

AGENDA



Thursday, October 23, 2008

Contract and Land Management
RECOMMENDATION FOR COUNCIL ACTION

Item No. 5

Subject: Authorize execution of a construction contract with MATOUS CONSTRUCTION, LTD., Belton, TX, for River Plantation Lift Station Replacement in the amount of \$862,000 plus a \$45,000 contingency, for a total contract amount not to exceed \$907,000.

Amount and Source of Funding: Funding is available in the Fiscal Year 2008-2009 Capital Budget of the Austin Water Utility.

Fiscal Note: A fiscal note is attached.

For More Information: Allison Dietzel 974-7098, Larry Mendez 974-1581, Ayman Benyamin P.E. 972-0208, Robin Field 974-7064, April Thedford 974-7141

Purchasing Language: Lowest of four 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) through the achievements of Good Faith Efforts with 24.98% MBE and 1.10% WBE subcontractor participation.

Boards and Commission Action: Recommended by the Water and Wastewater Commission. Related to item #6.

Prior Council Action: October 23, 2003 - Council authorized negotiation and execution of a cost reimbursement agreement with the developer, Development Alliance of Texas, L.L.C., for the construction of wastewater improvements to provide service to the Zachary Scott Tract. Council approved adoption of Ordinance No. 031023-7 which waived requirements of the City Code relating to facilities eligible for cost reimbursement, maximum cost reimbursement for a facility, and amount of the cost reimbursement.

May 17, 2007 - Council approved Ordinance No. 20070517-003 which authorized negotiation and execution of an amendment to the cost reimbursement agreement with Lennar Buffington Zachary Scott, L.P. to increase the amount of the cost reimbursement for construction of wastewater improvements and professional engineering services, and waived the requirements of City Code relating to amount of the cost reimbursement and schedule of payments.

June 18, 2008 - Council authorized negotiation and execution of a professional services agreement with LJA Engineering and Surveying, Inc., and authorized execution of a construction contract with Southland Contracting, Inc. for the Zachary Scott Wastewater Tunnel Improvements Project. Council approved Ordinance No. 20080618-006 which authorized negotiation and execution of an amendment to the cost reimbursement agreement with Lennar Buffington Zachary Scott, L.P. to modify the payment schedule and waived the requirements of City Code relating to cost reimbursement payments.

This construction contract is part of a series of wastewater improvement projects that will provide the wastewater infrastructure necessary to serve the Rinard Creek Basin. This construction contract includes the construction of a new wastewater lift station adjacent to an existing lift station as well as connections to existing and proposed lines. This construction contract excludes the construction of the wet well which

is currently under construction as part of a separate contract. The wet well will include exterior coating and backfill, and will be tested and ready for use by this contractor. Matous Construction shall be responsible for all work inside and above the wet well, which includes coating the interior of the wet well. All lines connecting to the wet well, except the force main and sludge bypass line as shown on the construction plans, shall be in place with the plugs to be removed by this contractor in order to start up the lift station. The existing lift station is shallower and has a lower capacity. This contract includes the abandonment of existing City of Austin Lift Station #147.

The project was originally conceived as a cost reimbursement agreement with the developer of the Zachary Scott Tract, but the City has determined that it is in the best interest of the project for the improvements to be constructed by the City as a Capital Improvement. This is the second of two projects that will eliminate the pump and haul program which is currently costing approximately \$60,000 per month. The first project is the Zachary Scott Subdivision Wastewater Improvements Tunnel Project that was approved by Council on June 18, 2008.

The Zachary Scott Tract is a proposed 975 lot single family development located on approximately 272 acres of land at the corner of Old Lockhart Highway and Bradshaw Road. The development is within the corporate limits of the City of Austin, the Desired Development Zone and the Rinard Creek Watershed.

The contract allows 240 calendar days for substantial completion and an additional 30 calendar days for final completion.

A contingency (approximately 5%) has been added to address potential unknown subsurface conditions which may be encountered during construction and to allow for the expeditious processing of any change orders.