



Posting Language

Recommend approval to award and execute a construction contract with M. A. Smith Contracting Co., Inc., for the Zilker Water and Wastewater Pipeline Renewal Rebid project in the amount of \$9,105,250.25 plus a \$910,525.03 contingency, for a total contract amount not to exceed \$10,015,775.28. (District 5)

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 7.90% MBE and 0.68% WBE participation.

Lead Department

Financial Services Department – Capital Contracting

Client Department

Austin Water Assistant Director of Engineering Services, Shay Ralls Roalson

Fiscal Note

Funding in the amount of \$8,819,158.28 is available in the Fiscal Year 2022-2023 Capital Budget of Austin Water.

Purchasing Language

Lowest responsive bid of five bids received through a competitive Invitation for Bid solicitation. A complete solicitation package, including a tabulation of the bids received, is available for viewing, is available for viewing on the City's Financial Services, website, Austin Finance Online. Link: [Solicitation Document](#).

Council Committee, Boards and Commission Action

October 12, 2022 - To be reviewed by the Water & Wastewater Commission.

Additional Backup Information

The Zilker Water and Wastewater Pipeline Renewal Rebid project is part of the Austin Water Renewing Austin Program. The Renewing Austin Program is an ongoing effort to replace and upgrade deteriorating and aging water mains with a documented history of multiple breaks, that are in poor condition, and that impact service delivery. In addition, the program coordinates and includes replacement of wastewater lines in poor condition and in need of replacement within the project area.

This project consists of the repair and replacement of existing water and wastewater lines located within the general boundaries of Barton Springs in the north, Barton Creek in the west, Lamar Boulevard in the east, and Barton Skyway in the south. Streets affected by this project include: Azie Morton Road, Spofford Street, Dexter Street, Treadwell Street, Garner Avenue, Kerr Street, Margaret Street, and Collier Street. The water system renewal includes approximately 10,850 linear feet of 8-inch and 12-inch water mains along with service lines to individual properties and associated appurtenances. The wastewater system renewal includes approximately 6,425 linear feet of 8-inch sanitary sewer lines, manholes, and service lines to individual properties. The work also includes

upgrading the existing storm sewer system in conflict with the proposed water and wastewater lines improvements as part of coordination efforts by the Renewing Austin Program team.

Due to the potential for unforeseen conditions, a 10% contingency in funding has been included to allow for the expeditious processing of any change orders. A contingency is an additional amount of money added to the construction budget to cover any unforeseen construction costs associated with the project. By authorizing the additional contingency funding, Council is authorizing any change orders within the contingency amount.

This item includes one allowance. The allowance of \$50,000 will be used for the insertion of valves and line stops. An allowance is an amount that is specified and included in the construction contract or specifications for a certain item(s) of work whose details are not yet determined at the time of bidding.

The project proposes lane closures and/or detours during off-peak traffic hours. The contractor will install appropriate traffic detour signs and barricades to direct traffic. The contractor will work to ensure that residents and businesses have access to their driveways at all times. If access cannot be maintained, written notice of limited access will be provided to the affected property owner(s) at least 24 hours in advance. In addition, there will be planned temporary water and wastewater service interruptions, primarily during pipeline tie-in and service reconnection. Residents will be notified at least 48 hours in advance of planned service interruptions.

This construction contract is time sensitive and is critical to the improvement of the infrastructure stability of Austin's water distribution and wastewater collection systems. Delay or deferral of this contract will require additional time and cost for City operations crews to conduct maintenance and repairs

The contract allows 540 calendar days for completion of this project. This project is located within zip code 78704 (District 5).

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

Strategic Outcome(s)

Health and Environment

MBE/WBE Summary

Public notice was given for this solicitation CLMC905A Zilker Water and Wastewater Pipeline Renewal Rebid, through the City’s Vendor Connection web portal. Five bids were received and opened on August 18, 2022. Of the five bids received, one bid was from an MBE/WBE certified firm. M.A. Smith Contracting Co., Inc. submitted the lowest responsive bid including an allowance of \$50,000:

	<u>Base Bid</u>	<u>Base Bid + Allowance(s)</u>
M.A. Smith Contracting Co., Inc., Austin, TX	\$9,055,250.25	\$9,105,250.25
Cash Construction Co., Inc., Pflugerville, TX	\$9,334,824.00	\$9,384,824.00
Facilities Rehabilitation, Inc., Austin, TX (MBE/MH)	\$9,917,208.00	\$9,967,208.00
Posillico Civil, Inc., Farmingdale, NY	\$13,260,000.00	\$13,310,000.00
Jay-Reese Contractors, Inc., Dripping Springs, TX	\$13,961,931.00	\$14,011,931.00

The contractor’s choice of work methodology provides for three areas of contracting opportunities which are listed below. Project specific goals stated in the solicitation were 7.87% MBE; 0.67% WBE. Total participation is estimated on the base bid amount:

Base Bid: \$ 9,055,250.25

PRIME	NON M/WBE TOTAL	\$	8,276,750.25	91.40%
	M.A. Smith Contracting, Inc., Austin, TX			
<u>MBE TOTALS - SUBCONTRACTORS</u>		\$	715,000.00	7.90%
	(MH) Industry Junction, Inc., Garland, TX (Pipe, PVC)	\$	715,000.00	7.90%
<u>WBE TOTALS - SUBCONTRACTORS</u>		\$	62,000.00	0.68%
	(FN) KLP Commercial, LLC, Manor, TX (Pipe, Iron)	\$	62,000.00	0.68%
<u>NON MBE/WBE TOTALS - SUBCONTRACTORS</u>		\$	1,500.00	0.02%
	Clearwater Assurance, Round Rock, TX (Environmental and Ecological Services)	\$	1,500.00	0.02%

The Contractor submitted an MBE/WBE Compliance Plan that met the goals of the solicitation and was approved by the Small and Minority Business Resources Department. Second and third low bidder information is provided.

SECOND BIDDER - Cash Construction Co., Inc., Pflugerville, TX **\$9,334,824**
 85.87% NON M/WBE prime participation; 1.26% MBE; 3.36% WBE; 9.51% NON M/WBE subcontractor participation.

THIRD BIDDER - Facilities Rehabilitation, Inc., Austin, TX (MBE/MH) **\$9,917,208**
 99.25% MBE prime participation; 0.75% WBE.



PROJECT LOCATION: Zilker Neighborhood - Water and Wastewater Improvements

