

## A G E N D A



## Recommendation for Council Action (CMD)

Austin City Council

Item ID:

11090

Agenda Number

6.

Meeting Date:

December 8, 2011

Department:

Contract Management

## Subject

Authorize execution of a construction contract with MUNIZ CONCRETE AND CONTRACTING, INC. (MBE /MH 69.06%), Austin, TX for ADA Sidewalk & Ramp Improvements 2011 Group 11 Re-Bid, a 2010 BOND PROGRAM PROJECT, in the amount of \$5,474,220.80 plus a \$547,422.08 contingency, for a total contract amount not to exceed \$6,021,642.88.

## Amount and Source of Funding

Funding is available in the Fiscal Year 2011-2012 Capital Budget of the Public Works Department.

## Fiscal Note

A fiscal note is attached.

Purchasing  
Language:

Lowest responsive bid of seven bids received.

Prior Council  
Action:



For More  
Information:

Diane Rice 974-7081; Mike Curtis 974-7056; Susan Garnett 974-7064; April Shaw 974-7141

Boards and  
Commission  
Action:



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 69.06% MBE prime contractor participation and 3.37% MBE and 7.15% WBE subcontractor participation.

Related Items:

## Additional Backup Information

As part of the City's ongoing effort 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 frequently requested infrastructure improvements from the public. The projects proposed for construction under this initiative will be funded through 2010 Sidewalk Bond Funding.

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.

Since the IDIQ process does not provide a detailed engineering design up-front, but rather engineers in the field as construction progresses, the potential for unknown subsurface conditions and utility conflicts is increased when working in the right of way. Due to this unknown, a 10% contingency in funding has been included to allow for the expeditious processing of any future change orders.

The contract is for an estimated period of 12 months. Each work assignment must be finally completed within the duration established by the OWNER for each assignment. The OWNER will consult with the CONTRACTOR on each assignment's duration, but the OWNER will have ultimate discretion on duration which shall not be unreasonably stipulated.