

Agenda item # 10

**CITY OF SAN ANTONIO  
PUBLIC WORKS DEPARTMENT  
CITY COUNCIL AGENDA MEMORANDUM**

**TO:** Sheryl Sculley, City Manager

**FROM:** Thomas G. Wendorf, P.E., Director of Public Works

**SUBJECT:** Beitel Creek Environmental Restoration

**DATE:** June 1, 2006

**SUMMARY AND RECOMMENDATIONS**

This ordinance accepts the lowest responsive bid, appropriates funds, and awards a construction contract in the amount of \$2,955,482.00 payable to MAC, Inc., authorizes \$295,548.20 for Project Contingency, \$227,572.11 for Capital Administrative Costs, \$63,000.00 for Environmental Clean-up Monitoring, \$15,000.00 for Material Testing, and \$2,000.00 for Advertising Expenses, for a total ordinance amount of \$3,558,602.31 in connection with the Beitel Creek Environmental Restoration project, an authorized 2003 Storm Water Revenue Bond funded project, located in Council District 2.

Staff recommends the approval of this ordinance.

**BACKGROUND INFORMATION**

Illegal fill material on Beitel Creek at its confluence with Salado Creek has reduced the channel capacity, which has resulted in higher water depths. Extensive flooding of commercial and residential properties between the illegal fill and Perrin Beitel Bridge occurred during the flood of October 1998. This project will restore some of the natural channel capacity to convey flood waters by removing illegal fill material downstream of Perrin Beitel Bridge, mitigate the flooding impact of this material, and provide for vegetative restoration. Project construction is scheduled to start in July of 2006 and to be completed by March 2007.

This project was advertised for construction bids in the Commercial Recorder, the San Antonio Informer, and La Prensa in February 2006. In addition, the bid announcement was made on TVSA, through the Small Business Economic Development Advocacy (SBEDA) Office. Plans were also available for review by potential bidders at the office of HDR Engineering, Inc. located at 1020 N.E. Loop 410, Ste. 400, San Antonio Texas 78209. Bids for this project were opened on March 29, 2006 and five (5) firms responded. Of these MAC, Inc. submitted the lowest responsive bid. MAC, Inc. currently has no active contracts with the City. A matrix of the bid outcome is included herein as Attachment 2. This project was not within budget by \$558,602.31. The lowest responsive bid is 28.79% higher than the project construction budget due to the continued escalating bid prices as a result of higher petroleum bi-products that add to the unit price of construction contracts.

The Economic Development Department has reviewed and approved the Good Faith Effort Plan submitted by MAC, Inc. and the contractor has committed that 83% of the work to be provided under this contract shall be completed by a MBE firm, 12% will be completed by a WBE firm and 14% by a AABE firm. The Memorandum from the Economic Development Department is included herein as Attachment 4.

### **POLICY ANALYSIS**

Approval of this ordinance will be a continuation of City Council policy to complete previously approved 2003 Storm Water Revenue Bond funded Capital Improvement Projects.

### **FISCAL IMPACT**

This is a one-time capital improvement expenditure in the amount of \$3,558,602.31. Funds in the amount of \$2,542,602.31 are available from 2003 Storm Water Revenue Bond funds and \$1,016,000.00 are available from Storm Water Regional Facilities Fund.

Budgeted funds for this project as included in the FY06-11 Capital Improvement Program Budget total \$3,000,000.00. Funds in the amount of \$558,602.31 are not included in the Capital Budget and are being funded from savings realized in the Woodlawn Lake Outfall Recapitalization Project. The Corps of Engineers funded the reconstruction of the concrete outfall channel downstream of Woodlawn Lake in its entirety; therefore the City realized a savings of \$968,000.00 which is being utilized to offset the recent construction material price increase in other 2003 Storm Water Revenue Bond Projects.

Funds are authorized to be appropriated and payable as follows:

\$2,955,482.00	payable to MAC, Inc. for construction services
\$ 295,548.20	for Project Contingency
\$ 227,572.11	for Capital Administrative Costs
\$ 2,000.00	for Advertising Expenses
\$ 63,000.00	for Environmental Clean-up Monitoring
\$ 15,000.00	for Material Testing

### **COORDINATION**

This request for ordinance has been coordinated with the Finance Department and the Office of Management and Budget.

### **SUPPLEMENTARY COMMENTS**

This construction contract was developed utilizing the formal competitive bid process; therefore, a Discretionary Contracts Disclosure Form is not required.

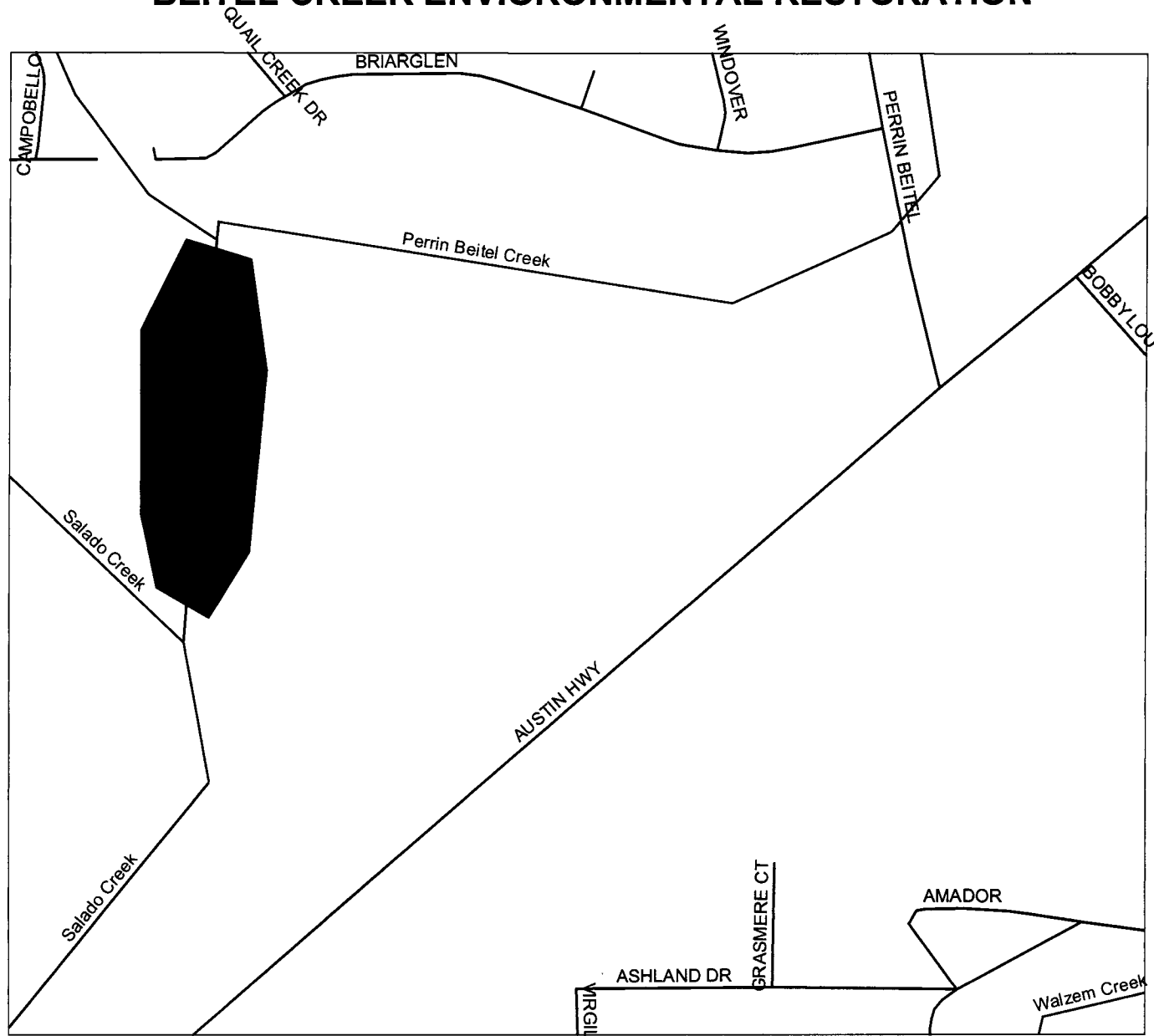
### **ATTACHMENTS**

- 1.) Project Map
- 2.) Bid Tab
- 3.) Memo from the Economic Development Department dated May 10, 2006.

  
Thomas G. Wendorf, P.E.  
Director of Public Works

  
Jelynn LeBlanc Burley  
Deputy City Manager

# BEITEL CREEK ENVIRONMENTAL RESTORATION



CITY OF SAN ANTONIO  
DEPARTMENT OF PUBLIC WORKS  
CAPITAL PROGRAMS DIVISION



ITEM	BIRTEL CREEK ENVIRONMENTAL RESTORATION PROJECT				BOND / CHECK	TERMS	SUBS	EEO 27MT	PRES. ORDER	NON SEG.	DELIVERY	TOTAL BID	ITEM 1	ITEM 2	ITEM 3	ITEM 4	ITEM 5	ITEM 6	ITEM 7
	DATE OPENED	3/29/06	NAME OF BIDDER																
1.			ERS, INC	✓								1,596,785. <sup>00</sup>	108,200. <sup>00</sup>				1,291,281. <sup>00</sup>		
2.			AUSTIN FILTER SYSTEM	✓								1,682,814. <sup>00</sup>	124,300. <sup>00</sup>				1,215,114. <sup>00</sup>		
3.			E Z BEL	✓								2,927,575. <sup>00</sup>			82,000. <sup>00</sup>				1,549,000. <sup>00</sup>
4.			MAC INC	✓								1,580,160. <sup>00</sup>							
5.			DORAZIO	✓								1,647,154. <sup>00</sup>	100,400. <sup>00</sup>				1,442,113. <sup>00</sup>		
6.																			
7.																			
8.																			
9.			Melinda S. Lopez																
10.			Nancy Sanchez																
11.			B. Ozuna																
12.																			

**City of San Antonio  
Economic Development Department  
Interdepartmental Memorandum**

**TO:** Tom Wendorf, Director, Public Works Department

**FROM:** Manuel Longoria, Jr., Assistant Director, Economic Development Department

**COPIES:** Kent Hickingbottom, Capital Programs Manager, Public Works Department, Yvette Ozuniga, Administrative Assistant II, Public Works Department Anita Uribe Martin, Manager, Economic Development Department; File

**SUBJECT:** Good Faith Effort Plan Submitted for the Beitel Creek Channel Restoration Capital Improvement Project

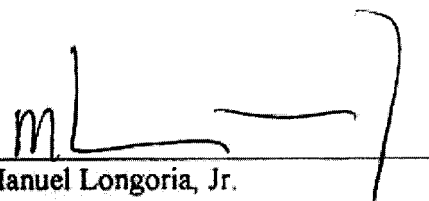
**DATE:** May 10, 2006

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We have reviewed the Good Faith Effort Plan and list of subcontractors for the Beitel Creek Channel Restoration Capital Improvement Project. The apparent low bidder has submitted contract amounts, which are reflected in the accurate percentages below.

<u>Total Project Cost</u>					
\$1,580,160.00					
FIRM	CERTIFIED	MBE	WBE	AABE	GFEP
Mac, Inc.	Yes (S, MBE)	83%	12%	14%	Approved

If you have any questions, please feel free to contact Anita Uribe Martin at (210) 207-3901.

  
Manuel Longoria, Jr.  
Assistant Director  
Economic Development Department

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