S. § 143-129, bids were solicited for the Vermont Ave Sidewalk Project**;** and

WHEREAS, the Cinderella Partners, Inc. of Indian Trail, NC was the lowest responsible bidder for the project; and

WHEREAS, the Cinderella Partners Inc. shall provide all labor, materials, and equipment for the replacement of boilers at City Hall; and

WHEREAS, the amount of the bid is $396,253.21, and funding for the project is allocated within the Capital Improvement Program Fund;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ASHEVILLE THAT:

The City Manager is hereby authorized to execute a construction contract with Cinderella Partners, Inc. in the amount not to exceed $396,253.21 plus a ~10% construction contingency of $40,000. for a total not to exceed contract of $436,253.21, for the Vermont Ave.

Read, approved and adopted this the 25th day of July, 2023.

_____ _____

City Clerk Mayor

Approved as to form:

_____

City Attorney