

**PUBLIC WORKS COMMISSION
ACTION REQUEST FORM**

TO: Timothy Bryant, CEO/General Manager

DATE: January 11, 2024

FROM: Candice S. Kirtz, Director of Supply Chain

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ACTION REQUESTED: Approve award for the Readvertisement Design-Build Services Line 54-Inch Outfall Research to I-95 Project (PWC2223039)

BID/PROJECT NAME: Line 54-Inch Outfall, Research Drive to I-95 Project

BID DATE: March 30, 2023

DEPARTMENT: Water Engineering

BUDGET INFORMATION: Funding for this project will come from FY2024 CIP, CPR1000194. Phase 1 of the project will cost \$2,046,832.84.

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DESIGN-BUILD RESPONDENTS

CONTRACTOR

ENGINEERING FIRM

TA Loving Company
Goldsboro, NC

McKim & Creed, Inc.
Raleigh, NC

Sanford Contractors, Inc.
Sanford, NC

W.K. Dickson & Co., Inc.
Raleigh, NC

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CONTRACT RECOMMENDED TO: TA Loving Company and McKim & Creed, Inc.

BASIS OF CONTRACT: Highest-ranked design-build team.

COMMENTS: The Commission is asked to approve the execution by PWC of a Progressive Design-Build Contract with the design-build team of TA Loving Company and McKim & Creed, Inc. in connection with the PWC2223039 Line 54-Inch Outfall, Research Drive to I-95 project. The Water Engineering Department previously determined that a progressive design-build approach combining the design and construction phases into a single contract would result in faster project delivery, greater cost savings, and greater accountability.

In contrast to a conventional design-build contract, a progressive design-build contract involves the parties entering into the agreement at an early stage of the design process, allowing for substantial input from both sides. The determination of the final contract price, particularly the construction cost, is postponed until the design is well-developed, and both parties have sufficient information to establish a fair and accurate final price. Phase I of the contract focuses on sixty percent (60%) of the preliminary design, while Phase II addresses the final design and construction. The projected cost for Phase I is \$2,046,832.84, representing eleven percent (11%) of the total estimated project price.

As a progressive design-build project, the request is being made in accordance with Resolution No. PWC2022.019 – Resolution Establishing Design-Build Criteria, including the pre-approval of a design-build approach by the Chief Executive Officer pursuant to that certain Memorandum dated September 26, 2022. As the cost of Phase I of the project is expected to exceed \$500,000.00, approval of the Commission is required.

A notice of a request for statements of qualifications (RFQs) was advertised through PWC’s normal channels on February 8, 2023, with a response deadline of March 30, 2023. PWC received two (2) responses to the RFQ. After evaluation of the responses and their prior performances, by the Water Engineering Department, the design-build team of TA Loving and McKim & Creed, Inc. was determined to be the most qualified respondent to the RFQ. Accordingly, with the agreement of the Water Engineering Department, PWC staff recommends that the Commission approve contracting with the design-build team noted above for the project pursuant to a progressive design-build contract.

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ACTION BY COMMISSION
APPROVED _____ **REJECTED** _____
DATE _____

ACTION BY COUNCIL
APPROVED _____ **REJECTED** _____
DATE _____

BID HISTORY

PWC2223039 LINE 54-INCH OUTFALL, RESEARCH DRIVE TO I-95 PROJECT

BID DATE: March 30, 2023

Advertisement

1. PWC Website 02/08/23 through 03/30/23

**PWC Procurement Mailing List- Registered vendors via the PWC website and event registrants.
(approximately 2000+ contacts)**

Small Business Administration Programs:

Small Business Administration Regional Office (SBA)
NC Procurement & Technical Assistance Center (NCPTAC)
Veterans Business Outreach Center (VBOC)
Small Business Technology Center (SBTDC)
Women's Business Center of Fayetteville (WBC)

Local Business and Community Programs

FSU Construction Resource Office (FSUCRO)
FSU Economic Development Administration Program (FSUEDA)
FSU Career Pathways Initiative
NAACP, Fayetteville Branch
FTCC Small Business Center (SBC)
Greater Fayetteville Chamber, RFP posting submitted
Hope Mills Chamber
Spring Lake Chamber
Hoke Chamber
Fayetteville Business & Professional League (FBPL)

State Business and Community Programs

NC Institute of Minority Economic Development (The Institute) Durham, NC
NAACP, State Branch Raleigh, NC
National Utility Contracting Association- NC Chapter (NUCA)
Durham Chapter of the National Association of Women in Construction (NAWIC)
South Atlantic Region of National Association of Women in Construction (NAWIC)
The Hispanic Contractors Association of the Carolinas (HCAC)
United Minority Contractors of North Carolina
International Women in Transportation- Triangle Chapter

Media

Fayetteville Observer
WIDU, AM1600
IBronco Radio at FSU
Fayetteville Press News
Up & Coming Weekly
Bladen Journal
Greater Fayetteville Business Journal

MWDBE / SLS Participation

TA Loving Company is a firm based in Goldsboro, NC that also has a local office in Fayetteville. TA loving also pays Cumberland County taxes. McKim & Creed, Inc. is not a local business and is not classified as a MWDBE or SLS.