



DRAFT

**WESTERN WAKE PARTNERS
Policy Advisory Committee**

MINUTES

Wednesday, January 26, 2012, 5:30 p.m.
Cary Town Hall, Conference Room #10035
316 N. Academy Street, Cary, North Carolina
www.westernwakepartners.org

Present: Apex: Mayor Keith Weatherly and Town Manager Bruce Radford; Cary: Mayor Harold Weinbrecht and Town Manager Ben Shivar; and Morrisville: Mayor Jackie Holcombe and Town Manager John Whitson

Others Present: Apex: Public Works Director Tim Donnelly; Cary: Utilities Director Steve Brown, Engineer Director Tim Bailey, Water Resources Manager Leila Goodwin and Administrative Assistant Cindy Giebel

A. Commencement

Call to Order (Mayor Weatherly)

Mayor Weatherly called the meeting to order at 5:30 p.m.

B. Approval of the December 13, 2011 meeting minutes

ACTION: Weinbrecht moved to approve the minutes of the December 13, 2011 meeting; Holcombe provided the second. The committee granted unanimous approval.

C. Consideration of construction contractor for Western Wake Regional Wastewater Management Facilities for Contract 2 (PAC12-05)

Speaker: Tim Bailey, P.E., Director of Engineering

WESTERN WAKE PARTNERS

Report to the Policy Advisory Committee (PAC12-05)

Date: January 26, 2012
To: Policy Advisory Committee
From: Technical Advisory Committee (TAC)
Prepared by: Tim Bailey, P.E., Director of Engineering, Town of Cary
Subject: Consideration of construction contractor for Western Wake Regional Wastewater Management Facilities Contract 2

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Background

Town of Cary staff report EN12-045, attached, presents background information. Pending approval by the Policy Advisory Committee, the Cary Town Council will consider taking action at its regular meeting on February 9, 2012.

Recommendation

The Technical Advisory Committee recommends the Policy Advisory Committee reject all bids and provide concurrence to re-advertise the project to begin the rebid process.

STAFF REPORT

Operations Committee, February 2, 2012

Contract 2 – Solids Treatment Facility, Western Wake Regional Water Reclamation Facility (EN12-045)

Consideration of Bids for the Western Wake Regional Wastewater Management Facilities Contract 2

Speaker: Tim Bailey

From: Tim Bailey, PE, Director of Engineering
Prepared by: Tim Bailey, PE, Director of Engineering
Approved by: Benjamin T. Shivar, Town Manager
Approved by: Michael J. Bajorek, Assistant Town Manager

Executive Summary

The Town of Cary on behalf of the Western Wake Partners received bids for Contract 2 – Solids Treatment Facility, Western Wake Regional Water Reclamation Facility (WWRWRF), Project SW1123, on Friday, December 8, 2011. The project includes construction of dewatering equipment and a biosolids dryer system to handle solids from the WWRWRF treatment works (Contract 1) currently under construction. After reviewing the bid proposals staff recommends rejecting all bids. The project will be bid again.

Discussion

This project will provide construction of the biosolids dewatering and drying components of a new water reclamation facility for the Western Wake Partners. It is one of four construction contracts that will build the new on site Western Wake Water Reclamation Facility and one of eight total contracts. The engineer's estimate for this work was approximately \$25 million. The bid included prices on one alternate item related to matching similar electrical equipment already selected for the WWRWRF, which could offer long-term maintenance cost savings.

The following contractors submitted bid proposals for the project:

Contractor	Bid Price
Shook Construction	\$30,976,000.00
Crowder Construction Company	\$31,246,000.00
Archer-Western	\$31,532,100.00
Encore Construction Company	\$31,757,700.00
Choate Construction Company	\$32,243,282.00
Adams Robinson Construction	\$38,227,000.00

The bid from Choate Construction Company did not meet the requirements for minority business participation documentation and is considered non-responsive.

The bid from Shook Construction contained five irregularities.

- Project manager did not have the specified length of experience
- Electrical subcontractor was not licensed in North Carolina
- Equipment items were not listed by name
- Statement of acceptance about dryer equipment did not list components
- Statement noting the amount of work performed by the general contractor would meet 50 percent minimum requirements

Two of the irregularities were significant in staff's opinion also making this bid non-responsive.

Bids received were above engineer's estimates. Staff believes better pricing can be obtained by bidding the project again. Working with our design consultants we can investigate ways to modify contract documents in an effort to receive lower bids.

Western Wake Partners projects include a process where the Policy Advisory Committee (PAC) advises the Lead Agency on selection of outside contractors and consultants, prior to Town Council award. PAC met to consider this item on January 26, 2012.

Fiscal Impact

Operating

Cary, as Lead Agency, will include all operating costs in the Town's annual budget once the new WWRWMF begins operation. Recognition of revenue from Apex reimbursement is outlined in the Interlocal Agreement between the Western Wake Partners (Towns of Apex, Cary, and Morrisville).

Funding

A total of \$152,983,000 has been appropriated to date for the Western Wake Regional Water Reclamation Facility, Project SW1123 by the Western Wake Partners (Town of Cary share of appropriations to date is \$99,501,509). The construction administration and inspections associated with this project will be provided by a consultant and specialty testing firm paid for by funding within SW1123. At this time staff feels the project is still within budget, however several contracts remain to be bid.

Staff Recommendation

Staff recommends rejecting all bids.

Engineering Director Tim Bailey presented the report herein.

ACTION: Holcombe moved to reject the bids received on Contract 2, as recommended by staff; Weinbrecht provided the second. The partners provided unanimous approval.

~~D. Consideration of Approval of Consultant Selection for Soils & Material Testing for Contract 1 (PAC12-07)~~

Speaker: Alexandra Jones, P.E., Project Engineer

Bailey stated this item is not ready for a recommendation at this time. The committee removed this item from the agenda to be brought forward at a meeting in the near future.

E. Other Business

Scheduling February through May meetings to consider approval of the FY2013 budget and contractor selections of Contracts 3, 4, 7 and 8.

The committee decided to schedule these meetings on a monthly basis. The next meeting is scheduled for February 22, 2012, at 5:30 p.m.

F. Closed session will be called if necessary.

N/A

G. Adjourn

ACTION: At 5:33 p.m. Holcombe moved to adjourn; Weinbrecht provided the second. The committee granted unanimous approval.