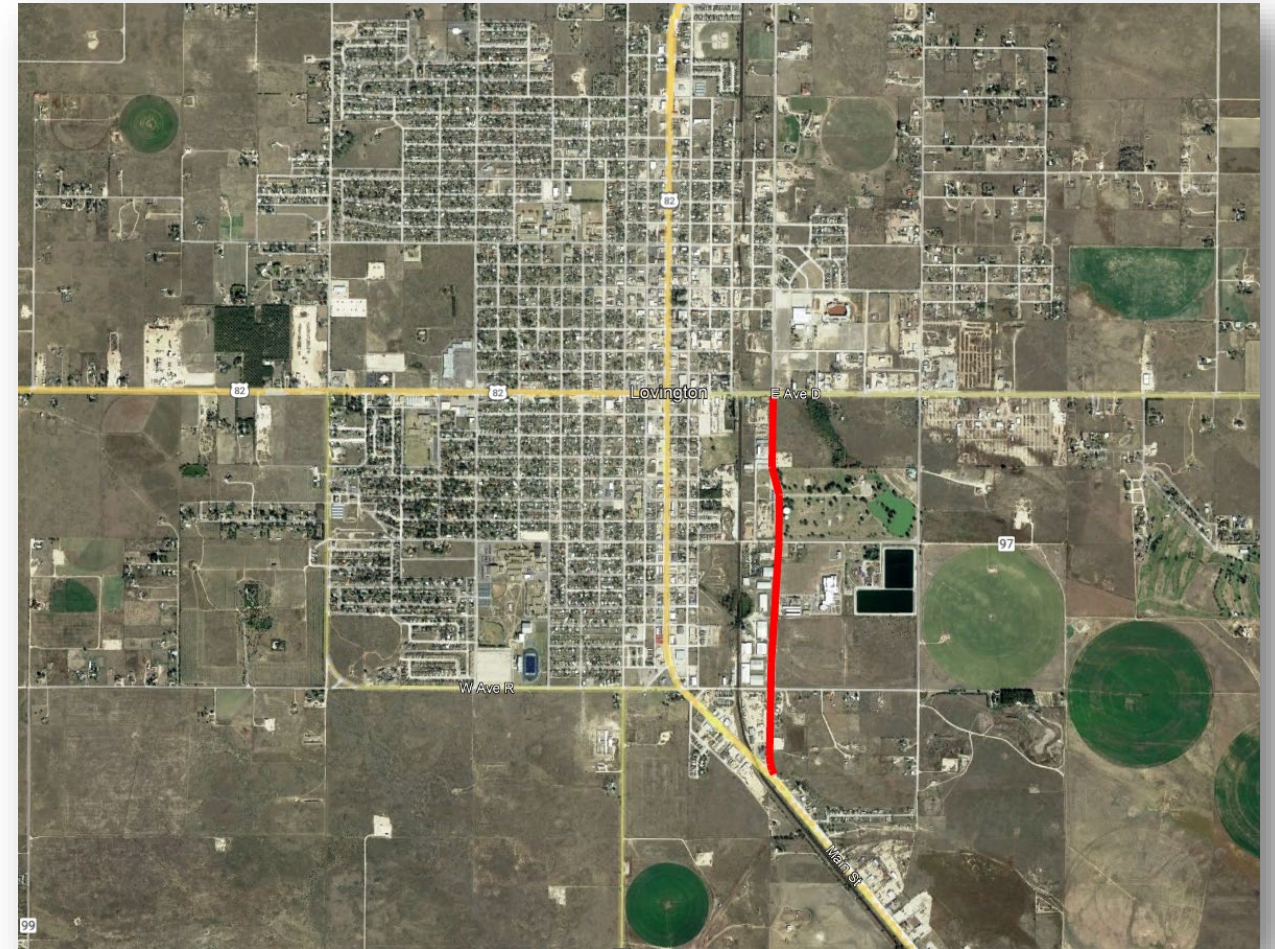


## Consideration of Lea County Resolution No. 22-MAR-076R Approving a Cooperative Educational Services Task Order with Constructors, Inc. to Widen and Overlay South Commercial Street from Avenue D to NM 18. – Approximately 1.25 Miles

Lea County has budgeted, planned, and received pricing to widen and overlay Commercial Street from the Ave D to NM 18. This roadway is utilized by a large amount heavy commercial traffic, functions as the primary access to the Sheriff's Department, Detention Center, Lea County Fairgrounds, and Courthouse. It will also serve as the primary by-pass during the NM18 roadway project in Lovington.

Staff has engineered and estimated the work needed for this construction and wishes to contract Constructors Inc. through a CES contract to complete this work.





**LEA COUNTY BOARD OF COUNTY COMMISSIONERS  
AGENDA ITEM SUMMARY FORM**

**LCBCC Meeting Date: Thursday, March 31, 2022**

Submit this summary form & all attachments to the Finance Director [clow@leacounty.net](mailto:clow@leacounty.net) & cc the Executive Coordinator [sstout@leacounty.net](mailto:sstout@leacounty.net) by: **Wednesday, March 16, 2022**

County Manager Approval [mgallagher@leacounty.net](mailto:mgallagher@leacounty.net) required for all time sensitive issues that do not meet the above deadline.

<b>DATE SUBMITTED</b> mm-dd-yyyy: 03/03/2022	<b>SUBMITTED BY</b> Name, Title, Dept: Corey Needham, ACM
<b>SUBJECT:</b> Cooperative Educational Services (CES) Task Order with Constructors Inc, to Widen and Overlay S. Commercial from Ave. D to NM 18.	<b>ATTACHMENT(S):</b> CES task order
<b>NO. OF ORIGINALS FOR SIGNATURE:</b> 1	<b>ACTION REQUESTED:</b> Action Item
<b>BUDGET LINE ITEM NUMBER:</b> 454-18-4251	<b>FISCAL BUDGET YEAR:</b> FY 21/22
<b>STRATEGIC PLAN</b> Implementation of 5 Year Strategic Plan: "The County shall provide a safe, reliable, and efficeient transportation network, and county facilities shall be maintained and shall meet the changing needs of the public."	
<b>SUMMARY:</b> Lea County has budgeted, planned, and received pricing to widen and overlay Commercial Street from the Ave D to NM 18. This roadway is utilized by a large amount heavy commercial traffic, functions as the primary access to the Sheriff's Department, Detention Center, Lea County Fairgrounds, and Courthouse. It will also serve as the primary by-pass during the NM18 roadway project in Lovington.  Staff has engineered and estimated the work needed for this construction and wishes to contract Constructors Inc. through a CES contract to complete this work.  Task order amount: \$223,425.84	
<b>Requested Items Needed for Presentation</b> Easels/Laptop/Projector/Etc.: Easel <input type="checkbox"/> Laptop <input checked="" type="checkbox"/> Projector <input checked="" type="checkbox"/> Other: _____ <small>If checked, how many:</small>	<b>See Additional Summary Attached</b> <input type="checkbox"/>
<b>SUBMITTER'S RECOMMENDATION(S):</b> approval	<b>Submitter's Signature</b> Department Director, Etc. <b>Corey Needham</b> <small>Digitally signed by Corey Needham Date: 2022.03.23 10:59:38 -06'00'</small>
<b>FINANCE REVIEW</b> Fiscal Impact/Cost: The financial impact to Lea County will be expenditures from the Road Fund of \$223,425.84. Funds are budgeted and available in 402-10-4251.	<b>Reviewed by Finance Director</b> <b>Henry C Low Jr</b> <small>Digitally signed by Henry C Low Jr Date: 2022.03.28 08:42:48 -06'00'</small>
<b>LEGAL REVIEW:</b> (Note: Travel does not need legal review)	<b>Reviewed by County Attorney</b>
<b>COUNTY MANAGER REVIEW:</b>	<b>Approved by County Manager</b> to be Placed on Agenda 
<b>Item No.</b> <u>0303</u> <b>RECORDING SECRETARY'S USE ONLY ~ COMMISSION ACTION TAKEN</b>	
Approved: _____ Resolution No. <u>22-MAR-076R</u> Continued To: _____	Denied: _____ Policy No. _____ Referred To: _____
Other: _____ Ordinance No. _____ Comments: _____	

STATE OF NEW MEXICO  
COUNTY OF LEA  
RESOLUTION NO. 22-MAR-076R

A RESOLUTION APPROVING COOPERATIVE EDUCATIONAL SERVICES TASK ORDER WITH  
CONSTRUCTORS, INC. TO WIDEN AND OVERLAY SOUTH COMMERCIAL STREET FROM  
AVENUE D TO NM 18. – APPROXIMATELY 1.25 MILES

**WHEREAS**, roadways play a critical role in the emergency response, quality of life and economic vitality for citizens of Lea County; *and*

**WHEREAS**, Commercial Street is in need of rehabilitation and widening due to the heavy commercial vehicles that use the roadway on a regular basis; *and*

**WHEREAS**, Commercial Street will also service as a primary by-pass during the NM18 street reconstruction in Lovington, NM; *and*

**WHEREAS**, Commercial Street serves as the primary access to the Sheriff's Department, Detention Center, Lea County Fairgrounds, and Courthouse; *and*

**WHEREAS**, Lea County requested a quote for the widen and install a thin asphalt mix on Commercial Street from NM 18 to Ave D to resolve issues associated with failing pavement; *and*

**WHEREAS**, Lea County plans to utilized Lea County funds to complete the project; *and*

**WHEREAS**, Constructors Inc. submitted the bid to CES for the proposed work.

**NOW, THEREFORE, BE IT HEREBY RESOLVED** by the Board of County Commissioners of Lea County that CES task order with Constructors Inc. for the reconstruction Commercial Street is hereby approved contingent upon an executed agreement between Lea County and the City of Lovington as specified by Lea County Resolution No. 22-MAR-075R.

**BE IT FURTHER RESOLVED** that the Commission Chair and/or County Manager may finalize and sign any agreements consistent with the terms of this resolution.

**PASSED AND APPROVED** on this 31<sup>st</sup> day of March, 2022, by the Lea County Board of County Commissioners in an open meeting in Lovington, New Mexico.

**LEA COUNTY BOARD OF COUNTY COMMISSIONERS**

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Dean Jackson (District 1), Chair  
Voted: Yes No Abstain

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Gary G. Eidson (District 3), Vice Chair  
Voted: Yes No Abstain

\_\_\_\_\_  
Rebecca Long (District 2), Member  
Voted: Yes No Abstain

\_\_\_\_\_  
Jonathan Sena (District 4), Member  
Voted: Yes No Abstain

\_\_\_\_\_  
Pat Sims (District 5), Member  
Voted: Yes No Abstain

**ATTEST:** Keith Manes  
Lea County Clerk

**APPROVED AS TO FORM AND LEGAL  
SUFFICIENCY:**

By: \_\_\_\_\_  
Teri Davis, Deputy Clerk

\_\_\_\_\_  
John W. Caldwell, County Attorney



# CONSTRUCTORS, INC

Dirt, Asphalt, Concrete, and Utilities Construction  
 Aggregate and Asphalt Products  
 Public Works Registration # 0101462009071

Proposal Submitted To:	<b>Lea County</b>	Job Name:	<b>Commercial St</b>
Attn:	<b>Cory Needham, PE</b>	Place of Job	<b>Lovington, NM</b>
Billing Address:		Architect or Engineer:	
City, State, Zip:	<b>Lea County</b>	Date of Plans:	
Phone #:	<a href="tel:5753912942">575 391-2942</a>	Date of Proposal:	<b>2/9/22</b>
Fax #:	<b>575 392-6904</b>	Special Note / Addendum(s):	<b>PER CES AND RS MEANS PRICING</b>

**We propose to perform the attached items per CES Contract 2020-11B-R208-567: JOC Paving and Site Work - RS Means Services**

FURNISH LABOR, EQUIPMENT, AND MATERIAL TO: Broom roadway, tack existing pavement, install 1" thick TOM, and provide traffic control. Project is 1.25 miles long and the width of roadway is 30'.	FOR	\$	<b>208,648.32</b>
	SUB TOTAL	\$	<b>208,648.32</b>
	BOND RATE (2.0%)	FOR	\$ <b>3,129.72</b>
	SUBTOTAL WITH BOND	FOR	\$ <b>211,778.04</b>
	NMGRT (5.5%)	FOR	\$ <b>11,647.79</b>
	<b>NET TOTAL</b>	\$	<b>223,425.84</b>

**PLEASE NOTE: This proposal must be made an integral part of any contract or subcontract arising from it, or all prices, exclusions, terms, and conditions are null and void. Owner responsible for eradicating any vegetation issues prior to any work; Constructors not responsible for weeds that arise after installation of materials.**

<b>PRICE EXCLUSIONS:</b>	PERMITS, TESTING, SURVEY, ANY WORK NOT SPECIFICALLY STATED ABOVE
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**We Hereby Propose** to furnish labor, materials and equipment to complete the project in accordance with above specifications, for the sum listed above plus New Mexico Gross Receipt Tax, with payment due upon receipt of invoice unless prior agreement has been made. Any alterations or deviations from the above specifications involving extra cost will be executed only upon written order, and will become an extra charge over and above the proposed amount above. If payment is not received within 30 days from date of invoice, interest will be charged at 1 1/2% per month or fraction of a month on the unpaid balance plus incidental collection costs, including attorney fees. (As allowed by New Mexico Statute N.M.S.A. 1978, Section 57-28-5). This proposal also serves as acknowledgment of Constructors' request for the location of underground facilities. The property owner and/or the General contractor is responsible for the location of such facilities on private property. Constructors, Inc. is not responsible for damages to underground facilities which are not located and/or mislocated. Facilities are defined as computer lines, telephone, gas, water, sewer, electric, sprinkler, or any other facility installed by man. Facilities shall be marked prior to the beginning of Constructors, Inc.'s work on the project site. If either party commences legal action to enforce its rights pursuant to this agreement, the prevailing party in the legal action shall be entitled to recover its reasonable attorney's fees and costs of litigation relating to the legal action, as determined by a court of competent jurisdiction.

All material is guaranteed to be as specified. All work is to be completed in a workman-like manner according to standard practices. Any alteration or deviation from above specifications involving extra costs will be executed only upon written orders, and will become an extra charge over and above the estimate. All agreements contingent upon strikes, accidents or delays beyond our control. Owner to carry fire, tornado and other necessary insurance. Our workers are fully covered by worker's compensation insurance. See additional conditions on back.

Authorized Signature: \_\_\_\_\_  
*Jesus Fierro*  
**Jesus Fierro**  
 Note: This proposal may be withdrawn by us if not accepted within 45 days.

**Acceptance of Proposal**—The above prices, specifications and conditions are satisfactory and are hereby accepted. You are authorized to do the work as specified. Payment will be made as outlined above.

**Signature:** \_\_\_\_\_  
**Date Accepted:** \_\_\_\_\_

## Price Proposal - CES Region 6

*This proposal was prepared exclusively for Constructors Incorporated*

Job Number: 174  
 Job Name: Lea CO Battle Axe 1 Mile TOM  
 Contractor: Constructors Inc  
 Date Created: 02/03/2022  
 Last Update: 02/09/2022  
 Proposal Value: \$208,648.32

Construction Procurement Catalog: Year 2022 - ROSWELL, NM

### Summary By Division

Division	Line Total
32 Exterior Improvements	\$197,523.32
34 Transportation	\$11,125.00

### Non-Prepriced Items

Item Name	Division	QTY	Unit Price	Factor	Line Total
Hauling Asphalt	32 Exterior Improvements	1405.000000	\$20.00	1.1125	\$31,261.25
Traffic Control - Pilot car	34 Transportation	4.000000	\$2,500.00	1.1125	\$11,125.00

### Detailed Price Proposal

Sr.#	Division	Line Item #	Mod	UOM	Description	Line Total								
1	Exterior Improvements	320113623240		S.Y.	Asphalt surface treatment, tack coat, emulsion, 0.05 gallons/S.Y., 10,000 S.Y. 10,000 S.Y.	\$11,503.25								
					<table border="1" style="width: 100%; border-collapse: collapse; background-color: #f2f2f2;"> <thead> <tr> <th>QTY</th> <th>Unit Price</th> <th>Factor</th> <th>Total</th> </tr> </thead> <tbody> <tr> <td style="text-align: center;">22000.000000</td> <td style="text-align: center;">\$.47</td> <td style="text-align: center;">1.1125</td> <td style="text-align: right;">\$11,503.25</td> </tr> </tbody> </table>	QTY	Unit Price	Factor	Total	22000.000000	\$.47	1.1125	\$11,503.25	
QTY	Unit Price	Factor	Total											
22000.000000	\$.47	1.1125	\$11,503.25											
2		321216130850		Ton	Plant-mix asphalt paving, for highways and large paved areas, wearing course, alternate method for developing paving costs, 1" thick, no hauling included Wearing course, 1" thick	\$154,758.82								
					<table border="1" style="width: 100%; border-collapse: collapse; background-color: #f2f2f2;"> <thead> <tr> <th>QTY</th> <th>Unit Price</th> <th>Factor</th> <th>Total</th> </tr> </thead> <tbody> <tr> <td style="text-align: center;">1405.000000</td> <td style="text-align: center;">\$99.01</td> <td style="text-align: center;">1.1125</td> <td style="text-align: right;">\$154,758.82</td> </tr> </tbody> </table>	QTY	Unit Price	Factor	Total	1405.000000	\$99.01	1.1125	\$154,758.82	
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Price Proposal Report

				1405.000000	\$20.00	1.1125	\$31,261.25
4	Transportation	Non-Prepriced	EA	Traffic Control - Pilot car			\$11,125.00
				<b>QTY</b>	<b>Unit Price</b>	<b>Factor</b>	<b>Total</b>
				4.000000	\$2,500.00	1.1125	\$11,125.00