



## **AGENDA MEMORANDUM**

First Reading Item for the City Council Meeting of October 29, 2019  
Second Reading for the City Council Meeting of November 12, 2019

**DATE:** October 7, 2019

**TO:** Peter Zaroni, City Manager

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<p style="text-align: center;"><b><u>Construction Contract</u></b> <b>S-E-A District Pedestrian Improvements</b></p>
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### **CAPTION:**

Ordinance appropriating anticipated revenues from the Texas Department of Transportation (TxDOT) in the amount of \$635,549 and awarding a contract to Mako Contracting, LLC. for construction of sidewalk and lighting improvements for the S.E.A. District Pedestrian Improvement project in the amount of \$794,436.22. The project is located in City Council District 1 and the contract will begin upon issuance of notice to proceed. Funding is approved and available from an 80% TxDOT grant and a 20% match from Street Bond 2016 CIP.

### **SUMMARY:**

This ordinance authorizes a contract with Mako Contracting, LLC for construction to replace sidewalks, crosswalks, and lighting along Brewster and Chaparral in the SEA District area. These services are necessary to meet current city or ADA standards.

### **BACKGROUND AND FINDINGS:**

The Sports, Entertainment and Arts (SEA) District is an area downtown with many locations of public interest. The City conducted a study known as the Building Blocks for Sustainable Communities' Walkability Audit in May 2012, that identified the need for pedestrian improvements in the SEA District area. Streets recommended for pedestrian improvements included Port Avenue, Mesquite Street, Brewster Street and Chaparral Street.

The existing sidewalks are not fully developed and do not meet current City or ADA standards. The walkability audit considered sidewalks, driveways, curbs, ADA-compliant ramps, crosswalks, vehicle stop bars, landscaping, and bus stop infrastructure. This project the first phase of implementation for the recommended improvements along Chaparral Street from Brewster Street to Harbor Drive and Brewster Street from Chaparral Street to N Broadway Street. This section was prioritized due to the lack of any existing pedestrian amenities and the high volume of pedestrian activity.

The project was developed as a joint TxDOT/City project with the customary 80/20 construction cost sharing. The TxDOT participation is for construction only with a maximum anticipated construction cost of \$1,200,000 that was approved for Category 7 funds through the Metropolitan Planning Organization's Transportation Improvements Program (TIP) prior to 2017.

In 2017, City Council approved the Advance Funding Agreement (AFA) with TxDOT. The AFA provided a maximum cost participation from TxDOT of \$960,000 or 80% of construction cost, whichever is less. The City match is 20% of actual construction costs plus reimbursement to TxDOT for state direct cost in the amount of \$21,000. The City provided the design, bidding and construction award and would be responsible for any construction costs that exceed the \$1,200,000.

This project was previously advertised and bid in March 2019 with three bids received. The City submitted the award documents to TxDOT for approval in April 2019. TXDOT expressed concerns regarding the low bidder's inability to meet the minimum Disadvantaged Business Enterprise Program goal and would not support the bid award. The City re-bid the project on August 21, 2019.

This SEA District Pedestrian Improvements REBID Project includes construction of new accessible pedestrian routes along Brewster Street from N. Broadway Street to N. Chaparral Street, new routes on the west side of N. Chaparral Street from Brewster Street to the parking lot south of Harbor Drive, a new route on the east side of N. Chaparral Street between Sisson Street and Harbor Drive and replacement of existing routes on the east side of N. Chaparral Street from Bayfront Park to the parking lot north of Hirsch Street for a total length of approximately 1,300 feet. The Project includes new stamped/stained concrete crosswalks at all pedestrian street crossings, replacement of the brick paver circle at N. Chaparral Street and Brewster Street with stamped/stained concrete, new lighting improvements and minor landscaping additions.

#### **PROJECT TIMELINE:**

2019											2020	
FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC	JAN	FEB
Bid									Construction			

Project Schedule reflects City Council Award in October 2019 with anticipated completion in February 2020.

#### **COMPETITIVE SOLICITATION PROCESS:**

On August 21, 2019 the City received proposals from three (3) bidders as summarized below:

<b>BID SUMMARY</b>	
<b>CONTRACTOR</b>	<b>BASE BID</b>
<b>MAKO CONTRACTING, LLC</b> <b>3636 S. ALAMEDA, STE B#153</b> <b>CORPUS CHRISTI, TEXAS 78411</b>	<b>\$794,436.22</b>
CPC Interests, LLC DBA Clark 6229 Leopard Street Corpus Christi, Texas 78409	\$1,128,998.94
A. Ortiz Construction & Paving 102 Airport Road Corpus Christi, Texas 78405	\$1,156,589.00
<b><i>Engineer's Opinion of Probable Cost</i></b>	<b>\$797,212.96</b>

### **ALTERNATIVES:**

Council could cancel the project and not award a construction contract. Council could also reject the contract award to Mako Contracting, LLC. That action would delay the project and require negotiating a new agreement with a different contractor.

### **FISCAL IMPACT:**

The project is a Bond 2012, Proposition B project approved by city voters in November 2012. This item will award a contract for construction services to Mako Contracting, LLC., to replace sidewalks, crosswalks and lighting along Brewster and Chaparral in the SEA District area in the amount of \$794,436.22, effective upon issuance of notice to proceed, with funding available from Bond 2012, Proposition B and TxDOT participation of \$635,549. The project is located in Council District 1.

### **Financial Detail:**

Fund: **Street CIP (Fund 3530)**

Mission Elem: Mobility safety reliability (ME 053)

Account: Construction (550910)

Activity: E12134-01-3530-EXP

Amount: \$635,549

Fund: **Street 2013 General Obligation Bond 2012 (Fund 3549)**

Mission Elem: Mobility safety reliability (ME 053)

Account: Construction (550910)

Activity: E12134-01-3549-EXP

Amount: \$74,065.72

Fund: **Street 2018 General Obligation Bond 2016 (Fund 3554)**

Mission Elem: Mobility safety reliability (ME 053)

Account: Construction (550910)

Activity: E12134-01-3554-EXP

Amount: \$47,069.50

Fund: **Street 2018 General Obligation Bond 2016PR (Fund 3553)**

Mission Elem: Mobility safety reliability (ME 053)

Account: Construction (550910)

Activity: E12134-01-3553-EXP

Amount: \$37,752.00

**RECOMMENDATION:**

Staff recommends award of the Contract to Mako Contracting, LLC., in the amount of \$794,436.22. The construction phase will start in November 2019 with completion planned in February 2020.

**LIST OF SUPPORTING DOCUMENTS:**

Ordinance  
Advance Funding Agreement  
Location Maps  
Bid Tab  
Letter of Recommendation