

AGENDA



Thursday, June 10, 2010

**Contract and Land Management
RECOMMENDATION FOR COUNCIL ACTION**

Item No. 5

Subject: Authorize execution of Work Authorization Amendment No. 2 to Construction Manager at Risk contract with MWH CONSTRUCTORS, INC., Broomfield, CO, for a Guaranteed Maximum Price of \$22,808,997 for Work Package No. 3B – Early Out Site Excavation, Clearwells, and Clarifiers for the Water Treatment Plant No. 4 (WTP4).

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

Fiscal Note: A fiscal note is attached.

For More Information: Stacie Long 974-7172; Rosie Truelove 974-3064; 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). Goals were established for each specific construction bid package.

Boards and Commission Action: To be reviewed by Water and Wastewater Commission on June 9, 2010.

Prior Council Action: January 15, 2009 – Council approved of use of Construction Manager at Risk Alternative Project Delivery Method; August 6, 2009 – Council approved the negotiation and execution of a CM@R Agreement with MWH CONSTRUCTORS, INC.; May 27, 2010 – Council approved the Work Authorization Amendment No. 1 GMP 3A–Early Out Equipment.

The objective of this project is to provide a municipal water treatment facility for the City of Austin. The work to be performed consists of construction of a new water treatment plant facility including the intake, plant, pump stations and conveyance for both raw and finished water. This project is currently in the Preconstruction Phase and MWH CONSTRUCTORS, INC. has several active solicitations underway. The first GMP 3A (guaranteed maximum price) for early out specialized equipment has been negotiated and based on Council's May 27th authorization, the City will issue Work Authorization Amendment No. 1.

MWH CONSTRUCTORS, INC. has solicited and received bids for three construction packages: S-301 Clarifiers, S-302 Clearwells, and S-304 Structural Excavation for GMP 3B. These three construction packages were competitively bid based on 100% complete Plans and Specifications. The packages were issued by MWH on March 26th and bids were opened on April 16th. The Request for Proposals were advertised in the Austin American Statesman. The ads stated that Plans and Specifications were available free of charge at www.isqft.com, McGraw-Hill Dodge Planroom, and COA SMBR Planroom. Twenty-two local and regional subcontractors identified themselves as potential prime bidders at the two outreach sessions conducted by MWH and they participated in networking with potential second tier subcontractors in attendance. Bids were opened in the presence of representatives of MWH, Carollo Engineers, and the City of Austin.

This RCA is for authorization to execute Work Authorization Amendment No. 2 for GMP 3B – Early Out Site Excavation, Clearwells and Clarifiers. Staff will return to Council with recommended Work

Authorization Amendments for each of the remaining Work Packages for the construction of the Water Treatment Plant 4 project. Staff anticipates bringing the next Work Authorization Amendment (GMP 3C, Process Equipment, Filter Complex, Walls & Conveyances) for Council consideration in September 2010.

The compliance plan submitted by MWH exceeded the overall goals in the CM@R solicitation with 21.39% MBE and 5.17% WBE subcontractor participation for preconstruction phase services. For this Work Package: S-301 Clarifiers, the prime subcontractor's compliance plan exceeds the goals with 12.60% MBE and 8.20% WBE participation; S-302 Clearwells, the prime subcontractor's compliance plan exceeds the goals with 15.66% MBE and 4.16% WBE participation; and S-304 Structural Excavation, the prime subcontractor's compliance plan exceeds the goals with 18.71% MBE and 2.08% WBE participation.