

A RESOLUTION AUTHORIZING THE MANAGER TO EXECUTE ON BEHALF OF THE TOWN OF CHAPEL HILL A CONTRACT AND ANY CHANGE ORDERS WITHIN THE BUDGETED AMOUNT WITH SULLIVAN EASTERN INC FOR THE PROJECT KNOWN AS THE MORGAN CREEK TRAIL, PHASE 1 (2009-11-23/R-2)

WHEREAS, the Town of Chapel Hill solicited formal bids on the Town website, the State IPS website, the ND DOT website on October 16, 2009, in the Greater Diversity News on October 22, 2009 and in the Chapel Hill News on October 25, 2009; and

WHEREAS, three bids were received and opened on November 9, 2009; and

WHEREAS, only two of the bids were confirmed as responsive by the NCDOT;

NOW, THEREFORE, BE IT RESOLVED by the Council of the Town of Chapel Hill that the Manager of the Town of Chapel Hill is hereby authorized to execute on behalf of the Town of Chapel Hill a contract with Sullivan Eastern in the amount of \$1,216,812.10 and any change orders within the budgeted amount for the Morgan Creek Trail, Phase 1 project, pending concurrence with award by the North Carolina Department of Transportation.

BE IT FURTHER RESOLVED by the Town Council that, the Manager is authorized to work with NCDOT and/or the Federal Highway Administration to approve change orders in a method consistent with NCDOT and/or the Federal Highway Administration policy and procedures, but not to exceed the approved project budget without additional Council action.

This the 23rd day of November 2009.