

1 Introduced June 24, 2014, by Councilman
2 Cusimano, seconded by Councilwoman
3 Harbison, (by request of Administration)

4 **RESOLUTION R14-18**

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6 A resolution ratifying the Contract with Omni Pinnacle, L.L.C. for State Project
7 No. H.009309, Federal Aid Project No. H009309, Summit Blvd. (US 190 to LA 433) St.
8 Tammany Parish, with the Department of Transportation and Development (hereinafter
9 DOTD), signed by the Mayor on June 11, 2014.

10 WHEREAS, DOTD did advertise for, receive and accept bids from
11 prospective contractors for work on State Project No. H.009309, Federal Aid Project No.
12 H009309, Summit Blvd. (US 190 to LA 433) St. Tammany Parish to Design and Construct
13 a four-lane divided roadway to connect two existing dead-ended segments of Summit Blvd
14 (AKA Fremaux Town Center Parkway), in order to complete a north-south connector road
15 between LA433 (Old Spanish Trail) and US190 (Shortcut Road or Fremaux Road) in Slidell,
16 Louisiana ("Project"); and
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21 WHEREAS, Omni Pinnacle, L.L.C. did submit a bid and was determined by
22 DOTD to be the lowest responsible bidder; and
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24 WHEREAS, DOTD awarded Omni Pinnacle, L.L.C. the Contract for said
25 Project; and
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28 WHEREAS, the Mayor has previously advised the City Council of DOTD's
29 selection of Omni Pinnacle, L.L.C. as the Contractor for the Project; and did sign the
30 Contract with Omni Pinnacle, L.L.C. on June 11, 2014; and
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33 WHEREAS, the Mayor requests the City Council ratify his signing of the
34 Contract with Omni Pinnacle, L.L.C. for the Project.
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36 NOW THEREFORE BE IT RESOLVED that the Slidell City Council does
37 hereby ratify the Contract with Omni Pinnacle, L.L.C., signed by the Mayor on June 11,
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1 **RESOLUTION R14-18**
2 **PAGE 2**
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4 2014, for State Project No. H.009309, Federal Aid Project No. H009309, Summit Blvd. (US
5 190 to LA 433) St. Tammany Parish, with the Department of Transportation and
6 Development to Design and Construct a four-lane divided roadway to connect two existing
7 dead-ended segments of Summit Blvd (AKA Fremaux Town Center Parkway), in order to
8 complete a north-south connector road between LA433 (Old Spanish Trail) and US190
9 (Shortcut Road or Fremaux Road) in Slidell, Louisiana, as attached hereto and made a part
10 hereof.
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15 **ADOPTED** this 24th day of June, 2014.
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18 Landon Cusimano
19 President of the Council
20 Councilman-at-Large
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23 Thomas P. Reeves
24 Council Administrator
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Shane K Caldwell 09/19/19
Checked by: Date

**STATE OF LOUISIANA
DEPARTMENT OF TRANSPORTATION
AND DEVELOPMENT**



**CONTRACT
FOR**

City of Slidell

FEDERAL AID PROJECT

**STATE PROJECT NO. H.009309
SUMMIT BLVD (US 190 TO LA 433)
ST. TAMMANY PARISH**

STATE OF LOUISIANA
CITY OF SLIDELL
CONTRACT

This agreement is made and executed in two (2) originals, between the City of Slidell, acting through the Mayor, hereafter designated as the "Contracting Agency," and Omni Pinnacle L.L.C., hereafter designated as the "Contractor."

The Louisiana Department of Transportation and Development, hereafter designated as "Department" did advertise for, receive and accept a bid from the Contractor for work on a construction project for the Contracting Agency identified as,

DBE GOAL PROJECT

STATE PROJECT NO. H.009309

FEDERAL AID PROJECT NO. H009309

DESCRIPTION: SUMMIT BLVD (US 190 TO LA 433)

ROUTE: SUMMIT BLVD

PARISH: ST. TAMMANY

LENGTH: 0.609 miles.

TYPE: GRADING, EARTHWORK, BASE COURSE, DRAINAGE STRUCTURES, PORTLAND CEMENT CONCRETE PAVEMENT, PAVEMENT MARKINGS, CONCRETE SLAB SPAN BRIDGE AND RELATED WORK.

LIMITS: STATE PROJECT NO. H.009309: LOCATED ON SUMMIT BLVD FROM US 190 TO LA 433 AS DESCRIBED IN THE PLANS.

The Contractor's submission is evidenced by a copy of the "Vendor's Bid Information Sheet" incorporated herein as part of the Contract Documents defined hereafter.

In consideration of the agreements herein contained, to be performed by the parties hereto and of the payments hereafter agreed to be made, it is mutually agreed by both parties that:

CONTRACT DOCUMENTS

The contract consists of the "Contract Documents" including but not limited to the following:

- a. Agreement (This Instrument)
- b. Vendor's Bid Information Sheet
- c. Louisiana Standard Specifications for Roads and Bridges, 2006 Edition (hereafter referred to as "2006 Standard Specifications")
- d. Construction Proposal (Notice to Contractors, Required Federal Aid Construction Contract Provisions, Required Federal Aid DBE Participation Contract Provisions, Special Provisions, Supplemental Specifications, Schedule of Items)
- e. Plans
- f. Plan revisions
- g. **Two (2)** Addenda made or issued prior to receipt of bids
- h. **One (1)** Letter of Clarification made or issued prior to receipt of bids
- i. Payment, Performance, and Retainage Bonds or Retainage Agreement.

For these purposes, all of the provisions contained in the listed Contract Documents are incorporated herein by reference with the same force and effect as though said Contract Documents were herein set out in full. The Contract Documents are kept in the official file at the Contracting Agency together with the acknowledgment of receipt correspondence signed by the Contractor.

**STATE OF LOUISIANA
CITY OF SLIDELL
CONTRACT**

INTENT OF CONTRACT

In accordance with the 2006 Standard Specifications and the Contract Documents, the Contractor agrees to the terms and requirements for the intent of the contract to provide all materials, equipment and labor and perform the work required to complete the project in a thorough and workmanlike manner, to the satisfaction of the appropriate official of the Contracting Agency.

CONTRACT AMOUNT

The Contractor did submit as advertised with his (her) bid, a dollar value amount for each of the items designated in the construction proposal on the "Schedule of Items" and that the "Schedule of Items," attached hereto and incorporated herein as part of the Contract Documents, submitted by the contractor, establish that the total contract amount for this project is **THREE MILLION FIVE HUNDRED SEVENTY-TWO THOUSAND SEVEN HUNDRED SIXTY-THREE AND 00/100 DOLLARS (\$3,572,763.00)** as obtained by a summation of the product of the unit bid price submitted by the contractor for each item multiplied by the item quantity as estimated by the Department. The Contractor agrees to accept and the Contracting Agency agrees to pay for the work at the prices stipulated in this contract in lawful money of the United States in a timely manner as set forth in the 2006 Standard Specifications.

PARTICIPATION IN PAYMENT ADJUSTMENT (ASPHALT CEMENT AND FUELS) STATEMENT

In accordance with electronic bid documents, the contractor has elected to be subject to the Payment Adjustment Provision (Asphalt Cement and Fuels) as contained in the construction proposal.

CONTRACT TIME

The entire contract shall be completed in all details and ready for final acceptance within **one hundred forty (140) working days**. Performance of work on this contract shall begin on the date stipulated in the "Notice to Proceed" and shall be completed within the time specified in the Contract Documents, subject to such extensions as may be authorized.

ALTERATION OF CONTRACT

In accordance with the 2006 Standard Specifications and the Contract Documents, the Contractor agrees to the terms and requirements for alteration of the contract.

STIPULATED DAMAGES

Contractor agrees to the assessment of Stipulated Damages as provided in the Subsection 108.08 of the 2006 Standard Specifications as amended by the Contract Documents.

DAMAGE CLAIMS

Contractor acknowledges that he/she has reviewed and understands Subsection 107.17 of the 2006 Standard Specifications and specifically agrees to be bound by the terms and conditions thereof.

JOINT EFFORT

This Agreement shall be deemed for all purposes prepared by the joint efforts of the parties hereto and shall not be construed against one party or the other as a result of the preparation, drafting, submittal or other event of negotiation, drafting or execution of the Agreement.

STATE OF LOUISIANA
CITY OF SLIDELL
CONTRACT FOR STATE PROJECT NO. H.009309

This contract shall become effective on the date all parties hereto have signed the same.

In witness whereof, the Contracting Agency, and the Contractor, has also hereunto subscribed their name.

OMNI PINNACLE L.L.C.
CONTRACTOR

30-0305755

(Federal Identification Number)

By: 

(Signature of Authorized Agent)

May 16, 2014

(Date)

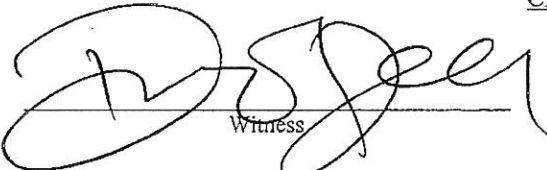
Brian Reine, CEO

Typed or Printed Name and Title


Witness

Donna Besaye
Witness

STATE OF LOUISIANA
CITY OF SLIDELL


Witness

Mary Anne Carroll
Witness

By: 

MAYOR

10-11-14
(Date)