

AGENDA



Thursday, January 28, 2010

**Contract and Land Management
RECOMMENDATION FOR COUNCIL ACTION****Item No. 19**

Subject: Authorize execution of Change Order #4 to the construction contract with BENITEZ CONSTRUCTION, INC. (MBE/MH - 43.38%), Manor, TX, for Pemberton Heights Water Improvements Phase II in the amount of \$29,666.50 for a total contract amount not to exceed \$610,042.

Amount and Source of Funding: Funding in the amount of \$29,666.50 is available in the Fiscal Year 2009-2010 Capital Budget of the Public Works Department.

Fiscal Note: A fiscal note is attached.

For More Information: Kristen McKenna, P.E. 974-7281; Robin Field 974-7064; April Thedford 974-7141

MBE/WBE: This contract will be awarded in compliance with Chapter 2-9A of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program) with 49.99% MBE and 3.08% WBE subcontractor participation to date.

Prior Council Action: March 26, 2009 - Council approved original construction contract with Benitez Construction, Inc.

The proposed work, which was not included as part of the original project scope, consists of the spot street reconstruction of Gaston Avenue between Jefferson Street and Jarratt Avenue, including road base and additional milling. This work is necessary to address existing drainage issues and reconstruct for proper drainage for this section of roadway. This additional change order authorization by the Street & Bridge Division will be performed after substantial completion of the project and therefore will not require any future change orders.

Change Orders #1, #2 and #3 addressed issues that were encountered during the construction of the water line and were executed within the Administrative Authority and Original Construction Contingency. The project is 95% complete.

This project is located within zip code 78703.