THE CITY OF ASHEVILLE

Staff Report

Council Meeting Date: July 14, 2020

Subject: Fiscal Year 2020-21 Utility Cut Concrete Repair Contract

Staff Resource(s): Greg Shuler, Public Works Director; Chuck Watson, Streets Division Project Manager

Action Requested: Adoption of a resolution authorizing the City Manager to execute a contract with Patton Construction Group, Inc. in the amount of $236,930 plus a 15% contingency of $35,539.50, for a total of $272,469.50 for the Fiscal Year (FY) 2020-21 Utility Cut Concrete Repair.

Background:

- The City of Asheville Public Works Streets Division administers the Street Cut Utility Program. This program is an enterprise fund that is supported by the participation of and work generated by partner agencies (Duke Energy, PSNC, City of Asheville Water Resources, and City of Asheville Stormwater Division).
- As part of this program, both city and external utilities partner with the Streets Division to make repairs to City-owned infrastructure that results from utility improvements and repairs. At times, these activities cut concrete infrastructure such as curbs and sidewalks. When this occurs, the Utility Cut Program must have a method to address these areas.
- This contract serves as an instrument to address the unpredictable nature of these cuts in the City infrastructure and eliminates the possibility of City employees being removed from the more routine scheduled maintenance of existing infrastructure. The quantity and location of the concrete repairs performed under this contract is dictated by development and repair work performed by the partner utilities. This is the eighth year that a private contractor has performed this service.
- The project was advertised on April 20, 2020 and the following bids were opened on May 7, 2020:

Patton Construction Group, Inc., Arden, NC	$236,930.00
Appalachian Paving and Concrete, Asheville, NC	$269.675.00
B.H. Graning Landscapes, Sylva, NC	$484,234.40

- Construction is anticipated to start in July 2020 and the contract is intended to last through the fiscal year.

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.
- In addition, the Business Inclusion Manager posted the advertisement on the following Facebook pages: African American Business Association, CoThink, Local Black Business, Vendors, and Crafters, Black Business Network, WNC Women Entrepreneurs, The Color of Asheville, Latinos de Asheville y Hendersonville, and Asheville Area Black Businesses, Professionals, Entrepreneurs.
- No minority- or women-owned business enterprises submitted a bid to be the prime contractor on the project.

Council Goal(s):

- This action aligns with the 2036 City Council Vision in that it will make “getting around Asheville easy” (Transportation and Accessibility) and “maintain and improve the City’s infrastructure” (Smart City).

Pro(s):

- Provides for the timely repair of concrete infrastructure that has been damaged by the installation of utilities.

Con(s):

- Repairs will cause temporary disruption to pedestrian and vehicular traffic.

Fiscal Impact:

- The Street Cut Utility Program is an enterprise fund that is funded by fees paid by the four partners participating in the program. The partners will be billed 100% of the repair cost, meaning that the City realizes full cost recovery. Funding for the contract is contingent upon Council approval of the FY 2020-21 budget on July 28, 2020.

Suggested Motion:

- Motion to adopt a resolution authorizing the City Manager to execute on behalf of the City of Asheville a contract with Patton Construction Group, Inc. in the amount of $236,930.00 plus a 15% contingency of $35,539.50 for a total of $272,469.50, for the project known as FY 2021 Utility Cut Concrete Repair Contract.

Attachment(s):

Resolution

RESOLUTION NO. 20-____

RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT WITH PATTON CONSTRUCTION GROUP, INC. FOR THE PROJECT KNOWN AS FISCAL YEAR 2021 UTILITY CUT CONCRETE REPAIR CONTRACT

WHEREAS, the City of Asheville has authority pursuant to Article 2 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 project known as FY 2021 Utility Cut Concrete Repair; and

WHEREAS, Patton Construction Group, Inc. was the lowest responsible bidder for the project; and

WHEREAS, Patton Construction Group, Inc., shall provide all labor, materials and equipment for the construction of the Fiscal Year 2021 Utility Cut Concrete Repair; and

WHEREAS, the bids have been reviewed by the Public Works Department and the City's Business Inclusion Program Manager with all officers recommending approval of the bid;

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 Patton Construction Group, Inc. in the amount of $236,930.00 plus a 15% contingency of $35,539.50 for a total of $272,469.50 total for the project known as Fiscal Year 2021 Utility Cut Concrete Repair..

Read, approved, and adopted this the 14th day of July 2020.

_____ _____

City Clerk Mayor

Approved as to form:

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City Attorney