

AGENDA



Thursday, July 23, 2009

**Contract and Land Management
RECOMMENDATION FOR COUNCIL ACTION****Item No. 20**

Subject: Authorize execution of a construction contract with LANDMARK STRUCTURES I, L.P., Fort Worth, TX, for the 3 Million Gallon Avery Ranch Elevated Composite Water Tank in the amount not to exceed \$6,044,000 plus a \$302,200 contingency, for a total contract amount not to exceed \$6,346,200.

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: Joe B. Smith, P.E. 972-0231; April Thedford 974-7141

Purchasing Language: Lowest bid of three (3) 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 4.46% MBE and 9.52 % WBE subcontractor participation.

Boards and Commission Action: Recommended by the Water and Wastewater Commission.

Prior Council Action: November 4, 1999 – Council approved Ordinance No. 991104-68-B; May 22, 2008 – Council approved Ordinance No. 20080522-002.

This request for Council action is for the construction of an elevated composite water storage tank in northwest Austin. The tank will be 200 feet tall and will have a capacity of three million gallons. The water storage tank will be located on approximately 2.8 acres of land owned by the City of Austin situated approximately 1,500 feet east of U.S. Highway 183/183A on the south side of Avery Ranch Boulevard. The area immediately surrounding the site is undeveloped with TxDOT owning the property on two of the three remaining sides of the site which will remain undeveloped.

This project started as a result of a Service Extension Request (SER) submitted by developers working with Austin Water Utility (AWU). The City Council originally approved in 1999, \$15,600,000 in cost reimbursements for the construction of water improvements to serve the proposed Avery Ranch development and the surrounding area. As part of the overall water improvements, the Avery Ranch developers were required to construct an appropriately sized water storage tank. The proposed water improvements were to be constructed in discrete phases as the development progressed. All of the water improvements, with the exception of the water storage tank, have been constructed by the Avery Ranch developers.

At the time the water improvements were planned during the SER process, AWU determined that the water storage tank would not be needed for a number of years and that it could be constructed under a future Capital Improvement Project. However, because of exceptional growth within the Avery Ranch development and northwest Austin, the water storage tank was needed sooner than originally anticipated. AWU requested the Avery Ranch developers to initiate the design and construction of the water storage tank in early 2007.

In 2008, AWU brought forward to Council a request seeking an amendment to the original 1999 Cost Reimbursement Agreement. The request was to allow AWU to procure the design of the water storage tank. AWU has completed this transaction and is now seeking authorization to award the construction of the water storage tank to Landmark Structure I, L.P.

A 5% contingency in funding has been included to allow for the expeditious processing of any future change orders. The expected construction duration is six hundred (600) calendar days.