



ANDRES Z. SILVA, MAYOR

RICHARD F. MCINTURFF, ADMINISTRATOR

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POPULATION 14,000

**CITY COUNCIL**  
***Special Meeting***  
**February 24, 2012**  
**9:00 A.M.**  
**AGENDA**

Call to Order / Pledge of Allegiance

1. Bid #12-04 Pear Street Storm Drainage System
2. Adjourn Meeting

The next regularly scheduled workshop and meeting is March 12, 2012 commencing at 4:00 p.m. and 6:00 p.m.

**CITY COUNCIL SPECIAL  
MEETING MINUTES  
February 24<sup>th</sup>, 2012**

**Council Present:**

Andres Z. Silva, Mayor  
Joe "Butter" Milo, Councilor

William Shattuck, Mayor Pro Tem  
Linda Enis, Councilor

**Council Absent:**

David Sanchez, Councilor

**Staff Present:**

Richard F. McInturff, Administrator  
Wesley Hooper, Project Coordinator

Aaron Sera, Assistant City Administrator  
Richard Kocab, Assistant Treasurer

**Recording Secretary:** Berenda McWright, Assistant Deputy Clerk

Mayor Andres Z. Silva led the pledge of allegiance and called the meeting to order at 9:30 a.m.

- 1. Bid #12-04 Pear Street Storm Drainage System:** Assistant City Administrator Aaron Sera reported the bids were received on February 21, 2012 at 11:00 a.m. and opened shortly thereafter. The lowest total bid was received from Triple J Construction out of Las Cruces in the amount of \$659,617.50 plus gross receipts tax for a total of \$709,088.81. The low bid received from Triple J Construction was not in compliance with contract requirements and the company is not qualified to perform the required work.

Mr. Sera reported the second lowest bid was received from Smithco Construction, Inc. of Caballo, NM in the amount of \$706,952.50 plus gross receipts tax for a total bid of \$759,973.94. The bid from Smithco is in compliance with contract requirements and Smithco is qualified to perform the required work. However, the total bid including gross receipts tax is in excess of the maximum allowable construction funds.

Mr. Sera recommended awarding the bid to Smithco Construction, Inc. in the amount of \$706,952.50 plus gross receipts tax for a total project cost of \$759,973.94 contingent upon the City being able to contribute additional funds to award the project and to provide an adequate construction contingency amount for any unforeseen conditions which may arise

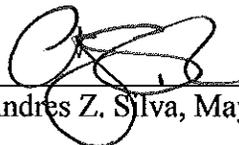
during the construction phase. The recommendation is also contingent upon LGD/DFA (CDBG) contractor clearance and concurrence of award.

Mr. Sera stated the total amount budgeted for the project was \$677,000 without gross receipts tax and the project consists of drainage improvements (via drop inlets and underground vaults) for the intersections of Pear and Slate and Nickel. Councilor Enis motioned to approve Bid #12-04 Pear Street Storm Drainage to Smithco in the amount of \$706,952.50 plus gross receipts tax. The motion was seconded by Mayor Pro Tem Shattuck and was approved unanimously.

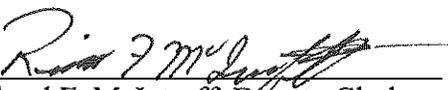
2. **Adjourn Meeting:** Mayor Silva entertained a motion to adjourn the meeting. Upon a motion by Councilor Milo and a second by Mayor Pro Tem Shattuck the meeting was unanimously adjourned at 9:09 a.m.

The next regularly scheduled workshop and meeting is scheduled for March 12, 2012 commencing at 4:00 p.m. & 6:00 p.m.

CITY OF DEMING, NEW MEXICO

  
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Andres Z. Silva, Mayor

ATTEST:

  
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Richard F. McInturff, Deputy Clerk