



500 West Big Beaver
Troy, MI 48084
troymi.gov

**CITY OF TROY
OAKLAND COUNTY, MICHIGAN
RESOLUTION**

At a Regular meeting of the Troy City Council held on Monday, June 10, 2024, the following Resolution was passed:

J-4 Standard Purchasing Resolutions:

a) Standard Purchasing Resolution 1: Award to Low Bidder – Contract 24-05 – Charnwood Chip Seal

Resolution #2024-06-078-J-4a
Moved by Hamilton
Seconded by Chanda

RESOLVED, That Troy City Council hereby **AWARDS** Contract No. 24-05, Charnwood Chip Seal, to *Highway Maintenance and Construction Co., P.O. Box 74411, Romulus, MI 48174*, for their low bid of \$516,564.00.

BE IT FURTHER RESOLVED, That the award is **CONTINGENT** upon submission of proper contract and bid documents, including bonds, insurance certificates and all specified requirements, and if additional work is required such additional work is **AUTHORIZED** in an amount not to exceed 10% of the total project cost.

Yes: All-7
No: None

MOTION CARRIED

I, M. Aileen Dickson, duly appointed City Clerk of the City of Troy; do hereby certify that the foregoing constitutes a true and complete copy of a resolution adopted by the Troy City Council at a Regular Meeting duly called and held on Monday, the Tenth day of June, 2024.

A handwritten signature in black ink that reads "M. Aileen Dickson". The signature is written in a cursive style and is positioned above a horizontal line.

M. Aileen Dickson, MMC, MiPMC II
City Clerk

BID TABULATION
CONTRACT 24-05
CHARNWOOD CHIP SEAL
City of Troy
Oakland County, Michigan

Bids Due: May 22, 2024
Project No. 24.102.5

Total Bid Amount

1 Highway Maintenance & Construction Co. \$	516,564.00
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PURCHASE ORDER

No. 2025-0000042
 DATE: 07/16/2024
 PAGE: 1 of 1
FOB DESTINATION

Ship To
 CITY OF TROY
 Engineering
 500 W BIG BEAVER RD
 TROY, MI 48084

Bill To
 CITY OF TROY
 Engineering
 500 W BIG BEAVER RD
 TROY, MI 48084

COUNCIL RESOLUTION
 2024-06-078-J-4a

VENDOR NO. 167100

Vendor
 HIGHWAY MAINTENANCE & CONSTRUCTION
 PO BOX 74411
 ROMULUS, MI 48174-0411

QUANTITIES ARE ESTIMATED AND WILL BE ORDERED AS NEEDED

QUANTITY	UNIT	DESCRIPTION	UNIT COST	TOTAL COST
1	Lump Sum	24-05 Charnwood Chip & Seal	516,564.0000	\$516,564.00



Entered By: Andrew Chambliss

\$516,564.00

Special Instructions:

CITY COUNCIL AWARD DATE: 6/10/2024. Contract for Contract 24-05 - Charnwood Chip Seal in accordance with the specifications and completion date. CERTIFICATE OF INSURANCE and ENDORSEMENTS and BONDS shall be on file through contract completion.

TERMS & CONDITIONS

1. Purchases of Municipalities are exempt from State Sales and Federal Excise Taxes.
2. Prior to acceptance, vendor agrees to provide City with information under the Right-to-Know Law, P.A. 1986, No. 80, and fully comply with all terms and conditions of the Michigan Occupational Safety and Health Act, MCL 408.1001, et seq. including vendor shall provide City with an "MSDS". Vendor also agrees to be responsible for all required labeling.
3. In cases of emergency/disaster, the City can purchase up to six(6) times the order amount for a period of six(6) months at the price contained in the contract.
4. Purchase Orders are signed electronically based upon computer generated "on-line" authorized approvals. Authentic signatures are on file in the City of Troy Purchasing Department.

NOTICE: The City could put the vendor on notice that vendors will be held financially responsible for any claims or awards made against the City as a result of the vendor's action. If the City has to defend the initial lawsuit, the City will bring in the vendor as a co-defendant or sue the vendor, either as the result of settling a claim or the conclusion of the lawsuit.

I HEREBY CERTIFY THAT THIS ORDER IS PROPERLY AUTHORIZED AND APPROVED.

Andrew K. Chambliss

6-12/410

No. 2694848



DATE MAY 20, 2024

CASHIER'S CHECK

FORM 12925-1-0523

07000825

\$ 10,000.00

PAY TO THE CITY OF TROY

DOLLARS



Security features included. Details on back.

TEN THOUSAND AND 00 / 100*****

HIGHWAY MAINTANCE & CONSTRUCTION CO

REMITTER

PNC Bank, National Association

REBECCA AUSTIN OFFICIAL SIGNATURE MP



⑈02694848⑈ ⑆041000124⑆ 401048446⑈

**ADDENDUM #1
CHARNWOOD CHIP SEAL
CONTRACT 24-05
CITY OF TROY, OAKLAND COUNTY, MICHIGAN**

ISSUED: WEDNESDAY, MAY 15, 2024

INTENT:

This Addendum #1 is issued to revise the proposal and supplemental general conditions. The Specifications for the original work and the contract drawings are to govern this work unless otherwise revised herein. **New Proposal Sheets are issued with this Addendum #1 and shall be used in place of existing Proposal Sheets.**

CONTRACT SPECIFICATIONS – PROPOSAL

1. ADDED – Substantial completion date - All pavement rehabilitation shall be substantially complete by July 1, 2025.
2. REVISED - Construction completion date - All construction including restoration shall be completed by October 1, 2025.

CONTRACT SPECIFICATIONS – SUPPLEMENTAL GENERAL CONDITIONS

1. ADDED - Construction Schedule section of this specification: All pavement rehabilitation shall be substantially complete by July 1, 2025.
2. REVISED - Construction Schedule section of this specification: All work, including restoration, shall be completed by October 1, 2025.

FAILURE TO INCLUDE ADDENDUM #1 AND ITS ATTACHMENTS WILL RESULT IN REJECTION OF THE BID.

Very truly yours,

City of Troy Engineering Department

Jing Lin

Jing Lin, PE

Attachment

pc: All Bidders, S. Finlay, A. Cicchetti

Acknowledged Receipt of Addendum #1

Company: HIGHWAY MAINTENANCE & CONSTRUCTION

Signature: _____

Printed Name: _____

Title: _____

Dated: _____

Jeffrey S. Demick

JEFFREY S. DEMICK

PRESIDENT

5/16/24

PLACE: CITY OF TROY
DATE: May 22, 2024, 10:00 AM
PROJECT: CHARNWOOD CHIP SEAL

The proposal of HIGHWAY MAINTENANCE & CONSTRUCTION (hereinafter called "Bidder") to the City of Troy, Oakland County, Michigan

The Bidder, in compliance with the Advertisement for Bid for the "CHARNWOOD CHIP SEAL", having examined the plans and specifications with related documents and the sites of the proposed work, and being familiar with all of the conditions surrounding the construction of the proposed project, including the availability of materials and labor, hereby proposes to furnish all labor, materials and supplies, and to construct the project in accordance with the contract documents, within the time set forth therein, and at the prices stated below. These prices are to cover all expenses incurred in performing the work required under the contract documents, of which this proposal is part.

The Bidder affirms that in making such Proposal, neither he nor any company that he may represent nor anyone on behalf of him or the company directly has entered into any combination or collusion, undertaking or agreement with any bidder or bidders to maintain that the prices of said work, or any attempt to prevent any other bidder or bidders from bidding on said contract or work, and further affirms that such proposal is made without regard or reference to any other bidder or proposal and without any agreement or understanding or combination either directly or indirectly with any other person or persons with reference to such bidding in any way or manner whatsoever.

The Bidder agrees that this bid shall be good and may not be withdrawn for a period of sixty - (60) calendar days after the scheduled closing time for receiving bids.

The Bidder hereby agrees to commence work under this contract on or before the date to be specified in the written "Notice to Proceed".

The Bidder acknowledges receipt of the following addenda:

No. <u>#1</u>	DATED: <u>5/15/24</u>
No. _____	DATED: _____
No. _____	DATED: _____

City of Troy
500 W. Big Beaver
Troy, Michigan 48084

Bids Due: Wednesday, May 22, 2024
10:00 A.M., Local Time
Contract: 24-05

The undersigned, as Bidder, declares that he has familiarized himself with the location of the proposed project in the City of Troy. Bidder acknowledges that he has carefully examined the Plans, Specifications, and Contract Documents which he understands and accepts as sufficient for the purpose of constructing the work, and agrees that he will contract with the City of Troy, Oakland County, Michigan to furnish all labor, materials, and equipment necessary to do all the work specified and prescribed, and that he will accept in full payment therefore the sum of:

CITY OF TROY CONTRACT NO. 24-05

CHARNWOOD CHIP SEAL

Line	Pay Item	Description	Quantity	Units	Unit Price	Total
001	1100001	Mobilization, Max \$20,000	1	LSUM	15,000	15,000
002	2047051	Audio-Video Route Survey, Max \$5,000	1	LSUM	5,000	5,000
003	2050041	Subgrade Undercutting, Type II	100	Cyd	90.00	9,000
004	2057011	Excavation, 2 inches	6,270	Syd	3.50	21,945
005	4037001	DPW Structure Cover, Adj, Add Depth	5	Ft	250.00	1,250
006	4037050	DPW Structure Cover, Adj, Case 1	12	Ea	450.00	5,400
007	4037050	Sanitary Manhole Sealing	5	Ea	800.00	4,000
008	5012024	HMA, 4EL, PG 64-22, Leveling	500	Ton	190.00	95,000
009	5050002	Seal, Double Chip	62,700	Syd	4.90	307,230
010	5057011	Seal, Fog	62,700	Syd	0.57	35,739
011	8127051	Maintaining Traffic	1	LSUM	5000.00	5000.00
012	8507041	Inspection Crew Day	15	Cday	\$800	12,000.00
TOTAL BID AMOUNT:						\$516,564.00

The City reserves the right to accept any bid, or to reject any or all bids, to waive any and all informalities not involving price, time, or changes in the Work and to negotiate contract terms with the Successful Bidder, and the right to disregard all nonconforming, nonresponsive, unbalanced or conditional Bids. Also, the City reserves the right to reject the Bid of any Bidder if the City believes that it would not be in the best interest of the Project to make an award to that Bidder, whether because the Bid is not responsive or the Bidder is unqualified or of doubtful financial ability or fails to meet any other pertinent standard or criteria established by the City.

The undersigned agrees to furnish the required bonds and insurance certificates within seven (7) days after the acceptance of this proposal and further agrees to start construction within ten (10) days after being notified that work can begin.

The company representative does warrant that by signing the bid documents, the additional insured endorsement will be included in the insurance coverage supplied to the City as part of the specified requirements. **All pavement rehabilitation shall be substantially complete by July 1, 2025.** All construction including restoration shall be completed by **October 1, 2025.**

Company: HIGHWAY MAINTENANCE & CONST

Address: P.O. Box 74411

ROMULUS, MI 48174-04

Signed: 

County: WAYNE

By: JEFFREY S. DEMEK

Telephone: (734) 941-8885

Title: PRESIDENT

FAX: (734) 941-8962

LEGAL STATUS OF BIDDER

(The Bidder shall fill out the appropriate form and strike out the other two).

A corporation duly organized and doing business under the laws of the State of Michigan for whom JEFFREY S. DEMEK whose signature is affixed to the Proposal, is duly authorized to execute contracts.

A Partnership, all members of which, with addresses, are:

_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

An Individual, whose signature is affixed to the Proposal.

_____	_____
_____	_____

Please give the following information regarding your Proposal for this bid:

1. Number of years of experience in this work:

52 YEAR

2. List the number and types of equipment to be used if awarded this bid:

(2) ETNYRE DIST, (1) ETNYRE CHIP SPREADER, (2) HYPAC ROLLERS

3. List the municipalities you have contracted with during the past three years for this type of work:

AUBURN HILLS, BIRMINGHAM, BLOOMFIELD HILLS

4. Name of your bank and other financial reference:

PNC

5. Name of your insurance carrier:

6. PL/PD/BI Insurance carrier: WESTERN CONTINENTAL

Workman's Compensation: ACCIDENT FUND

Amount of Insurance Coverage: _____

6. Comments: _____

Signed: _____



Title: _____

PRESIDENT

Name & Address of Firm: _____



P.O. Box 74411 • Romulus, MI 48174-0411
(734) 941-8885

Date: _____

TO WHOM IT MAY CONCERN:

JEFFREY S. DEMEK, being duly sworn deposed, says that he
(Print Full Name)

is PRESIDENT. The party making the foregoing proposal or bid,
(State Official Capacity in Firm)

that such bid is genuine and not collusion or sham; that said bidder has not colluded, conspired, connived, or agree, directly or indirectly, with any bidder or person, to put in a sham bid or to refrain from bidding and has not in any manner directly or indirectly sought by agreement or collusion, or communication or conference, with any person to fix the bid price or affiant or any other bidder, or to fix any overhead, profit, or cost element of said bid price, or that of any other bidder, or to secure the advantage against the City of Troy or any person interested in the proposed contract; and that all statements contained in said proposal or bid are true.

[Signature]
SIGNATURE OF PERSON SUBMITTING BID

Rebecca H. Smith
NOTARY'S SIGNATURE

Subscribed and sworn to before me this 21 day of May, 2024 in and for
Wayne County.

My commission expires:

July 17, 2029

**VENDOR CERTIFICATION
THAT IT IS NOT AN
"IRAN LINKED BUSINESS"**

Pursuant to Michigan law, (the Iran Economic Sanctions Act, 2012 PA 517, MCL 129.311 et seq.), before accepting any bid or proposal, or entering into any contract for goods or services with any prospective Vendor, the Vendor must first certify that it is not an "IRAN LINKED BUSINESS", as defined by law.

Vendor	
Legal Name	HIGHWAY MAINTENANCE & CONSTRUCTION
Street Address	P.O. BOX 74411
City	ROMULUS
State, Zip	MI 48174-0411
Corporate I.D. Number/State	38-1983798
Taxpayer I.D. #	

The undersigned, with: 1) full knowledge of all of Vendors business activities, 2) full knowledge of the requirements and possible penalties under the law MCL 129.311 et seq. and 3) the full and complete authority to make this certification on behalf of the Vendor, by his/her signature below, certifies that: the Vendor is NOT an "IRAN LINKED BUSINESS" as require by MCL 129.311 et seq., and as such that Vendor is legally eligible to submit a bid and be considered for a possible contract to supply goods and/or services to the City of Troy.

Signature of Vendor's Authorized Agent:



Printed Name of Vendor's Authorized Agent:

JEFFREY S. DEMEK

Witness Signature:



Printed Name of Witness:

REBECCA L. SMITH