



## AGENDA MEMORANDUM

Action Item for the City Council Meeting of April 16,2024

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**DATE:** April 16, 2024

**TO:** Peter Zaroni, City Manager

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<p style="text-align: center;"><b><u>Construction Contract Award</u></b> <b>Residential Street Rebuild Program FY 2024 and FY 2025 - Base Re-Bid 4</b></p>
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**CAPTION:**

Motion awarding a construction contract to Bay Ltd., of Corpus Christi, Texas, for Base Bid 4 in an amount of \$6,000,000.00, with the option to renew for one additional year to be administratively authorized for a total amount not to exceed \$12,000,000.00 for Residential Street Rebuild Program FY 2024 and FY 2025 as planned in the Rapid Pavement Program, located city-wide with funding available through Street Fund, Storm Water, Wastewater, Water and Gas Capital Funds.

**SUMMARY:**

This motion approves a construction contract to perform the Residential Street Rebuild Program work as planned in the Rapid Pavement Program FY 2024 and FY 2025. The work will be issued by the City of Corpus Christi's Public Works Department in multiple individual work orders called "Delivery Orders" that provide specific scope and requirements in accordance with the plans, specifications, and contract documents.

**BACKGROUND AND FINDINGS:**

The construction contract will provide reconstruction or rehabilitation of residential street pavement, limited sidewalk repairs, ADA ramps, striping, and pavement markings.

Residential Street Rebuild Program will utilize one or more construction contracts for reconstruction of residential street. Base Bid 1, Base Bid 2, Base Bid 3, and Base Bid 5 were awarded by the City Council in January 2024. Base Bid 4 was rejected in January and the project was re-advertised in February 2024. Base Bid 4 was rejected due to it only receiving one bidder that came in over budget.

The work will be issued by the City in multiple indefinite quantity individual work orders called “Delivery Orders” (DO) that provide specific scope and requirements in accordance with the plans, specifications, and contract documents.

The delivery orders are planned, designed, and prepared by City of Corpus Christi’s Public Works Department using established line items for pricing. Only relevant line items will be utilized for each delivery order. The final quantities for each of the line items will differ due to the various projects. This is a “not to exceed” contract in which Delivery Orders may only be issued up to the contract ceiling.

This will be the third RPP contract awarded to Bay Limited. According to the contract, Bay Limited is required to maintain one crew per contract and is required to complete four lane miles of street improvements annually. This language is included in the contract to ensure that contractors do not backlog work and delay the City’s progress in street improvements. The failure to meet these contractual obligations gives the City the authority to reduce the scope of the contract or reallocate future work to other RPP contractors.

In light of this, Bay has agreed to increase its presence from two crews to three in order to meet the contractual obligations and expedite City work in support of the RPP program.

**PROJECT TIMELINE:**

Project schedule reflects City Council award in April 2024 with anticipated completion by April 2025.

<b>2023</b>	<b>2023-2024</b>	<b>2024-2025</b>
<b>May- September</b>	<b>October - March</b>	<b>April – April</b>
<b>Design</b>	<b>Re-Bid/Award</b>	<b>Construction</b>

## **COMPETITIVE SOLICITATION PROCESS**

On March 20, 2024, City received bids from three bidders for Base Bid 4 re-bidding. The City evaluated the bids in accordance with the contract documents and determined Bay Ltd to be the lowest responsive and responsible bidder.

A summary of the bids is provided below.

<b>BID SUMMARY</b>	
<b>CONTRACTOR</b>	<b>BASE BID 4</b>
<b>Bay Ltd</b>	<b>\$5,448,301.00</b>
JE Construction Services, LLC	\$5,478,664.00
Anderson Columbia Co., Inc.	\$5,627,634.05
<b><i>Engineer's Opinion of Probable Construction Cost</i></b>	<b><i>\$5,796,534.00</i></b>

Bay Ltd have completed several projects in the city.

### **ALTERNATIVES:**

The alternative is not to award the construction contract to the low-bidder, Bay Ltd. This would delay the project and conflict with City Council's goal to expedite Reconstruction Street Funds.

### **FISCAL IMPACT:**

The fiscal impact in FY 2024 is in the amount of \$6,000,000.00 with funding available from the Residential Street Fund, Storm Water, Wastewater, Water and Gas Capital Funds.

### **Funding Detail:**

Fund: ResStreetReconst (Fund 1042)  
Fund: **ResStreetRecnst (Fund 1042)**  
Department: Streets (33)  
Organization: Res Street Reconstruction (12440)  
Project: Residential Street Rebuild Program FY24(Project No. 24010)  
Account: Maint & repairs-contracted (530215)  
Activity: 24010  
Amount: \$4,612,344.62

Fund: **STWCP RR 032950 2023 (Fund 4536)**  
Department: Storm Water (47)  
Organization: Grants & Capital Projects (89)  
Project: Residential Street Rebuild Program FY24(Project No. 24010)  
Account: Construction Contract (550910)  
Activity: 24010  
Amount: \$1,195,274.69

Fund: **WTRCP RR 032950 2023 (Fund 4487)**  
Department: Water (45)  
Organization: Grants & Capital Projects (89)  
Project: Residential Street Rebuild Program FY24(Project No. 24010)  
Account: Construction Contract (550910)  
Activity: 24010  
Amount: \$62,505.93

Fund: **WWWCP RR 032950 2023 (Fund 4260)**  
Department: Wastewater (46)  
Organization: Grants & Capital Projects (89)  
Project: Residential Street Rebuild Program FY24(Project No. 24010)  
Account: Construction Contract (550910)  
Activity: 24010  
Amount: \$85,990.13

Fund: **Gas 2023 CIP**  
Department: Gas (11)  
Organization: Grants & Capital Projects (89)  
Project: Residential Street Rebuild Program FY24(Project No. 24010)  
Account: Construction Contract (550910)  
Activity: 24010  
Amount: \$43,884.63

**Overall Total \$6,000,000.00**

**RECOMMENDATION:**

City staff recommend awarding Bay Ltd for Base Bid 4 in the amount of \$6,000,000.00, with the option to renew for one additional year to be administratively authorized for a total amount not to exceed \$12,000,000.00 for Residential Street Rebuild Program. The construction duration is planned for 12 months from issuance of the Notice to Proceed, with construction starting in April 2024 and completed by April 2025.

**LIST OF SUPPORTING DOCUMENTS:**

Bid Tab  
Street List  
Location Map  
Presentation