

**INDIAN RIVER COUNTY
OFFICE OF MANAGEMENT AND BUDGET
PURCHASING DIVISION**

DATE: September 28, 2021

TO: BOARD OF COUNTY COMMISSIONERS

THROUGH: Jason E. Brown, County Administrator
Kristin Daniels, Budget Director

FROM: Jennifer Hyde, Purchasing Manager

SUBJECT: Approval of Agreement with CW Roberts Contracting, Inc. for Asphalt Paving and Resurfacing

BACKGROUND:

On June 23, 2020, the Board awarded annual bid 2020042 to Community Asphalt Corp. and C.W. Roberts Contracting, Inc. ("CWR") for asphalt paving and resurfacing services. The work includes materials, equipment, labor and Maintenance of Traffic (MOT) required to complete the work as requested by the Road and Bridge Division under the pavement management program.

The initial term of award was July 2, 2020 through July 1, 2021, with two one-year renewals available. The Public Works Department elected not to renew the award to Community Asphalt Corp. due to a lack of responsiveness and timely completion of work. CWR has performed well under the bid, and the first renewal was executed by the Purchasing Manager, as authorized by the Board, effective July 2, 2021.

DISCUSSION:

The bid was issued in accordance with all federal requirements, and included a sample agreement with federal terms, in the event the work might be needed under federal grant. Due to the urgency of paving work to be done at the time of award, and not anticipating federal funding for any work at that time, staff requested and the Board approved the execution of work under the bid via purchase order, rather than execute the formal agreement.

On August 17, 2021, the Board approved revisions to the American Rescue Plan Act spending plan, in part based on updated Treasury guidance that makes roadway resurfacing and striping eligible for use of our allocated funding. Staff would like to utilize the existing bid with CWR to execute resurfacing work under the ARP, and therefore would like to formally execute the agreement.

SOURCE OF FUNDS:

The Board authorized an allocation of \$3,414,034 of ARP funds for road resurfacing and restriping projects, with the distribution of those projects to be determined by Public Works. There is no cost to the County for the execution of the CWR agreement.

RECOMMENDATION:

Staff recommends the Board approve the Agreement and authorize the Chairman to sign it, after approval by the County Attorney as to form and legal sufficiency.

ATTACHMENT:

CWR Agreement