

OLD BUSINESS:

NEW BUSINESS:

6. **Consideration of a request from the City of Fayetteville to develop an intergovernmental agreement to build a connector street between the county library and city park.**

Commissioner Gibbons moved to approve request from the City of Fayetteville to develop an intergovernmental agreement to build a connector street between the county library and city park. Commissioner Rousseau seconded. The motion passed 4-1, with Commissioner Maxwell voting in opposition.

7. **Consideration of staff's recommendation to use Bituminous Surface Treatment (Chip Seal) in-place of traditional hot-mix asphalt on Hardy Road and Morgan Road.**

Commissioner Rousseau moved to approve staff's recommendation to use Bituminous Surface Treatment (Chip Seal) in-place of traditional hot-mix asphalt on Hardy Road and Morgan Road. Commissioner Gibbons seconded. The motion passed 4-1, with Commissioner Maxwell voting in opposition.

8. **Consideration of staff's recommendation to reallocate \$414,490.00 from 6509D - Antebellum Way and \$86,531.00 from 17SAB - Heritage Park Way to Dogwood Trail (17SAH) and to award Bid #1657-B: 2017 SPLOST; Stormwater Category II; Dogwood Trail Culvert Replacement to the lowest responsive, responsible bidder, AM Construction, LLC in the amount of \$963,000.00.**

Commissioner Maxwell moved to approve staff's recommendation to reallocate \$414,490.00 from 6509D - Antebellum Way and \$86,531.00 from 17SAB - Heritage Park Way to Dogwood Trail (17SAH). Commissioner Gibbons seconded. The motion passed 5-0.

Commissioner Maxwell moved to approve to award Bid #1657-B: 2017 SPLOST; Stormwater Category II; Dogwood Trail Culvert Replacement to the lowest responsive, responsible bidder, AM Construction, LLC in the amount of \$963,000.00. Vice-Chairman Oddo seconded. The motion passed 5-0.

9. **Consideration of the County Attorney's recommendation to approve a partial disposition of tax refund, as requested by Christopher and Chantel Appling, for tax year 2018 in the amount of \$1,964.52.**

Vice-Chairman Oddo moved to approve County Attorney's recommendation to approve a partial disposition of tax refund, as requested by Christopher and Chantel Appling, for tax year 2018 in the amount of \$1,964.52. Commissioner Rousseau seconded. The motion passed 5-0.

10. **Consideration of the County Attorney's recommendation to approve the disposition of tax refunds, as requested by Nancy Dodgen, for tax years 2016, 2017 and 2018 in the amount of \$1,287.56.**

Commissioner Gibbons moved to approve County Attorney's recommendation to approve the disposition of tax refunds, as requested by Nancy Dodgen, for tax years 2016, 2017 and 2018 in the amount of \$1,287.56. Vice-Chairman seconded. The motion passed 5-0.

COUNTY AGENDA REQUEST

Department:	<input type="text" value="Environmental Management"/>	Presenter(s):	<input type="text" value="Director, Vanessa Birrell"/>
Meeting Date:	<input type="text" value="Thursday, May 9, 2019"/>	Type of Request:	<input type="text" value="New Business #8"/>

Wording for the Agenda:

Consideration of staff's recommendation to reallocate \$414,490.00 from 6509D - Antebellum Way and \$86,531.00 from 17SAB - Heritage Park Way to Dogwood Trail (17SAH) and to award Bid #1657-B: 2017 SPLOST; Stormwater Category II; Dogwood Trail Culvert Replacement to the lowest responsive, responsible bidder, AM Construction, LLC in the amount of \$963,000.00.

Background/History/Details:

On March 21, 2017, the citizens of Fayette County voted to enact a Special Purpose Local Option Sales Tax (SPLOST) to replace failing infrastructure throughout the unincorporated area of Fayette County. Dogwood Trail Culvert Replacement is listed as a SPLOST Category II project.

This project replaces double 120-inch diameter corrugated metal pipes beneath Dogwood Trail with 80 linear ft. of a 48-ft x 14-ft bottomless concrete arch culvert along with the relocation of an 8-inch water main.

Staff is recommending to award Bid #1657-B: 2017 SPLOST; Stormwater Category II; Dogwood Trail Culvert Replacement for FY2019 to the lowest responsive, responsible bidder, AM Construction, LLC., in the amount of \$963,000.00. Reallocation of additional funding is needed for bid award and construction inspection and testing services.

What action are you seeking from the Board of Commissioners?

Approval of staff's recommendation to amend the 2017 SPLOST Stormwater fund (32240320) reallocating \$414,490.00 from 6509D - Antebellum Way and \$86,531.00 from 17SAB - Heritage Park Way to Dogwood Trail (17SAH) and to award Bid #1657-B: 2017 SPLOST; Stormwater Category II; Dogwood Trail Culvert Replacement to the lowest responsive, responsible bidder, AM Construction, LLC in the amount of \$963,000.00.

If this item requires funding, please describe:

Available funding in 2017 SPLOST; Stormwater Category II; Dogwood Trail is \$531,492.74. Additional funding of \$414,490.00 would be transferred from 6509D- Antebellum Way and \$86,531.00 would be transferred from 17SAB- Heritage Park Way.

Has this request been considered within the past two years?	<input type="text" value="No"/>	If so, when?	<input type="text"/>
Is Audio-Visual Equipment Required for this Request?*	<input type="text" value="No"/>	Backup Provided with Request?	<input type="text" value="Yes"/>

*** All audio-visual material must be submitted to the County Clerk's Office no later than 48 hours prior to the meeting. It is also your department's responsibility to ensure all third-party audio-visual material is submitted at least 48 hours in advance.**

Approved by Finance	<input type="text" value="Yes"/>	Reviewed by Legal	<input type="text"/>
Approved by Purchasing	<input type="text" value="Yes"/>	County Clerk's Approval	<input type="text" value="Yes"/>
Administrator's Approval	<input type="text"/>		

Staff Notes:



Purchasing Department
 140 Stonewall Avenue West, Ste 204
 Fayetteville, GA 30214
 Phone: 770-305-5420
www.fayettecountyga.gov

To: Steve Rapson
 From: Ted L. Burgess
 Date: May 9, 2019
 Subject: Invitation to Bid #1657-B: Dogwood Trail Culvert Replacement

The 2017 Special Purpose Local Option Sales Tax (SPLOST) list of Category II, Tier I (in need of immediate attention) projects includes upgrade to a culvert at 315 Dogwood Trail (Attachment 1).

The Purchasing Department issued Invitation to Bid #1657-B for a general contractor for the project. Emails were sent to 27 contractors who are registered on the county's bidders' list or have bid previously. Another 356 were contacted through the web-based Georgia Procurement Registry, using commodity code 91339 (Construction, Pipe Culvert). Notification was provided via the Greater Georgia Black Chamber of Commerce and the Georgia Local Government Access Marketplace (www.glga.org).

Seven companies submitted bids (Attachment 2). The contract is to be awarded to the "lowest responsive, responsible bidder." The term *responsible* has been defined as an entity that has the capability in all respects to perform the contract requirements fully and reliably. The Environmental Management Department (EMD) finds A1 Contracting, LLC did not meet these requirements for the Dogwood Trail culvert replacement for the following reasons:

1. *Prequalification*: In the Invitation to Bid, Supplemental General Conditions, Item #5 says, "the contractor shall be a Prequalified Prime Contractor, per the Georgia Department of Transportation (GDOT)." A1 Contracting is GDOT prequalified for retaining walls; storm drain pipe; arch culvert; and vine, shrub, and tree planting (Attachment 3). However, they are not prequalified for the category relevant to this project, Work Class 500: Concrete Structures (Bridges & Culverts).
2. *Recommendations*: A1 Contracting provided four references. None of the referenced projects were of the size and complexity of the Dogwood Trail culvert replacement. Two of the references expressed concerns about a project such as this.

Based on these findings, EMD recommends award of the contract to the lowest responsive, responsible bidder, AM Construction, LLC, in the amount of \$963,000.00. Project budget #17SAH for Dogwood Trail has a current balance of \$531,492.74. To fully fund the project, Environmental Management recommends transfers of funds as follows:

- \$414,490.00 from SPLOST Project 6509D, Antebellum Way. The county is receiving federal funds to reimburse expenditures for this culvert project.
- \$86,531.00 from SPLOST Project 17SAB, Heritage Park Way. It has been determined that this is a City of Fayetteville project, so the funds are available for other stormwater projects.

The county has not previously contracted with AM Construction, so a Contractor Performance Evaluation is not available.

Specifics of the proposed contract are as follows:

Contract Name	1657-B: Dogwood Trail Culvert Replacement	
Contractor	AM Construction, LLC	
Contract Amount	\$963,000.00	
Budget:		
Fund	322	2017 SPLOST
Organization Code	32240320	Stormwater SPLOST
Object Code	541210	Other Improvements
Project Code	17SAH	315 Dogwood Trail
Available Budget:		
Current Balance	\$531,492.74	As of 4/29/2019, per Finance Dept.
Requested Transfers:		
Project 6509D	414,490.00	From Antebellum Way culvert
Project 17SAB	<u>86,531.00</u>	From Heritage Park Way culvert
Net Available	\$1,032,513.74	Upon Approval of transfers