

## A G E N D A



## Recommendation for Council Action (CMD)

Austin City Council		Item ID:	43539	Agenda Number	6.
Meeting Date:	April 23, 2015				
Department:	Contract Management				
Subject					
Authorize award and execution of a construction contract with TEXAS GAS SERVICES for installation of a natural gas line in Zilker Metropolitan Park in the amount of \$150,000 plus a \$15,000 contingency, for a total contract amount not to exceed \$165,000.					
Amount and Source of Funding					
Funding is available in the Fiscal Year 2014-2015 Capital Budget of the Parks and Recreation Department.					
Fiscal Note					
A fiscal note is attached					
Purchasing Language:	Sole Source				
Prior Council Action:					
For More Information:	John McKennis, 512-974-9510, April Thedford, 512-974-9408, April Shaw, 512-974-6716, Marty Stump, 512-974-9460, Rolando Fernandez, 512-974-7749, Elizabeth Godfrey, 512-974-7141				
Boards and Commission Action:					
MBE / WBE:	This contract will be awarded as a sole source as provided in Chapter 252 of the Texas Local Government Code, and is exempt from City Code Chapter 2-9A Minority Owned and Women Owned Business Enterprise Procurement Program.				
Related Items:					
Additional Backup Information					

Zilker Metropolitan Park was designed in the 1920s by Koch & Fowler and has provided recreational activities to Austin citizens and visitors for over 70 years. During that time, there have been necessary improvements made to the Parks' facilities and open play areas; recent enhancements include the renovation of the McBeth Recreation Center and Annex, partial renovation of the Barton Springs Bathhouse, and the Barton Springs Pool Grounds Improvements project.

Current work includes the renovation of the Zilker Sunshine Camp Cottage under an agreement with the Young Men's Business League and the renovation of Zilker Caretakers' Cottage under the Parks and Recreation Department's Capital Improvement Program. Upcoming projects include relocation of the Zilker Maintenance Barn, the further renovation of the Barton Springs Bathhouse, and future enhancements to the Children's Play Area.

Installation of a new natural gas supply line into Zilker Metropolitan Park will provide an energy source that is not available currently within the park's boundaries. The gas line installation will allow current and future facilities the ability to connect to this energy source. Specifically, this project will provide service to the Sunshine Camp, with a tap provided for the relocation of the Zilker Maintenance Barn. The timing of this project will enable the Sunshine Camp to meet its estimated project completion deadline of June 2015 and will provide ready access to the gas line when the Zilker Maintenance Barn and other Parks and Recreation Department Capital Improvement Program projects move into construction phase. Reimbursement to Parks and Recreation Department from the Young Men's Business League will be based upon a proportional cost sharing of actual engineering and construction costs.

Chapter 252 of the Local Government Code requires that municipalities comply with procedures established for competitive sealed bids or proposals before entering into a contract requiring an expenditure of \$50,000 or more, unless the expenditure falls within an exemption listed in section 252.022. As the scope of work is related to gas utility services, the exemption relevant to this contract is "a procurement of items available from only one source" under subsection 252.022(7)(C). In order to get gas to the facilities in the park, new service pipes must be installed from Texas Gas Service's existing main, making Texas Gas Service the only source for the installation. The installation to the property line is at the expense of Texas Gas Service; however, the installation of the gas lines within the property line up to the meter must be paid for by the customer. In this case the customer is the City and the Young Men's Business League. Although buried in City property, the entire service and meter set shall become the property of Texas Gas Service and shall be operated by Texas Gas Service.

The City Code exempts sole source contracts from the City's MBE/WBE Program; therefore no MBE/WBE goals were established for this contract.

Due to the potential for unforeseen underground conditions, a 10% contingency in funding has been included to allow for the expeditious processing of any change orders. The contract allows 30 working days for completion of this project, and will be managed by the Parks and Recreation Department. This project is located within zip code 78704.

Texas Gas Service is located in Austin, TX.