

## A G E N D A



## Recommendation for Council Action (CMD)

Austin City Council	Item ID:	41187	Agenda Number	11.
Meeting Date:	March 5, 2015			
Department:	Contract Management			
Subject				
<p>Authorize award and execution of a construction contract with MUNIZ CONCRETE AND CONTRACTING, INC. for Americans with Disabilities Act Sidewalk and Ramp Improvements 2015 Group # 17 City Wide Project for a total contract amount not to exceed \$3,500,000 for an initial term of 18 months with one 18-month extension option.</p>				
Amount and Source of Funding				
<p>Funding is available in the Fiscal Year 2014-2015 Capital Budget of the Public Works Department.</p>				
Fiscal Note				
<p>A fiscal note is attached.</p>				
Purchasing Language:	Lowest responsive bid of 4 bids received.			
Prior Council Action:				
For More Information:	John Eastman, (512)974-7025; Mike Curtis, (512)974-7056; Mark Cole, (512)974-7019; Lucy Bonee, (512)-974-7967; Elizabeth Godfrey, (512)-974-7141.			
Boards and Commission Action:				
Related Items:				
MBE / WBE:	This contract will be awarded in compliance with City Code Chapter 2-9A Minority Owned and Women Owned Business Enterprise Procurement Program by meeting the goals with 86.38 % MBE and 5.29% WBE participation.			
Additional Backup Information				

This RCA requests authorization to enter into an Indefinite Delivery/Indefinite Quantity contract for the construction of sidewalks, sidewalks, ramps, driveways, retaining walls, handrails, striping, shoulder widening, bus stop ADA upgrades, sidewalk repairs, and associated construction. Indefinite Delivery/Indefinite Quantity contracts provide for an indefinite quantity of services for a fixed time, usually an initial term with extension options. They are used when the City cannot determine, above a specified minimum, the precise quantities of supplies or services that will be required during the contract period. Indefinite Delivery/Indefinite Quantity contracts help streamline the contract process and speed service delivery and while allowing the City flexibility to add projects as needs and priorities arise or change.

As part of the City's ongoing effort to comply with the directives of the Federal Americans with Disabilities Act (ADA), the Public Works Department has developed efficient and cost effective methods to construct sidewalk and curb ramps. The projects constructed under this contract will be funded through 2012 Bond ADA Sidewalk Funding. The base bid was used to identify and determine the lowest responsive bidder and to determine contract unit prices for each bid item. The not to exceed contract amount of \$3,500,000 is the amount budgeted for this contract and Council authorization will allow the Public Works Department to issue work assignments up to the budgeted amount within the contract time that is authorized.

This project is called Group # 17 because it is the 17th Indefinite Delivery/Indefinite Quantity contract for these services. This contract includes engineered details, specifications, currently identified project locations and estimated total quantities of work. As each project location is further defined, a specific work assignment will be given to the contractor who will complete the scope of work for the unit prices included in the contract. The sidewalks anticipated for inclusion in Group # 17 are identified in the map attached as backup to this item.

The contract will be for an initial 18 months with an additional 18 month time extension option. The extension option is subject to the mutual agreement of both parties and does not increase the overall contract amount. Work deadlines will be established for each work assignment. The work will be located throughout the City and is managed by the Public Works Department.

MUNIZ CONCRETE AND CONTRACTING, INC. is located in Austin, TX

## M/WBE Summary

Solicitation documents for this Invitation for Bid were distributed to 268 contractors using the City's Vendor Connection web portal. 10 general contractors obtained the bid documents and 4 bids were received. Bids were opened on January 22, 2015. The bid amount listed below is based on the unit prices and the estimated quantities contained in the solicitation and is only used for the purpose of comparison and evaluation of bids. MUNIZ CONCRETE AND CONTRACTING, INC. submitted the lowest responsive bid of 4 bids received:

Muniz Concrete and Contracting, Inc., Austin, TX	\$3,617,380.00
Prism Development, Inc., Austin, TX	\$3,688,155.00
Austin Constructors, LLC, Austin, TX	\$3,721,027.50
Smith Contracting Co. Inc., Austin, TX	\$3,955,442.00

Muniz Concrete and Contracting, Inc. submitted a MBE/WBE Compliance Plan that met the goals of the solicitation and was approved by the Small and Minority Business Resources Department and provides for 8 areas of subcontracting opportunities which are listed below. The Small and Minority Business Resources Department established the following Project specific subgoals for this solicitation: 1.60% African American; 5.14% Hispanic; 0.67% Native/Asian, 1.50% WBE. Total MBE/WBE participation was estimated on the base bid amount of \$3,617,380.00:

<u>MBE TOTAL – PRIME</u>	<u>\$2,986,612.60</u>	<u>82.56%</u>
(MH) Muniz Concrete and Contracting, Inc., Austin, TX	\$2,986,612.60	82.56%
<u>MBE TOTAL – SUBCONTRACTORS</u>	<u>\$ 178,736.00</u>	<u>3.82%</u>
<u>African American Subtotal</u>	<u>\$ 109,157.40</u>	<u>3.02%</u>
(MB) AusTex Tree Service Inc., Round Rock, TX (erosion control)	\$ 102,657.40	2.84%
(MB) Ash-Nem Trucking, Austin, TX (trucking)	\$ 6,500.00	0.18%
<u>Native/Asian Subtotal</u>	<u>\$ 28,800.00</u>	<u>0.80%</u>
(MA) Benquest, Austin, TX (fuel)	\$ 28,800.00	0.80%
<u>WBE TOTAL – SUBCONTRACTORS</u>	<u>\$ 191,315.00</u>	<u>5.29%</u>
(FW) Piatra Inc., Austin, TX (handrail)	\$ 76,715.00	2.12%
(FW) N-Line Traffic Maintenance, Austin, TX (signs, traffic control)	\$ 114,600.00	3.17%
<u>NON M/WBE TOTAL – SUBCONTRACTORS</u>	<u>\$ 301,495.00</u>	<u>8.33%</u>
(NON) DIJ Construction Inc, Bertram, TX (pavement markings)	\$ 43,895.00	1.21%
(NON) Lauren Concrete L.P., Austin, TX (concrete)	\$ 250,000.00	6.91%
(NON) Stephanie Braun Clayton Photography., Austin, TX (photography)	\$ 7,6000.00	0.21%

Second and third low bidder information is provided.

SECOND BIDDER – (MH) Prism Development, Inc., Austin, TX \$3,688,155.00  
94.72% MBE (MH) prime participation; 1.61% African American; 0.87% Hispanic; 1.25% Native/Asian; 1.55% WBE;  
0.00% Non M/WBE subcontractor participation.

THIRD BIDDER – (MH) Austin Constructors LLC., Austin, TX \$3,721,027.50  
87.93% MBE (MH) prime participation; 7.51% African American; 0.00% Hispanic; 0.94% Native/Asian; 2.01% WBE;  
1.61% Non M/WBE subcontractor participation.

# CIP BUDGET FISCAL NOTE

DATE OF COUNCIL CONSIDERATION:

3/5/15

CONTACT DEPARTMENT(S):

Public Works Department

**SUBJECT:** Authorize award and execution of a construction contract with MUNIZ CONCRETE AND CONTRACTING, INC. for Americans with Disabilities Act Sidewalk and Ramp Improvements 2015 Group #17 City Wide Project for a total contract amount not to exceed \$3,500,000 for an initial term of 18 months with one 18-month extension option.

**CURRENT YEAR IMPACT:**

Department:	Public Works
Project Name:	ADA Sidewalk and Ramp Improvements Group 17
Funding Source:	2012 General Obligation Bond Prop. 12
Fund/ Dept/ Unit:	8112-6207-A261

Current Budget	2,360,000
Unencumbered Balance	2,360,000
This Action	(2,360,000)
Estimated Available	<u>0</u>

Fund/ Dept/ Unit:	8112-6207-A262
Current Budget	400,000
Unencumbered Balance	400,000
This Action	(400,000)
Estimated Available	<u>0</u>

Fund/ Dept/ Unit:	8112-6207-A263
Current Budget	600,000
Unencumbered Balance	600,000
This Action	(600,000)
Estimated Available	<u>0</u>

Fund/ Dept/ Unit:	8112-6207-A264
Current Budget	140,000
Unencumbered Balance	140,000
This Action	(140,000)
Estimated Available	<u>0</u>

Total Amount of Action	3,500,000
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**ANALYSIS/ ADDITIONAL INFORMATION:** Funding in the amount of \$3,500,000 is available in the Fiscal Year 2014-2015 Capital Budget of the Public Works Department.