



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

**AGENDA ITEM NO.: 13
AGENDA DATE: Thu 10/21/2004
PAGE: 1 of 2**

SUBJECT: Authorize execution of a construction contract with SMITH CONTRACTING COMPANY, INC., Austin, TX, for the Davenport West Annexation - Wastewater Improvements project in an amount not to exceed \$536,292.

AMOUNT & SOURCE OF FUNDING: Funding is included in the Fiscal Year 2003-2004 Capital Budget of the Austin Water Utility.

FISCAL NOTE: A fiscal note is attached.

REQUESTING Public Works
DEPARTMENT: for Austin Water Utility;

**DIRECTOR'S
AUTHORIZATION:** Sondra Creighton

FOR MORE INFORMATION CONTACT: Philip Salyers, 974-7144; Michael Boyle, P.E., 972-0252; Laura Bohl, 974-7064.

PRIOR COUNCIL ACTION: N/A

BOARD AND COMMISSION ACTION: Recommended by the Water and Wastewater Commission.

PURCHASING: Lowest bid of five received.

MBE / WBE: 18.19% MBE and 8.11% WBE subcontractor participation.

The Davenport West Annexation Area, an area of approximately 270 acres, was annexed for Full Purposes in December 2000. The Water and Wastewater Service Area Master Plan identifies the infrastructure required to provide a wastewater collection system for the area.

The work of this contract comprises the construction of approximately 1,281 linear feet of 8-inch wastewater line within the right-of-way of Loop 360 with 8 manhole locations and 2 bore locations; 356 linear feet of 8-inch wastewater line within the right-of-way of Bridge Hill Cove with 5 manhole locations; 1,410 linear feet of 8-inch wastewater line within right-of-way of Bunny Run with 5 manhole locations and replacing 450 linear feet of existing 8-inch wastewater line. This project also includes street hot mix asphaltic concrete (HMAC) replacement; and restoration of existing structures and vegetation as shown on the construction drawings. The contract allows 180 calendar days for substantial completion of this project with an additional 90 calendar days for final completion.

Bid documents were distributed to nine general contractors. Bids were opened on August 12, 2004. The Smith Contracting Company, Inc., submitted the lowest of five bids received:

Smith Contracting Company, Inc., Austin, TX	\$536,292.00
Keystone Construction Inc., Austin, TX	\$802,268.00
CC Carlton Industries, Ltd., Austin, TX	\$911,174.80
McLean Construction, Ltd., Temple, TX	\$949,830.90
Nelson Lewis Inc., Marble Falls, TX	Non-Compliant



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The contractor's choice of work methodology provides for seven subcontracting areas: boring, trucking, concrete, pipe material supplier, bedding/backfill material supplier, erosion controls and landscaping.

Participation goals stated in the solicitation were 19.00% MBE and 8.45% WBE. Total participation estimated on base bid amount of \$536,292.00.

<u>NON M/WBE TOTAL – PRIME</u>	<u>\$395,192.00</u>	<u>73.69%</u>
Smith Contracting Company Inc., Austin, TX	\$395,192.00	73.69%
 <u>MBE TOTAL – SUBCONTRACTORS</u>	 <u>\$97,600.00</u>	 <u>18.19%</u>
(MB) JIL Trucking, Cedar Park, TX (trucking)	\$27,100.00	5.05%
(MH) Mendez Excavation, Austin, TX (boring)	\$30,000.00	5.59%
(FH) Lonestar Ready Mix, Austin, TX (concrete)	\$15,500.00	2.89%
(MH) Marcello's, Austin, TX (bedding/backfill material)	\$25,000.00	4.66%
 <u>WBE TOTAL – SUBCONTRACTORS</u>	 <u>\$43,500.00</u>	 <u>8.11%</u>
(FB) Haynes-Faglin-Waters, Austin, TX (pipe material)	\$30,000.00	5.59%
Fuquay, Austin, TX (erosion controls & landscaping)	\$13,500.00	2.52%

Although the Department of Small and Minority Business Resources deemed that Smith Contracting, Inc. did not satisfy the MBE/WBE Ordinance, the City Manager has determined that award of this contract is in the best interest of the City of Austin. Second and third low bidder information is provided.

SECOND BIDDER – Keystone Construction Inc., Austin, TX - \$802,268.00
72.55% Non M/WBE prime participation; 19.00% MBE, 8.46% WBE & 0.00% Non M/WBE subcontractor participation.

THRID BIDDER – C.C. Carlton Industries, Ltd., Austin, TX - \$911,174.80
72.52% Non M/WBE prime participation; 19.04% MBE, 8.46% WBE & 0.00% Non M/WBE subcontractor participation.

CIP FISCAL NOTE

DATE OF COUNCIL CONSIDERATION:
WHERE ON AGENDA:
DEPARTMENT:

10/21/2004
Resolution
Austin Water Utility

DESCRIPTION:

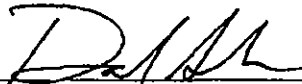
Authorize execution of a construction contract with SMITH CONTRACTING COMPANY, INC., Austin, TX for the Davenport West Annexation - Wastewater Improvements project in an amount not to exceed \$536,292.

FINANCIAL INFORMATION:

Parent Project Name:	Wastewater Unfunded Future
Project Authorization:	2003-04 Approved Capital Budget
Funding Source:	Commercial Paper
Number:	4570 237 2017

Current Appropriation	\$ 410,907,293.00
Unencumbered Balance	129,147,837.88 *
Amount of This Action	<u>(536,292.00)</u>
Remaining Balance	<u>\$ 128,611,545.88</u>
Current Available Balance	\$ 138,624,693.45
Less Outstanding Commitments	<u>(9,476,855.57)</u>
Estimated Unencumbered Balance	<u>\$ 129,147,837.88 *</u>

Utility Finance: _____

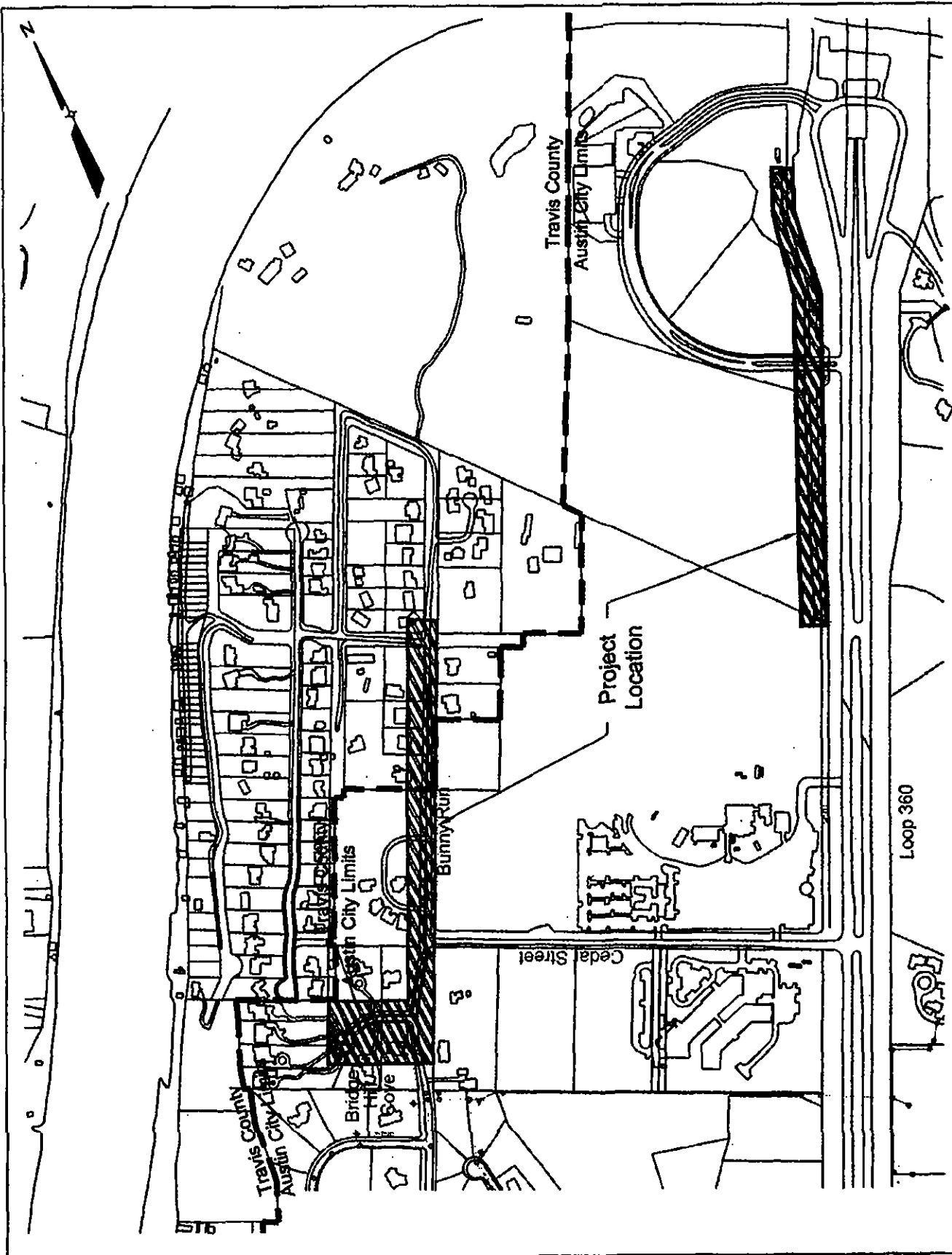


David Anders, Utilities Finance Manager

Date: _____

7/14/04

REF # 4570 237 8884



N.T.S.

LOCATION MAP

No.100604-A
**CONSTRUCTION CONTRACT WITH SMITH CONTRACTING COMPANY, INC. FOR THE DAVENPORT
WEST ANNEXATION-WASTEWATER IMPROVEMENTS PROJECT IN AN AMOUNT NOT TO EXCEED
\$536,292**

WATER AND WASTEWATER COMMISSION RESOLUTION

OCTOBER 6, 2004

REGULAR MEETING

VOTE: 5-0-0-4

Motion made by: Warner
Commissioners Consenting: Friese, Raun, Lee, Chan
Commissioners Dissenting:
Commissioners Abstaining:
Commissioners Absent: Kirfman, Miller, Pool, Coleman

The Water and Wastewater Commission recommends the Council authorize the execution of a construction contract with Smith Contracting Company, Inc. for the Davenport West Annexation-Wastewater Improvements project in an amount not to exceed \$536,292.


Michael Warner Chairperson
Water and Wastewater Commission

10-6-04
Date