



**Construction Contract
CITY OF AUSTIN
RECOMMENDATION FOR COUNCIL ACTION**

**AGENDA ITEM NO.: 17
AGENDA DATE: Thu 09/01/2005
PAGE: 1 of 3**

SUBJECT: Authorize execution of a construction contract with CAPITAL EXCAVATION COMPANY, Austin, TX, for the Riverside Drive and Barton Springs Road Street Reconstruction and Utility Adjustment Project from South Congress Avenue to South First Street and Town Lake Park/Riverside Drive Reconstruction from South First Street to South Lamar Boulevard in the amount of \$6,983,031.67 plus a \$698,303.17 contingency, for a total contract amount not to exceed \$7,681,334.84.

AMOUNT & SOURCE OF FUNDING: Funding in the amount of \$5,176,643.09 is available in the Fiscal Year 2004-2005 Approved Capital Budget of the Public Works Department and funding in the amount of \$2,504,691.75 is available in the Fiscal Year 2004-2005 Capital Budget of the Austin Water Utility.

FISCAL NOTE: A fiscal note is attached.

REQUESTING Public Works
DEPARTMENT: for Parks and Recreation; Austin Water Utility;
DIRECTOR'S AUTHORIZATION: Sondra Creighton

FOR MORE INFORMATION CONTACT: Rick Colbrunn, 974-7089; Laura Bohl, 974-7064

PRIOR COUNCIL ACTION: Resolution 021205-66C was approved on December 5, 2002 to include the following on Council Member Slusher's motion, Mayor Pro Tem Goodman's second on a 6-0 vote. Council Member Wynn voted nay.

Group A

* Reduce width of Riverside Drive to one lane in each direction in the vicinity of Town Lake Park.

Group B

* Continue to develop alternatives that would make viable the removal of Riverside Drive as an at-grade roadway through Town Lake Park. (Riverside Drive shall not be permanently closed through the Park until such time as alternatives are implemented to replace the Riverside Drive's lost traffic capacity.) There was a friendly amendment from Council Member Alvarez to change the word "replace" with "mitigate" in the last sentence. This was accepted by the maker of the motion and Mayor Pro Tem Goodman, who seconded the motion.

August 4, 2005, Item 27 Approved a resolution directing the City Manager to present a briefing to Council regarding the current cost estimate for the construction of Town Lake Park and the impact of reducing Riverside Drive where it passes through the park to two lanes, giving particular attention to the addition of density in the downtown area, the conversion of Cesar Chavez to two-way and future traffic flow on Barton Springs Road, Lamar Boulevard, and South First Street. (Council Member Jennifer Kim and Mayor Will Wynn).

BOARD AND COMMISSION ACTION: N/A

PURCHASING: Lowest bid of two received.

MBE / WBE: 0.40% MBE and 14.33% WBE subcontractor participation.



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1) Reconstruction Segment from South 1st Street to South Congress Avenue:

The project limits are on Riverside Drive from South Congress Avenue to South Lamar Boulevard and Barton Springs Road from South Congress Avenue to South First Street. The work will consist of the replacement of storm sewer, water and wastewater prior to full depth street reconstruction on Riverside Drive and Barton Springs Road from South Congress Avenue to South First Street. Concrete intersections will be constructed on Riverside Drive at Barton Springs Road and South Congress Avenue.

2) Riverside Drive reduction segment:

Roadway realignment with roundabout and reduction of lanes from four lanes to two lanes with an additional 26 parking spaces will be constructed on Riverside Drive between South First Street and South Lamar Boulevard.

Work is estimated to begin in October 2005 with an estimated completion date of May 2006. One merchant meeting has been held with another scheduled prior to construction. Status updates have been provided via email as milestones have been reached during the design, bid and contract award phase. All neighborhood associations have been notified of the project.

Due to the potential for unknown subsurface conditions and utility conflicts when working in the right-of-way, a 10% contingency in funding has been included to allow for the expeditious processing of any future change orders. The contract allows 210 calendar days for completion of this project. Bid documents were distributed to 7 general contractors. Bids were opened on July 21, 2005. Capital Excavation Company submitted the lower of 2 bids received:

Capital Excavation Company, Austin, TX \$6,983,031.67
Texas Sterling Construction LP, Houston, TX \$9,257,242.00

The contractor's choice of work methodology provides for subcontracting opportunities in 13 areas, which are listed below. Project specific sub goals stated in the solicitation were 5.1% African American (MB); 11.95% Hispanic (MH); .24% Native American (MN); .52% Asian Americans (MA); 5.82% WBE. Total participation estimated on base bid amount of \$5,337,384.50:

NON M/WBE TOTAL – PRIME	\$3,334,125.82	62.46%
Capital Excavation Company, Austin, TX	\$3,334,125.82	62.46%
MBE TOTAL – SUBCONTRACTORS	\$21,380.00	0.40%
African American Subtotal	\$21,380.00	0.40%
Austex Tree Service, Round Rock, TX (Tree Protection)	\$10,680.00	0.20%
All Points Inspection Service, Austin, TX (Construction Photos)	\$10,700.00	0.20%
WBE TOTAL – SUBCONTRACTORS	\$765,209.38	14.33%
Roadway Specialties, Austin, TX (Erosion Control and Fencing)	\$64,686.75	1.21%



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Industrial Asphalt, Austin, TX (Asphalt Paving)	\$640,522.63	12.00%
McRyan Hauling, Roanoke, TX (Hauling Services)	\$60,000.00	1.12%
NON M/WBE TOTAL – SUBCONTRACTORS	\$1,216,669.30	22.80%
United Rentals, Austin, TX (Traffic Control)	\$278,405.06	5.22%
Act Pipe & Supply, Houston, TX (Pipe Supply)	\$150,199.10	2.81%
American Cast Iron Pipe, Atlanta, GA (Pipe Supply)	\$75,571.20	1.42%
Bryant and Frey Construction, Waco, TX (Pipe Supply)	\$179,480.00	3.36%
Hanson Pipe & Products, Dallas, TX (Pipe Supply)	\$70,000.00	1.31%
Severn Trent, Alsip, IL (Water Stops)	\$23,500.00	.44%
TXI, Dallas, TX (Material Supply)	\$22,845.94	.43%
Levy Company, San Antonio, TX (Electrical Contractor)	\$416,668.00	7.81%

The Contractor submitted an M/WBE Compliance Plan that demonstrated a Good Faith Effort and was approved by the Department of Small and Minority Business Resources. Second low bidder information is provided.

SECOND BIDDER – Texas Sterling Construction LP, Houston, TX - \$9,257,242.00
74.73% Non M/WBE prime participation; 5.23% MB; 11.97% MH; 0.00% MN; 0.57% MA; 7.5% WBE;
0.00% Non M/WBE subcontractor participation.

Project: Riverdale Drive / Congress to South First
 Recommended Low Bidder: CAPITAL EXCAVATION
 Low Bid Amount: \$5,337,884.60

Project Goals: AA = 8.10%; Hlep = 11.98%; NA = 0.24%; Asi = 0.52%; WBE = 5.82%
 Achieved Goals: AA = 0.40%; Hlep = 0.00%; NA = 0.00%; Asi = 0.00%; WBE = 14.33%

	Subcontracted \$ Amount	African America			Hispanic			Native American			Asian American			WBE				
		Certified	Non-Cert	Responded	Certified	Solicited	Responded	Certified	Solicited	Responded	Certified	Solicited	Responded	Certified	Solicited	Responded		
33013	FENCING, CHAIN LINK			0	0	0	1	1	0	0	0	0	1	1	0	4	4	0
33065	FENCING, TEMPORARY			0	0	0	1	1	0	0	0	0	0	0	0	3	3	0
40509	FUEL OIL, DIESEL			0	0	0	0	0	0	0	0	0	1	1	0	1	1	1
5507818	BARRICADES, TRAFFIC, PORTABLE	\$278,405.08		0	0	0	2	2	0	0	0	0	0	0	0	1	1	0
6583430	PIPE, CONCRETE, REINFORCED	\$75,571.20		0	0	0	1	1	0	0	0	0	0	0	0	1	1	0
65860	PIPE, PVC	\$150,199.10		1	1	0	2	2	0	0	0	0	0	0	0	1	1	0
74502	ASPHALT, AC	\$540,522.63		0	0	0	0	0	0	0	0	0	0	0	0	1	1	1
75077	SAND AND GRAVEL			1	1	0	1	1	0	0	0	0	0	0	0	0	0	0
7507783	SAND, CONCRETE	\$22,645.94		0	0	0	1	1	0	0	0	0	0	0	0	0	0	0
79020	GRASS SEED			2	2	0	0	0	0	0	0	0	0	0	0	4	4	0
79050	SOIL, GRASS			2	2	0	1	1	0	0	0	0	0	0	0	3	3	0
80198	SIGNS, CONSTRUCTION			0	0	0	1	1	0	0	0	0	0	0	0	3	3	0
89030	MANHOLES, AND MANHOLE COVERS	\$70,000.00		0	0	0	2	2	0	0	0	0	0	0	0	0	0	0
91223	CONSTRUCTION, GENERAL			8	8	0	20	20	0	0	0	3	3	0	7	7	0	
91244	EXCAVATION SERVICES			8	8	0	19	19	0	0	0	0	0	0	4	4	0	
91319	CONSTRUCTION, CURB AND GUTTER			8	8	0	18	18	0	0	0	1	1	0	4	4	0	
91340	CONSTRUCTION, PIPELINE	\$179,480.00		4	4	0	10	10	0	0	0	1	1	0	3	3	0	
91345	CONSTRUCTION, SEWER & STORM DRAIN			4	4	0	11	11	0	0	0	0	0	0	3	3	0	
9134565	SEWERS, STORM			3	3	0	8	8	0	0	0	0	0	0	3	3	0	
91347	CONSTRUCTION, SIDEWALK & DRIVEWAY			7	7	0	20	20	0	1	1	0	2	2	0	3	3	0
9134735	DRIVEWAY PAVEMENT			8	8	0	17	17	0	1	1	0	2	2	0	3	3	0
9134789	SIDEWALK W/RAMPS			5	5	0	20	20	0	1	1	0	2	2	0	3	3	0
91350	CONSTRUCTION, STREET			3	3	0	7	7	0	1	1	0	0	0	0	4	4	0
9135051	PAVEMENT MARKING LINES			1	1	0	1	1	0	0	0	0	0	0	2	2	0	
91360	CONSTRUCTION, WATER SYSTEM	\$23,500.00		4	4	0	9	9	0	0	0	0	0	0	4	4	0	
9136040	INLETS, CONSTRUCTION			1	1	0	7	7	0	0	0	0	0	0	2	2	0	
9136046	MANHOLES, CONSTRUCTION			3	3	0	9	9	0	0	0	1	1	0	4	4	0	
91430	CONCRETE			10	10	0	24	24	0	1	1	0	2	2	0	6	6	0
9167297	PHOTOGRAPHY, CONSTRUCTION	\$10,700.00		1	1	1	4	4	0	0	0	0	2	2	0	6	6	0
9621818	BORING FOR ROAD CROSSING			2	2	0	2	2	0	0	0	0	0	0	0	0	0	0
96239	HAULING SERVICES	\$50,000.00		16	16	2	43	43	2	0	0	1	1	0	8	8	1	
96861	PAVEMENT MARKING SERVICES			1	1	0	1	1	0	0	0	0	0	0	0	0	0	0
96877	SURVEYING			0	0	0	8	8	0	0	0	0	0	0	5	5	0	
96814	EROSION CONTROL SERVICES	\$64,668.75		5	5	0	3	3	0	0	0	1	1	0	6	6	3	
9885299	LANDSCAPING	\$10,680.00		9	9	1	8	8	0	0	0	1	1	0	2	2	0	
*91438	ELECTRICAL SERVICES	\$418,688.00																
	Total Construction Subcontracting	\$786,589.38	\$1,218,659.90															

Total Vendors 111 111 4 176 176 2 5 5 5 21 21 5 194 194 5
Total Unique Vendors (Non-Duplicated Numbers) 38 38 4 101 101 2 1 1 0 13 13 0 48 48 0

* Scope of work not identified on availability list.

**CIP BUDGET
FISCAL NOTE**

DATE OF COUNCIL CONSIDERATION:
WHERE ON AGENDA:
DEPARTMENT:

1-Sep-05
Resolution
Public Works Department

DESCRIPTION: Authorize execution of a construction contract with CAPITAL EXCAVATION COMPANY, Austin, TX, for the Riverside Drive and Barton Springs Road Street Reconstruction and Utility Adjustment Project from South Congress Avenue to South First Street and Town Lake Park/Riverside Drive Reconstruction from South First Street to South Lamar Boulevard in the amount of \$6,983,031.67 plus a \$698,303.17 contingency, for a total contract not to exceed \$7,681,334.84.

FINANCIAL INFORMATION:

Project Name: Riverside from S. 1st to Congress
Project Authorization: 2004-2005 Approved Capital Budget
Funding Source: Capital Metro Quarter Cent Funding
Fund/Agency/Orgn: 8581-257-9461

Total Current Appropriation	\$3,700,000.00
Unencumbered Balance	\$3,700,000.00
Amount of this Action	<u>(\$3,698,445.89)</u>
Estimated Available	<u>\$1,554.11</u>

Project Name: Street Reconstruction
Project Authorization: 2004-2005 Approved Capital Budget
Funding Source: CIP Interest
Fund/Agency/Orgn: 8400-607-8090

Total Current Appropriation	\$1,378,888.00
Unencumbered Balance	\$1,298,401.00
Amount of this Action	<u>(\$1,248,197.20)</u>
Estimated Available	<u>\$50,203.80</u>

Financial Approval: Rusty Cobern

Date: August 26, 2005

CIP FISCAL NOTE

DATE OF COUNCIL CONSIDERATION:
WHERE ON AGENDA:
DEPARTMENT:

09/01/06
Resolution
Austin Water Utility

DESCRIPTION:

Authorize execution of a construction contract with CAPITAL EXCAVATION COMPANY, Austin, TX, for the Riverside Drive and Barton Springs Road Street Reconstruction and Utility Adjustment Project from South Congress Avenue to South First Street and Town Lake Park/Riverside Drive Reconstruction from South First Street to South Lamar Boulevard in the amount of \$3,983,031.67 plus a \$698,303.17 contingency, for a total contract amount not to exceed \$7,681,334.84.

FINANCIAL INFORMATION:

Parent Project Name: Water Unfunded Future
Project Authorization: 2004-06 Approved Capital Budget
Funding Source: Commercial Paper
Number: 3960 227 1019

Current Appropriation	\$ 298,783,739.00
Unencumbered Balance	90,256,281.09 *
Amount of This Action	<u>(1,573,129.25)</u>
Remaining Balance	<u>\$ 88,683,151.84</u>
Current Available Balance	\$ 94,752,524.59
Less Outstanding Commitments	<u>(4,496,243.50)</u>
Estimated Unencumbered Balance	<u>\$ 90,256,281.09 *</u>

Utility Finance: _____

David Anders, Utilities Finance Manager

Date: 8/19/06

REF. # 3960 227 7395

CIP FISCAL NOTE

DATE OF COUNCIL CONSIDERATION:
WHERE ON AGENDA:
DEPARTMENT:

09/01/05
Resolution
Austin Water Utility

DESCRIPTION:

Authorize execution of a construction contract with CAPITAL EXCAVATION COMPANY, Austin, TX, for the Riverside Drive and Barton Springs Road Street Reconstruction and Utility Adjustment Project from South Congress Avenue to South First Street and Town Lake Park/Riverside Drive Reconstruction from South First Street to South Lamar Boulevard in the amount of \$5,963,031.67 plus a \$698,303.17 contingency, for a total contract amount not to exceed \$7,661,334.84.

FINANCIAL INFORMATION:

Parent Project Name: Wastewater Unfunded Future
Project Authorization: 2004-05 Approved Capital Budget
Funding Source: Commercial Paper
Number: 4570 237 2U17

Current Appropriation	\$ 494,873,293.00
Unencumbered Balance	128,325,368.47 *
Amount of This Action	<u>(181,387.50)</u>
Remaining Balance	<u>\$ 128,163,980.97</u>
Current Available Balance	\$ 148,245,600.06
Less Outstanding Commitments	<u>(19,920,223.59)</u>
Estimated Unencumbered Balance	<u>\$ 128,325,368.47 *</u>

Utility Finance: _____

David Anders, Utility Finance Manager

Date: _____

8/19/05

REF. # 4570 237 8743

CIP FISCAL NOTE

DATE OF COUNCIL CONSIDERATION:
WHERE ON AGENDA:
DEPARTMENT:

09/01/06
Resolution
Austin Water Utility

DESCRIPTION:

Authorize execution of a construction contract with CAPITAL EXCAVATION COMPANY, Austin, TX, for the Riverside Drive and Barton Springs Road Street Reconstruction and Utility Adjustment Project from South Congress Avenue to South First Street and Town Lake Park/Riverside Drive Reconstruction from South First Street to South Lamar Boulevard in the amount of \$8,983,031.67 plus a \$688,303.17 contingency, for a total contract amount not to exceed \$7,681,334.84.

FINANCIAL INFORMATION:

Parent Project Name: Wastewater Improvements- Citywide
Project Authorization: 2004-05 Approved Capital Budget
Funding Source: Current Revenue
Number: 4480 237 2016

Current Appropriation	\$ 109,630,829.00
Unencumbered Balance	13,374,892.29 *
Amount of This Action	<u>\$ 770,175.00</u>
Remaining Balance	<u>\$ 14,145,067.29</u>
Current Available Balance	\$ 14,360,781.29
Less Outstanding Commitments	<u>(985,889.00)</u>
Estimated Unencumbered Balance	<u>\$ 13,374,892.29 *</u>

Utility Finance: _____

David Anders, Utilities Finance Manager

Date: 8/19/06 ..

REF. # 4480 237 8671

**CIP BUDGET
FISCAL NOTE**

DATE OF COUNCIL CONSIDERATION: 1-Sep-05
WHERE ON AGENDA: Resolution
DEPARTMENT: Public Works Department

DESCRIPTION: Authorize execution of a construction contract with CAPITAL EXCAVATION COMPANY, Austin, TX, for the Riverside Drive and Barton Springs Road Street Reconstruction and Utility Adjustment Project from South Congress Avenue to South First Street and Town Lake Park/Riverside Drive Reconstruction from South First Street to South Lamar Boulevard in the amount of \$6,983,031.67 plus a \$698,303.17 contingency, for a total contract not to exceed \$7,681,334.84.

FINANCIAL INFORMATION:

Project Name: Town Lake Park Bus Turnaround
Project Authorization: 2004-2005 Approved Capital Budget
Funding Source: Capital Metro Quarter Cent Funding
Fund/Agency/Orgn: 8581-257-9107

Total Current Appropriation	\$230,000.00
Unencumbered Balance	\$230,000.00
Amount of this Action	<u>(\$230,000.00)</u>
Estimated Available	<u><u>\$0.00</u></u>

Financial Approval: Rusty Cobern

Date: August 19, 2005