



Travis County Commissioners Court Agenda Request

Meeting Date: February 11, 2014, 9:00 AM, Voting Session

Prepared By/Phone Number: John E. Pena, CTPM; Marvin Brice, CPPB
Purchasing Office, 512-854-9700

Elected/Appointed Official/Dept. Head: Cyd Grimes, C.P.A., CPPO,
Purchasing Agent

Commissioners Court Sponsor: Judge, Samuel T. Biscoe

Agenda Language: APPROVE CONTRACT AWARD FOR PACE BEND PARK, BOAT RAMP CONSTRUCTION, IFB NO.: B1309-007-JE, TO THE LOW BIDDER, AGH20 HOLDINGS, LLC.

- **Purchasing Recommendation and Comments:** Purchasing concurs with department and recommends approval of requested action. This procurement action meets the compliance requirements as outlined by the statutes.
- IFB No.: B1309-007-JE, Pace Bend Park, Boat Ramp Construction, was issued on October 3, 2013. The intent of the project is to provide a public boating access to Lake Travis during periods of low lake levels. At present, most of the existing ramps are not useable due to low lake levels. The project is jointly funded by federal pass-through funds from the Sports Fish Restoration Program to provided boating access for recreational boaters.
- Of the fifty-one (51) bids, including eight (8) HUBs, either downloaded or viewed via Travis County's third party e-procurement vendor system, BidSync, two (2) bids were received in response to this solicitation when subject IFB was opened on October 30, 2013 at 2:00 P.M., CST. The low bidder is AgH20 Holdings, LLC with a bid price of \$148,100.00. The next low bid was from Myers Concrete Construction, LP with a bid amount of \$178,286.95.
- Transportation and Natural Resources (TNR) is recommending, with the Purchasing Office concurrence, contract award to AgH20 Holdings, LLC with a base bid of \$148,100.00 as the lowest responsive and responsible bidder. TNR has deemed the price as fair and reasonable.

➤ **Contract Expenditures:** Within the last 12 months \$0.00 has been spent against this contract.

➤ **Contract-Related Information:**

Award Amount: \$148,100.00

Contract Type: Construction

Contract Period: Through Completion

➤ **Contract Modification Information: N/A**

Modification Amount:

Modification Type:

Modification Period:

➤ **Solicitation-Related Information:**

Solicitations Sent: 51

Responses Received: 2

HUB Information: 8

% HUB Subcontractor: 0%

➤ **Special Contract Considerations: N/A**

Award has been protested; interested parties have been notified.

Award is not to the lowest bidder; interested parties have been notified.

Comments:

➤ **Funding Information:**

SAP Funds Reservation No.: 300000724

Funding Account(s): 522030/1490220000

Comments:

TRANSPORTATION AND NATURAL RESOURCES

STEVEN M. MANILLA, P.E., COUNTY EXECUTIVE



700 Lavaca Street-5th Floor
Travis County Administration Building
P.O. Box 1748
Austin, Texas 78767
Phone: (512) 854-9383
Fax: (512) 854-4697

MEMORANDUM

DATE: January 17, 2014

TO: Marvin Brice, Assistant Purchasing Agent

FROM: Steven M. Manilla, P.E., County Executive

SUBJECT: Pace Bend Park Boat Ramp Construction
IFB No. B1309-007-JE
Contract Award Recommendation

The following information is for your use in preparing a request to Commissioners Court to award a Construction Contract for the Pace Bend Park Boat Ramp Construction project. Below TNR Financial Services indicates fund sources and availability. Please contact the project manager, Miguel Villarreal, at (512) 854-7586 if you have any questions or need additional information.

Proposed Motion:

Consider and take appropriate action on a request to approve a Pace Bend Park Boat Ramp Construction Contract with Ag H2O Holdings LLC for improvements to Pace Bend Park Boat Ramp Construction, in Precinct Three.

Summary and Staff Recommendations:

The scope of this project is boat ramp construction at Pace Bend Park, Mud Cove Tournament Point.

Travis County Purchasing advertised the IFB for this project in October 3, 2013 and held a bid opening on October 30, 2013. The designer's estimate was \$107,250.

Bids were received from two contractors. The lowest bid received was from Ag H2O Holdings LLC in the amount of \$148,100.00. TNR recommends award of the contract to Ag H2O Holdings LLC.

Budgetary and Fiscal Issues:

This project is jointly funded by Texas Parks and Wildlife grant and Travis County. Funding is reserved as follows.

WBS Element: PKCN.149.000009

FRD: **0300000724**

Grant County

Fund: 2805 0109

Fund Center: 1490220000 1490220109

G/L: 522030 522030

Grant: 800291 800291

Amount: \$ 80,460.00 \$37,025.00 **\$117,485.00**

The remaining grant funds of \$30,615.00 will be added to the funds reservation once the amendment to the grant contract is approved by Commissioners Court scheduled for January 28, 2014.

Attachments:
Bid Tabulation

CC:

Cynthia McDonald, Isabelle Lopez, Tawana Gardner, Donna Williams-Jones, TNR
John Pena, Purchasing
Charles Bergh, Robert Armistead, Dan Perry, TNR
Mickey Roberts, TNR
Steve Sun, P.E., TNR
Miguel Villarreal, P.E., TNR

Specifications listed are TXDOT standard specifications unless specified otherwise.
 S.S. stands for Special Specification.
 Both S.P. and S.S. are included in the project manual

Unit Abbreviations: CY = Cubic Yard, LF = Linear Foot, VF = Vertical Foot, STA = Stations, AC = Acre, EA = Each, SY = Square Yards, LS = Lump Sum,
 SF = Square Feet, EA = Each, FF = Face Foot

Bid Item No.	Spec. No.	S.S. No.	Description	Unit	Quantity	Estimate		AG H20 Holdings, LLC		Meyers Concrete	
						Unit Price	Amount	Unit Price	Amount	Unit Price	Amount
1	110.100	SP	Excavation	CY	40	\$ 75.00	\$ 3,000.00	\$ 30.00	\$ 1,200.00	\$ 95.31	\$ 3,812.40
2	110.100	SP	Excavation (Rock)	CY	15	\$ 160.00	\$ 2,400.00	\$ 30.00	\$ 450.00	\$ 630.65	\$ 9,459.75
3	247		Fill Base (Compain in Place) (Locally Control) (TY A, GR 2, CL 5)	CY	490	\$ 50.00	\$ 24,500.00	\$ 50.00	\$ 24,500.00	\$ 77.20	\$ 37,828.00
4	432		Rip Rip (Stone) Common 3'X5'X(12 IN)	CY	220	\$ 75.00	\$ 16,500.00	\$ 220.00	\$ 48,400.00	\$ 115.48	\$ 25,405.60
5	380 402 420 421	SS-01	Boat Ramp (Concrete 7' slab, lockings)	CY	290	\$ 190.00	\$ 47,500.00	\$ 275.00	\$ 68,750.00	\$ 385.16	\$ 96,290.00
6	COA 648S-1		Match Sack	LF	240	\$ 15.00	\$ 3,600.00	\$ 20.00	\$ 4,800.00	\$ 22.88	\$ 5,491.20
							\$ 9,750.00				
TOTAL							\$ 107,250.00		\$ 148,100.00		\$ 178,286.95

Funds Reservation 300000724

General Data			
Document type	NE	Document type	030
Company code	1000	Document date	09/12/2013
FM area	1000	Posting date	09/12/2013
Controlling area	1000	Currency	USD/ 1.00000
Statistics			
Entered by	GARDNET	Created on	09/12/2013
Last changed by		Last changed	
More Data			
Text	PACE BEND BOAT RAMP		
Reference			
Overall Amount	107,250.00 USD		

Document Item 001			
Text	PACE BEND BOAT RAMP		
Commitment item	522030	Funds center	1490220000
Fund	2805	G/L account	522030
Cost center		Due on	
Vendor		Customer	
Amount	80,437.50 USD		

Document Item 002			
Text	PACE BEND BOAT RAMP		
Commitment item	522030	Funds center	1490220109
Fund	0109	G/L account	522030
Cost center		Due on	
Vendor		Customer	
Amount	26,812.50 USD		

**TRAVIS COUNTY PURCHASING
CONSTRUCTION CONTRACT - BID TABULATION FORM**

SOLICITATION NO.: IFB No.: B1309-007-JE
CONTRACT NO.: TBD
DESCRIPTION: Pace Bend Park, Boat Ramp Construction
DEPARTMENT: Transportation and Natural Resources Division
CONTACT: Dan Perry, Robert Armistead

BID DATE: October 3, 2013
BID CLOSED: October 30, 2013
OPEN TIME: 2:00 P.M., CST
BIDS EXPIRE: 2/28/2014, by 30 day extension. *Low bidder extended bid price by 30 days.

BIDS INVITED*: 969 (Via BidSync) *Two advertisement dates published in local publication: 10/11/2013 & 10/18/2013
BIDS VIEWED: 51 (Via BidSync)
BIDS PICKED-UP AT THE PURCHASING OFFICE: 0
BIDS RECEIVED: 2
HUBS SOLICITED: 8 (Via BidSync)
HUBS RECEIVED: 1

<u>Bidder's Name</u>	Ag H20 Holdings, LLC * Round Rock, TX (Non-HUB Entity)	Myers Concrete Construction, LP Wimberly, TX (HUB Entity)	XXXXXXXX	XXXXXXXX
Base Bid	\$148,100.00	\$178,286.95	\$0.00	\$0.00
Base Bid - Total Bid Amount	\$148,100.00	\$178,286.95	\$0.00	\$0.00
<u>REQUIRED FORMS</u>	Yes, No or N/A	Yes, No or N/A	-	-
Item Response Form	Yes	Yes	-	-
Construction Respondent Acknowledgement	Yes	Yes	-	-
Acknowledge All Amendments Issued? (As Applicable)	N/A	N/A	-	-
Bid Bond Received	Yes	No	-	-
Ethics Affidavit	Yes	Yes	-	-
Historically Underutilized Business (HUB)	Yes	Yes	-	-
Safety Record Questionnaire	Yes	Yes	-	-
Bid Proposal Worksheet	Yes	Yes	-	-

<u>John E. Pena</u>	<u>On-file, Travis County Purchasing Office</u>	<u>October 30, 2013</u>
Print Name	Signature	Date

STATE OF TEXAS §

COUNTY OF TRAVIS §

This Agreement for Construction Services (the "Construction Contract" or "Contract") is made and entered into this day by and between Travis County, Texas, a political subdivision of the State of Texas (the "County") and AqH2O Holdings, LLC, the "Contractor") and will be binding upon their respective executors, administrators, heirs, successors, and assigns.

WHEREAS, the County desires to enter into a contract for the construction of PACE BEND PARK, BOAT RAMP CONSTRUCTION in Travis County, Texas, in accordance with the provisions of state statutes and conforming to the Contractor's Notice of Construction, Bid Proposal (including the Bidding Documents, Bid Form, and any Addenda or Amendments thereto), General Conditions, Supplementary Conditions, and the Specifications and Plans marked PACE BEND PARK, BOAT RAMP CONSTRUCTION (IFB NO. B1309-007-JE), all of which are incorporated herein.

WHEREAS, the Contractor has been engaged in and now does comparable work and represents that it is fully equipped, competent, and capable of performing the above- desired and outlined work, and is ready and willing to perform such work in accordance with all provisions of the abovementioned Specifications and Plans marked PACE BEND PARK, BOAT RAMP CONSTRUCTION (IFB NO. B1309-007-JE).

NOW THEREFORE, in consideration of the County's promise to pay the amount below as totaled in the Bid Proposal hereto attached and made part of this Contract, the Contractor agrees to do at his own proper cost and expense all the work necessary for the construction of PACE BEND PARK, BOAT RAMP CONSTRUCTION (IFB NO. B1309-007-JE) in Travis County, Texas in accordance with the provisions of the aforementioned Contractor's Notice of Construction, the Bid Proposal as awarded by the Commissioners Court, and the Specifications and Plans marked PACE BEND PARK, BOAT RAMP CONSTRUCTION (IFB NO. B1309-007-JE) to the satisfaction of the County Executive of the Transportation and Natural Resources Department of Travis County, Texas.

This contract document, the Contractor's Notice of Construction, the Bid Proposal (including the Bidding Documents, the Bid Form, and any Addenda or Amendments thereto), and the Specifications and Plans marked PACE BEND PARK, BOAT RAMP CONSTRUCTION (IFB NO. B1309-007-JE) represents the entire and integrated contract between the County and the Contractor and supersedes all prior negotiations, representations, or agreements, either oral or written. This Contract may be amended only by written instrument signed by both the County and the Contractor.

The said Contractor further agrees to be available for work within 14 calendar days, and to complete the work within forty (40) working days, after receiving a written "Notice to Proceed".

Travis County, Texas, in consideration of the full and true performance of the said work by said Contractor, hereby agrees and binds itself to pay to said Contractor the total contract amount of \$148,100.00 consisting of \$51,000.00 for materials to be incorporated into the Project or completely consumed at the job site and services required by or integral to the performance of the contract and \$97,100.00 for all other charges, including the cost of other services, overhead, materials which do not become part of the finished project or are reusable, and machinery or equipment and its accessory, repair, or replacement parts, and in the manner provided for, within 30 calendar days from the receipt of an acceptable invoice. This division of the contract amount is made for sales tax purposes only. The Contractor must maintain internal

records to verify the division. The Contractor must make these records available upon the request of the Travis County Auditor.

This contract will be construed according to the laws of the State of Texas. The performance for this Contract must be in Travis County, and venue for any action will lie in Travis County, Texas. The Contractor warrants that the completed project must be adequate for the purposes intended.

Notwithstanding anything to the contrary herein, if Contractor is delinquent in payment of taxes at the time of invoicing, Contractor hereby assigns any payments to be made for service rendered under this Contract to the Travis County Tax Assessor-Collector for the payment of said delinquent taxes.

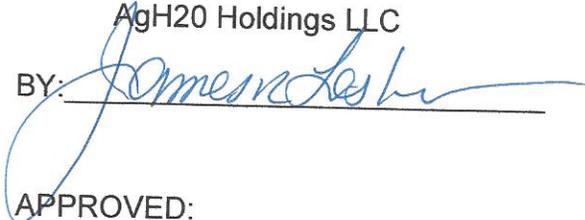
NO OFFICIAL, EMPLOYEE, AGENT, OR REPRESENTATIVE OF THE COUNTY HAS ANY AUTHORITY, EITHER EXPRESSED OR IMPLIED, TO AMEND THIS CONTRACT, EXCEPT SUCH EXPRESS AUTHORITY AS MAY BE GRANTED BY THE COMMISSIONERS COURT OF THE COUNTY.

The forfeiture provisions of the contract imposed pursuant to the Travis County Ethics Policy may be waived in whole or in part by the Travis County Commissioners Court.

EXECUTED THIS _____ DAY OF _____, YEAR _____.

TRAVIS COUNTY, TEXAS

BY: _____
TRAVIS COUNTY JUDGE

AgH20 Holdings LLC
BY:  _____

APPROVED AS TO FORM:

TRAVIS COUNTY ATTORNEY

APPROVED:

COUNTY PURCHASING AGENT

CERTIFIED FUNDS ARE AVAILABLE

TRAVIS COUNTY AUDITOR