

## AGENDA



Thursday, March 24, 2011

**Contract and Land Management  
RECOMMENDATION FOR COUNCIL ACTION****Item No. 8**

**Subject:** Authorize negotiation and execution of a contract with CENTRAL ROAD AND UTILITY, LTD. (MBE/MH-79.99%), Austin, TX, or one of the other qualified offerors to RFP Solicitation No.CLMB303, for the Group 8B – Elton Lane and Griswold Lane Reconstruction and Utility Adjustment, an ACCELERATE AUSTIN PROJECT, in the amount of \$977,668.60 plus a \$48,883.43 contingency, for a total contract amount not to exceed \$1,026,552.03.

**Amount and Source of Funding:** Funding in the amount of \$411,640.24 is available in the Fiscal Year 2010-2011 Capital Budget of the Public Works Department. Funding in the amount of \$614,911.79 is available in the Fiscal Year 2010-2011 Capital Budget of the Austin Water Utility.

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

**For More Information:** Randy Harvey, 974-1585; Rolando Fernandez, 974-7749; Shannon Wisner, 974-7704; Felecia Shaw, 974-7141

**Purchasing Language:** Best Value to the City of Austin of three proposals 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 8.35% MBE and 3.07% WBE subcontractor participation.

**Prior Council Action:** April 30, 2009 - Authorized the use of Competitive Sealed Proposal Alternative Project Delivery Method.

The Group 8B project consists of the reconstruction of two pavement sections as well as associated utility adjustments, including abandonment of existing and installation of proposed utilities. The work for Elton Lane consists of a full depth reconstruction of the pavement section from Windsor Road to Forest Trail. This involves furnishing all tools, labor, materials, equipment, and miscellaneous items necessary to complete the reconstruction, which includes lime stabilized subgrade, crushed limestone base, and hot mix asphalt concrete (HMAC) pavement. The work for Griswold Lane consists of in-place recycling of the existing pavement section and subsequent HMAC overlay from Elton Lane to Forest Trail. In addition to the street reconstruction, this project also involves the installation of utilities as well as abandonment of existing water, wastewater, and storm drain infrastructure. The utilities to be installed include approximately 1,227 linear feet of 8-inch PVC, 42 linear feet of 6" DI, and 606 linear feet of HDPE waterlines and associated appurtenances and services; approximately 1,300 linear feet of PVC wastewater line and associated manholes and services; and approximately 400 linear feet of varying size reinforced concrete storm pipe and associated manholes and inlets. This project complies with the PWD Emissions Reduction Initiative specifications.

A five percent (5%) contingency is being requested for any unforeseen circumstances during construction and will also allow for expeditious processing of change orders, if required.

During design, the project team presented the proposed Group 8B project to interested residents attending a semi-annual meeting of the West Austin Neighborhood Group. Recently, flyers presenting the final project scope and the anticipated start date were distributed to the area residents.

The Group 8B Project was issued as Competitive Sealed Proposal procurement. Local Government Code Chapter 271, Chapter H, Section. 271.116, provides for governmental entities to first attempt to negotiate a contract with the top-ranked firm who is determined to be the best value to the governmental entity. Pursuant to Statute, the "best value" determination shall be on weighted criterion and may include, but is not limited to, price, reputation, quality of product, past relationship with the governmental entity, total long-term cost to require goods or services, compliance with the historically underutilized business programs, and other relevant factors. In order to establish a level playing field for all prospective Offerors, the solicitation must contain the evaluation criteria factors and relative weights.

The Group 8B Project included fourteen evaluation criteria factors with weights ranging from 5 points to 20 points maximum. Of the fourteen evaluation criteria items, the five which had the greatest maximum points are: "Price" valued at a maximum of 20 points; "Team's Comparable Project Experience" valued at a maximum of 20 points; "Offeror's Past Relationship with the City" valued at a maximum of 15 points; "Team Structure, Work Approach and Delivery Schedule" valued at a maximum of 15 points, and "Interview" valued at a maximum of 15 points interviews were not conducted. As is demonstrated above, "Price" and "Team's Comparable Project Experience", the two criteria factors with the larger weights applied indicate criticality and importance of those elements.

The statute goes on to state that if negotiations with the top-ranked firm are unsuccessful, the governmental entity shall end those negotiations and proceed to negotiate with the next contractor in the order of selection ranking. Council's authorization of this request allows for such negotiations. If negotiations are required with the next contractor in the order of selection ranking, staff will return to Council prior to contract execution.

Notification of issuance of a Request for Competitive Sealed Proposals (RFP) for the subject services was issued on November 29, 2010. Thirteen contractors who identified themselves as Prime Contractors obtained solicitation packets and on January 12, 2011, three proposals were received. Two of the three contractors who submitted proposals are certified MBE firms.

TOP RANKED FIRM: Central Road and Utility, Ltd., Austin, TX  
SECOND RANKED FIRM: Santa Clara Construction, Ltd., Austin, TX