



AGENDA MEMORANDUM

Action Item for the City Council Meeting of August 9th, 2022

DATE: August 9, 2022

TO: Peter Zaroni, City Manager

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Construction Contract Award

**South Oso Parkway – South Staples Street to South Oso Parkway
(Bond 2018, Proposition B)**

CAPTION:

Resolution awarding a construction contract to A. Ortiz Construction & Paving, Inc., Corpus Christi, Texas for the construction of South Oso Parkway from South Staples Street to South Oso Parkway, with new asphalt pavement, utility improvements and Botanical Gardens parking lot improvements, in the amount of \$1,328,913.55, located in Council District 5, with FY 2022 funding available from the Street Bond 2018, Storm Water, Water and Gas Funds.

SUMMARY:

This resolution awards a construction contract with A. Ortiz Construction & Paving, Inc., for the construction of South Oso Parkway from South Staples to South Oso Parkway and improvements to the Botanical Gardens parking lot. Council previously awarded the contract to Hamman Excavating. Hamman was unable to provide the required Performance and Payment Bonds and is in default. This resolution awards the contract to the number two bidder, A. Ortiz Construction & Paving, Inc.

The construction will include a 2-lane roadway with new asphalt pavement, installation of curb and gutter, sidewalks, speed humps, ADA compliant curb ramps, signage, pavement markings, illumination, storm sewer improvements, water and gas line adjustments and the addition of a paved parking lot for the Botanical Gardens.

BACKGROUND AND FINDINGS:

South Oso Parkway from South Staples Street to South Oso Parkway is classified as Parkway (P-1) on the City's Urban Transportation Plan. South Oso Parkway from South Country Creek Road to the dead end was originally constructed in 2004. The South Oso Parkway comes to a dead end 500 feet short of connecting to South Staples Street. The project will construct the roadway from South Staples Street to the existing dead-end South Oso Parkway, improving safety and connectivity.

The Botanical Gardens is located on city-owned property with a sixty-year lease that began in 1992. The Botanical Gardens hosts numerous educational tours and community events. The existing driveway is unsafe due to the proximity with the curve located on South Staples Street. The new roadway will provide greater separation and increased sight distance for Botanical Gardens traffic exiting onto Staples Street. The proposed parking lot will expand available parking for the events and improve the traffic circulation.

The proposed construction includes a 2-lane roadway with new asphalt pavement, installation of curb and gutter, sidewalks, speed humps, ADA compliant curb ramps, signage, pavement markings, illumination, storm sewer improvements, water line adjustments, gas line adjustments and the addition of a paved parking lot for the Botanical Gardens. The new roadway connection will improve the traffic circulation from South Staples Street to Country Creek Road and the Botanical Gardens.

City staff engaged the residents in the surrounding area to gain their feedback over two public meetings, held on June 27, 2019, and December 9, 2019, at Dawson Elementary School, located at 6821 Sanders Drive. In these meetings, the City Director of Engineering Services, staff project manager, and a representative of the design firm presented the proposed design for South Oso Parkway. Feedback from the meetings was incorporated into the project to provide traffic calming measures, such as speed humps, intended to discourage cut through traffic.

At the first public meeting, a total of 18 residents attended and provided their comments. The residents had concerns about a direct connection of South Oso Parkway to Staples Street. In response, staff worked with the design consultant to alter the planned project to mitigate the concerns.

At the second public meeting held on December 9, 2019, staff presented the revised design to a total of 8 residents. The attending residents' opinion did not change, despite the additional expense to redesign.

On June 14, staff brought the construction item to Council awarding the project to Hamman Excavating Inc. for a price of \$1,295,484.83. However, after the contract was awarded by Council, the company was asked to provide Performance and Payment bond documentation with a deadline of July 1. The documentation was not provided in time, and the period for submittal was extended to July 7, with still no documentation received. On July 19, Hamman Excavation provided notice to the City that they were unable to provide the required documentation, leading to a notice of action rescinding award on July 22, 2022.

PROJECT TIMELINE:

Project schedule reflects City Council award in August 2022 with anticipated completion in August 2023.

2019 - 2022	2022	2022 - 2023
October - January	February - August	September - August
Design	Bid/Award	Construction

COMPETITIVE SOLICITATION PROCESS

The Contracts and Procurement Department issued a Request for Bids and received three bids on March 30, 2022. The City analyzed the bids in accordance with the contract documents and determined Hamman Excavating was the lowest responsive and responsible bidder. The City Council awarded this contract to Hamman Excavating on June 14, 2022. However, Hamman Excavating was unable to provide the required Performance and Payment Bonds so the contract could not be executed. This item awards the contract to A. Ortiz Construction & Paving, Inc., the second lowest responsive and responsible bidder, in the amount of \$1,328,913.55.

A. Ortiz Construction & Paving, Inc. has successfully completed several street projects with the City of Corpus Christi in the past five years, including Residential Street Reconstruction Project E17019, Lifecycle Curb & Gutter Replacement E19012A, E18080A, E16428, and IDIQ Minor Street Improvements E16253.

A summary of the bids is provided below.

Bidder	Base Bid + Alternate 1
1. Hamman Excavating	\$1,295,484.83
2. A. Ortiz Construction	\$1,328,913.55
3. Mako Contracting	\$1,464,112.98
Engineer's Opinion of Probable Cost	\$1,441,014.82

ALTERNATIVES:

City Council could choose not to award the construction contract to A. Ortiz Construction & Paving, Inc. This would delay the project and conflict with City Council's goal to expedite street projects with Bond Funds.

FISCAL IMPACT:

This item proposes to award a construction contract to A. Ortiz Construction & Paving, Inc., in the amount of \$1,328,913.55 for the construction phase of South Oso Parkway from South Staples Street to South Oso Parkway. The funding allocated with the Bond 2018 Proposition B was not

adequate to construct the project. Additional funding for this project was allocated from project savings of Bond 2018 projects (Strasbourg and Junior Beck Drive).

Funding Detail:

The Capital Improvement Program (CIP) shows the project is planned for FY 2022. The project is ready to be implemented.

Fund: **Street- ST2020 Bd18 P1 (Fund 3556)**
Mission Element: Street Pavement Maintenance (ME 051)
Project: 18040A South Oso Pkwy (S Staples St to S Oso Pkwy)
Account: Construction (550910)
Activity: 18040-A-3556-EXP
Amount: \$194,510.54

Fund: **Street- ST2020 Bd18 P2 (Fund 3557)**
Mission Element: Street Pavement Maintenance (ME 051)
Project: 18040A South Oso Pkwy (S Staples St to S Oso Pkwy)
Account: Construction (550910)
Activity: 18040-A-3557-EXP
Amount: \$874,891.20

Fund: **Storm Water- StrmWtr 2022 CIP (Fund 4533)**
Mission Element: Drainage Infrastructure (ME 043)
Project: 18040A South Oso Pkwy (S Staples St to S Oso Pkwy)
Account: Construction (550910)
Activity: 18040-A-4533-EXP
Amount: \$226,951.66

Fund: **Water- Water 2022 CIP (Fund 4484)**
Mission Element: Distribute Water (ME 041)
Project: 18040A South Oso Pkwy (S Staples St to S Oso Pkwy)
Account: Construction (550910)
Activity: 18040-A-4484-EXP
Amount: \$22,231.77

Fund: **Gas- Gas 2023 CIP (Fund 4562)**
Mission Element: Gas Distribution System (ME 022)
Project: 18040A South Oso Pkwy (S Staples St to S Oso Pkwy)
Account: Construction (550910)
Activity: 18040-A-4562-EXP
Amount: \$10,328.38

Overall Total \$1,328,913.55

RECOMMENDATION:

Staff recommends awarding construction contract to A. Ortiz Construction & Paving, Inc. for construction of South Oso Parkway from South Staples to South Oso Parkway in the amount of

\$1,328,913.55 for the asphalt pavement with construction duration planned for 11 months from issuance of the Notice to Proceed with construction starting in September 2022.

LIST OF SUPPORTING DOCUMENTS:

Location Map

Bid Tabs

CIP Page

Power Point Presentation