

## AGENDA



Wednesday, June 18, 2008

**Purchasing Office  
RECOMMENDATION FOR COUNCIL ACTION****Item No. 43**

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**Subject:** Approve ratification of Amendment No. 1 to the contract with HAYWARD BAKER, INC., Keller, TX for additional work that was performed during the emergency repair of a 72-inch diameter water transmission main for the Austin Water Utility (AWU) in an amount not to exceed \$57,567.50, for a total revised contract amount not to exceed \$376,326.50.

**Amount and Source of Funding:** Funding is available in the Fiscal Year 2007–2008 Capital Budget of the Austin Water Utility.

**Fiscal Note:** A fiscal note is attached.

**For More Information:** Steve Aden, Supervising Sr. Buyer, 974-2021.

**Purchasing Language:** Emergency Purchase.

**MBE/WBE:** This contract will be awarded in compliance with Chapter 2-9C of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore no goals were established for this solicitation.

**Boards and Commission Action:** Scheduled for the Water and Wastewater Commission on June 18, 2008.

**Prior Council Action:** March 3, 2008 – Council approved contract ratification.

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On March 27, 2008, Council approved the ratification of a contract with Hayward Baker, Inc for the repair of a 72" water main at 3rd and San Antonio Streets. The contractor's work involved blind boring of holes from the pavement surface downward through a complex array of buried utilities in the intersection of the two streets, replacement of materials, traffic control, and transportation of spoils and disposal at an approved location. All of this work was based upon estimates by the Austin Water Utility as to what would be needed to complete the work prior to the end of April. During the actual performance of work, differing site-conditions arose such as subsurface conditions and additional material requirements.

This amendment to the contract resulted from various circumstances associated with the repair. In an effort to expedite repairs, Austin Water Utility changed the work hours from 9:00 AM through 4:00 PM to 6:00 AM through 4:00 PM. In addition, the contractor was asked to provide an additional police cruiser for traffic control and safety reasons. With the extended hours, the contractor requested and was given approval by City Staff to bring in an additional spoil removal truck to handle the additional spoil that was generated by the project.

Due to the emergency nature of this project to preserve the City's property and the time involved to obtain Council approval, the contractor continued to perform work at the direction of AWU staff.