



CITY OF HOUSTON - CITY COUNCIL

Meeting Date:

ALL

Item Creation Date: 8/15/2019

HPW-20PKC71 CONTRACT AWARD / TB CONCRETE CONSTRUCTION, INC.

Agenda Item#:

Background:

SUBJECT: Contract Award for Sidewalk Program Work Authorization Project.

RECOMMENDATION: (SUMMARY) Reject low bid, return bid bond, award construction contract to the second low bidder and appropriate funds.

PROJECT NOTICE/JUSTIFICATION: This project is part of the continuing effort by the City of Houston (City) to construct request-based sidewalks throughout the City to meet the needs of its residents.

DESCRIPTION/SCOPE: The project provides for the construction of sidewalk improvements at various locations. This is a work order contract, projects will be assigned as they are designed in-house. The Contract duration for this project is 365 calendar days.

LOCATION: The projects are located throughout the City.

BIDS: This project was advertised for bidding on April 26, 2019 and May 3, 2019. Bids were received on May 16, 2019. The five (5) bids are as follows:

<u>Bidder</u>	<u>Adjustment Factor</u>
1. Momentum Concrete Services, LLC	0.776 (non-responsive)
2. TB Concrete Construction, Inc.	0.820
3. Brown Sterling Builders, Inc.	0.850
4. Grava LLC	0.973
5. Tikon Group, Inc.	1.080

AWARD: The apparent low bidder, Momentum Concrete Services, LLC, was considered non-responsive due to noncompliance with the bid requirements, as per the City of Houston Code of Ordinance, Sec. 15.85 due to not submitting an acceptable MWBE plan. Therefore, it is recommended that this construction contract be awarded to the second low bidder TB Concrete Construction, Inc. with a bid of \$2,500,000.00 (0.820 Adjustment Factor).

PROJECT COST: The total cost of this project is \$3,065,000.00 to be appropriated as follows:

Bid Amount	\$2,500,000.00
Contingency	\$125,000.00
Testing Services	\$190,000.00
CIP Cost Recovery	\$250,000.00

Testing Services will be provided by Aviles Engineering Corporation 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 businesses and supports job creation. In this case, TB Concrete Construction, Inc. 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 has elected to pay into the Contractor Responsibility Fund in compliance with City policy.

M/W/SBE PARTICIPATION: The contractor has submitted the following proposed program to satisfy the 9% MBE goal and 6% WBE goal for this project.

<u>MBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1 Torres Brothers Ready Mix, Inc.	Ready Mix Concrete	\$112,500.00	4.50%
2 J. Rivas Construction LLC	Construct Sidewalks	\$112,500.00	4.50%

<u>WBE - Name of Firms</u>		<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1	JayCee Construction Services & Associates	Traffic Marking	\$50,000.00	2.00%
<u>SBE - Name of Firms</u>		<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1	Traffic Signs & Lines LLC	Traffic Signs and Marking	\$100,000.00	4.00%
Total			\$375,000.00	15.00%

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. N-320610-0145-4

Amount of Funding:

\$3,065,000.00 from Fund 4040A- METRO Construction - Other (Supported by Third Party Funds (METRO)).

Contact Information:

Michael T. Wahl, P.E., PTOE
Assistant Director
Transportation and Drainage Operations
Phone: (832) 395-2443

ATTACHMENTS:

<u>Description</u>	<u>Type</u>
SAP Documents	Financial Information
Map	Backup Material
OBO Docs	Backup Material
Fair Campaign Form and Form B	Backup Material
Affidavit of Ownership & Tax Report	Backup Material
POP Docs	Backup Material
Form 1295	Backup Material
Bid Extension Letter	Backup Material
Bid Tabs	Backup Material