

## AGENDA



Thursday, December 16, 2010

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

**Item No. 13**

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**Subject:** Authorize ratification of a construction contract with TEXAS STERLING CONSTRUCTION CO., San Antonio, TX for the RMMA Emergency Street Reconstruction Project in an amount not to exceed \$132,934.

**Amount and Source of Funding:** Funding is available in the Fiscal Year 2010-2011 Capital Budget of the Public Works Department.

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

**For More Information:** Adewale Odufuye, P.E., 974-7119; Robert Hinojosa, 974-7158; Susan Garnett, 974-7064; Sarah Terry, 974-7141

**Purchasing Language:** Lowest bid of 2 bids received.

**MBE/WBE:** This contract was awarded in Compliance with Chapter 2-9A of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program). This was an emergency service contract; therefore, it is exempted under Chapter 791 of the Texas Local Government Code and no goals were established for this solicitation.

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During a maintenance inspection of the Mueller Development in 2009, City staff observed subsidence of several sections of the streets within the development. Further investigation and engineering analysis demonstrated that some streets in Mueller Section V, Phase 1, are experiencing failures resulting from defective construction. The conditions of a portion of Threadgill Street and the intersection of Threadgill Street and McCloskey Street indicate the possibility of a subsurface collapse or subsidence, which could impact the structural integrity of the streets and endanger the traveling public. These streets serve as primary access routes for a densely populated residential neighborhood. Because access by public safety vehicles and utility repair crews could be hindered, the street conditions constitute a danger to the health and safety of the public.

Staff determined that repairs should be performed immediately in order to mitigate the safety risks. Texas Sterling Construction Company provided the lower of two quotes received for the specified scope of work. A contract was executed with Texas Sterling Construction Company to expeditiously perform the necessary repair and reconstruction of the streets. The emergency work was completed in September 2010.

Texas Sterling Construction Co., San Antonio, TX \$123,586.50  
RGM Constructors, LP, Pflugerville, TX \$169,595.00