



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

**AGENDA ITEM NO.: 19
AGENDA DATE: Thu 03/23/2006
PAGE: 1 of 3**

SUBJECT: Authorize execution of a construction contract with BRH GARVER CONSTRUCTION LP, (NON M/WBE 10%), Houston, TX, for Walnut Creek Service to Annexed Areas Project A in the amount of \$8,857,097 plus a \$442,855 contingency, for a total contract amount not to exceed \$9,299,952.

AMOUNT & SOURCE OF FUNDING: Funding in the amount of \$9,299,952 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 **DIRECTOR'S**
DEPARTMENT: for Austin Water Utility; **AUTHORIZATION:** Sondra Creighton

FOR MORE INFORMATION CONTACT: Keri R. Burchard-Juarez, P.E., 974-7298; Michael G. Boyle, P.E., 972-0252; Laura Bohl 974-7064.

PRIOR COUNCIL ACTION: The Walnut Creek Annexation Service Plan was approved on November 3, 2005.

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

PURCHASING: Lowest bid of 3 received.

MBE / WBE: 13.32% MBE and 69.46% WBE subcontractor participation.

On March 28, 2002, residents of the Northeast Walnut Creek Neighborhood submitted a petition requesting full purpose annexation of the Walnut Creek area into the City of Austin. The proposed annexation area was annexed for limited purposes in 1983 and 1986. The Municipal Annexation Plan was amended to include the Walnut Creek area effective December 31, 2002. The Walnut Creek Annexation Service Plan was approved by Council November 3, 2005 and became effective December 31, 2005. The Walnut Creek annexation area covers approximately 315 acres and is located east of IH 35, south of Walnut Creek and northwest of the intersection of Braker Lane and Dessau Road in northeast Travis County. With the exception of approximately 65 homes that currently have City of Austin wastewater service, homes in the annexation area utilize on-site wastewater systems. City of Austin water is currently available to the entire area.

This project consists of the installation of 21,875 linear feet of 8-inch wastewater line and 418 6-inch wastewater service connections. The project also includes 460 linear feet of 4-inch water line, 884 linear feet of 8-inch water line, 2,235 linear feet of 12-inch water line and 25 fire hydrants. The wastewater improvements will connect to an existing manhole and an existing 12-inch stub on the existing 54-inch Walnut Creek Interceptor. This project will provide wastewater service and upgraded water service for approximately half of the residences in the Walnut Creek annexation area. Walnut Creek Service to Annexed Areas Project B, which is scheduled to begin construction in the last quarter of 2006, will provide service to the remaining residences in the annexation area. Group Solutions RJW has coordinated the public involvement process, which has included three public meetings, quarterly newsletters and other interim communication as needed. An additional public meeting will be held prior to the start of



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construction, which is scheduled for May, 2006.

Subsurface Utility Engineering was performed during the design phase in an effort to mitigate the potential for utility conflicts. However, since the possibility of unknown subsurface conditions and utility conflicts always exists when working in the right-of-way, a 5% contingency in funding has been included to allow for the expeditious processing of any future change orders. The contract allows 370 working days for completion of this project.

Bid documents were distributed to 5 general contractors. Bids were opened on February 13, 2006. BRH Garver Construction, LP submitted the lowest of 3 bids received:

BRH Garver Construction, L.P., Houston, TX	\$8,857,097.00
Oscar Renda Contracting, Inc., Roanoke, TX	\$9,085,145.00
Haegelin Construction Co. Ltd., Austin, TX	\$10,151,905.35

The contractor's choice of work methodology provides for subcontracting opportunities in nine areas which are listed below. Project specific subgoals stated in the solicitation were 4.56% African American (MB); 8.54% Hispanic (MH); 0% Native American (MN); 0.17% Asian Americans (MA); 5.32% WBE. Total participation estimated on base bid amount of \$8,857,097.00:

NON M/WBE TOTAL – PRIME	\$885,709.00	10.00%
BRH Garver Construction, L.P., Houston, TX	\$885,709.00	10.00%
MBE TOTAL – SUBCONTRACTORS	\$1,179,649.00	13.32%
African American Subtotal	\$406,235.00	4.59%
All Points Inspection, Austin, TX (Construction photography)	\$4,270.00	0.05%
Alvin L. Washington Trucking, Austin, TX (Hauling)	\$320,000.00	3.61%
Austex Tree Service, Round Rock, TX (Erosion control, tree trimming, fertilizer)	\$81,965.00	0.93%
Hispanic Subtotal	\$757,414.00	8.55%
GV Enterprise, Buda, TX (Hauling, excavating)	\$494,511.00	5.58%
Aaron Concrete Contractors, Austin, TX (Concrete curb and gutter, driveways, pavement milling)	\$262,903.00	2.97%
Asian American Subtotal	\$16,000.00	0.18%
Marie's Trucking, Austin, TX (Hauling)	\$16,000.00	0.18%
WBE TOTAL – SUBCONTRACTORS	\$6,152,392.00	69.46%
Texas Road & Utilities, Buda, TX (Pipe, manholes, boring, paving)	\$6,152,392.00	69.46%



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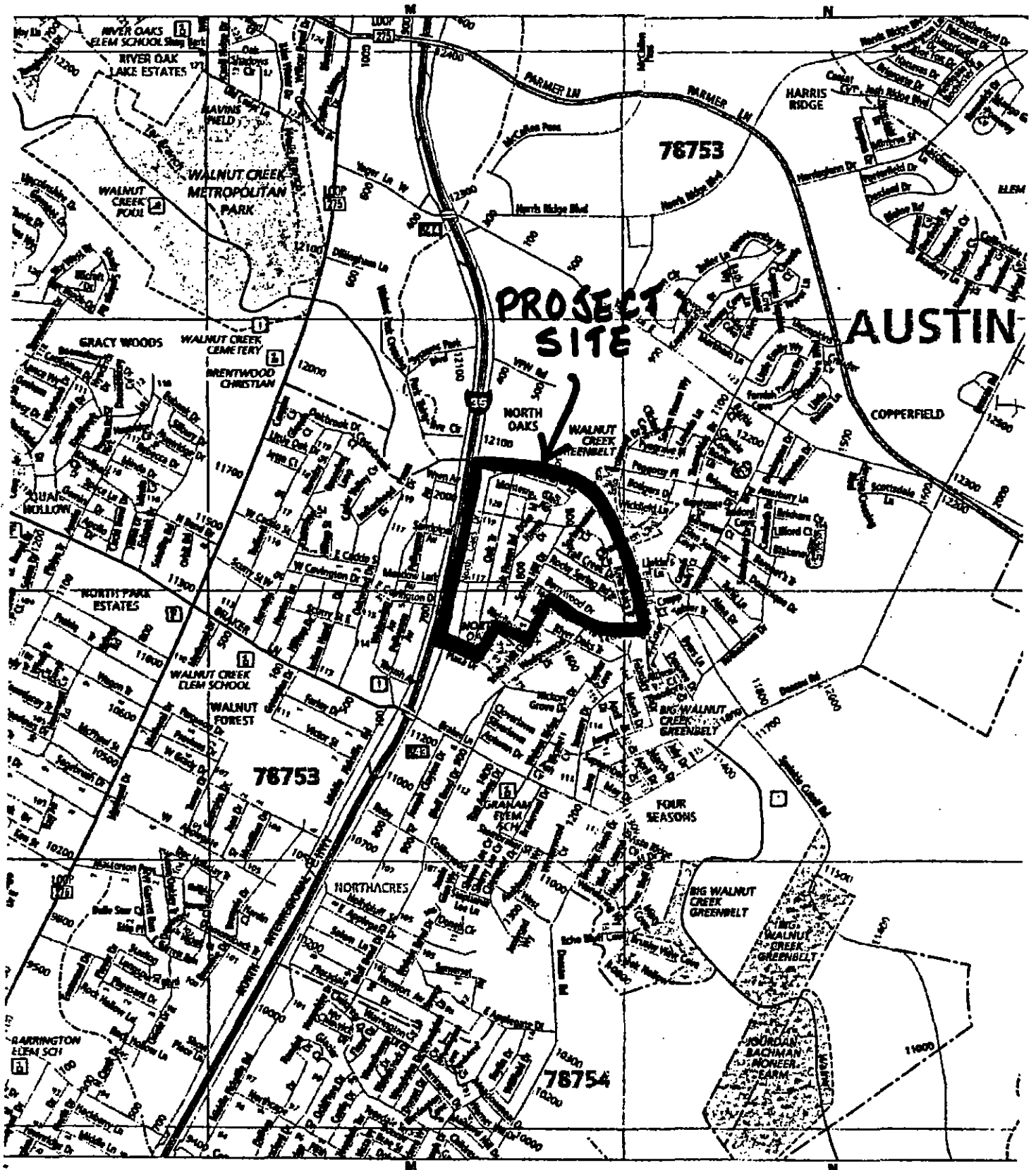
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NON M/WBE TOTAL – SUBCONTRACTORS	\$639,347.00	7.22%
National Waterworks, Austin, TX (Pipe and valve materials, manhole appurtenances)	\$452,922.00	5.11%
Hanson Pipe and Products, Austin, TX (Manholes, risers, cones, grades, rings)	\$186,425.00	2.11%

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

SECOND BIDDER – Oscar Renda Contracting, Inc., Roanoke, TX - \$9,085,145.00
78.56% Non M/WBE prime participation; 4.59% MB; 8.92% MH; 0.22% AA; 7.71% WBE; 0% Non M/WBE subcontractor participation.

THIRD BIDDER - Haegelin Construction Co. Ltd., Austin, TX - \$10,151,905.35
67.47% Non M/WBE prime participation; 5.24% MB; 9.15% MH; 0.67% AA; 17.08% WBE; 0.39% Non M/WBE subcontractor participation.



CIP FISCAL NOTE

DATE OF COUNCIL CONSIDERATION:
WHERE ON AGENDA:
DEPARTMENT:

3/23/2006
Resolution
Austin Water Utility

DESCRIPTION:


Authorize execution of a construction contract with BRH GARVER CONSTRUCTION LP, (NON M/WBE 10%), Houston, TX, for Walnut Creek Service to Annexed Areas Project A in the amount of \$8,857,097 plus a \$442,855 contingency, for a total contract amount not to exceed \$9,299,952.

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	169,785,197.16
Amount of This Action	<u>(8,369,997.00)</u>
Remaining Balance	<u>\$ 161,415,200.16</u>
Current Available Balance	\$ 188,619,300.42
Less Outstanding Commitments	<u>(18,834,103.28)</u>
Estimated Unencumbered Balance	<u>\$ 169,785,197.16</u>

Utility Finance: _____


David Anders, Utilities Finance Manager

Date: _____

3/1/06

REF. # 4570 237 8948

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3/23/2006
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FINANCIAL INFORMATION:

Parent Project Name:	Water Unfunded Future
Project Authorization:	2005-06 Approved Capital Budget
Funding Source:	Commercial Paper
Number:	3960 227 1019

Current Appropriation	\$ 352,445,739.00
Unencumbered Balance	131,777,238.86
Amount of This Action	<u>(929,955.00)</u>
Remaining Balance	<u>\$ 130,847,283.86</u>
Current Available Balance	\$ 135,267,471.57
Less Outstanding Commitments	<u>(3,490,232.71)</u>
Estimated Unencumbered Balance	<u>\$ 131,777,238.86</u>

Utility Finance:



David Anders, Utilities Finance Manager

Date: 3/1/06

REF. # 3960 227 7839

No. 030106-D

Authorize execution of a construction contract with BRH GARVER CONSTRUCTION LP, (NON M/WBE 10%), Houston, Texas for Walnut Creek Service to Annexed Areas Project A

March 1, 2006

REGULAR MEETING

VOTE: 6-0-0-3

Motion made by:

Karen Friese

Commissioners Consenting:

Glen Coleman, Leslie Pool, Chien Lee, Reynaldo Gonzalez, Roger Chan
Karen Friese

Commissioners Dissenting:

Commissioners Abstaining:

Commissioners Absent:

Michael Warner, Laura Raun, Cheryl Scott-Ryan

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

3-1-06

Date