



**Recommendation for  
Water & Wastewater Commission**

<b>Commission Meeting Date:</b>	June 12, 2019
<b>Council Meeting Date:</b>	June 20, 2019
<b>Department:</b>	Capital Contracting Office (19-1956)
<b>Client:</b>	Aiden Cohen, Greg Kirton, Mike Russ, Kevin Koeller
<b>SUBJECT</b>	
<p>Authorize award and execution of a construction contract with Facilities Rehabilitation, Inc. (MBE) for the Wastewater Line Renewal and Spot Rehab Srv. 2020-2022 Indefinite Delivery/Indefinite Quantity contract in the amount of \$3,200,000 for an initial 12-month term, with two 12-month extension options of \$3,200,000, for a total contract amount not to exceed \$9,600,000.</p>	
<b>AMOUNT AND SOURCE OF FUNDING</b>	
<p>Funding for the initial amount of \$3,200,000 is available in the Fiscal Year 2018-2019 Capital Budget of Austin Water. Funding for the extension options is contingent upon available funding in future budgets.</p>	
<b>Purchasing Language:</b>	Lowest responsive bid of five bids received through a competitive Invitation for bid solicitation.
<b>Prior Council Action:</b>	
<b>Boards and Commission Action:</b>	To be reviewed by the Water and Wastewater Commission on June 12, 2019.
<b>MBE/WBE:</b>	This contract will be awarded in compliance with City Code Chapter 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 96.5% MBE and 0.83% WBE participation.

Indefinite Delivery/Indefinite Quantity (IDIQ) contracts provide for an indefinite quantity of services for a fixed time, usually an initial term with extension options. They are commonly used when precise quantities of supplies or services, above a specified minimum, cannot be determined. IDIQ contracts help streamline the contract process and service delivery and allow the City the flexibility to add work as needs arise or change. As each project is defined, a specific work assignment will be given to the contractor who will complete the scope of work for the unit prices included in the contract. Work deadlines will be established for each work assignment.

The wastewater collection system is essential for transporting wastewater to the treatment plants. Due to growth in Austin and deterioration from the harsh wastewater environment, existing collection system assets require repair and replacement. This project is for the repair and replacement of deteriorated wastewater mains and accessories and the IDIQ method of contract delivery allows flexibility to address issues within the collection system, including emergencies. This contract will help prevent sanitary sewer overflows and minimize environmental impacts before and during any emergencies. This contract will cover the period of Fiscal Year 2020 to Fiscal Year 2022.

As needed and required, this contract is for the repair and replacement of deteriorated wastewater mains throughout the city including performing emergency repairs on wastewater mains and the wastewater collection system. In general, projects are larger or more complex than Austin Water crews can complete, but too small, isolated, or time sensitive to competitively bid as individual construction contracts.

The base bid was used to identify and determine the lowest responsive bidder and to determine contract unit prices for each bid.

This request allows for the award and execution of a construction contract with Facilities Rehabilitation, Inc. for an estimated period of 12-months with two possible 12-month extension options. If funds for the initial term are expended, staff may accelerate the extension options but will not exceed the total contract amount without returning to Council. The extension options are subject to the agreement of both parties.

This construction contract is time sensitive and is a critical component of maintenance and emergency repairs to the wastewater collection system. Failure to enter into contract will place an undue burden on City construction crews.

The work to be performed under this contract may be in all City Districts. This project will be managed by Austin Water.

Facilities Rehabilitation, Inc. (MBE/MH) is located in Austin, Texas.

Information on this solicitation is available on the City's Austin Finance Online website. Link: [Solicitation Documents](#).

## M/WBE Summary

Public notice was given for this solicitation CLMC742 Wastewater Line Renewal & Spot Rehab Srvc. 2020-2022 through the City's Vendor Connection web portal. Five bids were received and opened on May 2, 2019. Of the five bids received all were from MBE/WBE certified firms.

Facilities Rehabilitation, Inc., (MBE/MH), Austin, TX	\$2,717,500.00
Santa Clara Construction, Ltd., (MBE/MH), Austin, TX	\$2,965,700.00
D Guerra Construction, LLC, (MBE/MH), Austin, TX	\$3,053,165.00
Peabody General Contractors, Inc., (WBE/FW), Austin, TX	\$4,313,981.19
Austin Underground, Inc., (MBE/MH), Lago Vista, TX	\$5,430,995.00

The contractor's choice of work methodology provides for three areas of subcontracting opportunities which are listed below. Participation subgoals stated in the solicitation were 1.55% African American; 5.82% Hispanic; 0.83% Native/Asian; 0.83% WBE. Total participation estimated on base bid amount of \$2,717,500.00:

<u>MBE TOTAL – Prime</u>	<u>96.5%</u>
(MH) Facilities Rehabilitation, Inc., Austin, TX	96.5%
<u>MBE TOTAL – SUBCONTRACTORS</u>	<u>2.67%</u>
<u>African American Subtotal</u>	<u>1.84%</u>
(MB) Sammie J. Kellough, Austin, TX (hauling services)	1.84%
<u>Native/Asian Subtotal</u>	<u>0.83%</u>
(MA) Alpha Paving Industries, LLC, Round Rock, TX (paving, resurfacing street)	0.83%
<u>WBE TOTAL – SUBCONTRACTORS</u>	<u>0.83%</u>
(FH) CL Concrete Construction Corporation, Taylor, TX (construction, sidewalk and driveway)	0.83%

The Contractor submitted an MBE/WBE Compliance Plan that met the goals of the solicitation and was approved by the Small and Minority Business Resources Department. Second and third low bidder information is provided.

### **SECOND BIDDER – Santa Clara Construction, Ltd. (MBE/MH)**

90.97% MWBE prime participation; 1.55% African American; 5.82% Hispanic; 0.83% Native/Asian; 0.83% WBE

### **THIRD BIDDER – D Guerra Construction, LLC (MBE/MH)**

90.97% MWBE prime participation; 1.55% African American; 5.82% Hispanic; 0.83% Native/Asian; 0.83% WBE