

SOUTHEAST METRO STORMWATER AUTHORITY  
Acting by and through  
SEMSWA WATER ACTIVITY ENTERPRISE

RESOLUTION NO. 09-27

(Authorization to Award the Construction Contract for the  
East Tollgate Creek Through Dove Hill Subdivision Project)

WHEREAS, the SEMSWA Board authorized funding of \$50,000 for the preliminary design, and \$600,000 for final design, acquisition of right-of-way (ROW), obtaining required permits and construction of the East Tollgate Creek Through Dove Hill Subdivision Project (Project) with Resolutions No. 47, Series of 2007 and No. 08-18, respectively; and

WHEREAS, the design is complete, ROW acquired, Section 404 Permit obtained, and the bidding process for the construction of the Project completed, and the lowest responsible bidder selected; and

WHEREAS, the selected bid for the construction of the Project is \$435,121.38; and

WHEREAS, the lowest responsible bidder is L & M Enterprises, Inc.; and

WHEREAS, it is typical to budget the bid amount plus an additional ten (10) percent to cover contingencies that may be encountered during construction; and

WHEREAS, the previously authorized funds (\$650,000) less the currently encumbered funds and bid amount leaves a contingency of \$40,974.53 (9.4%); and

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Executive Director is authorized to enter into a contract in the amount of \$435,121.38 with L & M Enterprises, Inc. on behalf of SEMSWA for the construction of the Project.
2. The funding for the Project is limited to the previously authorized \$650,000.00 which includes a contingency of \$40,974.53 which may be expended, if necessary, without prior approval of the Board.

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Date: \_\_\_\_\_

ATTEST:

\_\_\_\_\_  
Secretary

\_\_\_\_\_  
Chairperson

APPROVED AS TO FORM:

Attorney for  
Southeast Metro Stormwater Authority

By \_\_\_\_\_  
Edward J. Krisor