

**RESOLUTION 2018-50**

**A RESOLUTION TO AWARD THE FY 2019 ON-CALL ANNUAL CONTRACT FOR CONCRETE WORK (COF CONTRACT NO. 2018-0038) TO A JOINT VENTURE BETWEEN M.A.Y. CONSTRUCTION COMPANY, INC. AND TENNESSEE VALLEY PAVING CO., INC.**

**WHEREAS**, the On-Call Annual Contract for Concrete Work may be utilized by any City department for the maintenance, modification, or construction of City infrastructure that utilizes concrete as its primary component; and

**WHEREAS**, the unit prices contained within the On-Call Annual Contract for Concrete Work generally include the labor, materials, and equipment necessary to perform the work as listed in the contract; and

**WHEREAS**, on May 11, 2018, sealed bids for the On-Call Annual Contract for Concrete Work (COF Contract No. 2018-0038) were received by the City's Engineering Department at City Hall, 109 3rd Avenue South, Franklin, Tennessee 37064 and were publicly opened and read aloud; and

**WHEREAS**, after an analysis of the competitive bid process and the elimination of the apparent lower bidder due to an unbalanced bid, City staff recommends award of the On-Call Annual Contract for Concrete Work (COF Contract No. 2018-0038) to the second low bidder, a Joint Venture between M.A.Y. Construction Company, Inc. and Tennessee Valley Paving Co., Inc., based upon a bid amount of One Million One Hundred Twenty-Six Thousand Five Hundred Fifty and No/100 Dollars (\$1,126,550.00); and

**WHEREAS**, the quantities listed in the bid documents are not guaranteed work and are simply used to obtain an accurate bid comparison; and

**WHEREAS**, the funding to be authorized for expenditure in association with COF Contract No. 2018-0038 shall be approved by the City of Franklin Board of Mayor and Aldermen as either a part of the City's Annual Operating & Capital Equipment Budget or via a separate Resolution or Ordinance; and

**WHEREAS**, the contract duration and listed unit prices shall be valid through June 30, 2019, at which time the City Administrator may elect to extend the contract duration for one (1) year, with a maximum of two (2) one (1) year extensions, provided the City and the Joint Venture between M.A.Y. Construction Company, Inc. and Tennessee Valley Paving Co., Inc. agree to the extension.

**NOW THEREFORE, BE IT RESOLVED** by the Board of Mayor and Aldermen of the City of Franklin, Tennessee, that:

**Section 1.** Approval is granted to award the FY 2019 On-Call Annual Contract for Concrete Work (COF Contract No. 2018-0038) to the Joint Venture between M.A.Y. Construction Company, Inc. and Tennessee Valley Paving Co., Inc.

**Section 2.** The City Administrator, Assistant City Administrators, and Department Directors are hereby authorized to review and approve the spending of funds programmed for the construction and maintenance of City infrastructure via the On-Call Annual Contract for Concrete Work (COF Contract No. 2018-0038).

**Section 3.** The City Administrator and Assistant City Administrators are hereby authorized to execute change orders to add incidental work items to the contract that conform to the original intent of the work as bid.

**Section 4.** The City Administrator is hereby authorized to extend the contract duration by one (1) year, up to a maximum of two (2) one (1) year extensions.

**IT IS SO RESOLVED AND DONE** on this \_\_\_\_\_ day of \_\_\_\_\_, 201\_\_\_\_.

**ATTEST:**

**CITY OF FRANKLIN, TENNESSEE:**

By: \_\_\_\_\_  
Eric S. Stuckey  
City Administrator

By: \_\_\_\_\_  
Dr. Ken Moore  
Mayor

**Approved as to Form:**

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