



**CITY OF HOUSTON - CITY COUNCIL**

Meeting Date:

ALL

Item Creation Date: 9/13/2018

HPW-20KT01 FY19 Drainage Rehab WO #4 - PM Construction

Agenda Item#:

**Background:**

**SUBJECT:** Contract Award for FY2019 Drainage Rehab Work Orders #4.

**RECOMMENDATION:** (SUMMARY) Accept low bid, award Construction Contract and appropriate funds.

**PROJECT NOTICE/JUSTIFICATION:** Transportation & Drainage Operations will provide work authorizations on a location by location basis, as needed, to preserve, repair, rehabilitate or reconstruct the storm water drainage asset to such a condition that is may be effectively used for its designated functional purpose.

**DESCRIPTION/SCOPE:** This Citywide program provides construction services to resolve localized storm water drainage problems. The project scope is established by each work authorization. The contract duration for this project is 730 calendar days.

**LOCATION:** The project location and limit will be established by each work order.

**BIDS:** The contract was advertised on June 1, 2018 and June 8, 2018. Bids were received on June 21, 2018. The six (6) bids are as follows:

	<u>Bidder</u>	<u>Adjustment Factor</u>
1.	PM Construction & Rehab, LLC	0.879
2.	Grava LLC	0.998
3.	T Construction, LLC.	0.929
4.	Reytec Construction Resources, Inc.	1.020
5.	Reliance Construction Services, L.P.	1.089
6.	Total Contracting Limited	1.090

**AWARD:** It is recommended that this construction contract be awarded to PM Construction & Rehab, LLC dba IPR South Central with a low bid of \$3,000,000.00 (0.879 Adjustment Factor).

**PROJECT COST:** The total cost of this project is \$3,370,000.00 to be appropriated as follows:

· Bid Amount	\$3,000,000.00
· Engineering and Testing Services	\$70,000.00
· CIP Recovery	\$300,000.00

Engineering and Testing Services will be provided by Terracon Consultants, Inc. under a previously approved contract.

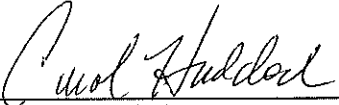
**HIRE HOUSTON FIRST:** The proposed contract requires compliance with the City's 'Hire Houston First' (HHF) ordinance that promotes economic opportunity for Houston business and supports job creation. In this case T Construction, LLC., is a designated HHF company, but they were the successful awardee without application of the HHF preference.

**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 provides health benefits to eligible employees in compliance with City policy.

**M/WBE PARTICIPATION:** The contractor has submitted the following proposed program to satisfy the 11% MBE goal and 7% WBE goal for this project.

	<u>MBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1.	BUKU Contractor's Supply, LLC	Supplier	\$210,000.00	7.00%
		TOTAL:	\$210,000.00	7.00%
	<u>SBE - Name of Firms</u>			
2.	Chief Solutions, Inc.	CCTV Services	\$120,000.00	4.00%
		TOTAL:	\$120,000.00	4.00%
	<u>WBE - Name of Firms</u>			
3.	Deanie Hayes, Inc.	Aggregate Supplier	\$30,000.00	1.00%
4.	Advantage Manhole & Concrete Services, Inc.	Manhole Rehabilitation Services	\$180,000.00	6.00%
		TOTAL:	\$210,000.00	7.00%
		<b>CONTRACT TOTAL:</b>	<b>\$540,000.00</b>	<b>18.00%</b>

Fiscal Note: No significant Fiscal Operating impact is anticipated as a result of this project.



Carol Ellinger Haddock, P.E.  
Director  
Houston Public Works

WBS No. M-420126-0101-4

**Amount of Funding:**

\$3,370,000.00 from Fund No. 4042 – Street & Traffic Control and Storm Drainage DDSRF - Supported by Drainage Utility Charge.

**Contact Information:**

Kassime Toure  
Project Manager  
City of Houston – PWE  
Transportation & Drainage Operations  
Storm Water Maintenance Branch  
P: 832-395-2381  
E: kassime.toure@houstontx.gov

**ATTACHMENTS:**

<b>Description</b>	<b>Type</b>
SAP Docs	Backup Material
Form A	Backup Material
Map	Backup Material
OBO Docs	Backup Material
Fair Campaign 00452 & Form B	Backup Material
Affidavi of Ownership & Tax Report	Backup Material
POP Docs	Backup Material
Vendor Info and LOIs	Backup Material
Hire Houston First	Backup Material
Bid Tabs (1of3)	Backup Material
Form 1295	Backup Material
Bid Tabs (2of3)	Backup Material
Bid Tabs (3of3)	Backup Material

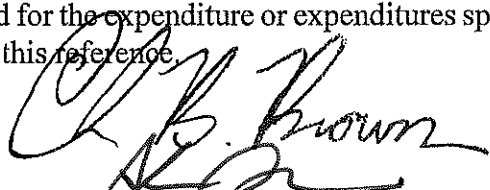
Controller's Office

To the Honorable Mayor and City Council of the City of Houston, Texas:

I hereby certify, with respect to the money required for the contract, agreement, obligation, or expenditure contemplated by the ordinance set out below that:

- ( ) Funds have been encumbered out of funds previously appropriated for such purpose.
- ( ) Funds have been certified and designated to be appropriated by separate ordinance to be approved prior to the approval of the ordinance set out below.
- ( ) Funds will be available out of current or general revenue prior to the maturity of any such obligation.
- ( ) No pecuniary obligation is to be incurred as a result of approving the ordinance set out below.
- ( ) The money required for the expenditure or expenditures specified below is in the treasury, in the fund or funds specified below, and is not appropriated for any other purposes.
- (X) A certificate with respect to the money required for the expenditure or expenditures specified below is attached hereto and incorporated hereby by this reference.

( ) Other - Grant Funds Available



Date: 12/4, 2018

City Controller of the City of Houston, Texas

4042-2000-5201260  
 -520141  
 522730  
 42-8369,70

FUND REF: 4042-2000-5201260 AMOUNT: 3,370,000.00 ENCUMB. NO.: 3-2577

SC OA 46-15101  
 46-14301  
 FMBB# 3-22650

City of Houston, Texas Ordinance No. 2018-978

**AN ORDINANCE APPROPRIATING THE SUM OF \$3,370,000.00 OUT OF THE STREET & TRAFFIC CONTROL AND STORM DRAINAGE DDSRF, AWARDED A CONTRACT TO PM CONSTRUCTION & REHAB, LLC DBA IPR SOUTH CENTRAL FOR FY2019 DRAINAGE REHAB WORK ORDERS #4; SETTING A DEADLINE FOR THE BIDDER'S EXECUTION OF THE CONTRACT AND DELIVERY OF ALL BONDS, INSURANCE, AND OTHER REQUIRED CONTRACT DOCUMENTS TO THE CITY; HOLDING THE BIDDER IN DEFAULT IF IT FAILS TO MEET THE DEADLINES; PROVIDING FUNDING FOR CIP COST RECOVERY AND ENGINEERING AND TESTING RELATING TO CONSTRUCTION OF FACILITIES FINANCED BY THE STREET & TRAFFIC CONTROL AND STORM DRAINAGE DDSRF AND DECLARING AN EMERGENCY.**

\* \* \* \*

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HOUSTON, TEXAS:**

Section 1. The City Council allocates the sum or sums of money set out in the title of this Ordinance, out of the respective fund or funds set out in such title as follows: The sum of \$3,000,000.00 is appropriated for construction of the project described in the title, the sum of \$300,000.00 is appropriated for CIP Cost Recovery, the sum of \$70,000.00 is appropriated for engineering and testing under Outline Agreement No. 4600014307.

Section 2. Having duly advertised for and received competitive bids for the work described in the title of this ordinance, the City Council hereby finds and determines that the lowest responsible bid was submitted by the bidder named in the title hereof in the amount of \$3,000,000.00 (0.879 Adjustment Factor). The Contract for said work is hereby awarded to said bidder. The bidder must execute the contract and deliver to the City's Director of Houston Public Works all required bonds, insurance certificates, MWBE information, and all other contract documents required to be provided in post bid procedures in a form acceptable to the City Attorney within 10 days of the date of passage of this Ordinance by City Council. If the bidder does so, the Mayor is hereby authorized to execute the contract.

Section 3. If bidder fails to comply by the above deadline, it shall be in default. The Director shall give the bidder notice of default. The Director shall give the bidder notice of default and recommend award of the contract to the next lowest bidder. The City Attorney is authorized to forfeit the bid bond of the bidder.

Section 4. The City Council hereby approves and authorizes the construction contract described in the title of this ordinance, in form prepared by Houston Public Works and on file in that Department. Any addenda or modifications to such contract issued by that Department shall be included in the contract. Any alternate bid items recommended for acceptance by that Department shall be included in the contract. The Mayor is hereby authorized to execute such document and all related documents (including any related surety bonds) on behalf of the City of Houston, Texas. The City Secretary is hereby authorized to attest to all such signatures and to affix the seal of the City to all such documents.

Section 5. The Mayor is hereby authorized to take all actions necessary to effectuate the City's intent and objectives in approving such agreement, agreements or other undertaking referenced in the title of this ordinance, in the event of changed circumstances.

Section 6. The City Attorney is hereby authorized to take all action necessary to enforce all legal obligations under said contract without further authorization from Council.

Section 7. There exists a public emergency requiring that this Ordinance be passed finally on the date of its introduction as requested in writing by the Mayor; therefore, this Ordinance shall be passed finally on such date and shall take effect immediately upon its passage and approval by the Mayor; however, in the event that the Mayor fails to sign this Ordinance within five days after its passage and adoption, it shall take effect in accordance with Article VI, Section 6, Houston City Charter.

PASSED AND ADOPTED this 5<sup>th</sup> day of December, 2018

APPROVED this \_\_\_ day of \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
Mayor of the City of Houston, Texas

Pursuant to Article VI, Section 6, Houston City Charter, the effective date of the foregoing Ordinance is DEC 11 2018.

*Patricia Daniel*  
City Secretary, *Interim*

Requested by: Carol Haddock, P.E., Director  
Houston Public Works

(Contact: Kassime Toure)  
(Phone: 832-395-2381)

This Ordinance and/or Contract has (have) been reviewed as to form by the undersigned legal assistant and has (have) been found to meet established Legal Department criteria. The Legal Department has not reviewed the content of these documents.

11-15-18  
Date

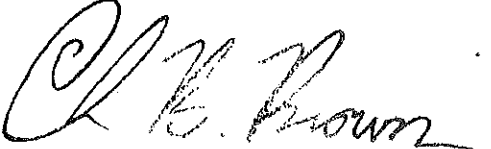
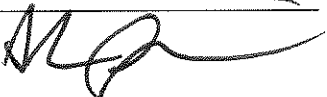
*[Signature]*  
Legal Assistant

**CERTIFICATE OF CITY CONTROLLER**

I, Chris B. Brown, Controller of the City of Houston, Texas, pursuant to Article II, Section 19a of the Charter of the City of Houston, Texas, with respect to the sum of \$3,370,000.00 required for the project referenced in the title of this ordinance, do hereby certify as follows:

1. **STREET & TRAFFIC CONTROL AND STORM DRAINAGE – DEDICATED DRAINAGE AND STREET RENEWAL FUND (DDSRF – Fund number – 4042)**

- (a) General Obligation Commercial paper Series K, Ordinance No. 2011-1088 is available as an “initial” funding source for the project referenced above in the amount of \$ 3,370,000.00.
  
- (b) The department has responsibility to ensure the cash in **DEDICATED DRAINAGE AND STREET RENEWAL FUND 2310** is sufficient to fund 4042 when bills are present for payment.

  
\_\_\_\_\_  
City Controller 

CAPTION PUBLISHED IN DAILY COURT  
 REVIEW DATE: DEC 11 2018

AYE	NO	
✓		MAYOR TURNER
....	....	COUNCIL MEMBERS
✓		STARDIG
ABSENT-OUT OF CITY CITY BUSINESS		DAVIS
✓		COHEN
✓		BOYKINS
✓		MARTIN
✓		LE
✓		TRAVIS
✓		CISNEROS
✓		GALLEGOS
✓		LASTER
ABSENT-OUT OF CITY CITY BUSINESS		CASTEX-TATUM
✓		KNOX
✓		ROBINSON
✓		KUBOSH
ABSENT-OUT OF CITY ON PERSONAL BUSINESS		EDWARDS
✓		CHRISTIE
CAPTION	ADOPTED	