

## AGENDA



Thursday, December 9, 2010

**Contract and Land Management  
RECOMMENDATION FOR COUNCIL ACTION****Item No. 7**

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**Subject:** Authorize execution of a construction contract with SMITH CONTRACTING CO, INC, Austin, TX for the Loop 360 Bicycle and Pedestrian Improvement Program in the amount of \$409,734.50 plus a \$40,973.45 contingency, for a total contract amount not to exceed \$450,707.95.

**Amount and Source of Funding:** Funding is available in the Fiscal Year 2010-2011 Capital Budget of the Public Works Department.

**Fiscal Note:** A fiscal note is attached.

**For More Information:** Chad Crager, 974-3570; Mike Curtis, 974-7056; Susan Garnett, 974-7064; Sarah Terry, 974-7141

**Purchasing Language:** Lowest bid of 8 bids received.

**MBE/WBE:** This contract will be awarded in compliance with the requirements of 49 CFR Part 26 (Disadvantaged Business Enterprise Program) and Chapter 2-9A of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goal with 11.06% DBE subcontractor participation.

**Prior Council Action:** October 30, 2003 - Approved Advance Funding Agreement with the Texas Department of Transportation (TxDOT) for the project; December 10, 2009 - Approved Amendment No. 1 to the Advance Funding Agreement between the City of Austin and TxDOT; April 8, 2010 - Authorized Resolution No. 20100408-016 for a Multiple Use Agreement between the City of Austin and the Texas Department of Transportation; August 19, 2010 - Authorized Resolution No. 20100819-017 approving execution of Amendment No. 2 to the Advanced Funding Agreement between the City of Austin and TxDOT to allow the use of American Recovery and Reinvestment Act (ARRA) funds.

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The Loop 360 Bicycle and Pedestrian Improvements project will add improved shoulder along westbound Loop 360 from US 183 to Arboretum Boulevard. Additionally, a shared use path will be constructed on US 183 from the southeast parking lot of the Arboretum shopping center to Jollyville Road. Improved crossings will also be constructed at the intersection of US 183 and Loop 360.

This project is funded through ARRA funds, 1998 bicycle specific bond funds and a federal TEA-21 grant. ARRA funds will cover \$325,000 of the construction cost with the bond funds and the federal grant covering 20% and 80%, respectively, of the remainder. A multiple use agreement has been executed between the City of Austin and TxDOT.

Due to the potential unknown existing conditions when working in the right of way, a 10% contingency in funding has been included to allow for the expeditious processing of any change orders. The contract allows 120 calendar days for completion of this project. This project is located within zip code 78759.