

**CITY OF EL PASO, TEXAS  
AGENDA ITEM  
DEPARTMENT HEAD'S SUMMARY FORM**

**DEPARTMENT:** Capital Improvement

**AGENDA DATE:** March 5, 2019

**CONTACT PERSON/PHONE:** Bruce D. Collins, Purchasing Director, (915) 212-1181  
Sam Rodriguez, City Engineer, (915) 212-1808

**DISTRICT(S) AFFECTED:** 3

**STRATEGIC GOAL:** No. 7 Enhance and Sustain El Paso's Infrastructure

**SUBJECT:**

Discussion and action that pursuant to the Hire El Paso First ordinance, the City Council determines that Jordan Foster Construction, LLC offers the best combination of contract price and additional economic opportunities for the City created by the award of the Hawkins Boulevard Reconstruction 2018-1613R contract; and that the City Manager is authorized to execute the Design-Build documents considered to be the agreement ("Contract") between the City of El Paso and Jordan Foster Construction, LLC a Texas Limited Liability Corporation ("Design-Builder"), a Texas Limited Liability Corporation, for the project known as the Hawkins Boulevard Reconstruction 2018-1613R in an initial amount of Six Hundred Twenty Nine Thousand Seven Hundred Thirty Six and 20/100 dollars (\$629,736.20) for work prior to the execution of the design-build amendment; and that the City Engineer is authorized to approve additional preconstruction services in the amount of \$50,000.00 if the services are necessary for the proper execution of the project.

**BACKGROUND / DISCUSSION:**

On December 18, 2017, City Council approved funding for the 2018 Capital Plan. Included in this Plan, was funding for reconstruction of five critical streets, which included the reconstruction of Hawkins Boulevard. This item will approve an agreement for professional services and preconstruction services for the project. The Hawkins Reconstruction Project includes new roadway pavement structure, sidewalks, parkway improvements, landscaping, and lighting.

**SELECTION SUMMARY:**

Solicitation was advertised on July 31, 2018 and August 7, 2018. The solicitation was posted on City website on July 31, 2018. The email (Purmail) notification was sent out on August 2, 2018. There were forty one (41) viewers. Three (3) proposals were received, two (2) local vendors for the Request for Qualifications phase. Two (2) proposals were requested for the Request for Proposal phase. Although Jordan Foster Construction, LLC was not the highest ranked offeror after the initial evaluation upon applying Hire El Paso First – Local Preference Jordan Foster Construction, LLC is eligible to be awarded this contract subject to City Council acceptance of the economic benefit offset.

**PROTEST**

No protest received for this requirement.

Protest received.

**COUNCIL REPRESENTATIVE BRIEFING:**

Was a briefing provided?  Yes or  No (Routine Item)

If yes, select the applicable districts.

- District 1
- District 2
- District 3
- District 4
- District 5
- District 6
- District 7
- District 8
- All Districts

**PRIOR COUNCIL ACTION:**

On December 18, 2017-, City Council approved funding for the 2018 Capital Plan, including reconstruction of Hawkins Boulevard.

**AMOUNT AND SOURCE OF FUNDING:**

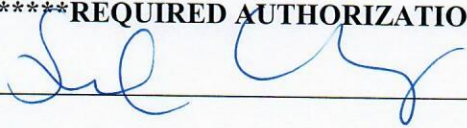
2018 Capital Plan  
2019 Capital Plan

**BOARD / COMMISSION ACTION:**

N/A

\*\*\*\*\*REQUIRED AUTHORIZATION\*\*\*\*\*

**DEPARTMENT HEAD:**

  
\_\_\_\_\_

**COUNCIL PROJECT FORM  
(Design-Build)**

\*\*\*\*\***POSTING LANGUAGE BELOW**\*\*\*\*\*

Please place the following item on the **REGULAR** agenda for the Council Meeting of **MARCH 5, 2019**.

**Strategic Goal No. 7: Enhance and Sustain El Paso’s Infrastructure Network**

Discussion and action that pursuant to the Hire El Paso First ordinance, the City Council determines that Jordan Foster Construction, LLC offers the best combination of contract price and additional economic opportunities for the City created by the award of the Hawkins Boulevard Reconstruction 2018-1613R contract; and that the City Manager is authorized to execute the Design-Build documents considered to be the agreement (“Contract”) between the City of El Paso and Jordan Foster Construction, LLC a Texas Limited Liability Corporation (“Design-Builder”), a Texas Limited Liability Corporation, for the project known as the Hawkins Boulevard Reconstruction 2018-1613R in an initial amount of Six Hundred Twenty Nine Thousand Seven Hundred Thirty Six and 20/100 dollars (\$629,736.20) for work prior to the execution of the design-build amendment; and that the City Engineer is authorized to approve additional preconstruction services in the amount of \$50,000.00 if the services are necessary for the proper execution of the project.



**City of El Paso Design-Build Scoresheet - RFP**

**PROJECT: 2018-1613R Hawkins Boulevard Reconstruction**

	MAX POINTS	J.D. Abrams, L.P	Jordan Foster Construction, LLC
Technical Proposal	65	54.30	50.90
Cost Proposal	35	35.00	34.15
<b>TOTAL SCORE</b>	<b>100</b>	<b>89.30</b>	<b>85.05</b>

\*Hire El Paso First

**Views**  
**(BID # 2018-1613R)**

	<b><u>Name</u></b>	<b>Company</b>
1	Prieto, Ricardo	AIA Engineers
2	Rugh, John	AMTEK
3	Esparza, Isidoro	Basic IDIQ.Inc
4	Atayde, Martin	Best Iron Works
5	Adame, Sergio	Brock And Bustillos
6	Dietrich, Chris	CMD Endeavors, Inc.
7	Ramos Jr, Jesus A	CobbFendley
8	Kyle, Bellomy	ConstructConnect
9	Gibson, Patty	construction Bid Sou
10	Deg, Maria	Contractors Register
11	DUARTE, TONY	CT Construction
12	Soto, Daniel	DRS Rock Materials,
13	Lujan, Rosie	ECM International
14	Falcone, John	Enviroidnet an Entr
15	ALVARADO, LUIS	ETEX ALLIANCE,LLC
16	Estrada, Jose	Forterra Pipe And Pr
17	Tsosie, Kimberly	Glenhasbah Renewable
18	Simmons, Steven	Huitt-Zollars
19	Oralia, Espinoza	In Situ Architecture
20	Saenz, Amadeo	J. D. Abrams, L.P.
21	FERNANDEZ, ALFONSO	JD Abrams
22	Andrea, Klinefelter	Kimley-Horn
23	galindo, jose alberto	maril enterprise
24	Fraire, Julio	MFH Environmental Co
25	Ramos, Angel	New Republic Archite
26	Hernandez, Jacob	Parkhill, Smith And
27	Sanchez, Martha	Sites Southwest
28	Bjornsson, Ron	Smartprocure
29	Malkowski, Shane	Sundt Construction
30	Pare, Jerry	Synscapes of el Paso
31	Jansing, John	TRE And Associates,
32	Gomez, Jaime	Vemac
33	Olguin, Jeannette	Vitual Builders Exch
34	De la Garza, Victor	Walter P Moore
35	Austin, Fork	Wayne Enterprises
36	Johnson, Kesha	WTAGC
37	James, Hardison	
38	Watson, Frank	
39	Banquil, Lovely	
40	Reyes, Yesenia	
41	pinnamaneni, vamsi	

## RESOLUTION

**WHEREAS**, on July 20, 2004, the City Council adopted a resolution approving the use of design-build as an alternative procurement method for construction projects, as permitted by Section 271.113 of the Texas Local Government Code (now Section 2269 of the Texas Government Code); and

**WHEREAS**, on August 26, 2014 the City Council directed that the alternative procurement method policies, including Design-Build policy, be revised to add a local preference evaluation criteria consistent with the Hire El Paso First ordinance to allow award of a construction contract to a Tier 1 bidder who is within 5 points of the highest ranked proposer who is not a resident of the municipality, if the amount of the bid is within 5% of the highest ranked proposer, or to a Tier 2 bidder who is within 5 point of the highest ranked proposer who is not a resident of the municipality, if the amount of the bid is within 2.5% of the highest ranked proposer; and

**WHEREAS**, consistent with Hire El Paso First ordinance, the City may award Tier 1 bidder or Tier 2 bidder if it determines that the Tier 1 or Tier 2 bidder offers the best combination of contract price and additional economic opportunities for the City created by the contract award; and

**WHEREAS**, on April 17, 2018 the City Council approved a resolution amending the delegation of authority from the City Engineer to the Director of Purchasing and Strategic Sourcing (“Director”) to determine which alternative construction project delivery method provides the best value for the City before advertising; and

**WHEREAS**, the Director considered the following criteria as a minimum basis for determining the circumstances under which the Design-build method for civil works project is appropriate for the Hawkins Boulevard Reconstruction project:

- (1) the extent to which the City can adequately define the project requirements;
- (2) the time constraints for the delivery of the project;
- (3) the ability to ensure that a competitive procurement can be held; and
- (4) the capability of the City to manage and oversee the project, including the availability of experienced personnel or outside consultants who are familiar with the design-build method of project delivery.

**WHEREAS**, the Director determined that the design-build method for the civil works project for the Hawkins Boulevard Reconstruction project is appropriate and provides the best value to the City; and

**WHEREAS**, the City of El Paso (“City”) issued a Request for Qualifications and a Request for Proposals as part of the design-build project delivery method for civil works projects through solicitation Hawkins Boulevard Reconstruction 2018-1613R (“Project”); and

**WHEREAS**, the City desires to select, Jordan Foster Construction, LLC a Texas Limited Liability Corporation (“Design-Builder”), as the Design-build firm for the Project after the evaluation of the combination of technical and cost proposals submitted by Design-Builder, on the basis of the published selection criteria and on the ranking evaluations; and

**WHEREAS**, Design-Builder is a Tier1 bidder who is within 5 points of the highest ranked proposer, who is not a resident of the municipality, and whose bid amount is within 5% of the highest ranked proposer, and offers the best combination of contract price and additional economic opportunities of employing 70 residents of the municipality and subcontracting 25% of the value of the contract to local businesses; and

**WHEREAS**, the City negotiated a contract with Design-Builder and desires to enter into a contract for the Hawkins Boulevard Reconstruction 2018-1613R with Design-Builder; and

**WHEREAS**, the initial contract award will commence the work prior to the execution of the design-build amendment and the parties understand that an amendment to establish the Guaranteed Maximum Price for the project will be subject to City Council approval.

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

1. **THAT** pursuant to the Hire El Paso First ordinance, the City Council determines that Jordan Foster Construction, LLC, a Texas Limited Liability Corporation (“Design-Builder”), offers the best combination of contract price and additional economic opportunities for the City created by the award of the Hawkins Boulevard Reconstruction 2018-1613R contract; and
2. **THAT** the City Manager is authorized to execute the Design-Build documents considered to be the agreement (“Contract”) between the City of El Paso and Design-Builder, for the project known as the Hawkins Boulevard Reconstruction 2018-1613R in an initial amount of Six Hundred Twenty Nine Thousand Seven Hundred Thirty Six and 20/100 dollars (\$629,736.20) for work prior to the execution of the Design-Build Amendment; and that the City Engineer is authorized to approve additional preconstruction services in the amount of \$50,000.00 if the services are necessary for the proper execution of the project.

(Signatures Begin on the Following Page)

Adopted this \_\_\_ day of \_\_\_\_\_, 2019.

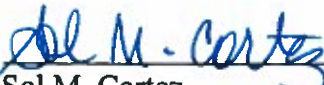
CITY OF EL PASO:

\_\_\_\_\_  
Dee Margo, Mayor

ATTEST:

\_\_\_\_\_  
Laura D. Prine,  
City Clerk

APPROVED AS TO FORM:

  
\_\_\_\_\_  
Sol M. Cortez  
Senior Assistant City Attorney

APPROVED AS TO CONTENT:

\_\_\_\_\_  
Sam Rodriguez, P.E., City Engineer  
Capital Improvement Department

APPROVED AS TO CONTENT:

\_\_\_\_\_  
Bruce D. Collins, Director  
Purchasing & Strategic Sourcing Dept.