

**CITY OF SALISBURY, MARYLAND**

**#12 MEETING**

**June 8, 2009**

**PRESENT**

*Council President Louise Smith  
Councilwoman Deborah S. Campbell*

*Council Vice President Gary A. Comegys  
Councilwoman Terry E. Cohen*

**IN ATTENDANCE**

*Assistant City Clerk Kim Nichols, City Administrator John Pick, Assistant City Administrator Loré Chambers, City Solicitor Paul Wilber, Internal Services Director Pam Oland, Acting Public Works Director Chip Messick, and interested Citizens and Members of the Press.*

**ABSENT**

*Councilwoman Eugenie P. Shields*

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**CONVENING - ADOPTION OF AGENDA**

*The City Council met in regular session at 6:00 p.m. in Council Chambers. Council President Smith called the meeting to order. The Lord's Prayer and the Pledge of Allegiance were recited.*

*Mr. Comegys moved and Ms. Cohen seconded to approve the agenda as presented. Ms. Cohen moved to amend the agenda to request City Solicitor Paul Wilber provide a brief update on the Ethics hearing of June 3, 2009 after the Certificates of Appreciation and before the Consent Agenda. Mrs. Campbell seconded the motion and the amendment passed unanimously. The agenda, as amended, was unanimously approved.*

**CERTIFICATES OF APPRECIATION**

*Mayor Ireton presented Certificates of Appreciation to the Water Plant personnel for Salisbury winning the "Best Water" award in the 2009 "Toasting the Tap" water tasting competition at the Maryland Rural Water Association Conference held in Ocean City, Maryland. Employees receiving certificates were Cori Cameron, James Palmer, Dan Ciancitto, James Foskey, James Smitz, Barry Marvel, Tom Luffman, Wendy Erdie, Mike Ellis, Chris Brumwell and Francis Hess.*

**BRIEFING – ETHICS COMMISSION HEARING** – (presented by City Solicitor Paul Wilber)

*Paul Wilber gave a synopsis of the outcome of the Ethics Commission hearing held on May 30, 2009. No violations of the Ethics Code were found when City Council discussed council health insurance at a budget work session. It was also decided it was not a conflict of interest when*

Councilwoman Cohen voted on the Budget Ordinance when it included the category of councilmember health insurance benefits. The Ethics Commission recommended a review committee be formed to study the entire range of compensation for City Council.

**CONSENT AGENDA** (presented by Assistant City Clerk Kim Nichols)

Ms. Cohen moved and Mr. Comegys seconded to approve the Consent Agenda. The Consent Agenda, consisting of the following, was unanimously approved:

1. May 26, 2009 minutes
2. Resolution No. 1788 - appointment of Darryl McJilton to the Historic District Commission for a term ending October 2010
3. Resolution No. 1789 - reappointment of Andrew Bradley to the Building Board of Adjustments and Appeals for a term ending June 2014
4. Resolution No. 1790 - appointment of Elizabeth Bellavance to the PAC 14 Board of Directors for a term ending on the date of the fourth annual meeting

**AWARD OF BIDS** (presented by Internal Services Director Pam Oland)

On a motion by Mr. Comegys and seconded by Ms. Cohen, the following items were unanimously approved:

1. Change Order #1 Contract A-3-09 (2090129) \$15,000.00  
Miscellaneous Chemicals  
(Acct No. 82075-546004)  
Shannon Chemical Corporation
2. Change Order #2 Contract A-7-09 \$132,000.00  
Street Improvements-Curb, Gutter  
and Sidewalk Construction  
(Acct. Nos. 31000-534318, 31156-534307,  
31154-534304)  
Malone and Phillips
3. Recommendation of Award Contract #111-09 \$185,138.00  
Sewer & Stormwater Pipe & Manhole Rehabilitation  
(Acct. No. 86085-523600)  
Pleasant Construction, Inc.

**RESOLUTION NO. 1791 – AUTHORIZING RESIDENTIAL PERMIT PARKING ON THE SOUTH SIDE OF WASHINGTON STREET FROM ROGER STREET TO SPRING AVENUE** (presented by City Administrator John Pick)

Mr. Comegys moved and Mrs. Campbell seconded to approve Resolution No. 1791. Mr. Robert Johnson and Mrs. Joyce Parker from 516 and 518 Washington Street, respectively, spoke in support of the permit parking due to parking problems they experience at their residences.

Resolution No. 1791 unanimously passed.

**RESOLUTION NO. 1792 – ACCEPTING STIMULUS GRANT FUNDS FOR THE FITZWATER STREET STORM DRAIN REPLACEMENT (\$35,000) AND BEAGLIN PARK DAM UPGRADE PROJECTS (\$50,000)** (presented by City Administrator John Pick)

*On a motion by Ms. Cohen and seconded by Mrs. Campbell, Resolution No. 1792 was unanimously approved.*

**RESOLUTION NO. 1793– ENDORSING THE FILING BY URBAN SALISBURY OF A LETTER OF INTENT AND A JOINT APPLICATION WITH THE DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT FOR A COMMUNITY LEGACY GRANT TO PREPARE DETAILED ARCHITECTURAL AND ENGINEERING DRAWINGS FOR THE DOWNTOWN MASTER PLAN PREPARED BY URBAN SALISBURY IN 2009**

*(presented by City Administrator John Pick)*

*Resolution No. 1793 was unanimously approved on a motion by Ms. Cohen and seconded by Mrs. Campbell.*

**PUBLIC COMMENTS**

*Seven members of the public commented on the following:*

- *Negotiation with Norfolk Southern Railroad to place a fence around the historic monument on Mill Street*
- *Requested Council to form a committee to locate the beginning point of Salisbury*
- *Suggested starting a tree replanting program as part of the sidewalk project*
- *City Attorney's legal representation*
- *Preserving Long Avenue neighborhood*
- *Installation of sidewalks*
- *Urged Mayor and Council to attend the Zoobilation event next year*
- *Downtown Plaza – opening up to traffic*
- *Denouncing the blogs*
- *100-year anniversary of Lake Humphreys Dam breaking*
- *Discouraged holding City elections during the same time as State/Federal elections*
- *Parking Lot #10 - poor location for a library*

*With no further business, the meeting adjourned at 7:28 p.m.*

CITY OF SALISBURY, MARYLAND  
CLOSED SESSION  
JUNE 15, 2009

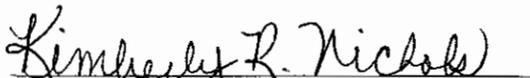
*TIME & PLACE:* 4:30 p.m. – Conference Room 306 Government Office Building  
*PURPOSE:* Acquisition of property/consult with legal counsel  
*VOTE TO CLOSE:* Unanimous  
*CITATION:* Annotated Code of Maryland Sections 10-508(a)(3)(7)  
*PRESENT:* Council President Louise Smith, Council Vice President Gary Comegys, Councilwoman Deborah Campbell, Councilwoman Terry Cohen, Mayor James Ireton, Jr., City Clerk Brenda Colegrove, City Administrator John Pick, Assistant City Administrator Loré Chambers, City Attorney Paul Wilber, Director of Neighborhood Services and Code Compliance Tom Stevenson  
*ABSENT:* Councilwoman Eugenie Shields

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*At 4:30 p.m., in Conference Room 306 of the Government Office Building, Ms. Cohen moved to convene in closed session to consult with the City Attorney relating to the acquisition of property as permitted under the Annotated Code of Maryland Section 10-508(a)(7). Mr. Comegys seconded and the vote was unanimous.*

*After discussion, a consensus was reached by Council and guidance provided to the City Attorney and City Administrator for moving forward to acquire the property.*

*At 5:14 p.m., on a motion and a second by Mr. Comegys and Ms. Cohen, respectively, the closed session adjourned.*

  
\_\_\_\_\_  
*Assistant City Clerk*

  
\_\_\_\_\_  
*Council President*

**STATEMENT FOR CLOSING A MEETING**

Location: Rm. 306-COB

Date: 6/15/09  
 Time: 4:31 p.m.

Motion: Cohen

Seconded By: Comegys

Vote to Close Session:

	AYE	NAY	ABSTAIN	ABSENT
Deborah S. Campbell	{ <input checked="" type="checkbox"/> }	{ }	{ }	{ }
Terry E. Cohen	{ <input checked="" type="checkbox"/> }	{ }	{ }	{ }
Gary A. Comegys	{ <input checked="" type="checkbox"/> }	{ }	{ }	{ }
Eugenie P. Shields	{ }	{ }	{ }	{ <input checked="" type="checkbox"/> }
Louise Smith	{ <input checked="" type="checkbox"/> }	{ }	{ }	{ }

**STATUTORY AUTHORITY TO CLOSE SESSION**

State Government Article §10-508(a):

- (1) To discuss:
  - { } (i) The appointment, employment, assignment, promotion, discipline, demotion, compensation, removal, resignation, or performance evaluation of appointees, employees, or officials over whom it has jurisdiction; or
  - { } (ii) Any other personnel matter that affects one or more specific individuals.
- (2) { } To protect the privacy or reputation of individuals with respect to a matter that is not related to public business.
- (3) {} To consider the acquisition of real property for a public purpose and matters directly related thereto.
- (4) { } To consider a preliminary matter that concerns the proposal for a business or industrial organization to locate, expand, or remain in the State.
- (5) { } To consider the investment of public funds.
- (6) { } To consider the marketing of public services.
- (7) {} To consult with counsel to obtain legal advice on a legal matter.
- (8) { } To consult with staff, consultants, or other individuals about pending or potential litigation.

# City of Salisbury



MARYLAND

**PAMELA B. OLAND**

DIRECTOR OF INTERNAL SERVICES

**PURCHASING DIVISION**  
DEPARTMENT OF INTERNAL SERVICES  
125 N. DIVISION STREET, ROOM 104  
SALISBURY, MD 21801  
410-548-3190  
FAX: 410-548-3192

## COUNCIL AGENDA

**June 8, 2009**

Page No.

- |    |   |              |
|----|---|--------------|
| 1. | Change Order # 1 Contract A-3-09 (2090129)<br>Miscellaneous Chemicals<br>(Acct. No. 82075-546004)   | \$15,000.00  |
| 2. | Change Order # 2 Contract A-7-09<br>Street Improvements-Curb, Gutter<br>and Sidewalk Construction<br>(Acct. Nos. 31000-534318, 31156-534307,<br>31154-534304) | \$132,000.00 |
| 3. | Recommendation of Award Contract # 111-09<br>Sewer & Stormwater Pipe & Manhole Rehabilitation<br>(Acct. No. 86085-523600)                                     | \$185,138.00 |

# City of Salisbury



MARYLAND

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DEPARTMENT OF INTERNAL SERVICES  
125 N. DIVISION STREET, ROOM 104  
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410-548-3190  
FAX: 410-548-3192

## COUNCIL AGENDA

**June 8, 2009**

TO: Mayor and City Council

SUBJECT: Changer Order # 1 for Contract # A-3-09 (2090129)  
Miscellaneous Chemicals

The City of Salisbury Internal Services Department, Procurement Division, received a request from Salisbury Public Works (SPW), Water Plant, to process Change Order #1 for Contract # A-3-09 (2090129), *Miscellaneous Chemicals* in the amount of \$15,000.00, to Shannon Chemical Corporation. This change order is to cover the cost of Shan-o-corr, the corrosion inhibitor required in the City's water treatment process. This increase will cover the usage required until renewal of the contract for FY2010.

There are sufficient funds in Account Number 82075-546004 (WTP-Chemicals) to cover the cost of this change order in the amount of \$15,000.00. The Department of Internal Services-Procurement Division requests Council's approval to approve Change Order # 1 as noted above to Shannon Chemical Corporation, in the amount of \$15,000.00.

Thank you.

Karen D. Reddersen

Assistant Director of Internal Services-Procurement Division



# Salisbury Public Works

James S. Caldwell, P.E.  
Director

Government Office Building  
125 N Division Street Rm 202  
Salisbury Maryland 21801-4940

Newell W. Messick, III P.E.  
Deputy Director

410-548-3170  
410-548-3107 - Fax

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To: Karen Reddersen

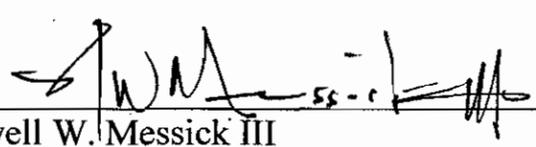
From: Cori Cameron

Date: May 14, 2009

RE: Purchase order # 2090129/Contract # A-3-09 Miscellaneous Chemicals

The Water Treatment Plant would like to add an additional \$15k to purchase order #2090129/contract # A-3-09 Miscellaneous Chemicals to have enough chemical for the remainder of FY09. This purchase order with Shannon Chemical is for the corrosion inhibitor used in the water treatment process. The amount of chemical used has been slightly increased during the budget year and we are predicting a slight shortfall before the contracts are renewed in FY10. Funds are available in our chemical account #82075-546004. We need to do a change order to the current Shannon Chemical purchase order # 2090129 and add the additional \$15,000 to complete FY09. This amount should cover the water plant thru to the first council meeting in July FY10, at which time we can request to renew the contract as required.

AUTHORIZED BY

  
Newell W. Messick III  
Director of Public Works

5/29/09

**CHANGE ORDER**

PROJECT: **Contract Nos. A-3-09**  
Shan-o-corr

P.O. NO: 2090129

TO: **Mr. Daniel Flynn**  
**Shannon Chemical Corporation**  
**P O Box 376**  
**Malvern, PA 19355**

CHANGE ORDER NO: 1  
INITIATION DATE: May 26, 2009  
CONTRACT DATE: August 29, 2008  
ACCOUNT NO: 52075-546004

You are directed to make the following changes in this contract:

Increase Purchase Order amount by \$15,000.00 for Shan-n-corr

Not valid until signed by the Owner and Department Head.

Signature of the Contractor indicates his agreement herewith, including any adjustment in the Contract Sum or Contract Time.

The original Contract Sum was .....	\$ <u>36,010.00</u>
Net change by previously authorized Change Orders .....	\$ <u>0.00</u>
The Contract Sum prior to this Change Order was .....	\$ <u>36,010.00</u>
The Contract Sum will be ( <b>increased</b> ), ( <del>decreased</del> ), ( <del>unchanged</del> ) by this Change Order .....	\$ <u>15,000.00</u>
The new Contract Sum including this Change Order will be .....	\$ <u>51,010.00</u>
The Contract Time will be ( <b>increased</b> ), ( <del>decreased</del> ), ( <b>unchanged</b> ) by this Change Order by ( ) days or ( ) weeks	
The date of substantial completion as of the date of this Change Order .....	
therefore is .....	<u>August 29, 2009</u>

**AUTHORIZED:**

BY \_\_\_\_\_  
Chip Messick  
Acting Director of Public Works

BY \_\_\_\_\_  
Daniel Flynn  
Shannon Chemical

BY \_\_\_\_\_  
Karen Reddersen, Assistant Director  
Internal Services - Procurement

DATE \_\_\_\_\_

DATE \_\_\_\_\_

DATE \_\_\_\_\_

BY \_\_\_\_\_  
Pamela Oland  
Director of Internal Services

BY \_\_\_\_\_  
Louise Smith  
President, City Council

BY \_\_\_\_\_  
Paul Wilber  
City Solicitor

DATE \_\_\_\_\_

DATE \_\_\_\_\_

DATE \_\_\_\_\_

# City of Salisbury



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MARYLAND

## COUNCIL AGENDA

June 8, 2009

TO: Mayor and City Council

SUBJECT: Changer Order # 2 for Contract # A-7-09  
Street Improvements-Curb, Gutter and Sidewalk Construction

The City of Salisbury Internal Services Department, Procurement Division, received a request from Salisbury Public Works (SPW) to process Change Order #2 for Contract # A-7-09, *Street Improvements-Curb, Gutter and Sidewalk Construction*, in the amount of \$132,000.00, to Malone and Phillips. This change order is to cover the cost of the following additional concrete work projects:

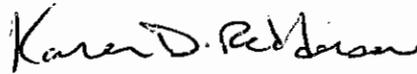
<b>FY 2009 Street Construction Program &amp; Waverly Drive Concrete Work</b>	
Lehigh Avenue.....	\$ 13,000.00
Philadelphia Avenue.....	\$ 7,000.00
London Avenue.....	\$ 5,000.00
Benton Street.....	\$ 13,000.00
Handicap ramp replacement along Waverly Drive.....	\$ 41,000.00
Curb & Gutter replacement along Waverly Drive.....	\$ 21,000.00
<b>Sub-Total.....</b>	<b>\$ 100,000.00</b>
<b>Customer Requested/ Required Concrete Work.....</b>	<b>\$ 25,000.00</b>
<b>Downtown Parking Garage Concrete Work.....</b>	<b>\$ 7,000.00</b>
<b>Total.....</b>	<b>\$ 132,000.00</b>

These projects have been identified in the FY2009 Street Construction Program, and also include improvements for handicap access and curb, gutter and sidewalk restoration along Waverly Drive. This will help to ensure proper drainage, public safety and handicap accessibility for residents in Camden heights and Peninsula Regional Medical Center patients and employees, for a total of \$100,000.00. These funds are available as the City's blacktop contract was awarded at 22.7% less than the engineer's estimate for this contract.

An additional \$25,000.00 will support the City's curb, gutter, and sidewalk policy where funds are reimbursed by property owners to the City for sidewalk restoration. A safety audit was performed of the Downtown Parking Garage and indicated the need to upgrade handicap ramps in the garage and to correct a potential tripping hazard, for a total of \$7,000.

There are sufficient funds in Account Numbers 31000-534318 (SPW-Street Maintenance Program-\$100,000.00), 31156-534307 (SPW-Curb, Gutter, and Sidewalks-revolving account -\$25,000.00) and 31154-534304 (Parking-Streets and Lots-\$7,000.00) to cover the cost of this change order in the amount of \$132,000.00. The Department of Internal Services-Procurement Division requests Council's approval to approve Change Order # 2 as noted above to Malone and Phillips, in the amount of \$132,000.00.

Thank you.



Karen D. Reddersen  
Assistant Director of Internal Services-Procurement Division

**CITY OF SALISBURY  
DEPARTMENT OF PUBLIC WORKS**

May 28, 2009

To: Karen Reddersen, Assistant Director of Internal Services - Procurement  
 From: James Trott, Engineering Technician  
 Subject: Change Order No. 2 Contract No. A-07-09  
 Street Improvements-Curb, Gutter and Sidewalk Construction

Salisbury Public Works (SPW) requests the City of Salisbury Internal Services Department, Procurement Division to process Change Order #2 for **additional concrete work under Contract # A-07-09 (Street Improvements-Curb, Gutter and Sidewalk Construction)** in the amount of \$132,000.00.

• **FY 2009 Street Construction Program & Waverly Drive Concrete Work**

Lehigh Avenue.....	\$ 13,000.00
Philadelphia Avenue.....	\$ 7,000.00
London Avenue.....	\$ 5,000.00
Benton Street.....	\$ 13,000.00
Handicap ramp replacement along Waverly Drive.....	\$ 41,000.00
<u>Curb &amp; Gutter replacement along Waverly Drive</u> .....	<u>\$ 21,000.00</u>
Total .....	\$ 100,000.00

A portion of the requested funds will be utilized to fund work identified in FY 2009 Street Construction Program; and improvements for handicap access and curb & gutter restoration along Waverly Drive in conjunction with the current storm water relief project. The work requested for Waverly Drive will help facilitate proper drainage, public safety and handicap accessibility for the Camden Heights residents and Peninsula Regional Medical Center patients and employees. Funding for the additional work along Waverly Drive is available due to the blacktop program contract coming in approximately 22.7% less than original Engineers' Estimate.

• **Customer Requested/ Required Concrete Work**

Total .....	\$ 25,000.00
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In addition, funds requested from account 31156-534307 Curb, Gutter and Sidewalks, in the amount of \$25,000.00, will be utilized to fund the curb, gutter and sidewalk policy, where the property owner assumes a portion or all the expense of replacing curb, gutter and sidewalk. This is a revolving account and all funds are reimbursed to the City.

• **Downtown Parking Garage Concrete Work**

Parking Garage .....	\$ 7,000.00
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A safety audit was performed earlier this year indicating the need to upgrade handicap ramps and to correct a potential tripping hazard observed at the Downtown Parking Garage. The Parking Division requested that this office add these repairs to the current Street Improvements-Curb, Gutter and Sidewalk Construction Contact. The estimated cost for these repairs is \$7,000.00.

Funds are available in the following accounts:

Acct. No. 31000-534318 Street Maintenance Program .....	\$ 100,000.00
Acct. No. 31156-534307 Curb, Gutter and Sidewalks.....	\$ 25,000.00
<u>Acct. No. 31154-534304 Streets and Lots</u> .....	<u>\$ 7,000.00</u>
Total .....	\$ 132,000.00

By: James Trott 5/28/09  
 James Trott, Engineering Technician

Approved: Newell W. Messick III 5/28/09  
 Newell W. Messick III, P. E., Acting Director

**CHANGE ORDER**

PROJECT: **Contract No. A-7-09**  
Citywide Concrete Program

P.O. NO: **2090260-01**

TO: **Malone & Phillips**  
**P.O. Box 2341**  
**Salisbury, MD 21802**

CHANGE ORDER NO: 2  
INITIATION DATE: 5-27-09  
CONTRACT DATE: 11-28-08  
ACCOUNT NO: 31000-534318  
31156-534307  
31154-534304

Salisbury Public Works recommends you make the following changes in this contract:

This change order to the Citywide Concrete program is to cover the cost for the curb & gutter, sidewalk and other miscellaneous items for work identified in FY 2009 Street Construction Program, the Parking Garage and improvements for handicap access and curb & gutter restoration along Waverly Drive in conjunction with the current relief storm water project.

Acct. No. 31000-534318 (Street Maintenance Program) ..... \$ 100,000.00  
Acct. No. 31156-534307 (Curb, Gutter and Sidewalks) ..... \$ 25,000.00  
Acct. No. 31154-534304 (Streets and Lots) ..... \$ 7,000.00

Not valid until signed by the Owner and Department Head.

Signature of the Contractor indicates his agreement herewith, including any adjustment in the Contract Sum or Contract Time.

The original Contract Sum was ..... \$ 102,289.00  
Net change by previously authorized Change Order(s) ..... \$ 4,800.00  
The Contract Sum prior to this Change Order was ..... \$ 107,089.00  
The Contract Sum will be increased by this Change Order ..... \$ 132,000.00  
The new Contract Sum including this Change Order will be ..... \$ 239,089.00  
The Contract Time will be unchanged by this Change Order  
The date of substantial completion as of the date of this Change Order.....  
therefore is ..... Unchanged

**AUTHORIZED:**

BY \_\_\_\_\_  
Newell W. Messick III, P.E.  
Acting Director of Public Works

Contractor

BY \_\_\_\_\_  
Karen D. Reddersen, Assistant Director  
Internal Services - Procurement

BY \_\_\_\_\_  
Pamela Oland  
Director of Internal Services

BY \_\_\_\_\_

BY \_\_\_\_\_  
Louise Smith  
President, City Council

BY \_\_\_\_\_  
Paul D. Wilber  
City Solicitor

Title

DATE \_\_\_\_\_

DATE \_\_\_\_\_

DATE \_\_\_\_\_

# City of Salisbury



**PAMELA B. OLAND**  
DIRECTOR OF INTERNAL SERVICES

**PURCHASING DIVISION**  
DEPARTMENT OF INTERNAL SERVICES  
125 N. DIVISION STREET, ROOM 104  
SALISBURY, MD 21801  
410-548-3190  
FAX: 410-548-3192

MARYLAND

## COUNCIL AGENDA

**June 8, 2009**

TO: Mayor and City Council

SUBJECT: Recommendation of Award  
Contract # 111-09  
Sewer & Stormwater Pipe & Manhole Rehabilitation

The City of Salisbury Internal Services Department, Procurement Division, received a request from the Salisbury Public Works (SPW) to solicit bids for Sewer and Stormwater Pipe and Manhole Rehabilitation for sections of stormwater and sanitary sewer systems on Babtist St., South Division St., West Main St.-Rt. 13, East Market St., and South Park Drive, as approved in the FY09 budget.

Under Contract # 111-09, the Procurement Division requested bids for this project. The Procurement Division followed standard bid practices by advertising in the Daily Times, on the EMaryland Marketplace website, on the City of Salisbury website and utilizing the City's vendor list. A total of thirteen (13) vendors were sent bid packages with three (3) vendors submitting bid documents by the due date and time, May 12, 2009 at 3:00 p.m.

Bid results for the full project are as follows:

<b>Vendor</b>	<b>Bid Amount</b>
Pleasant Construction, Inc.	\$576,681.00
AM-Liner East, Inc.	\$552,894.82
Tri-State Grouting, LLC	\$437,685.50

Of the three vendors, Pleasant Construction, Inc. was the only vendor who submitted a bid that met the specifications outlined in the contract documents, including UV (ultra-violet light) cured pipe rehabilitation and "Spray Wall" structural sealant manhole liner. AM-Liner East, Inc. and Tri-State Grouting, Inc. submitted bid exceptions including steam-cured pipe rehabilitation and "Strong-Seal" sealant manhole liner.

Per the attached document, SPW evaluated the alternative pipe and manhole rehabilitation methods and recommend the original bid specifications be utilized. For the pipe renovations, UV cured pipe supports heavy traffic loads for shallow pipes as found in Salisbury, and cures more quickly, thus reducing bypass pipe time that may lead to sanitary sewer overflows during the construction process. Stem cured process used materials that release styrene, which has been known to produce fish kills and other environmental damage.

For the manhole renovations, the bid specified product, SprayWall, is designed to restore the manhole to its original integrity, provide infiltration control and chemical resistance to the system. The short curing time of this product also reduces the risk of sanitary sewer overflows during the construction process.

Bids for the complete project were submitted over the FY2009 budgeted amount. SPW has recommended awarding Contract 111-09 in part as follows, for a total of \$185,138 (see bid tabulation for itemized breakout):

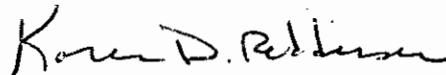
West Main St. Sanitary Sewer-Items 113-119	\$ 56,610.00
Route 13 Manhole Structural Rehabilitation-Items 120-123	\$ 61,155.00
East Market St. Sanitary Sewer-Items 124-129	<u>\$ 67,373.00</u>
Total	\$185,138.00

Comparable bid pricing for these areas from the other vendors is as follows:

Vendor	Bid Amount
Pleasant Construction, Inc.	\$185,138.00
AM-Liner East, Inc.	\$146,043.50
Tri-State Grouting, LLC	\$158,231.60

Upon the attached funds transfer, there are sufficient funds in Account Number 86085-523600 (Sewer-Skilled Services) to cover this project at \$185,138.00. After review of the submitted bids, the Department of Internal Services-Procurement Division requests Council's approval to accept the bid as noted above from Pleasant Construction, Inc., in the amount of \$185,138.00.

Thank you.



Karen D. Reddersen  
Assistant Director of Internal Services-Procurement Division

**CITY OF SALISBURY  
DEPARTMENT OF PUBLIC WORKS**

26May2009

To: Karen D. Reddersen, Assistant Director Procurement

From: Lee Beauchamp, Department of Public Works

Subject: Sewer & Stormwater Pipe & Manhole Rehabilitation, Contract #111-09  
Recommendation of Bid Award

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Bids were opened on Tuesday, May 12<sup>th</sup> at 3:00pm for the subject contract. The contract included pipe and manhole rehabilitation for sections of stormwater and sanitary sewer systems on Baptist St, South Division St, West Main St, Route 13, East Market St, and South Park Dr. Three (3) bidders responded to the contract, Tri-State Grouting, LLC., AM-Liner East, Inc., and Pleasant Construction, Inc. Of the three bidders, Pleasant Construction was the only bidder that met all the specifications outlined in the bid documents. Tri-State Grouting and AM-Liner East submitted bids with product exceptions that did not meet all of the specifications outlined in the bid documents. The bid exceptions were reviewed by SPW staff and found that they did not meet the project requirements. The bid exceptions from Tri-State Grouting and AM-Liner East were for steam cured-in-place pipe and Strong-Seal® Sealant manhole liner. SPW reviewed steam cured pipe rehabilitation methods during the design phase of this project and found several key differences between steam cured exception and UV(ultra violet light) cured pipe rehabilitation methods specified in Contract #111-09 bid documents.

1. UV cured pipe lining has four (4) times the tensile strength of steam cured pipe. This improves longevity of the product and supports heavy traffic loads for shallow pipes found in the Salisbury area.
2. The curing time for UV pipe lining is approximately 75% less than steam cured pipe lining. This reduces or eliminates the time required to bypass the pipe system there by reducing the chance of SSOs(Sanitary Sewer Overflows) in sanitary sewer applications.
3. The steam cured process uses materials that release styrene during the curing and post curing cleaning process. This chemical has been known to produce fish kills and other environmental damage in environmentally sensitive areas. SPW felt that this was an unacceptable risk because the Baptist St Storm Drain system discharges into the Wicomico River.

SPW reviewed structural liners for manholes during the design process and found several key differences between submitted Strong-Seal® Sealant exception and the SprayWall® structural liner specified in Contract #111-09 bid documents.

1. SprayWall® is a structural liner that is designed to restore the original structural integrity, provide infiltration control and chemical resistance to the manhole walls and base. Strong-Seal® Sealant is designed only to prevent infiltration of the manhole walls.
2. SprayWall® is a two-part product that initially cures within 30 minutes and can accept flow thru the manhole after the initial cure. This short curing time reduces or eliminates the need to

bypass sewage flow around the manhole, there by reducing the chance of an SSO. The Strong-Seal® Sealant is a five (5) part system that takes up to eight (8) hours to complete the process for each manhole.

Below are the bid results for the contract.

1. **Pleasant Construction, Inc.**.....\$ 576,681.00
2. Tri-State Grouting, LLC.....\$ 437,685.50
3. AM-Liner East, Inc.....\$ 552,894.82

This office, upon examination of the bids, recommends awarding a partial contract to the most qualified and responsive bidder, **Pleasant Construction, Inc.** from Charlesburg, Maryland in the amount of **\$185,138.00** which includes the West Main St Sanitary Sewer Item #113-116 and Add Alternate Item #117-119 (**\$56,610.00**), Route 13 Manhole Structural Rehabilitation Item #120-122 and Add Alternate Item #123 (**\$61,155.00**), and East Market St Sanitary Sewer Item #124-129 (**\$67,373.00**). The partial contract includes approximately 1300LF of pipe and 130VF of manhole rehabilitation.(See attached Bid Tabulation) The total budget for this project was \$297,500.00 with \$120,000 for Baptist St and South Division St Storm Drains, \$65,000 for West Main St Sewer Main, \$22,500 for Rt13 Manhole Rehabilitation, and \$90,000 for East Market St and South Park Dr Sewer Mains. The Baptist St and South Division Storm Drain sections should not be awarded because they were \$97,577.00 over budget.

Below are the bid results for the partial contract.

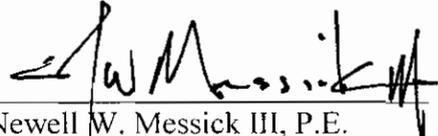
1. **Pleasant Construction, Inc.**.....\$ 185,138.00
2. Tri-State Grouting, LLC.....\$ 146,043.50
3. AM-Liner East, Inc.....\$ 158,231.60

The West Main St Sanitary Sewer section of the contract came in \$8,390.00 under budget, therefore, SPW request the additional funds from the West Main St section and the \$6,700.00 from the attached budget transfer be used to fund the Route 13 Add Alternate Item#123. The budget transfer fund from Health Insurance Account #84080-502020 are available due to employment vacancies funded from the sewer account.

The **additional \$938.00 is available in account #86085-523600 (Sewer Skilled Services)** to cover the difference between the budget amount of \$184,200.00 and the contract amount of \$185,138.00. The \$938.00 is surplus funds left over from miscellaneous projects completed by the Utilities Branch during FY09. Funds to cover the cost of this project will be available in **account #86085-523600 (Sewer Skilled Services)** in the **amount of \$185,138.00** once the funds transfer is complete.

Prepared by:

  
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Lee Beauchamp, EIT, LEED AP  
Project Engineer

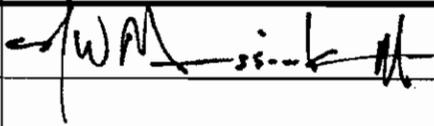
  
\_\_\_\_\_  
Newell W. Messick III, P.E.  
Acting Director, Salisbury Public Works

City of Salisbury, Maryland  
**TRANSFER OF FUNDS**

**Mayors Office Use Only**  
**File Number:**

Department: Public Works			Date of Request: <u>May 14, 2009</u> FY09 Funds	
NO:	TRANSFER FROM ACCT:	TO ACCT#:	AMOUNT:	JUSTIFICATION:
1.	84080-502020 Health Ins.	86085-523600 Skilled Services	\$6,700.00	To cover the cost of the Rt. 13 Manhole lining since additional manholes were added to the contract.
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The Mayor is authorized to transfer funds by Section 7-28 of the City Charter

APPROVALS	SIGNATURES	DATES
DEPARTMENT – Recommended		5/14/09
EXECUTIVE – Authorized		

cc: Finance & Appropriate Dept. (1)  
Purchasing (2) A

Contract No. 111-09  
Sewer & Stormwater Pipe & Manhole Rehabilitation  
May 12, 2009 3:00 P.M.

VENDOR		Vendor	Vendor	Vendor	
		Tri-State Grouting, LLC, P O Box 99, Bear, DE 19701	Am-Liner East, Inc. 601 Jack Enders Blvd., Berryville, VA	Pleasant Construction Inc., 24024 Fredrick Rd. Charlesburg, MD 20971	
Item:	QTY	UM			
<b>BAPTIST STREET STORM DRAIN</b>					
101 CIPP Lining of a 30" CMP	113	LF	\$33,900.00	\$36,160.00	\$25,538.00
102 CIPP Lining of a 20" Terra-Cotta Pipe	292	LF	\$37,900.00	\$56,940.00	\$30,368.00
103 CIPP Lining of a 21" RCP Pipe	132	LF	\$17,160.00	\$26,400.00	\$15,180.00
104 Preparation and Lining of ten (10) catch basins with SprayWall® structural rehabilitation or approved equal	23	VF	\$5,750.00	\$29,111.10	\$26,565.00
105 Preparation and Lining of eight (8) manholes with SprayWall® structural rehabilitation or approved equal	40	VF	\$12,000.00	\$68,745.60	\$62,760.00
106 Site Restoration	1	LS	\$1,000.00	\$2,000.00	\$1,000.00
107 Mob/De-mobilization	1	LS	\$2,000.00	\$2,000.00	\$4,800.00
<b>Total Items 101-107</b>			<b>\$109,770.00</b>	<b>\$221,356.70</b>	<b>\$166,211.00</b>
<b>SOUTH DIVISION STREET STORM DRAIN</b>					
108 CIPP Lining of a 24" Terra-Cotta Pipe	LF	112	\$14,560.00	\$19,712.00	\$13,864.00
109 CIPP Lining of a 27" Terra-Cotta Pipe	LF	81	\$11,340.00	\$14,580.00	\$17,010.00
110 Mob/De-mobilization	LS	1	\$1,000.00	\$2,000.00	\$1,800.00
111 Site Restoration	LS	1	\$1,000.00	\$2,000.00	\$1,000.00
<b>SOUTH DIVISION STREET ADD ALTERNATE</b>					
112 Preparation and Lining of three(3) manholes with SprayWall® structural rehabilitation or approved equal	VF	18	\$5,400.00	\$19,595.52	\$17,892.00
<b>Totals Items 108-112</b>			<b>\$33,300.00</b>	<b>\$57,887.52</b>	<b>\$51,386.00</b>
<b>WEST MAIN STREET SANITARY SEWER</b>					
113 CIPP Lining of a 8" Terra-Cotta Pipe	LF	235	\$15,275.00	\$9,400.00	\$16,450.00
114 Sewer lateral re-opening	EA	6	\$1,200.00	\$1,800.00	\$1,140.00
115 Site Restoration	LS	1	\$1,000.00	\$1,000.00	\$1,000.00
116 Mob/De-mobilization	LS	1	\$1,000.00	\$1,000.00	\$2,400.00
<b>WEST MAIN STREET ADD ALTERNATE</b>					
117 Preparation and Lining of four (4) manholes with SprayWall® structural rehabilitation or approved equal	VF	15	\$4,500.00	\$17,388.00	\$15,870.00
118 CIPP Lining of a 8" Terra-Cotta Pipe	LF	255	\$21,675.00	\$10,200.00	\$17,850.00
119 Sewer lateral re-opening	EA	10	\$2,000.00	\$3,000.00	\$1,900.00
<b>Total Items 113-119</b>			<b>\$46,650.00</b>	<b>\$43,788.00</b>	<b>\$56,610.00</b>
<b>ROUTE 13 MANHOLE STRUCTURAL REHABILITATION</b>					
120 Preparation and Lining of five (5) manholes with SprayWall® structural rehabilitation Manhole No. 786, 841, 934, 933, and 932	VF	73	\$21,900.00	\$38,325.00	\$34,529.00
121 Site Restoration	LS	1	\$1,000.00	\$1,000.00	\$1,000.00
122 Mob/De-mobilization	LS	1	\$1,000.00	\$2,000.00	\$1,800.00
<b>ROUTE 13 ADD ALTERNATE</b>					
123 Preparation and Lining of four (4) manholes with SprayWall® structural rehabilitation, Manhole No. 930, 931, 784, and 785	VF	38	\$11,400.00	\$26,094.60	\$23,826.00
<b>Total Items 120-123</b>			<b>\$35,300.00</b>	<b>\$87,419.60</b>	<b>\$81,155.00</b>
<b>EAST MARKET STREET SANITARY SEWER</b>					
124 CIPP Lining of 8" Terra-Cotta Pipe	LF	319.5	\$20,767.50	\$12,780.00	\$22,365.00
125 CIPP Lining of 10" Terra-Cotta Pipe	LF	208	\$14,560.00	\$10,400.00	\$16,224.00
126 CIPP Lining of 12" Terra-Cotta Pipe	LF	257.4	\$23,168.00	\$15,444.00	\$21,364.00
127 Sewer Lateral re-opening	EA	18	\$3,600.00	\$5,400.00	\$3,420.00
128 Site Restoration	LS	1	\$1,000.00	\$1,000.00	\$1,000.00
129 Mob/Demobilization	LF	1	\$1,000.00	\$2,000.00	\$3,000.00
<b>Total Items 124-129</b>			<b>\$64,093.50</b>	<b>\$47,024.00</b>	<b>\$67,373.00</b>
<b>SOUTH PARK DRIVE ADD ALTERNATE</b>					
130 CIPP Lining of 10" Terra-Cotta Pipe	LF	1713.6	\$119,952.00	\$88,544.00	\$137,088.00
131 Sewer Lateral re-opening	EA	1	\$200.00	\$300.00	\$190.00
132 Site Restoration	LS	1	\$1,000.00	\$1,000.00	\$1,000.00
133 Mob/Demobilization	LF	1	\$1,000.00	\$2,000.00	\$4,800.00
134 Preparation and Lining of six (6) manholes and SprayWall® structural rehabilitation or approved equal	VF	68	\$26,400.00	\$43,575.00	\$30,888.00
<b>Total Items 130-134</b>			<b>\$148,552.00</b>	<b>\$115,419.00</b>	<b>\$173,966.00</b>
<b>Total all Items</b>			<b>\$437,665.50</b>	<b>\$552,894.82</b>	<b>\$576,681.00</b>
<b>Addendum 1 Received (Y/N)</b>			y	y	y
<b>Addendum 2 Received (Y/N)</b>			y	y	y