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**CITY COUNCIL AGENDA ITEM**

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**TO:** Mayor & City Council                      **DATE:** January 16, 2014

**FROM:** John McDonough, City Manager

**AGENDA ITEM:** Consideration of Approval of a contract to construct Project T-0012, Roswell Road Streetscape from Johnson Ferry to Abernathy (GDOT Project P.I. 0006728) Subject to Validation and Approval by the Legal and Finance Departments

**MEETING DATE:** For Submission onto the January 21, 2014, City Council Regular Meeting Agenda

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*BACKGROUND INFORMATION: (Attach additional pages if necessary)*

See attached:

Memorandum  
Resolution

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APPROVAL BY CITY MANAGER:                     JFM                     APPROVED

PLACED ON AGENDA FOR:                     1/21/2014                    

CITY ATTORNEY APPROVAL REQUIRED: (  ) YES      (  ) NO

CITY ATTORNEY APPROVAL:                     SM                    

REMARKS:



TO: John F. McDonough, City Manager

FROM: Garrin M. Coleman, P.E., Public Works Director

DATE: January 9, 2014 for Submission onto the Agenda for the January 21, 2014 Regular Meeting

ITEM: Consideration of Approval of a contract to construct Project T-0012, Roswell Road Streetscape from Johnson Ferry to Abernathy (GDOT Project P.I. 0006728) Subject to Validation and Approval by the Legal and Finance Departments.

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**Recommendation:**

Based upon bids and review of contractor-provided references, staff recommends award to Tople Construction, pending approval by the Legal and Finance Departments, as well as the Georgia Department of Transportation (GDOT).

**Background:**

Bids were received on November 19, 2013 for the construction of Project T-0012, Roswell Road Streetscape from Johnson Ferry to Abernathy Road. Proposed improvements include the following:

1. Site preparation,
2. Landscaping,
3. Walls,
4. Sidewalks,
5. Driveway aprons,
6. Curbing,
7. Lighting, and
8. Erosion control measures.

The results were:

<u>Firm</u>	<u>Bid</u>
Zaveri Enterprises	\$1,100,000.00
Johnson Landscape, Inc.	\$1,163,143.16
Reeves Contracting Co.	\$1,193,878.00
Tople Construction	\$1,226,716.00
JHC Corporation	\$1,285,488.20

**PUBLIC WORKS**

***Discussion:***

Upon administrative review of the bids, the City of Sandy Springs Purchasing and Legal staffs recommended that award be made to Tople Construction for the following reasons:

1. The apparent low bidder, Zaveri Enterprises, failed to provide information on DBE participation and did not identify sub-contractors, as was required in the bid package.
2. The next low bidder, Johnson Landscape, Inc., did not identify sub-contractors, as was required in the bid package.
3. The third low bidder, Reeves Contracting Co., altered the bid sheet to change the meaning and associated price of four bid items.
4. Tople Construction was the lowest responsive bidder, fulfilling all requirements stated in the bid package.

The award recommendation to Tople has been preliminarily coordinated with the Georgia Department of Transportation (GDOT) and the Federal Highway Administration. They concur with City staff's findings and the award recommendation.

The engineering construction cost estimate for the project was \$1,265,180.

***Alternatives:***

Two alternatives are:

1. Construct the project as bid.
2. Not fund the project at this time and remove it from the Capital Transportation Program or delay the project for additional future funding consideration.

***Financial Impact:***

This project has adequate local and federal match funds available in the City's Capital Budget.

***Attachment:***

- I. Resolution

STATE OF GEORGIA  
COUNTY OF FULTON

**A RESOLUTION TO APPROVE A CONTRACT WITH TOPLE CONSTRUCTION FOR  
CONSTRUCTION OF THE ROSWELL ROAD STREETScape PROJECT, JOHNSON FERRY  
TO ABERNATHY, PROJECT T-0012, AND AUTHORIZATION FOR THE CITY MANAGER  
TO EXECUTE THE CONTRACT**

**WHEREAS**, it is necessary, from time to time, to establish policies, procedures and guidelines consistent with the administration of a municipal government consistent with the US Constitution, Federal Statutes, alignment with Federal, Georgia's State Constitution, and the Charter for the City of Sandy Springs and

**WHEREAS**, the Department of Public Works, in response to the guidance provided by the City Manager, has received a bid from Tople Construction for the construction of the Roswell Road Streetscape, Johnson Ferry to Abernathy, Project T- 0012, Sandy Springs, Fulton County, Georgia, and

**WHEREAS**, upon adoption of this Resolution, City Sandy Springs Public Works Department staff will manage all applicable phases of the construction contract.

**NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF SANDY SPRINGS, GEORGIA**

That the City Manager execute a contract in the amount of \$1,226,716.00 with the selected contractor, Tople Construction, for the construction of the Roswell Road Streetscape from Johnson Ferry to Abernathy, Project T-0012, Sandy Springs, Fulton County, Georgia.

**RESOLVED** this the 21st day of January, 2014.

Approved:

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Russell K. Paul, Mayor

Attest:

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Michael D. Casey, City Clerk  
(Seal)