

AGENDA



Wednesday, June 18, 2008

Contract and Land Management
RECOMMENDATION FOR COUNCIL ACTION

Item No. 11

Subject: Authorize execution of a construction contract with BENITEZ CONSTRUCTION, INC. (MBE 64.82%), Austin, Texas, for the Austin Clean Water Program (ACWP) Rio Grande - MLK to 29th Street Wastewater Improvements project in the amount of \$427,097.50 plus a \$21,355 contingency for a total contract amount not to exceed \$448,452.50.

Amount and Source of Funding: Funding in the amount of \$448,452.50 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: Jim Steed 974-1163, Robin Field 974-7064, Gopal Guthikonda, P.E. 972-0240

Purchasing Language: Lowest bid of 12 bids received.

MBE/WBE: This contract will be awarded in compliance with Chapter 2-9A of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 16.26% MBE and 5.83% WBE subcontractor participation.

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

This construction contract will provide wastewater improvements in a multi-family residential area located just west of the University of Texas campus, between MLK Jr. Blvd. and 29th Street. The wastewater lines to be installed are located within the right-of-way on Rio Grande Street, in an alley just north of MLK Jr. Blvd., and on 28th Street, east of Rio Grande Street.

The improvements will replace deteriorated wastewater facilities and eliminate the recurring wastewater overflows in this area. This project is part of the Austin Water Utility's Austin Clean Water Program (ACWP), which was developed to respond to the requirements of the Environmental Protection Agency's Administrative Order regarding Sanitary Sewer Overflows.

This project includes construction of approximately 1,300 linear feet of 8-inch diameter wastewater line (replacing the existing 6-inch diameter pipe) by open trench construction methods. The proposed 8-inch diameter wastewater line will connect to an existing 8-inch diameter pipe. In addition, there are 11 known private service lateral connections that will be replaced on this project. The narrow alley north of MLK Jr. Blvd. is currently in significant disrepair, and the full width of the alley will be restored with asphalt following the pipe installation.

The contract allows 150 calendar days for completion of the project, and work is scheduled to begin in July of 2008. The Engineer's estimate of construction cost is \$1,124,204.

Bid documents were distributed to 18 general contractors. Bids were opened on June 5, 2008. Benitez Construction, Inc. submitted the lowest of 12 bids received:

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| Benitez Construction, Inc., Austin, TX | \$427,097.50 |
| EBC Construction, LLC, Manor, TX | \$606,160 |
| Cash Construction Co. Inc., Pflugerville, TX | \$627,164 |
| Austin Engineering Co., Inc., Austin, TX | \$648,110 |
| Facilities Rehabilitation, Fort Worth, TX | \$653,346 |
| Austin Underground, Inc., Austin, TX | \$667,013 |
| McLean Construction, Ltd., Killeen, TX | \$734,340 |
| Peabody General Contractor, Dripping Springs, TX | \$735,830 |
| Haeglin Construction Co. Ltd., Austin, TX | \$775,625 |
| Laughlin-Thyssen, Inc., Houston, TX | \$845,849 |
| Keystone Construction, Inc., Austin, TX | \$857,000 |
| Joe Bland Construction, LP, Austin, TX | \$989,038 |

The Contractor's choice of work methodology provides for six areas of subcontracting opportunities which are listed below.

Participation goals stated in the solicitation were 2.79% African American, 4.67% Hispanic, and 3.05 % WBE. Total participation is estimated on the base bid amount of \$427,097.50.

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| MBE-MH TOTAL – PRIME | \$276,865.95 | 64.82% |
| Benitez Construction, Inc., Austin, TX | | |

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| WBE TOTAL – SUBCONTRACTORS | \$13,026.47 | 3.05% |
| N-Line, Austin, TX (Traffic) | \$12,124 | 2.84% |
| Ivy Trucking, Austin, TX (Hauling) | \$902.47 | 0.21% |

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| MBE TOTAL– SUBCONTRACTORS | \$11,916.02 | 2.79% |
| (MB) AusTex Tree Service Austin, TX (Pruning) | \$11,916.02 | 2.79% |

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| NON-CERTIFIED TOTAL – SUBCONTRACTORS | \$125,289.06 | 29.34.% |
| ACT Pipe & Supply, Austin, TX (Supplier) | \$33,598.80 | 7.87% |
| FAL Concrete, Austin, TX (Supplier) | \$12,000 | 2.81% |
| Contractors Asphalt, Austin, TX (Supplier) | \$79,690.26 | 18.66% |

The Contractor submitted an MBE/WBE Compliance Plan that met and exceeded the goals of the solicitation and was approved by the Department of Small & Minority Business Resources. Second and third low bidder information is provided.

SECOND BIDDER – EBC Construction, LLC, Manor, TX \$606,160
83.53% Prime (Certified MBE); 2.80% African American, 3.12% WBE, 10.55 Non Certified

THIRD BIDDER – Cash Construction Co. Inc., Pflugerville, TX \$627,164.00
72.70% Prime (Non-Certified); 4.61% Hispanic, 3.17% WBE, 0.27% Native/Asian American, 19.25% Non-Certified.