



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

**AGENDA ITEM NO.: 16
AGENDA DATE: Thu 03/09/2006
PAGE: 1 of 3**

SUBJECT: Authorize execution of a construction contract with OSCAR RENDA CONTRACTING, INC., Roanoke, TX for the Austin Clean Water Program: Downtown/White Horse Trail Wastewater Improvements Project, Phase I, in the amount of \$3,271,885 plus a \$20,000 incentive bonus and a \$327,185 contingency, for a total contract amount not to exceed \$3,619,035.

AMOUNT & SOURCE OF FUNDING: Funding in the amount of \$3,619,035 is included in the Fiscal Year 2005-2006 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: Roman Grijalva, 479-1622, Stan Evans, P.E., 479-1636, Gopal Guthikonda, P.E., 703-6649, Laura Bohl, 974-7064

PRIOR COUNCIL ACTION: N/A

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

PURCHASING: Lower bid of 2 received.

MBE / WBE: 4.06% MBE and 7.03% WBE subcontractor participation.

This construction contract will provide for the installation of new wastewater pipelines generally located in Downtown Austin, south of 10th Street, west of Trinity Street, north of Cesar Chavez Street, and east of San Antonio Street. The project will consist of five distinct project locations. Streets to be impacted by construction include: Cesar Chavez Street from west of Brazos Street to west of Congress Avenue, Cesar Chavez Alley from Trinity Street to Brazos Street, 3rd Street from San Antonio Street to Lavaca Street, 9th Street from Nueces Street to Guadalupe Street, 9th Street Alley from Colorado Street to Lavaca Street, and Guadalupe Street from 2nd Street to 3rd Street. The improvements are intended to replace aging and deteriorated facilities and eliminate wastewater overflows that have occurred in these areas. The project is part of the Austin Water Utility's Austin Clean Water Program (ACWP), which was developed to respond to the requirements of the Environmental Protection Agency's Administrative Order regarding Sanitary Sewer Overflows.

The proposed wastewater line improvements include the installation of 576 feet of 24-inch wastewater line, 832 feet of 12-inch wastewater line, 1,813 feet of 8-inch wastewater line, and 445 feet of 6- and 12-inch water line. A total of 33 new manholes will be installed the project.

The project will consist of 24-hour lane closures at three of the five project sites. The most significant of the three closures is at Cesar Chavez Street, half a block east of Congress Avenue in front of the Radisson Hotel. Currently, Cesar Chavez Street is comprised of two eastbound through lanes and two left turn lanes from Congress Avenue. This project will require the closure of the two eastbound through lanes and the temporary straightening of one turn lane, with the final turn lane to remain in place. However, traffic will be allowed to flow normal beginning at Brazos Street on Cesar Chavez Street. Lane closures are necessary for the construction of a tunnel shaft at Cesar Chavez Street just east of Congress Avenue.



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The proposed contract stipulates that a maximum of 70 calendar days are allowed for the contractor to construct the proposed line before liquidated damages begin to accrue at \$1,333.00 per day. However, in an effort to fast-track construction at this location, the contract allows for an incentive of \$1,000 per day for a not-to-exceed total of \$20,000. This incentive was included in the contract in order to minimize impact to the traveling public in the Central Business District as well as to complete the utility work prior to the planned Cesar Chavez Two-way Conversion Project.

Due to the potential for unknown subsurface conditions and utility conflicts when working in the right-of-way, a 10% contingency in funding has been included to allow for the expeditious processing of any future change orders. The contract allows 290 calendar days for substantial completion and another 45 calendar days for final completion of this project.

Bid documents were distributed to 9 general contractors. Bids were opened on February 14, 2006. The low bidder, Oscar Renda Contracting, Inc. submitted the lower of 2 bids received:

Oscar Renda Contracting, Inc, Roanoke, TX	\$3,271,885.00
BRH Garver Construction LP, Houston, TX	\$3,477,239.00

The contractor's choice of work methodology provides for subcontracting opportunities in 8 areas which are listed below. Participation subgoals stated in the solicitation were 7.74% African American (MB); 10.32% Hispanic (MH); 0% Native American (MN); 0.42% Asian Americans (MA); 7.02% WBE. Total participation estimated on base bid amount of \$3,271,885.00:

NON M/WBE TOTAL – PRIME	\$2,909,165.00	88.91%
Oscar Renda Contracting, Inc., Roanoke, TX	\$2,909,165.00	88.91%
MBE TOTAL – SUBCONTRACTORS	\$132,720.00	4.06%
African American Subtotal	\$110,220.00	3.37%
Austex Tree Service, Round Rock, TX (Tree Trimming)	\$10,220.00	0.31%
JC Hall Trucking, Austin, TX (Hauling/Trucking Aggregates)	\$100,000.00	3.06%
Hispanic Subtotal	\$7,500.00	0.23%
ABC Erosion Control, Leander, TX (Erosion Control)	\$5,000.00	0.15%
Photography by JT, Austin, TX (Photography)	\$2,500.00	0.08%
Asian American Subtotal	\$15,000.00	0.46%
Benquest, Austin, TX (Fuel Supplier)	\$15,000.00	0.46%



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WBE TOTAL – SUBCONTRACTORS	\$230,000.00	7.03%
Valido Construction Services, Justin, TX (Excavation, Street Prep)	\$50,000.00	1.53%
Choctaw Pipe & Equipment, Houston, TX (Pipe Supply)	\$160,000.00	4.89%
N-Line Traffic Maintenance, Austin, TX (Traffic Control)	\$20,000.00	0.61%

The Contractor submitted an M/WBE Compliance Plan that demonstrated a Good Faith Effort and was approved by the Department of Small and Minority Business Resources. Second low bidder information is provided below.

SECOND BIDDER – BRH Garver, Houston, TX - \$3,477,239.00.
7.00% Non M/WBE prime participation; 0.92% MB; 10.46% MH; 0% NA; 0% AA; 76.51% WBE;
5.11% Non M/WBE subcontractor participation.

CIP FISCAL NOTE

DATE OF COUNCIL CONSIDERATION:
WHERE ON AGENDA:
DEPARTMENT:

3/9/2008
Resolution
Austin Water Utility

DESCRIPTION:

Authorize execution of a construction contract with OSCAR RENDA CONTRACTING, INC., Roanoke, TX for the Austin Clean Water Program: Downtown/White Horse Trail Wastewater Improvements Project, Phase 1, in the amount of \$3,771,885 plus a \$20,000 incentive bonus and a \$327,185 contingency, for a total contract amount not to exceed \$3,619,035.

FINANCIAL INFORMATION:

Parent Project Name:	Wastewater Unfunded Future
Project Authorization:	2005-06 Approved Capital Budget
Funding Source:	Commercial Paper
Number:	4570 237 2017

Current Appropriation	\$ 575,217,293.00
Unencumbered Balance	186,035,098.55
Amount of This Action	<u>(3,619,035.00)</u>
Remaining Balance	<u>\$ 182,416,063.55</u>
Current Available Balance	\$ 201,250,168.81
Less Outstanding Commitments	<u>(15,215,068.26)</u>
Estimated Unencumbered Balance	<u>\$ 186,035,098.55</u>

Utility Finance:



David Anders, Utility Finance Manager

Date:

3/12/06

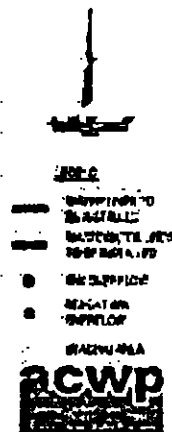
REF. # 4570 237 5772

REPLACE 405 L.F.
OF 8" WITH 8"
SANITARY SEWER

**INSTALL 300 L.F.
OF 12" WATER
LINE**

REPLACE 415 L.F.
OF 8" & 12" WITH 12"
SANITARY SEWER.
INSTALL 525 L.F.
OF WATER MAIN

REPLACE 528 L.F.
OF 21" WITH 24"
SANITARY SEWER



No. 030106-B

Authorize execution of a construction contract with OSCAR RENDA CONTRACTING, INC., Roanoke, TX for the Austin Clean Water Program: Downtown/White Horse Trail Wastewater Improvements Project, Phase I

March 1, 2006

REGULAR MEETING

VOTE: 5-0-1-3

Motion made by: Karen Friese
Commissioners Consenting: Glen Coleman, Leslie Pool, Chien Lee., Roger Chan, Karen Friese
Commissioners Dissenting:
Commissioners Abstaining: Reynaldo Gonzales, Jr., P.E.
Commissioners Absent: Michael Warner, Laura Raun, Cheryl Scott-Ryan

Commissioner Gonzales abstained because he works on the Austin Clean Water Program.

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Chien Lee, P.E., Vice Chairperson
Water and Wastewater Commission

3-1-06
Date