



## Recommendation for Action

---

**File #:** 20-2421, **Agenda Item #:** 80.

7/29/2020

---

### **Posting Language**

Authorize award and execution of a construction contract with M.A. Smith Contracting Co., Inc. for the 2016 Mobility Bond - Bicycle and Pedestrian Improvements Indefinite Delivery/Indefinite Quantity contract in the amount of \$4,000,000 for an initial two-year term, with three, one-year extension options of \$2,000,000 each, for a total contract amount not to exceed \$10,000,000.

[Note: 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 7.81% MBE and 1.82% WBE participation.]

### **Lead Department**

Capital Contracting Office

### **Managing Department**

Corridor Program Office

### **Fiscal Note**

Funding for the initial amount of \$4,000,000 is available in the Fiscal Year 2019-2020 Capital Budget of the Austin Transportation Department. Funding for the extension options is contingent upon available funding in future budgets.

### **Purchasing Language:**

Lowest responsive bid of five bids received through a competitive Invitation for Bid solicitation.

### **For More Information:**

Inquiries should be directed to the City Manager's Agenda Office, at 512-974-2991 or [AgendaOffice@austintexas.gov](mailto:AgendaOffice@austintexas.gov) <<mailto:AgendaOffice@austintexas.gov>>

NOTE: Respondents to this solicitation, and their representatives, shall direct inquiries to Rolando Fernandez, 512-974-7749, Garrett Cox, 512-974-9423, or the Project Manager, Randy Harvey, 512-974-1585.

### **Additional Backup Information:**

On November 8, 2016, Austin voters authorized the City to issue \$720,000,000 in Transportation and Mobility General Obligation bonds. Those bonds include \$482,000,000 for corridor improvement projects. Based on Ordinance No. 20160818-023, which established the bond proposition language and authorized the bond election, funding from the 2016 Mobility Bond is intended for implementation of Corridor Mobility Plan recommendations as well as preliminary engineering and design on additional corridors and critical arterials. Resolution No. 20160818-074, approved by Council contemporaneously with the ordinance authorizing the bond election, the Contract with the Voters, directed the City Manager to bring forth recommendations supported by identifiable metrics for implementation of a Corridor Construction Program. Those recommendations were developed from November 2016 to January 2018.

---

On April 26, 2018, Council reviewed and adopted the Corridor Construction Program with Resolution No. 20180426-028 that also directed staff to return to Council with an update on Corridor Construction Program development prior to proceeding with the next phases of design and implementation. Accordingly, staff conducted preliminary engineering phase activities, which included seeking additional leveraging and partnership opportunities, as well as coordination with partner departments and agencies such as TxDOT and Capital Metro, consistent with the April 26, 2018 Council resolution.

In accordance with Resolution No. 20180426-028, the City Manager, through the Corridor Program Office, returned to Council on April 25, 2019 and received approval to proceed with further design and implementation consistent with Resolution No. 20160818-074 and Resolution No. 20180426-028 as outlined in the Corridor Construction Program.

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 commonly used when precise quantities of supplies or services, above a specified minimum, cannot be determined. Indefinite Delivery/Indefinite Quantity contracts help streamline the contract process and service delivery and allow the City the flexibility to add work as needs arise or change. As each project is 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. Work deadlines will be established for each work assignment.

This project includes new constructions of sidewalks, shared-use-paths, Americans with Disabilities Act (ADA) pedestrian ramps, driveways (commercial and residential), retaining walls, fabrication and installation of handrails, bikeways, roadway reconstruction including markings and delineations, striping, ADA bus stop improvements, reconstructing existing sidewalks for compliance with ADA requirements and any other associated construction as required in response to the City of Austin needs, Citywide to address the Corridor Mobility Program Bicycle and Pedestrian Improvements. This construction will take place on nine Corridor Construction Program corridors, which are:

- Airport Boulevard (North Lamar Boulevard to US 183) Districts 1, 3, 4, 9
- Burnet Road (Koenig Lane to MoPac) District 7
- East Martin Luther King Junior Boulevard/FM 969 (US 183 to Decker Lane) District 1
- Guadalupe Street (Guadalupe Street from 18<sup>th</sup> Street to West 29<sup>th</sup> Street, 24<sup>th</sup> Street from Guadalupe Street to North Lamar Boulevard, and Nueces Street from 24<sup>th</sup> Street to Guadalupe Street) District 9
- East Riverside Drive (IH 35 to SH 71) Districts 2, 3, 9
- North Lamar Boulevard (US 183 to Howard Lane) Districts 4, 7
- Slaughter Lane (FM 1826 to Vertex Boulevard) Districts 2, 5, 8
- South Lamar Boulevard (Riverside Drive to US 290) District 5
- William Cannon Drive (Southwest Parkway to McKinney Falls Parkway) Districts 2, 5, 8

The base bid was used to identify and determine the lowest responsive bidder and to determine contract unit prices for each bid item.

This request allows for the award and execution of a construction contract with M.A. Smith Contracting Co., Inc. for an estimated period of two years with three 1-year extensions. However, if funds for a term are expended staff may accelerate the extension options, but in no event will exceed the total contract amount. The extension options are subject to the agreement of both parties.

Approval of this item is necessary to comply with the Bond Election Ordinance No. 20160818-023 and the Contract With Voters (Resolution No. 20160818-074), which set the goal of this bond program to be completed within eight years. Any delay of this item will impact the schedule at a program-level and will also delay

individual Corridor project completion.

This project will be located Citywide in Districts 1, 2, 3, 4, 5, 7, 8, and 9.

M.A. Smith Contracting Co., Inc. is located in Austin, Texas.

Information on this solicitation is available on the City's Austin Finance Online website. Link: [Solicitation Documents. <https://www.austintexas.gov/financeonline/account\\_services/solicitation/solicitation\\_details.cfm?sid=132776>](https://www.austintexas.gov/financeonline/account_services/solicitation/solicitation_details.cfm?sid=132776)

**Strategic Outcome(s):**

Safety; Mobility; Economic Opportunity and Affordability; Health and Environment.