

AGENDA



Thursday, December 17, 2009

**Contract and Land Management
RECOMMENDATION FOR COUNCIL ACTION**

Item No. 32

Subject: Authorize execution of a construction contract with LASSEN, INC. d/b/a MIKE LARSEN CO., Austin, TX, for the Central East Austin ADA Sidewalk and Ramp Improvements (CDBG) in the amount of \$226,041.77 plus a \$22,604.18 contingency, for a total contract amount not to exceed \$248,645.95.

Amount and Source of Funding: Funding is available in the Community Development Block Grant Recovery Funds Fiscal Year 2009-2010 Neighborhood Housing and Community Development budget allocation under the Public Facilities Program.

Fiscal Note: A fiscal note is not required.

For More Information: Mike Curtis 974-7056; Diane Rice 974-7081; April Thedford 974-7141

Purchasing Language: Lowest bid of six (6) bids received.

MBE/WBE: This contract will be awarded in compliance with the requirements of 49 CFR Part 26 (Disadvantaged Business Enterprise Program) and Chapter 2-9A of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goal with 19.61% DBE subcontractor participation.

Prior Council Action: August 27, 2009 - Council approved an ordinance accepting American Recovery and Reinvestment Act of 2009 grant funds from the United States Department of Housing and Urban Development, Community Development Block Grant Recovery Program.

On February 17, 2009, President Obama signed into law the American Recovery and Reinvestment Act of 2009. Through this act, the City was awarded a special grant in the amount of \$2,003,003 for Community Development Block Grant (CDBG) eligible activities. After following Neighborhood Housing and Community Development's Citizen's Participation Process, which included a public comment period, Council approved a substantial amendment to its consolidated plan, 2008 Action Plan on May 14, 2009.

The amendment, which was submitted and approved by HUD, included a recommendation for construction of public sidewalks in Central East Austin in the amount of \$250,000. Further, as part of the City's ongoing efforts to comply with the directives of the Federal Americans with Disabilities Act (ADA), the Public Works Department has developed more efficient and cost effective methods for sidewalk and curb ramp construction. The City also recognizes that improved and expanded pedestrian facilities are also a frequently requested infrastructure improvement from the public at large.

The construction method chosen to deliver the initiatives is an Indefinite Delivery/Indefinite Quantity (IDIQ) contract. The IDIQ contract documents include engineered details, specifications; project locations currently identified and estimated total quantities of work. As each project location is further defined, a specific "work assignment" is given to the Contractor and they complete the scope of work for the unit prices included in the Contract. This contracting method also allows for the flexibility of adding projects based on priorities designated by the City.

The purpose of the Contract is to have a Contractor available to complete pedestrian and accessibility projects on a unit price basis. The projects are located through out the City.

The contract is for an estimated period of two months. Each work assignment must be finally completed within duration established by the OWNER for each assignment. The OWNER will consult with the CONTRACTOR on each assignment duration, but OWNER will have ultimate discretion on duration which shall not be unreasonably stipulated.

All pedestrian and accessibility projects are located within zip code 78702.