

RESOLUTION NO. _____

A RESOLUTION RATIFYING THE CONTRACT WITH CINERGI CONTRACTORS FOR THE NORTH LITTLE ROCK SIDEWALK PROGRAM FOR 2016; AUTHORIZING THE EXTENSION OF SAID CONTRACT THRU DECEMBER 31, 2017; AND FOR OTHER PURPOSES.

WHEREAS, the City of North Little Rock (“the City”) advertised for bids for the 2011 Sidewalk Program with Cinergi Contractors being the low bidder (see Bid Summary No. 11-3072 and Cinergi bid attached hereto, collectively, as Exhibit “A”); and

WHEREAS, a contract was entered into between the City and Cinergi on August 22, 2011 (Contract attached hereto as Exhibit “B”) for the 2011 Sidewalk Program; and

WHEREAS, Ark. Code Ann. § 14-58-104 authorizes a city of the first class to renew or extend the term of an existing contract without soliciting bids; and

WHEREAS, Cinergi continued to perform work for the City as provided in the 2011 contract at the same prices, funds were appropriately budgeted, and on June 22, 2015, City Council adopted Resolution No. 8817 ratifying the 2011 Contract for the years 2012-2014 and authorized the contract’s extension through December 31, 2015; and

WHEREAS, through administrative oversight, the contract was not extended at the end of 2015, but Cinergi has continued to perform work in 2016 at the same standards and unit prices reflected in its bid under Bid No. 11-3072, and funds paid to Cinergi in 2016 have been included in the 2016 annual budget; and

WHEREAS, the City remains very satisfied with Cinergi’s performance and pricing, which remains the same as reflected in its 2011 bid under Bid No. 11-3072, and is shown on the pricing sheet attached hereto as Exhibit “C”, which is a restatement of the 2011 pricing (said pricing confirmed by the Engineering and Commerce Departments); and

WHEREAS, it is in the best interests of the City and its residents that the 2011 Contract with Cinergi be approved and ratified for 2016 and extended through December 31, 2017.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF NORTH LITTLE ROCK, ARKANSAS:

SECTION 1: That the Contract for sidewalk construction (substantially similar to Exhibit "B" attached hereto) between the City of North Little Rock and Cinergi Contractors is hereby approved and ratified for the year ending December 31, 2016 and thereafter extended through December 31, 2017. Pricing for the current and future contract periods are reflected in the 2011 pricing and on the updated pricing sheet (Exhibit "C" attached hereto) which is a restatement of the 2011 pricing.

SECTION 2: That funds expended for the current year have been included in the 2016 annual budget, and future expenditures will be contingent upon budgetary appropriations for 2017.

SECTION 3: That this Resolution shall be in full force and effect from and after its passage and approval.

PASSED:

APPROVED:

Mayor Joe A. Smith

SPONSOR:

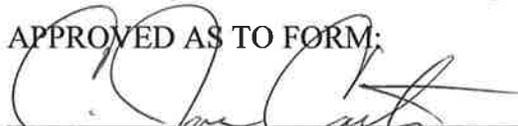
ATTEST:



Mayor Joe A. Smith

Diane Whitbey, City Clerk

APPROVED AS TO FORM:



C. Jason Carter, City Attorney

PREPARED BY THE OFFICE OF THE CITY ATTORNEY/b

FILED <u>11:45</u> A.M. _____ P.M.
By <u>Atty Carter</u>
DATE <u>11-22-14</u>
Diane Whitbey, City Clerk and Collector North Little Rock, Arkansas
RECEIVED BY <u>S. Ussey</u>

NO. 2342 P. 1/3
11/10/11 Jm. Smith
3 pgs
8/16/11
ULM

INVITATION TO BID
City of North Little Rock, Arkansas
Joe Smith, Director of Commerce and Government Affairs
120 Main, P.O. Box 5757, North Little Rock, Ar 72119

BID NUMBER: 11-3072 DATE ISSUED: JULY 29, 2011

DATE & TIME OF BID OPENING: TUESDAY, AUGUST 16, 2006 @ 10:00 A.M.

F.O.B.: _____ BUYER: VICKY MILBS AT 501-975-8882

CONTRACT PERIOD/ DATE DELIVERY REQUIRED: _____

BIDDER'S GUARANTEED DELIVER DATE: _____

YEAR 2011 SIDEWALK PROGRAM

TOTAL PROJECT BID PRICE \$ 72,750.⁰⁰

PLANS AND SPECIFICATIONS MAY BE EXAMINED/OBTAINED AT THE DEPARTMENT OF COMMERCE AND GOVERNMENT AFFAIRS, 120 MAIN, NLR, ARKANSAS.

ANY QUESTIONS REGARDING THE TECHNICAL CONSTRUCTION DOCUMENTS MAY BE DIRECTED MIKE SMITH, PUBLIC WORKS OFFICE, 500 WEST 13TH, NORTH LITTLE ROCK, ARKANSAS, AT 501-371-8345.

A FIVE PERCENT (5%) BID BOND IS REQUIRED WITH THE BID.

NOTE: FAILURE TO FILL OUT AND SIGN THE INVITATION TO BID SHEET WILL RESULT IN REJECTION OF THE BID.

EXECUTION OF BID

Upon signing this Bid, the bidder certifies that they have read and agree to the requirements set forth in this bid proposal, including specifications, conditions and pertinent information regarding the articles being bid on, and agree to furnish these articles at the prices stated.

NAME OF FIRM: Cinerg; DATE: 8-16-11

PHONE NUMBER: 501-350-6757 AR TAX PERMIT NO. _____

BUSINESS ADDRESS: 1616 Goodhurst, Sherwood, AR 72120

SIGNATURE OF AUTHORIZED PERSON & TITLE: Tom Brantley - President

UNSIGNED BIDS WILL BE REJECTED

CASH DISCOUNT _____ % _____ DAYS

PROPOSAL
Year 2011 Sidewalk Program
Pay Items Proposal Quantities

Item number	Item	Unit	Unit Amount	Unit Cost	Totals
1	4" Thick Sidewalk	SF	15,000	\$ 3.50	\$ 52,500. ⁰⁰
2	Access Ramps	EA	-----	\$ 0.00	\$ 0.00
3A	Removal of Existing Flatwork	SY	20	\$ 8.00	\$ 160. ⁰⁰
3B	Removal of Existing Curb and Gutter	LF	20	\$ 5.00	\$ 100. ⁰⁰
4	6" Driveway (4,000 PSI Concrete)	SF	400	\$ 5.00	\$ 2,000. ⁰⁰
5	Concrete Saw Cut	LF	40	\$ 1.00	\$ 40. ⁰⁰
6	6" Concrete Curbing	LF	20	\$ 15.00	\$ 300. ⁰⁰
7	Top Soil	CY	20	\$ 15.00	\$ 300. ⁰⁰
8	Solid Sod	SY	1,500	\$ 3	\$ 4,500. ⁰⁰
9	0'-1' Concrete Retaining Wall	LF	30	\$ 30	\$ 900. ⁰⁰
10	1'-3' Concrete Retaining Wall	LF	30	\$ 30	\$ 900. ⁰⁰
11	3'-4' Concrete Retaining Wall	LF	30	\$ 30	\$ 900. ⁰⁰
12	4'-6'- Concrete Retaining Wall	LF	10	\$ 30	\$ 300. ⁰⁰
13	Inlet Top Replacement	EA	1	\$ -	\$ 100. ⁰⁰
14	Asphalt Flat Work	TON	20	\$ 50	\$ 1,000. ⁰⁰
15	SB-2 (Class 7 Aggregate)	TON	10	\$ 25	\$ 250. ⁰⁰
16	Grading Behind Curb	SY	2,000	\$ 1	\$ 2,000. ⁰⁰
17	Tree Removal	EA	3	\$ 500	\$ 1,500. ⁰⁰
18	Shrub Replacement	EA	10	\$ 100	\$ 1,000. ⁰⁰
18A	Shrub Removal	EA	10	\$ 0	\$ 0
19	Traffic Control	LS	-----	\$ 0.00	\$ 0.00
20	Clean Up	LS	-----	\$ 0.00	\$ 0.00
21	Classified Fill	CY	10	\$	\$
21A	Unclassified Fill	CY	-----	\$ 0.00	\$ 0.00
22	ADA Ramp Plates (2'X4')	EA	10	\$ 400	\$ 4,000. ⁰⁰

TOTAL PROJECT BID \$ 72,750.⁰⁰

CONTRACT

THIS AGREEMENT, made this 22ND day of August, 2011, by any between The City of North Little Rock, herein called "Owner," acting (Corporate Name of Owner)

herein through its Mayor, and (Title of Authorized Official)

Cinergi Contractors (Sole Proprietorship)

County of Pulaski, an State of Arkansas hereinafter called "Contractor".

WITNESSETH: That for and in consideration of the payments and agreement hereinafter mentioned to be made and performed by the OWNER, the CONTRACTOR hereby agrees with the OWNER to commence and complete the design and construction described as follows:

YEAR 2011 SIDEWALK PROGRAM

hereinafter called the project (for the sum of Seventy-Two Thousand Seven Hundred and Fifty Dollars and Zero Cents (\$ 72,750.00) and all extra work in connection therewith, under the terms as stated in the General and Special Conditions of the Contract; and at his (its or their) own proper cost and expense to furnish all the materials, supplies, machinery, equipment, tools, superintendence, labor, insurance, and other accessories and services necessary to complete the said project in accordance with the conditions and prices stated in the proposal, the General Conditions, Supplemental Plans, which include all maps, plats, blue prints, and other drawings and printed or written explanatory matter thereof, the specifications and contract documents there for as prepared by Public Works Department., herein entitled the Engineer, all of which are made a part hereof and collectively evidence and constitute the contract.

The Contractor hereby agrees to commence work under this contract on or before a date to be specified in a written "Notice to Proceed" by of the Owner and to fully complete the project within the calendar Year 2011. The Contractor further agrees to pay, as liquidated damages, the sum of \$100.00 for each consecutive calendar day thereafter as hereinafter provided.

The Owner agrees to pay the CONTRACTOR in current funds for the performance of the Contract, subject to additions and deductions, as provided in the General Conditions of the Contract.



IN WITNESS WHEREOF, the parties to there present have executed this contract in four (4) counterparts, each of which shall be deemed an original, in the year and day first above mentioned.

CITY OF NORTH LITTLE ROCK

(Owner)

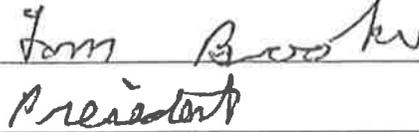
By:


Mayor

Cinergi

(Contractor)

By:


President

(Title)

1616 Coolhurst

Shawwood, AR 72120

(Address and Zip Code)

NOTE: Secretary of the Owner should attest. If Contractor is a Corporation, Secretary should attest.

CINERGI CONTRACTORS

1616 Coolhurst
 Sherwood, Arkansas 72120
 501-350-6759
 E-Mail: TomBrooksCinergi@gmail.com

To: The City of North Little Rock
 500 W. 13th Street
 North Little Rock, AR 72114
 501-371-8339

Date: _____
 Quote #: _____
 Expiration Date: _____

Item #	Item	Description	Unit	Unit Price	Quantity	Amount
1	Removal of Existing Concrete Flatwork		SY	\$ 8.00	\$ -	\$ -
2	Removal of Curb and Gutter		LF	\$ 5.00	\$ -	\$ -
3	Asphalt or Concrete Saw Cut		LF	\$ 1.00	\$ -	\$ -
4	S8-2 (Class 7 Aggregate)		TON	\$ 25.00	\$ -	\$ -
5	Classified Fill		CY	\$ 10.00	\$ -	\$ -
6	Concrete Sidewalks, 4" Thickness		SF	\$ 3.50	\$ -	\$ -
7	Driveway/ Access Ramps, 6" Thick min., Concrete 4,000 PSI		SF	\$ 5.00	\$ -	\$ -
8	Concrete Curbs, 6"		LF	\$ 15.00	\$ -	\$ -
9	ADA Ramp Plates (2'x4')		EA	\$ 400.00	\$ -	\$ -
10	Grading Behind Curb		SY	\$ 1.00	\$ -	\$ -
11	Top Soil		CY	\$ 15.00	\$ -	\$ -
12	Sod		SY	\$ 3.00	\$ -	\$ -
13	Tree Removal as Approved by Chief City Engineer (10" diameter or larger)		EA	\$ 500.00	\$ -	\$ -
14	Shrub Removal/Replacement as Approved by Chief City Engineer		EA	\$ 100.00	\$ -	\$ -

15 Change Orders:

A	Barricade Plan - TBD	LS	\$ -	\$ -	\$ -
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Subtotal
 Sales Tax
 Total



Quotation prepared by: _____

To accept this quotation, sign here and return: _____