



Resolution Number: 2024-07
Introduced: 12/09/24
Adopted: 12/09/24
Effective: 12/09/24

Council of the Town of Washington Grove
Resolution to Award a Design-Build Contract for Maintenance and Improvement of the Existing Stormwater Conveyance System Within the Public Rights-of-Way

WHEREAS, the Town has received American Rescue Plan Act (“ARPA”) funding from the federal government and Maryland State bond funding to be used for eligible projects; and

WHEREAS, the Town issued a Request for Proposals (“RFP”) for the design and construction of the maintenance and improvement of the existing storm water conveyance system in nine designated areas within various rights-of-way in the Town (“Project”); and

WHEREAS, the Project is eligible for use of ARPA and Maryland State bond funding; and

WHEREAS, SMI Environmental Services Mid-Atlantic, LLC (“SMI”) was the successful bidder on the RFP for the Project; and

WHEREAS, the Town has allocated the sum not to exceed \$570,000 from combined ARPA and Maryland State bond funding for the design-build of the Project; and

WHEREAS, it is expected, based on current estimates from SMI, that the design-build of the entirety of the Project as described in the RFP will exceed the \$570,000 available for funding; and

WHEREAS, the Council has determined that it wishes to proceed to design and build so much of the Project as is feasible with the funding; and

WHEREAS, SMI has agreed to design and build so much of the Project as is feasible with the funding, with the final scope to be agreed by the parties; and

WHEREAS, the Council has determined it is in the public interest to award the contract in an amount not to exceed \$570,000 for the design-build of the Project to SMI, with the final scope of work of the Project to be determined once the 35% Preliminary Design has been completed and the Design-Builder Proposal consistent with the funding available has been determined and approved; and

WHEREAS, SMI has proposed contract terms for consideration by the Town; and

WHEREAS, to be able to utilize the ARPA federal funding for the Project, the Town must award and have a signed contract to design-build the Project to encumber the funds on or before December 31, 2024, and spend the funds on or before December 31, 2026.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Town of Washington Grove, to award a contract in an amount not to exceed \$570,000 for the design-build of the Project to SMI, with the final scope of work to be adjusted and determined once the 35% Preliminary Design has been completed and the Design-Builder Proposal consistent with the funding available has been determined and approved, subject to entering into a contract with SMI on or before December 31, 2024, with terms and conditions that are consistent with this Resolution and after review by the Town Attorney.

Effective this 9th day of December, 2024.

Approved by Mayor and Town Council:

_____/s/_____
John Compton, Mayor

Attest:

_____/s/_____
Town Clerk