

RESOLUTION NO. 524

**RESOLUTION OF THE COUNTY COUNCIL OF DORCHESTER COUNTY,
MARYLAND REGARDING INTERSTATE CONTAINER BUILDING ROOF
REPLACEMENT PROJECT – CONTRACT NO. 12-01**

WHEREAS, on or about October 27, 2011, Dorchester County published notice of invitation for sealed proposals for the Interstate Container Building Roof Replacement Project – Contract Number 12-01 (the “Project”); and

WHEREAS, the procurement for the Project included the following documents, requirements and specifications: Invitation to Bid (Document 00100); Instructions to Bidders; Supplementary Conditions (Document 00800); Standard General Conditions of the Construction Contract (Document 00700); and Specifications for Replacement of Roof Covering Systems for Interstate Container Cambridge, LLC (RCL/SP Project No. RCL/SP-R-025-11, dated May 9, 2012); and

WHEREAS, sealed bids received in response to the Invitation to Bid (Document 00100) were opened on May 17, 2012, reviewed by County personnel and subsequently the contract for the Project was awarded to the low bidder RBCI, Inc. of Easton, Maryland; and

WHEREAS, the Invitation to Bid the Project specifies that “[t]he County Council of Dorchester County reserves the right at its option to waive any informalities, irregularities, defects, errors or omissions in any or all of Bids and to accept or reject any or all parts of the Bids which in its judgment is in the best interest of the County” and Article 19 of the Instructions to Bidders further establishes the County’s rights and responsibilities in the evaluation of bids and the award of contract; and

WHEREAS, pursuant to the Instructions for Bidders (Section 12.04) and the Supplementary Conditions (Section 6.06.A), the value of work performed by subcontractors on the Project is not exceed 33% of the Base Bid Contract Amount; and

WHEREAS, in awarding the contract for the Project to RBCI, Inc., and considering the scope of the Project which entails the removal of several layers of existing roof prior to the installation of the new roof membrane while Interstate Container Cambridge’s plant is in operation, and considering the opinion and interests of Interstate Container Cambridge, LLC which has familiarity with and confidence in the low bidder RBCI, Inc., and considering the qualifications and certification of approved subcontractors (namely Dunn Roofing and Sheet Metal, Inc.), the County Council deemed it to be in the best interest of the County to waive the defect in RCBI’s bid whereby the value of work performed by subcontractors is expected to the exceed 33% of the Base Bid Contract Amount.

DORCHESTER COUNTY
CIRCUIT COURT
2012 JUL -9 PM 1:52

FILED


NOW THEREFORE, BE IT RESOLVED, that the award of the Interstate Container Building Roof Replacement Project – Contract No. 12-01 to the low bidder RBCI, Inc. is premised, in part, on the waiver of the subcontractor limit in Section 12.04 of the Instructions to Bidders and Section 6.06.A of the Supplementary Conditions.

NOW, THEREFORE, BE IT FURTHER RESOLVED, that this Resolution is hereby adopted and approved by the County Council of Dorchester County this 3rd day of July, 2012.

The County Council
of Dorchester County

ATTEST:



Jane Baynard, County Manager


Jay L. Newcomb, President


William V. Nichols, Vice President


Tom Bradshaw


Ricky C. Travers


Rick M. Price