

**RESOLUTION OF THE TOWN COUNCIL OF BASALT, COLORADO, APPROVING
THE 2020 ROAD MAINTENANCE – CRACK AND CHIP SEAL PROJECT AND
AUTHORIZING STAFF TO ENTER INTO CONTRACT WITH GMCO, LLC**

**Town of Basalt
Resolution No. 12
Series of 2020**

RECITALS

- A. The Town of Basalt owns and maintains roads in the Town which are in need of maintenance, including crack and chip seal (the “2020 Road Maintenance – Asphalt Mill and Overlay Project” or “Project”).
- B. The Town issued a Request for Bids for construction services to complete the 2020 Road Maintenance – Crack and Chip Seal Project pursuant to the Town of Basalt Procurement Policy and Procedures and the Town received two bids for the Project.
- C. The Town’s Engineer, SGM, recommended that the project be awarded to the low bidder, GMCO, LLC from Rifle, Colorado (the “Contractor”).
- D. Staff has identified that there are sufficient funds in 2020 Town budget for the Project.

NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Basalt, Colorado as follows:

- 1. Recitals. The foregoing recitals are incorporated herein as findings of Town Council.
- 2. Project. The Town Council hereby approves the 2020 Road Maintenance Project – Crack Chip and Seal Project and directs Staff to enter into a contract with the Contractor in substantially the same form as included in the meeting agenda packet, subject to review and approval of the Town Attorney. The Town Council further authorizes the Town Manager and Public Works Director to direct Contractor in the completion of the Project, and ratifies all actions taken by the Town to date with respect to the procurement and performance of the Project.

READ AND ADOPTED on March 24, 2020, by a vote of 7 to 0.

TOWN OF BASALT, COLORADO

By: _____

Jacque R. Whitsitt, Mayor



ATTEST

By: *Pamela K Schilling*
Pamela K. Schilling, Town Clerk

March 18, 2020

Via E-mail: boyd.bierbaum@basalt.net

Mr. Boyd Bierbaum
Public Works Director
Town of Basalt

RE: 2020 Road Maintenance Projects – Crack & Chip Seal – Contractor Recommendation

Dear Boyd:

The purpose of this letter is to provide a recommendation on contractor selection for the 2020 Road Maintenance Projects crack and chip seal project. The project was competitively bid as provided in the Town's adopted Procurement Code and Procedures with the bids due on March 5th, 2020. Two bids were received from the two eligible general contractors that attended the mandatory pre-bid meeting.

The lowest base bid was by GMCO from Rifle with a bid of \$135,205.64. GMCO has completed many crack and chip seal projects for the Town as recent as last year. The projects that GMCO has completed have been on schedule and within budget.

Public Works has a remaining budget of \$202,444.85 for unrestricted maintenance. The Public Works Department has removed one project from the scope of work that was bid to stay within budget while completing additional projects. The unused portion of the budget will be used for the Town's 2020 road striping project by a different contractor.

SGM and Town Staff find that GMCO is the lowest, qualified and responsive contractor that bid the 2020 Road Maintenance Crack and Chip Seal Project. SGM and Town Staff recommend the Town of Basalt enter into a contract with GMCO to complete the agreed upon scope of work for the 2020 Road Maintenance Crack and Chip Seal Project.

Sincerely,

SGM



Chris Lehrman, PE
Consulting Town Engineer

Attachments: notice of award, contract

SECTION 00500

STANDARD AGREEMENT

THIS AGREEMENT, made this 18th day of March, 2020, by and between Town of Basalt, hereinafter called "OWNER", and GMCO LLC OF COLORADO, doing business as (a Corporation) (an Individual) or (a Partnership), hereinafter called "CONTRACTOR".

WITNESSETH: That for and in consideration of the payments and agreements hereinafter mentioned:

1. The CONTRACTOR will commence and complete the construction of **Town of Basalt Road Maintenance 2020 – Crack and Chip Seal**.
2. The CONTRACTOR will furnish all of the material, supplies, tools, equipment, labor and other service necessary for the construction and completion of the WORK described herein.
3. The CONTRACTOR will commence the work required by the CONTRACT DOCUMENTS within **30 calendar days** after the date of the NOTICE TO PROCEED and will substantially complete the same by **October 15, 2020** unless the period for completion is extended otherwise by the CONTRACT DOCUMENTS.
4. The Contractor agrees to perform all of the Work described in the CONTRACT DOCUMENTS and comply with the terms therein for the sum of \$ 105,359.72 **Dollars**, as shown on the BID SCHEDULE.
5. The term "CONTRACT DOCUMENTS" means and includes the following:
 - A. ADVERTISEMENT FOR BID
 - B. INSTRUCTIONS TO BIDDERS
 - C. BID
 - D. BID SECURITY
 - E. STANDARD AGREEMENT
 - F. GENERAL CONDITIONS
 - G. SUPPLEMENTARY GENERAL CONDITIONS
 - H. PAYMENT BOND
 - I. PERFORMANCE BOND

- J. NOTICE OF AWARD
- K. NOTICE TO PROCEED
- L. CHANGE ORDER
- M. DRAWINGS prepared by **SGM, Inc.**, numbered _____ through _____, and dated _____, 20__.
- N. SPECIFICATIONS prepared and issued by **Schmueser Gordon Meyer, Inc.** dated February 14th, 2020.
- O. ADDENDA:
 - No. 1, dated February 28, 2020.
 - No. _____, dated _____.

- 6. The OWNER will pay to the CONTRACTOR in the manner and at such times as set forth in the GENERAL CONDITIONS such amounts as required by the CONTRACT DOCUMENTS.
- 7. This AGREEMENT shall be binding upon all parties hereto and their respective heirs, executors, administrators, successors and assigns.

IN WITNESS WHEREOF, the parties hereto have executed, or caused to be executed by their duly authorized officials, this AGREEMENT in triplicate, each of which shall be deemed an original on the date first above written.

OWNER: Town of Basalt
 BY: _____
 NAME: Ryan Mahoney
 TITLE: Town Manager

(SEAL)

ATTEST:

 (Please Type)

NAME: _____

TITLE: _____

CONTRACTOR: GMCO LLC OF COLORADO

BY: _____

NAME: _____

ADDRESS: _____

(SEAL)

ATTEST:

(Please Type)

NAME: _____

TITLE: _____

END OF SECTION

SECTION 00520
NOTICE OF AWARD

Dated March 18, 2020

TO: GMCO LLC of Colorado
Bidder

OWNER'S PROJECT NO: _____

PROJECT: 2020 Road Maintenance – Crack and Chip Seal

CONTRACT FOR: Town road maintenance including but not limited to crack and chip seal.

You are notified that your Bid dated March 5th, 2020, for the above Contract has been considered. You are the apparent successful Bidder and have been awarded a contract for:

Town road maintenance including but not limited to crack and chip seal.

Contract Price of your Contract is:

One hundred five thousand, three hundred fifty nine dollars and seventy two cents.

Dollars (\$ 105,359.72).

One electronic copy of each of the proposed Contract Documents (except Drawings) accompany this Notice of Award.

You must comply with the following conditions precedent within fifteen days of the date of this Notice of Award, that is by April 1st, 2020.

1. You must deliver to the OWNER one fully executed counterparts of the Agreement, including all the Contract Documents, Performance and Payment Bonds. Each of the Contract Documents must bear your signature on the cover.
2. You must deliver with the executed Agreement the Contract Security (Bonds) as specified in the Instructions to Bidders (paragraph 17) and General Conditions (paragraph 5.1).
3. You must deliver with the executed Agreement, proof of insurance coverage as specified in the General Conditions (paragraph 5.6) and Supplementary General Conditions (paragraph 2.00).

Failure to comply with these conditions within the time specified will entitle OWNER to consider your bid abandoned, to annul this Notice of Award and to declare your Bid Security forfeited.

Within ten days after you comply with those conditions, OWNER will return to you one fully signed counterpart of the Agreement with the Contract Documents attached.

Town of Basalt
Owner

By: _____
Authorized Signature

Town Manager
Title

END OF SECTION

Proposal

GMCO LLC

P.O. Box 1480
Rifle, CO 81650
(970) 625-9100
FAX (970) 625-9101

April 15, 2020

Matt Wagner I Assistant Public Works Director
Town of Basalt

101 Midland I Basalt, CO 81621
tel (970) 927-4701 I direct (970) 279-4469
matt.wagner@basalt.net I www.basalt.net

RE: 2020 Crack Seal Application

Apply Crack Seal 9,000 LBS @ \$2.67/LB

\$24,030.00

WE PROPOSE to furnish labor and material - complete in accordance with above specifications, and subject to conditions found on this agreement, for the sum of:

Twenty-four thousand and thirty dollars Dollars (\$ 24,030.00)

Payment to be made as follows: Net 30 days

Accepted By: _____

Date: _____

Respectfully submitted,
GMCO LLC

By _____
Jim Terry