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City of Las Cruces[®]
 PEOPLE HELPING PEOPLE

Council Action and Executive Summary

Item # 9 Ordinance/Resolution# 09-10-329 Council District: _____

For Meeting of August 3, 2009
 (Adoption Date)

TITLE:

A RESOLUTION AWARDING A BID FOR THE FISCAL YEAR 2009/10 OVERLAY MAINTENANCE PROJECT TO CUTLER REPAVING, INC. OF LAWRENCE, KANSAS IN THE AMOUNT OF \$439,261.70 PLUS \$32,670.09 FOR NEW MEXICO GROSS RECEIPTS TAX. THE CITY MANAGER IS AUTHORIZED TO APPROVE CHANGE ORDERS IN AN AMOUNT NOT TO EXCEED \$21,963.09 FOR A TOTAL PROJECT AUTHORIZATION IN THE AMOUNT OF \$493,894.88.

PURPOSE(S) OF ACTION: Bid award.

Name of Drafter: Gary Skelton		Department: Public Works/Street Systems		Phone: 541-2561	
Department	Signature	Phone	Department	Signature	Phone
Public Works		3333	Budget		2300
			Assistant City Manager		2271
Legal		2128	City Manager		2076

BACKGROUND / KEY ISSUES / CONTRIBUTING FACTORS:

The City of Las Cruces Pavement Management System has identified City streets in need of corrective/preventive maintenance. The Public Works Department is proposing to rehabilitate the existing pavement. Pavement resurfacing and curb line milling has been used in the past to address these needs. The existing pavement surfacing will be cold milled to remove a layer of pavement followed by heater re-mixing of the existing surface and an overlay of new asphalt to the roadway. This process helps seal cracks in the pavement surface, improves surface irregularities, fills minor pot holes, adds structure to the pavement, and improves the riding surface. This process, if applied before subgrade failure becomes excessive, extends the service life of the roadway surface at a much lower cost than reconstruction and typically provides 10 to 15 years of service life to the applied roadways.

The State of New Mexico has issued Pricing Agreement Number 91-805-00-04324 to Cutler Repaving, Inc. of Lawrence, Kansas for pavement resurfacing and curbline milling. The Public Works Department has reviewed the agreement and has requested to utilize this agreement. The streets to be completed are attached as Attachment A.

(Continue on additional sheets as required)

The Public Works Department recommends that the Council award the 2009/10 Overlay Maintenance Project to Cutler Repaving, Inc. in the amount of \$439,261.70 plus \$32,670.09 for New Mexico Gross Receipts Tax and a contingency of \$21,963.09 for a total of \$493,894.88.

SUPPORT INFORMATION:

Fund Name / Account Number	Amount of Expenditure	Budget Amount
Gr. Rec. Tax Street Maintenance 4202/ 42806140-854121	\$493,894.88	\$500,000.00

1. Resolution No. 09-10-329
2. Proposed Street List, Attachment A.
3. Purchasing Manager's Request to Contract, Exhibit A.

OPTIONS / ALTERNATIVES:

1. **Award a contract to Cutler Repaving, Inc. of Lawrence, Kansas for the Fiscal Year 2009/10 Overlay Maintenance Project in the amount of \$439,261.70 plus \$32,670.09 for New Mexico Gross Receipts Tax and to authorize contingency funds in the amount of \$21,963.09 for a total project cost of \$493,894.88.**
2. **Reject the proposed contract award and proceed with council recommendations.**

RESOLUTION NO. 09-10-329

A RESOLUTION AWARDING A BID FOR THE FISCAL YEAR 2009/10 OVERLAY MAINTENANCE PROJECT TO CUTLER REPAVING, INC. OF LAWRENCE, KANSAS IN THE AMOUNT OF \$439,261.70 PLUS \$32,670.09 FOR NEW MEXICO GROSS RECEIPTS TAX. THE CITY MANAGER IS AUTHORIZED TO APPROVE CHANGE ORDERS IN AN AMOUNT NOT TO EXCEED \$21,963.09 FOR A TOTAL PROJECT AUTHORIZATION IN THE AMOUNT OF \$493,894.88.

The City Council of the City of Las Cruces is informed that:

WHEREAS, the City of Las Cruces Pavement Maintenance System has identified City streets in need of corrective/preventive maintenance, and

WHEREAS, the State has issued Pricing Agreement Number 91-805-00-04324 to Cutler Repaving, Inc. of Lawrence, Kansas for pavement resurfacing and curblin milling, and

WHEREAS, the Public Works Department has reviewed the agreement and has requested to utilize the Agreement to perform the corrective/preventive maintenance of the streets, and

WHEREAS, the Public Works Department recommends award to Cutler Repaving, Inc. of Lawrence, Kansas in the amount \$439,261.70, and

WHEREAS, the project will consist of milling to remove a layer of asphalt and an application of a layer of new asphalt to the roadway for the rehabilitation of existing pavement on various City streets with the city limits.

NOW, THEREFORE, Be it resolved by the governing body of the city of Las Cruces that:

(I)

THAT the 2009/10 Overlay Maintenance Project is hereby awarded to Cutler Repaving, Inc. of Lawrence, Kansas in the amount of \$439,261.70 plus \$32,670.09 for New Mexico Gross Receipts Tax.

(II)

THAT the City Manager is authorized to approve change orders in an amount not to exceed \$21,963.09 for a total award in the amount of \$493,894.88.

Fiscal Year 2009/10 OVERLAY MAINTENACE PROJECT**PROJECT NUMBER: 09-10-329****PROPOSED STREETS LIST - Attachment A**

STREET NAME	FROM	TO	LENGTH	WIDTH
Carlyle Drive	McClure Road	Hoagland Road	1650	30
Juniper Street	Solano Drive	Evelyn Street	4000	33
Rentfrow Avenue	Locust Street	Payne Street	2330	30
Stanton Avenue	Marcy Street	Triviz Drive	2100	33
Triviz Drive	Bridger Avenue	Bentley Drive	9350	34
Del Rey Boulevard	Telshor Boulevard	Bataan Memorial East	500	90
Telshor Boulevard	Del Rey Boulevard	Telshor Court	2900	65

CITY OF LAS CRUCES

PURCHASING MANAGER'S REQUEST TO CONTRACT

For Meeting of: August 3, 2009

Resolution No.: 09-10-329

Existing Contract Purchase For Overlay Maintenance

The Las Cruces City Council is provided the following information concerning this request:

RFP/BID SOLICITATION INFORMATION:

- | | |
|---|---|
| 1. Existing Contract Issuer | State of New Mexico |
| 2. Contract Number: | 91-805-00-04324 |
| 3. Contract Expiration Date: | March 19, 2010 |
| 4. Description: | Overlay Maintenance |
| 5. Using Department: | Streets |
| 6. Current Award Recommendation To: | Cutler Repaving, Inc., of
Lawrence, KS |
| 7. Award Amount (includes any tax and contingency): | \$493,894.88 |
| 8. Contract Duration: | One (1) Year |

PROCUREMENT CODE COMPLIANCE:

The City of Las Cruces Procurement Code was administered in the conduct of this procurement and approval to purchase is hereby requested pursuant to Section 24-316.


Purchasing Manager

1/2/10/09
Date

CONFIRMATION OF FUND ENCUMBRANCE:

REQUISITION OR PURCHASE ORDER NUMBER:	10100317
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