



**CITY OF HOUSTON - CITY COUNCIL**

Meeting Date: 9/1/2020

District I

Item Creation Date: 8/13/2020

25PARK361 - Award Construction Contract - Millis Development and Construction, LLC -  
Hermann Square Renovation

Agenda Item#: 8.

**Summary:**

AN ORDINANCE APPROPRIATING THE SUM OF \$1,231,000.00 OUT OF THE PARKS CONSOLIDATED CONSTRUCTION FUND, THE SUM OF \$151,304.00 OUT OF THE PARKS & RECREATION DEDICATION FUND AND THE SUM OF \$500,000.00 OUT OF THE REIMBURSEMENT OF EQUIPMENT/PROJECTS FUND; AWARDING A CONSTRUCTION CONTRACT TO MILLIS DEVELOPMENT AND CONSTRUCTION, LLC FOR HERMANN SQUARE RENOVATION; SETTING A DEADLINE FOR THE PROPOSER'S EXECUTION OF THE CONTRACT AND DELIVERY OF ALL BONDS, INSURANCE AND OTHER REQUIRED CONTRACT DOCUMENTS TO THE CITY; HOLDING THE PROPOSER IN DEFAULT IF IT FAILS TO MEET THE DEADLINES; PROVIDING FUNDING FOR ENGINEERING AND MATERIALS TESTING SERVICES, CIVIC ART, AND CONTINGENCIES RELATING TO CONSTRUCTION OF FACILITIES FINANCED BY THE PARKS CONSOLIDATED CONSTRUCTION FUND, THE PARKS & RECREATION DEDICATION FUND AND THE REIMBURSEMENT OF EQUIPMENT/PROJECTS FUND; CONTAINING PROVISIONS RELATING TO THE SUBJECT AND DECLARING AN EMERGENCY.

**Background:**

**RECOMMENDATION:** Award construction contract and appropriate funds for the project.

**SPECIFIC EXPLANATION:** The General Services Department (GSD) recommends that City Council award a construction contract to Millis Development and Construction, LLC on the proposal amount of \$1,750,249.00 to provide construction services for Hermann Square Renovation for the Houston Parks and Recreation Department. It is expected that private donations will reimburse the Reimbursement of Equipment/Project Fund.

**PROJECT LOCATION:** 900 Smith Street, Houston, TX 77002

**PROJECT DESCRIPTION:** The project consists of site improvements to the perimeter walkways at Hermann Square and City Hall and the addition of accessible ramps at all four corners of City Hall. The scope of work will include the demolition of existing paver sidewalks, and granite gravel along Walker, McKinney and Smith Streets; partial replacement of curb along McKinney Street, partial repair of curb and gutter along Smith Street; tree protection and treatment; installation of new concrete sidewalks and paver sidewalks; black star granite gravel around the existing trees; new pedestrian lighting, tree lighting and bollards. Utility boxes will be adjusted and the water line extended.

The contract duration for this project is 180 calendar days from the date of the Notice to Proceed.  
Clark Condon Associates is the design consultant for this project.

**PROPOSALS:** On December 6 and December 13, 2019, GSD advertised a Request for Competitive Sealed Proposals (CSP) for construction services for Hermann Square Renovation. The CSP contained selection criteria that ranked respondents on experience, key personnel, safety and Hire Houston First. Eight firms responded. GSD evaluated the respondents and five of the eight firms received sufficient points and were requested to submit proposals. Three of the five shortlisted firms submitted proposals. Millis Development and Construction, LLC submitted the lowest proposal and offers the best value for the City based on the advertised criteria.

The three proposers are ranked as follows:

**PROPOSER**

1. Millis Development and Construction, LLC
2. Jerdon Enterprise, L.P.
3. SpawGlass Civil Construction, Inc.

**AWARD:** It is recommended that City Council award the construction contract to Millis Development and Construction, LLC, and appropriate funds for the project, including an additional appropriation of \$23,000.05 for engineering and materials testing services under an existing contract with Geotech Engineering and Testing.

**FUNDING SUMMARY:**

\$1,750,249.00 Construction Contract  
\$ 87,512.45 5% Contingency  
\$ 21,542.50 Civic Art (1.75% of Fund 4502)  
\$ 23,000.05 Engineering and Materials Testing Services  
**\$1,882,304.00 Total Funding**

**M/W/SBE PARTICIPATION:** A 16.81% MBE goal and 4.15% WBE goal have been established for this contract. The contractor has submitted the following certified firms to achieve the goals.

<u>FIRM (MBE):</u>	<u>SCOPE</u>	<u>AMOUNT</u>	<u>% OF CONTRACT</u>
E. Diamond Electric, Inc	Electrical	\$ 384,300.00	21.96%
C&M Construction & Utilities Co.	Storm Sewer	\$ 25,000.00	1.43%
Texas Concrete Enterprise Ready Mix, Inc.	Concrete	\$ 20,000.00	1.14%
		\$ 429,300.00	24.53%

<u>FIRM (WBE):</u>	<u>SCOPE</u>	<u>AMOUNT</u>	<u>% OF CONTRACT</u>
Texas Landscape Group, LLC	Landscape/Irrigation	\$ 73,000.00	4.17%

<u>FIRM (SBE):</u>	<u>SCOPE</u>	<u>AMOUNT</u>	<u>% OF CONTRACT</u>
K4 Environmental, LLC.	Erosion Control	\$ 1,827.78	.10%

**PAY OR PLAY PROGRAM:** The proposed contract requires compliance with the City's "Pay or Play" Ordinance regarding health benefits for employees of City contractors. In this case, the contractor elects to play; providing health benefits to eligible employees in compliance with City policy.

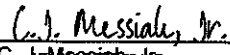
**HIRE HOUSTON FIRST:** The proposed contract requires compliance with the City's 'Hire Houston First' (HHF) Ordinance that promotes economic opportunity for Houston businesses and supports job creation. In this case, Millis Development and Construction, LLC is a designated HHF company, but they were the successful awardee without application of the HHF preference.


**CIP FISCAL NOTE:** No significant Fiscal Operating impact is anticipated as a result of this project.

**Capital Project Information:** See attached Form A for a breakdown of capital costs.

WBS No: F-000874-0001-4

**DIRECTOR'S SIGNATURE/DATE:**

DocuSigned by:  
 8/14/2020  
 C. J. Messiah, Jr.  
 General Services Department

DocuSigned by:  
  
 Steve Wright  
 Houston Parks and Recreation Department

**Amount of Funding:**

\$ 1,231,000.00 Parks Consolidated Construction Fund (4502)  
 \$ 151,304.00 Parks & Recreation Dedication Fund (4035)  
 \$ 500,000.00 Reimbursement of Equipment/Projects Fund (1850)  
**\$ 1,882,304.00 Total Funding**

**Contact Information:**

Jacquelyn L. Nisby  
 Council Liaison  
 Phone: 832-393-8023

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**ATTACHMENTS:**

<u>Description</u>	<u>Type</u>
<u>CIP Form A</u>	Backup Material
<u>Form 1295</u>	Backup Material
<u>Fair Campaign Form B</u>	Backup Material
<u>Delinquent Tax Report</u>	Backup Material
<u>Vicinity &amp; Site maps</u>	Backup Material
<u>Fair Campaign Ordinance Form A</u>	Backup Material