

**RESOLUTION NO. 2014-72**

**A RESOLUTION REJECTING THE SEPTEMBER 17, 2014, CONSTRUCTION BID FOR THE 3<sup>RD</sup> AVENUE NORTH TRAIL/GREENWAY PROJECT (TDOT PIN 109424.00, COF CONTRACT 2012-0069)**

**WHEREAS**, the City of Franklin entered into a TDOT funding agreement (PIN 109424.00) on August 13, 2007, for the 3<sup>rd</sup> Avenue North Project (Bicentennial Park Phase 1); and

**WHEREAS**, Amendment #1 (January 30, 2013) to the TDOT funding agreement (PIN 109424.00) included an 80% Federal STP Funding Source with a 20% Local Match towards the project, totaling \$787,500.00 (\$630,000.00 Federal / \$157,500.00 City of Franklin); and

**WHEREAS**, Amendment #2 (September 9, 2014) to the TDOT (PIN 109424.00) funding agreement extended the project completion date until December 2015; and

**WHEREAS**, on September 22, 2009, the BOMA approved the 3<sup>rd</sup> Avenue North Project as part of Resolution 2009-44, A Resolution to Adopt the 2010-2014 Capital Investment Program (CIP) Funding Plan; and

**WHEREAS**, on September 17<sup>th</sup>, 2014 construction bids were publicly opened and read aloud; and

**WHEREAS**, Civil Constructors, LLC was the only bid package submitted in the amount of \$1,456,197.90; and

**WHEREAS**, the construction bid is 27% above the estimated cost; and

**WHEREAS**, there appears to be multiple line items in their bid package that are unbalanced, which could cause significant project overruns if additional quantities are required during construction; and

**WHEREAS**, the bidding contractor failed to meet the Disadvantaged Business Enterprise (DBE) goal as required by the TDOT; and

**NOW THEREFORE, BE IT RESOLVED, BY THE BOARD OF MAYOR AND ALDERMEN OF THE CITY OF FRANKLIN, TENNESSEE** that the one and only bid by Civil Constructors, LLC for the 3<sup>rd</sup> Avenue North Trail/Greenway Project (TDOT PIN 109424.00, COF Design Contract 2012-0069) be rejected. The Engineering Department is directed to move forward with preparing a new bid advertisement and rebid the project after receiving TDOT bidding concurrence.

**IT IS SO RESOLVED AND DONE** on this \_\_\_\_ day of \_\_\_\_\_, 2014

**ATTEST:**

**CITY OF FRANKLIN, TENNESSE**

By: \_\_\_\_\_

By: \_\_\_\_\_

**ERIC S. STUCKEY**  
City Administrator

**DR. KEN MOORE**  
Mayor

**Approved as to Form**

By: \_\_\_\_\_  
**Shauna R. Billingsley, City Attorney**