THE CITY OF ASHEVILLE

STAFF REPORT

Council Meeting Date: July 25, 2023

Subject: Murphy Oakley Playground and Sidewalk construction contract

Staff Resource(s): Jade Dundas and Rebecca Cipriano, Capital Projects Department

Action Requested: Adoption of a resolution authorizing the City Manager to enter into a construction contract with Smart Builders Construction in the amount of $441,516 for the Murphy Oakley Playground and Sidewalk Project; and further authorizing the City Manager to execute any change orders that may arise during the project up to the contingency amount of $44,150 (10%).

Background:

- Inclusive playgrounds include people with physical disabilities, multi generations and people with cognitive disabilities such as autism spectrum disorder and ADHD.
- The playground replacement will occur during the fall through spring, and will be replaced before the start of the summer camp season.
- Bids were initially advertised on May 10, 2023. Only two bids were received at the bid opening deadline on June 22, 2023. The City could not open due to city policy and general statues.
- The project was readvertised on June 23, 2023, and the City received and opened bids on July 6, 2023. Two bids were received, as listed below:
    - J. Bartholomew Construction, Inc., Hendersonville, NC $ 586,000.00
    - Smart Builders Construction, Asheville, NC $ 441,516.00
- Smart Builders Construction is the lowest responsive, responsible bidder.

Vendor Outreach Efforts:

- Staff performed outreach to minority and women owned businesses through solicitation processes which include 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.
- One MWBE firm submitted bids with this prime contractor. North End Stump grading subcontractor will comprise approximately 7% of the construction contract.

Council Goal(s):

- A well-planned and livable community

Committee(s):

- None

Pro(s):

- The construction will occur during the off season for the therapeutic recreation program summer camps.
- Provide the first inclusive playground in the City of Asheville.

Con(s):

- The playground will be closed during construction.

Fiscal Impact:

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

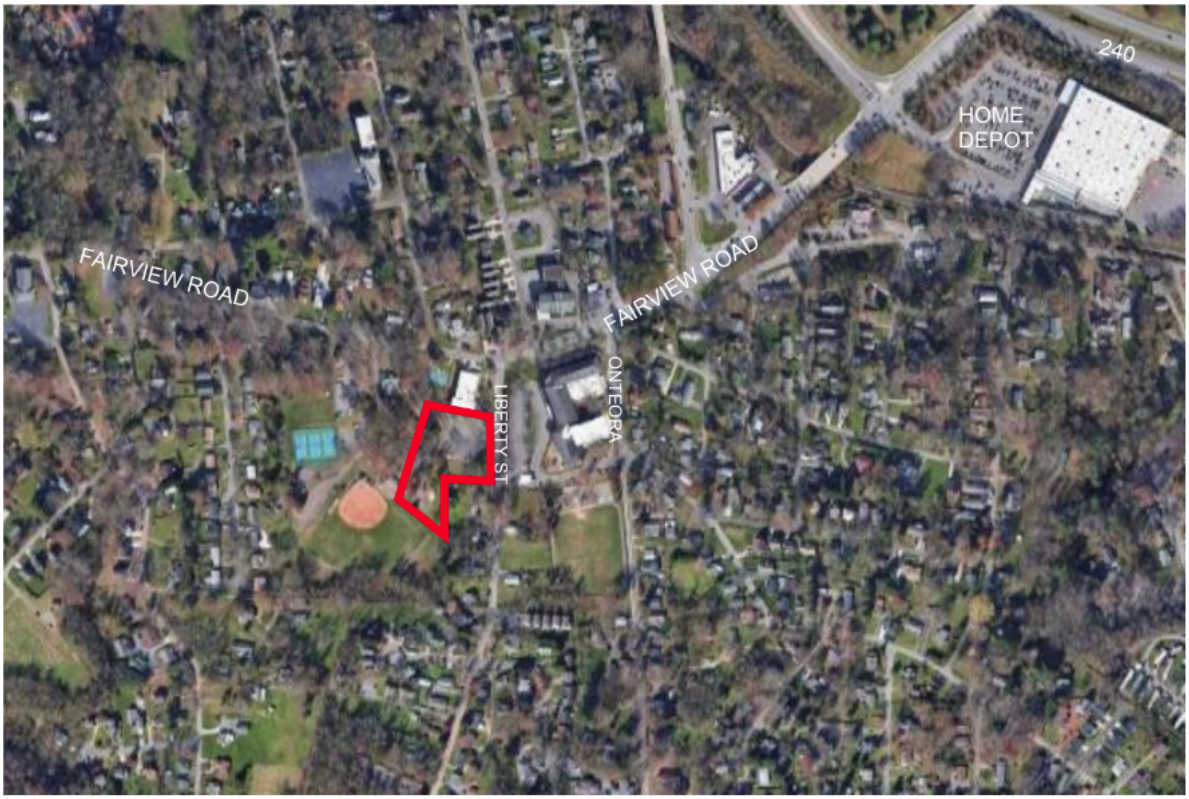
Suggested Motion:

- Motion to adopt a resolution authorizing the City Manager to enter into a construction contract with Smart Builders Construction in the amount of $441,516, for the Murphy Oakley Playground and Sidewalk project; and further authorizing the City Manager to execute any change orders that may arise during the project up to the contingency amount of $44,150 (10%).

Attachment(s)

- Area Map
- Resolution

MURPHY OAKLEY



RESOLUTION NO. 23-_____

RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH SMART BUILDERS CONSTRUCTION FOR THE MURPHY OAKLEY PLAYGROUND AND SIDEWALK 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 Murphy Oakley Playground and Sidewalk project, City of Asheville Project #X2301**;** and

WHEREAS, the Smart Builders Construction of Asheville, NC was the lowest responsible bidder for the project; and

WHEREAS, Smart Builders Construction shall provide all labor, materials, and equipment for the project; and

WHEREAS, the amount of the bid is $441,516.00, and funding for the project is allocated within the Parks Bond 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 contract with Smart Builders Construction in the amount of $441,516.00, for the Murphy Oakley Playground and Sidewalk project; further authorizing the City Manager to execute any change orders that may arise during the project up to the contingency amount of $44,150 (10%).

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

_____ _____

City Clerk Mayor

Approved as to form:

_____

City Attorney