

**AGENDA**



**Recommendation for Council Action (CMD)**

Austin City Council	Item ID:	47649	Agenda Number	8.
Meeting Date:	August 6, 2015			
Department:	Contract Management			
Subject				
Authorize award and execution of a construction contract with TEXAS GAS SERVICES to provide a heating source for the lap pool at Bartholomew Pool in the amount of \$130,000 plus a \$10,000 contingency, for a total contract amount not to exceed \$140,000.				
Amount and Source of Funding				
Funding is available in the Fiscal Year 2014-2015 Capital Budget of the Parks and Recreation Department.				
Fiscal Note				
A fiscal note is attached.				
Purchasing Language:	Texas Gas Service is the sole source of this service			
Prior Council Action:	[REDACTED]			
For More Information:	George Maldonado, 512-974-9525; April Shaw, 512-974-6716; Marty Stump, 512-974-9470; Rolando Fernandez, 512-974-7749; Elizabeth Godfrey-Weidig, 512-974-7141			
Boards and Commission Action:	[REDACTED]			
Related Items:	[REDACTED]			
MBE / WBE:	The contract will be awarded as a sole source and is exempt from City Code Chapter 2-9A Minority Owned and Women Owned Business Enterprise Procurement Program.			
Additional Backup Information				

The existing aquatic facility at Bartholomew Pool reached substantial completion in May of 2014 and was accepted as completed by the City in early June 2014. This premier aquatic facility has been received with great enthusiasm by the citizens of Austin and is an important component of the Parks and Recreation Department (PARC) Aquatic Division. The facility boasts a lap pool, recreational pool and a toddler activity pool in addition to a diving area and two water slides. As part of a larger programming plan for the Aquatics Division of PARC, Bartholomew Pool presented an opportunity to provide an all year round aquatic service to the northeast quadrant of the City. This goal was achieved through the design process which included an intensive public outreach process.

Due to unforeseen conditions encountered during the construction process of the project, PARC had to utilize, at a higher energy cost, propane as the heating source for the lap pool. The utilization of propane as a heating source was only considered as a temporary measure until such time as funding can be allocated for a natural gas heating source. Since completion of the pool facility, the Aquatic Division has identified funding to upgrade the heating source from propane to natural gas.

Currently the pool's heaters are served with a temporary propane supply. This was seen as a stop-gap measure until such time as PARC could get natural gas to the site. The projected time frame to have natural gas to the pool heating system is November 15th. Delay to the project could cause a temporary shut-down to pool activities during the transition from propane to natural gas for the pool heating system.

The installation of a natural gas line to heat the lap pool at Bartholomew Pool will complete one of the goals established during the design phase and public input phase. By utilizing natural gas, the cost associated with heating the facility would stabilize and reduce the yearly cost of maintaining a year round pool facility.

Chapter 252 of the Local Government Code requires that municipalities comply with procedures established for competitive sealed bids or proposals before entering into a contract requiring an expenditure of \$50,000 or more, unless the expenditure falls within an exemption listed in section 252.022. As the scope of work is related to gas utility services, the exemption relevant to this contract is "a procurement of items available from only one source" under subsection 252.022(a)(7)(C). In order to relocate the gas main, new service pipes must be installed from Texas Gas Service's existing main, making Texas Gas Service the only source for the installation.

The City Code exempts sole source contracts from the City's MBE /WBE Program; therefore, no MBE /WBE goals were established for this contract.

Texas Gas Services is located in Austin, TX.