

## AGENDA



Thursday, April 22, 2010

**Contract and Land Management  
RECOMMENDATION FOR COUNCIL ACTION****Item No. 6**

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**Subject:** Authorize negotiation and execution of a contract with DUKE'S ROOT CONTROL, INC., Syracuse, NY, through LOCAL GOVERNMENT PURCHASING COOPERATIVE for the treatment of municipal sewer lines in an amount not to exceed \$85,000.

**Amount and Source of Funding:** Funding is available in the Fiscal Year 2009-2010 Operating Budget of the Austin Water Utility.

**Fiscal Note:** There is no unanticipated fiscal impact. A fiscal note is not required.

**For More Information:** Jules Parrish 974-9385; Steven Schrader 703-6635; Susan Garnett 974-7064; April Thedford 974-7141

**Purchasing Language:** Cooperative Purchase through the LOCAL PURCHASING COOPERATIVE. Duke's Root Control, Inc. is an approved vendor/contractor through the competitive procurement process authorized by Texas Statute, Local Government code, Chapter 271, Subchapter F.

**MBE/WBE:** This contract will be awarded in compliance with Chapter 2-9C of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program). This contract is a Cooperative Purchase; therefore, it is exempted under Chapter 252.022 of the Texas Local Government Code and no goals were established for this solicitation.

**Boards and Commission Action:** Recommended by the Water and Wastewater Commission and the Environmental Board.

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In 2001, the Environmental Protection Agency-mandated Austin Clean Water Program (ACWP) identified roots in sewers as a major cause of wastewater overflows and began a program to test the use of a root-control herbicide.

Based on the ACWP Summary Report on Root Control Pilot Program, completed in October 2008, the City developed recommended guidelines for a routine root control application program. This Summary Report was developed under the direction of the Austin Water Utility, Watershed Protection & Development Review and the Austin Clean Water Program.

Duke's Root Control, Inc. is the only licensed provider of the herbicidal foam application approved for the City of Austin's sanitary sewer (wastewater) lines. Duke's Root Control, Inc. will apply licensed root control agents to various main line sanitary sewers, as selected by the Austin Water Utility in order to kill the root growth present in the lines and to inhibit root re-growth, without permanently damaging the vegetation producing the roots.

The Contractor will return periodically (every 4 to 8 months) throughout the life of the guarantee to examine the treated sewers and to arrange any free Guarantee work that may arise. The Contractor will perform re-treatments, as may be required at no additional charge, as set forth in the guarantee provided to the City of Austin.

The Austin Water Utility estimates the completion of approximately 50,000 linear feet of wastewater lines to be treated with the current fiscal year's budget allocation. The contract allows 120 calendar days for completion of this project during the current fiscal year. This project is located within the limits of the City of Austin.

Although no goals were established, the contractor was encouraged to make a Good Faith Effort to use available M/WBE certified firms. The Contractor submitted a Minority Owned and Women Owned Business Enterprise (MBE/WBE) Cooperative Purchases MBE/WBE Utilization Form that was approved by the Department of Small & Minority Business Resources.