

# City of Torrington

ENGINEERING DEPARTMENT  
(860) 489-2234



140 Main Street • City Hall  
Torrington, CT 06790-5245  
Fax: (860) 489-2550

## MEMORANDUM

To: Honorable Mayor Elinor Carbone and City Council Members

From: Paul Kundzins, P.E. - Deputy Public Works Director / City Engineer

Date: November 29, 2022

**RE: Contract Award: Project 0143-0194 – Route 202 (East Main Street) Sidewalks Phase 1**

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I respectfully request City Council accept the recommendation of the Deputy Public Works Director / City Engineer to authorize the Mayor to act on the behalf of the City regarding the award and execution of the contract agreement for the Route 202 (East Main Street) Sidewalks Phase 1 project, including contract administration related items such as approval of change orders and payment of invoices.

A price summary showing all bids received is enclosed. Upon review of all bid submittal documents, **Costa & Son LLC** of South Windsor, CT was determined to be the lowest responsive and responsible bidder with a total bid price of **\$768,625.80**. All bid documents appear to be complete with the bid from Costa & Son LLC.

I recommend the Mayor award this contract to **Costa & Son LLC** of South Windsor, CT for the amount **\$768,625.80** and allow for expenditures of up to **\$76,862.58** (10%) for contingencies.

The project work is comprised of the installation of new sidewalks along the north side of Route 202 (East Main Street) from Fern Drive easterly to Tarringford West Street for approximately 4,600 feet. The proposed improvements include traffic signal modifications, installation of ADA-compliant concrete sidewalks and sidewalks ramps, granite curbing, pavement markings and replacement of catch basin tops.

The project is fully funded under the State of Connecticut Responsible Growth and Transit-Oriented Development (RG/TOD) Planning Grant Program. This award has been authorized by the State of Connecticut Department of Transportation.

Thank you for your consideration.

  
Paul Kundzins, P.E.  
Deputy Public Works Director / City Engineer

cc: Pennie Zucco, Purchasing Agent  
Ray Drew, Public Works Director



City of Torrington

Bid Name Route 203 (E Main St) Sidewalk Project Bid Number EMS-C07-C81702  
Phase 1 - State Project 0143-0194  
Date of Opening 9/13/22 Time of Opening 11:00am

VENDOR	BID BOND	NON-COLLUSION	BID AMOUNT	ADDENDUM
1. Lapaluccia Inc 25 Federal Road Rockfield, CT	✓	✓	1,264,720.25	1+2
2. 10 Baumgard Landscaping Inc 155 Buttrick Road Darien, CT 06430	✓	✓	1,256,916.20	1
3. Ed Industries 20 Boxe Torrington, CT 06790	✓	✓	1,589,375.75	1
4. Costa & Ben LLC 15 Commerce Way South Windsor, CT 06074	✓	✓	768,625.80	1+2
5. Incorporated AMV 158 Center Street Torrington, CT 06790	✓	✓	1,023,428.00	1



# STATE OF CONNECTICUT

## DEPARTMENT OF TRANSPORTATION



2800 BERLIN TURNPIKE, P.O. BOX 317546  
NEWINGTON, CONNECTICUT 06131-7546

(860) 594-2075

November 28, 2022

The Honorable Elinor Carbone  
Mayor  
City of Torrington  
140 Main Street  
Torrington, Connecticut 06790  
[elinor\\_carbone@torringtonct.org](mailto:elinor_carbone@torringtonct.org)

Dear Mayor Carbone:

Subject: **Authorization to Award**  
State Project No. 0143-0194  
Responsible Growth and Transit-Oriented Development (RG/TOD) Planning  
Grant Program  
Route 202 (East Main Street) Sidewalk Improvements – Phase 1  
City of Torrington

The Department of Transportation (Department) has received and reviewed the bid results recommendation of award, and the supporting documentation forwarded by the City of Torrington (Municipality) for the subject project.

This correspondence will serve to notify you that the Department takes no exception to the award of the contract for this project to the lowest bidder Costa & Son LLC, of South Windsor, Connecticut for the accepted low bid amount of \$768,625.80.

This authorization is subject to general conditions including, but not limited to the following:

1. The Municipality is responsible for all construction activities for the project.
2. The Municipality is responsible for providing construction inspection and materials testing services, as well as design services during construction for the project, as may be required.
3. This contract is subject to State set-aside and contract compliance requirements under CGS Sec. 4a-60g(b). The Connecticut Commission on Human Rights and Opportunities (CHRO) is responsible for administering these requirements. **The Municipality must comply with these requirements as applicable relative to the award of the contract.** Further information can be found on the CHRO web page at [www.ct.gov/chro](http://www.ct.gov/chro). Questions regarding the requirements are to be directed to CHRO at (860) 541-3400.

4. The Municipality shall comply with the terms and conditions set forth in the previously executed Project Authorization Letter (PAL) for this project.
5. The Municipality must submit quarterly progress reports to the Department during the construction phase of the project. Each progress report is to include a summary of the work completed during the quarterly reporting period, anticipated activities for the next quarterly reporting period, amount of expenditures made against the RG/TOD grant for that quarter and to date, and the anticipated construction completion date. A sample progress report format is enclosed. The progress reports are to be sent via email to the Department's Project Manager listed below.
6. The Municipality must notify the Department's Project Manager listed below of the completion and acceptance of the project, in writing (via email).

Please be informed that this authorization will prompt the grant payment from the Department to the Municipality via electronic funds transfer in the amount of Eight Hundred Forty-five Thousand, Four Hundred Eighty-eight Dollars and Thirty-eight Cents (\$845,488.38), based on the following:

	RG/TOD <u>Participating</u>
Contract Items:	\$ 768,625.80 <sup>[1]</sup>
Contingencies:	\$ <u>76,862.58</u> <sup>[2]</sup>
<b>Total</b>	<b>\$ 845,488.38</b>

<sup>[1]</sup> Accepted low bid amount for Phase 1

<sup>[2]</sup> 10% of accepted low bid amount for Phase 1

**Note:** Total RG/TOD grant award amount = \$1,997,700.00

Estimated balance of RG/TOD grant funding available for future Phase 2:  
= [(\$1,997,700.00) – (\$845,488.38)]  
= \$1,152,211.62

Please note that the grant payment amount defined above matches the amount in the executed PAL. This grant payment is to be considered capped such that any cost overruns during construction will be the responsibility of the Municipality, unless otherwise revised in coordination with the Department and the State of Connecticut Office of Policy and Management (OPM) as the awarding agency for the RG/TOD grant.

**Important Financial Information:** Please be advised that the Municipality must fully document all project expenditures made against the grant, such that they can be verified as being directly attributable to the RG/TOD project/grant. **RG/TOD-participating costs (expenditures made against the grant) are to be tracked separately from any RG/TOD non-participating costs.** Accurate documentation of expenditures is necessary, as quarterly reporting by the Municipality of project expenditures made against the RG/TOG grant will be required throughout the duration of the project; and for the municipal Schedule of Expenditures of State Financial Assistance/municipal State Single Audit. Documentation of final expenditures will be required to

be submitted to the Department to facilitate the project/grant closeout performed by the Department, subsequent to project completion.

For purposes of reporting, project expenditures made against the RG/TOD grant for this project on the municipal Schedule of Expenditures of State Financial Assistance for the municipal State Single Audit, please reference all of the following information:

State Grantor/Pass-through Grantor:	Department of Transportation
Program Title:	Responsible Growth and Transit-Oriented Development Planning Grant Program

State Grant Program CORE-CT Number:	17171-DOT57197-43550
Project Number:	0143-0194 Phase 1

**Note:** Should the Municipality have more than one RG/TOD project for which expenditures are being made against the individual RG/TOD grant for each project, the expenditures for each project are to be tracked and reported separately. This includes the municipal Schedule of Expenditures of State Financial Assistance, as noted above.

**Please be advised that failure to properly document all grant expenditures may result in grant funds having to be returned to the State.**

If you have any questions, please contact the Project Manager, Mr. Vitalij V. Staroverov, P.E., at (860) 594-2582 or [Vitalij.Staroverov@ct.gov](mailto:Vitalij.Staroverov@ct.gov).

Very truly yours,

  
Michael N.  
Calabrese, P.E.  
2022.11.29  
09:50:05-05'00'

Michael N. Calabrese, P.E.  
Division Chief of Highway Design  
Bureau of Engineering and Construction

Enclosure

cc: Mr. Paul Kundzins, P.E., City Engineer, City of Torrington, [paul\\_kundzins@torringtonct.org](mailto:paul_kundzins@torringtonct.org)  
Ms. Robin Stanziale, Comptroller, City of Torrington [robin\\_stanziale@torringtonct.org](mailto:robin_stanziale@torringtonct.org)  
Mr. Daniel Farley, City Treasurer, City of Torrington [dan\\_farley@torringtonct.org](mailto:dan_farley@torringtonct.org)  
Mr. Alvin Bingham, Affirmative Action/Contract Compliance Supervisor, State of Connecticut Commission on Human Rights and Opportunities, [alvin.bingham@ct.gov](mailto:alvin.bingham@ct.gov)





**STATE OF CONNECTICUT**  
**DEPARTMENT OF TRANSPORTATION**



2800 BERLIN TURNPIKE, P.O. BOX 317546  
NEWINGTON, CONNECTICUT 06131-7546

November 28, 2022

The Honorable Elinor Carbone  
Mayor  
City of Torrington  
140 Main Street  
Torrington, Connecticut 06790

Dear Mayor Carbone:

Subject: **Project Authorization Letter**  
East Main Street (Route 202) Sidewalk Improvements – Phase 1  
State Project No. 0143-0194  
UEI No. NMTUY2NKT137  
Master Agreement No. 01.09-01(13)  
CORE ID No. 13DOT0186AA  
City of Torrington

On March 11, 2013, the State of Connecticut Department of Transportation (DOT) and the City of Torrington (Municipality) entered into the Master Municipal Agreement for Construction Projects (Master Agreement) noted above. This Project Authorization Letter (PAL) is issued pursuant to the Master Agreement. The capitalized terms used in this PAL are the same as those used in the Master Agreement.

The Municipality is responsible for the Administration of the Construction Project.

The Construction Project is to provide for Phase 1 of the installation of sidewalks along the north side of East Main Street (Route 202) from Fern Drive easterly to the vicinity of Torrington West Street for a total distance of approximately 4,600 feet. The proposed improvements include but are not limited to traffic signal modifications, installation of ADA-compliant concrete sidewalks and sidewalk ramps, curbing, buffer strips, pavement markings and replacement of catch basin tops.

Funding for the Construction Project is provided under the Responsible Growth and Transit-Oriented Development (RG/TOD) Planning Grant Program. This project has a one hundred percent (100%) State participation ratio up to the established participation cap, and payment for municipal costs will be on a grant basis subsequent to receipt of bids by the Municipality. The maximum grant payment to the Municipality under this PAL is Eight Hundred Forty-five Thousand, Four Hundred Eighty-eight Dollars and Thirty-eight Cents (\$845,488.38), based on the accepted low bid. In addition, any payment for actual expenditures will be in accordance with the terms of the Master Agreement.

Municipal costs contained in this PAL shall not be exceeded without obtaining prior written permission from the DOT. Enclosed is an estimated cost break down for Construction Project activities. A Demand Deposit of Zero Dollars (\$0) is due to the DOT.

The Municipality is responsible for the proper maintenance and operation of all Municipality-owned Transportation Facilities constructed as part of the Construction Project, upon completion of the Construction Project, to the satisfaction of the DOT. Upon completion of the Construction Project, the Municipality also agrees to assume maintenance responsibility of specific improvements constructed as

The Honorable Elinor Carbone

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November 28, 2022

part of the Construction Project on DOT-owned Transportation Facilities, including but not limited to granite curbing, concrete curbing, buffer strips, cut/fill slope protection, concrete sidewalks and ramps, including snow and ice removal.

As a separate but directly related issue, the State of Connecticut Office of Policy and Management (OPM), as the awarding agency of the RG/TOD grant, previously approved a request from the Municipality to modify the original scope of work to be completed by the Municipality under the RG/TOD grant. In addition, to completing the overall modified scope of work under the RG/TOD grant in two separate phases, based on practical and economic concerns identified by the Municipality. As a condition of the above-noted OPM approval, the Municipality has agreed to complete the balance of the overall modified scope of work not included in Phase 1 under a future Phase 2. This will serve to extend the sidewalk improvements from the eastern terminus of Phase 1 further to the east along East Main Street (Route 202), to the vicinity of 1391 East Main Street, thereby satisfying the objective of the original RG/TOD grant as determined by OPM. The balance of the total RG/TOG grant funding available for Phase 2, will be provided for under a supplemental PAL after all administrative requirements for Phase 2 are completed by the Municipality.

The issuance of the PAL itself is not an authorization for the Municipality to begin performing work with respect to the Construction Project. The Municipality may advance or begin work with respect to the Construction Project only after the DOT has received the concurred PAL from the Municipality, and the DOT has formally issued an Authorization to Award Notice to the Municipality.

Please indicate your concurrence with the PAL by signing below on or before January 19, 2023 and returning a copy to the Project Manager listed below at the letterhead address. You may submit the Written Acknowledgement of the PAL to the Project Manager in hard copy, by facsimile, or electronic transmission. The Master Agreement and the PAL will be incorporated into one another in their entirety and contain the legal and binding obligations of the Municipality with respect to the Construction Project.

If you have any questions, please contact the Project Manager, Mr. Vitalij V. Staroverov, P.E., at (860) 594-2582 or [Vitalij.Staroverov@ct.gov](mailto:Vitalij.Staroverov@ct.gov).

Very truly yours,

DocuSigned by:

James A. Fallon, P.E.

AF5C6AA4ECCE4C5...

James A. Fallon, P.E.

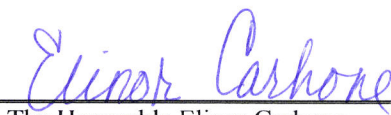
Assistant Chief Engineer

Bureau of Engineering and Construction

Enclosure

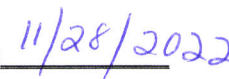
MUNICIPALITY'S ACKNOWLEDGEMENT OF PAL:

Concurred By:



The Honorable Elinor Carbone  
Mayor

Date



PAL ATTACHMENT  
STATE PROJECT NO. 0143-0194  
PHASE 1  
ESTIMATED CONSTRUCTION COSTS

PARTICIPATING

(100% State – Responsible Growth and Transit-Oriented Development Planning Grant Program)

A.	Contract Items.....	\$ 768,625.80 (*)
B.	Contingencies (+/- 10% of A).....	\$ 76,862.58
C.	Incidentals to Construction - Municipal.....	\$ 0
D.	Total Participating Construction Cost (A+B+C).....	\$ 845,488.38
E.	Maximum Grant Payment to Municipality [100% of (A+B+C)].....	\$ 845,488.38
F.	Demand Deposit Required from the Municipality.....	\$ 0

(\*) Amount represents accepted low bid for Phase 1.

Notes:

- 1.) Total RG/TOD grant award amount = \$1,997,700.00
- 2.) Estimated balance of RG/TOD grant funding available for future Phase 2:  
 =[(Total RG/TOG grant award amount) – (Line D)]  
 = [(\$1,997,700.00) – (\$845,488.38)]  
 =\$1,152,211.62





# COSTA & SON, LLC

75 Commerce Way  
South Windsor, CT 06074  
CT Lic. # 00562455  
860-436-9136

September 26, 2022

City of Torrington

140 Main St.

Torrington, CT 06790

RE: Route 202 (East Main St.) Sidewalk Project- Phase 1

State Project 0143-0194

Bid # EMS-027-081722

Dear Mr. Kundzins,

In regards to our bid referenced above, Costa & Son LLC is confident with our unit prices with the exception of the curbing where we found our mistake. With that being said, we still feel we will be able to complete the project with our unit prices and the quality of work that is expected to perform and complete this job in a timely fashion with no ambiguity.

We feel the bidders on this project are more experienced with sitework versus flatwork concrete with the exception NC Inc., who was the second bidder. The percentage gap is smaller in terms of our prices compared to the second bidder.

Should you have any other concerns, please feel free to contact me.

Regards,

Mario J. Costa Jr.

Sr Project Manager