



**Construction Contract  
CITY OF AUSTIN  
RECOMMENDATION FOR COUNCIL ACTION**

**AGENDA ITEM NO.:** 9  
**AGENDA DATE:** Thu 02/26/2004  
**PAGE:** 1 of 2

**SUBJECT:** Approve execution of a contract with PRISM DEVELOPMENT (MBE/MH 70.71%) for construction of playground improvements and Americans with Disabilities Act accessibility for Chestnut Park Development in the amount of \$270,000 for the base bid, \$20,415 for alternate bid # 1, and \$23,500 for alternate bid # 2, for a total approval amount not to exceed \$313,915.

**AMOUNT & SOURCE OF FUNDING:** Funding in the amount of \$313,915 is available in the Fiscal Year 2003-2004 approved Capital Budget of the Parks and Recreation Department.

**FISCAL NOTE:** A fiscal note is attached.

**REQUESTING** Parks and Recreation      **DIRECTOR'S**  
**DEPARTMENT:**      **AUTHORIZATION:** Warren Struss

**FOR MORE INFORMATION CONTACT:** Stuart Strong, Division Manager, 974-6766; Robert Brennes, Engineering Technician, 974-6722

**PRIOR COUNCIL ACTION:** N/A

**BOARD AND COMMISSION ACTION:** N/A

**PURCHASING:** N/A

**MBE / WBE:** 10.01% MBE and 3.75% WBE subcontractor participation.

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Chestnut Park is located at 1404 Chestnut Avenue, is 0.63 acres and is currently undeveloped. This contract will provide for the development of play areas to include play equipment for children 5-12 years of age, play equipment for children 2-5 years of age and a "water-play splash pad" area for all ages. The project also includes poured-in-place safety surface and pea gravel for the playscape, a shade pavilion with six (6) picnic tables and lighting, trash receptacles, benches, barbecue grill, drinking fountain, ADA parking space with curb ramp, concrete sidewalks, landscaping and irrigation. The project is estimated to be completed in One Hundred Fifty (150) calendar days, weather permitting.

Bids were opened on October 23, 2003. Prism Development was the lowest of eight (8) bids received. Muniz Concrete & Contracting was the apparent low bidder, but was found non-compliant as a result of a protest.

Prism Development (MBE/MH)	Austin, TX	\$313,915.00
Mac, Inc (MBE/MH)	Austin, TX	\$341,000.00
Tecom Design/Build Services	Austin, TX	\$391,900.00



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The Barr Company	Austin, TX	\$415,200.00
Muniz Concrete & Contracting Inc. (MBE/MH)	Austin, TX	Non-Compliant
LMI	Austin, TX	Non-Responsive Bid
Stephens Construction	Texas City, TX	Non-Responsive Bid
Southwest Corporation	Austin, TX	Non-Responsive Bid

Participation subgoals stated in the solicitation were 4.57% African-American, 13.10% Hispanic, 2.40% Native/Asian-American and 6.41% WBE. Total participation was determined on base bid:

<u>M/WBE Total – Prime</u>	<u>\$190,911.48</u>	<u>70.71%</u>
(MH)Prism Development, Inc., Austin, TX	\$190,911.48	70.71%

<u>MBE Total</u>	<u>\$27,027.40</u>	<u>10.01%</u>
African American		
J. Harper Construction Co., Austin, TX (Site Work)	\$27,027.40	10.01%

<u>WBE</u>	<u>\$10,124.55</u>	<u>3.75%</u>
(FR) AFS Environmental, Austin, TX (Silt Fence)	\$1,134.55	0.42%
(FR) Capstone Builders, Austin, TX (Excavation)	\$8,990.00	3.33%

<u>NON M/WBE Total</u>	<u>\$41,936.57</u>	<u>15.53%</u>
Ewing Irrigation, Austin, TX.(Irrigation, Acc. Supply)	\$5,687.97	02.11%
Sports & Recreation, Inc., San Antonio, TX. (Play)	\$36,248.60	13.43%

The contractor submitted a M/WBE Compliance Plan that demonstrated a Good Faith Effort and was approved by the Department of Small and Minority Business Resources. All letters of intent were received. Second low bidder information is provided.

SECOND LOW BIDDER – Mac, Inc. - \$341,000.00 – Not Evaluated

59.52% MBE Total Prime; 9.76% MBE (4.60% African American, 6.56% Hispanic, 0.66% Native/Asian American); 6.44% WBE and 22.06% Non-M/WBE Total Subcontractors.

**CIP BUDGET  
FISCAL NOTE**

**DATE OF COUNCIL CONSIDERATION:**

**WHERE ON AGENDA:**

**DEPARTMENT:**

Resolution  
Parks and Recreation

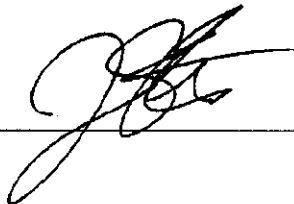
**DESCRIPTION:** Approve execution of a contract with PRISM DEVELOPMENT (MBE/MH) for construction of playground improvements and ADA accessibility for Chestnut Park Development in the amount of \$270,000.00 for the Base Bid, \$20,415.00 for alternate bid # 1, \$23,500.00 for Alternate Bid # 2, for a total approval amount not to exceed \$313,915.00

**FINANCIAL INFORMATION**

<b>Project Name:</b>	Chestnut Park Playground Improvements
<b>Project Authorization:</b>	2003-2004 Approved Capital Budget
<b>Funding Source:</b>	1998 G.O. Bonds Prop. 2
<b>Fund/Agency/Orgn:</b>	8921-867-0153

Current Appropriation	\$546,744.00
Unencumbered Balance	\$379,946.75
Amount of this Action	<u>(\$313,915.00)</u>
Remaining Balance	<u>\$66,031.75</u>

Financial Manager: \_\_\_\_\_



Date: \_\_\_\_\_

2-4-04