

**CITY OF EL PASO, TEXAS
REQUEST FOR COUNCIL ACTION (RCA)
COMPETITIVE SEALED PROPOSAL**

DEPARTMENT: El Paso International Airport

AGENDA DATE: January 27, 2009

CONTACT PERSON/PHONE: Alan Shubert, Director, Engineering Dept., Phone 541-4423

PROJECT NAME/SOLICITATION NO: EPIA – U.S. Customs and Border Protection Facility (Re-Bid)/2009-046

DISTRICT(S) AFFECTED: 2

SUBJECT:

Discussion and action on the award of **Proposal No. 2009-046** for **EPIA – U.S. Customs and Border Protection Facility (Re-Bid)** to **Matyear Construction Co., Inc.** for a total amount of **\$287,246.00**. **Matyear Construction Co., Inc.** proposal was selected by the Engineering Department as the highest ranked proposal and City staff has negotiated a contract that provides the best value to the City of El Paso. The Contract is for a period of **sixty-five (65)** consecutive work days.

BACKGROUND / DISCUSSION:

It is requested that the City Manager of the City of El Paso be authorized to sign any contracts or other documents required to effectuate this award.

The project consists of a tenant improvement within the existing U.S. Customs and Border Protection Facility located on El Paso International Airport property. The improvements consist of demolition to existing interior walls, as well as the construction of new walls, new wall and ceiling finishes, a new restroom layout, and a detention holding cell.

The Competitive Sealed Proposal method and criteria as noted in the bid documents allows for factors other than price be used to select the best value contractor. These factors, in addition to price, include past offeror performance on City projects, building construction experience, the use of local project managers and local subcontractors, and the provision for company employee health insurance.

As a part of this award, upon the review of the City Attorney, the City Engineer may without further authorization from City Council approve contract changes which are necessary for proper execution of the work and carrying out the intent of the design, but which do not increase the scope of the contract as awarded, in an amount not to exceed \$25,000.00 per numbered change order without further authorization by City Council.

This is a lump-sum contract. The Financial Services, Engineering and El Paso International Airport Departments recommend award to the offeror whose Proposal provides the best value to the City.

Bid Tabulation and Competitive Sealed Proposal Evaluation Sheet are included in agenda backup.

PRIOR COUNCIL ACTION:

The City of El Paso authorized the ranking of **Matyear Construction Co., Inc.** as the highest ranked offeror for the EPIA – U.S. Customs and Border Protection Facility (Re-Bid) project on **January 13, 2009**. In addition, City Council authorized City staff to enter into negotiations with **Matyear Construction Co., Inc.** in accordance with TX Local Government Code 271.116.

AMOUNT AND SOURCE OF FUNDING:

The Funding Source funds this project. Funding is available in:

62620026 / 508027 / 41088 / PAP0048

Airport Enterprise Fund

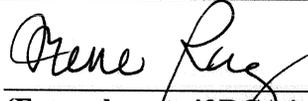
BOARD / COMMISSION ACTION:

N/A

*******REQUIRED AUTHORIZATION*******

LEGAL: (if required) _____ **FINANCE:** (if required) _____

DEPARTMENT HEAD:



(Example: if RCA is initiated by Purchasing, client department should sign also)
Information copy to appropriate Deputy City Manager

APPROVED FOR AGENDA:

CITY MANAGER: _____

DATE: _____

CITY OF EL PASO BID TABULATION

BID TITLE: EL PASO INTERNATIONAL AIRPORT U.S. CUSTOMS AND BORDER PROTECTION FACILITY "REBID"
 BID DATE: NOVEMBER 19, 2008

BID NO: 2009-046
 DEPARTMENT: AIRPORT

	ARMOR CONSTRUCTION CO. EL PASO, TEXAS	BLAIR-HALL CO., INC. EL PASO, TEXAS	CK CONSTRUCTION, INC. EL PASO, TEXAS	CPME, L.L.C. EL PASO, TEXAS	EPCON, INC. EL PASO, TEXAS	F.T. JAMES CONSTRUCTION EL PASO, TEXAS
DESCRIPTION	TOTAL	TOTAL	TOTAL	TOTAL	TOTAL	TOTAL
BASE BID	\$265,564.00	\$262,600.00	\$307,300.00	\$288,000.00	\$314,300.00	\$333,111.00
BID BOND SUBMITTED	YES	YES	YES	YES	YES	YES
AMENDMENTS ACKNOWLEDGED	YES	YES	YES	YES	YES	YES

CITY OF EL PASO BID TABULATION

BID TITLE: EL PASO INTERNATIONAL AIRPORT U.S. CUSTOMS AND BORDER PROTECTION FACILITY "REBID"
 BID DATE: NOVEMBER 19, 2008

BID NO: 2009-046
 DEPARTMENT: AIRPORT

	HENRY BENNING CONSTRUCTION, INC. EL PASO, TEXAS	KEKOKA CONSTRUCTION DIANA, TEXAS **Non-Responsive**	MATYEAR CONSTRUCTION CO., INC. EL PASO, TEXAS	MEDLOCK COMMERCIAL CONTRACTORS, LLC EL PASO, TEXAS	SDVO CONSTRUCTORS, LP EL PASO, TEXAS	
DESCRIPTION	TOTAL	TOTAL	TOTAL	TOTAL	TOTAL	TOTAL
BASE BID	\$328,887.00	\$367,556.00	\$287,246.00	\$285,536.00	\$313,000.00	
BID BOND SUBMITTED	YES	NO **Non-Responsive**	YES	YES	YES	
AMENDMENTS ACKNOWLEDGED	YES	YES	YES	YES	YES	

APPROVED BY: *MWP*

JOHN COOK
MAYOR

JOYCE WILSON
CITY MANAGER

ALAN SHUBERT, P.E.
CITY ENGINEER



CITY COUNCIL
ANN MORGAN LILLY, DISTRICT 1
SUSANNAH M. BYRD, DISTRICT 2
EMMA ACOSTA, DISTRICT 3
MELINA CASTRO, DISTRICT 4
RACHEL QUINTANA, DISTRICT 5
EDDIE HOLGUIN JR., DISTRICT 6
STEVE ORTEGA, DISTRICT 7
BETO O'ROURKE, DISTRICT 8

RECOMMENDATION

ENGINEERING DEPARTMENT

Working Together, Building for the Future

January 15, 2009

To: Sandra Jimenez

From: Sam Rodriguez, Engineering Division Manager 

Subject: **EPIA US Customs and Border Protection Facility, (Re-bid) Proposal No. 2009-046**

We have conducted the negotiations meeting with Matyear Construction, Inc. and the outcome is as follows. There will be no adjustments made to the contract and we recommend that the Base Bid be awarded to Matyear Construction, Inc. Total estimated contract award of \$287,246.00.

If you have any questions, please call me at 541-4023.

**City of El Paso
Scope of Work**

**EPIA – U.S. Customs and Border Protection Facility (Re-Bid)
Proposal No. 2009-046**

Base Bid:

Work under Base Bid for the **EPIA - U.S. Customs and Border Protection Facility** Project

comprise:

The Work includes a 2,100 square foot tenant improvement within an existing 3,150 square foot building on El Paso International Airport property; includes demolition of existing interior walls, construction of new walls, new floor, base, wall and ceiling finishes, interior storefront system, millwork, new restroom layout, a detention holding cell and HVAC and Electrical Systems.

MOTION
JANUARY13, 2009

Motion made, seconded, and unanimously carried to **AUTHORIZE** the City to enter into negotiations with Matyear Construction Co. Inc. who submitted the highest ranked proposal for the EPIA – U.S. Customs and Border Protection Facility (Re-Bid) as per recommendations from the Engineering Department and El Paso International Airport. This project was bid as a Competitive Sealed Proposal and the statute allows contract negotiations regarding the scope and price of a project with the selected offeror.

Department: El Paso International Airport
Account No.: 62620026 – 508027 – 41088 – PAP0048
Funding Source: Airport Enterprise Fund
Proposal No.: 2009-046

Richarda Duffy Momsen, City Clerk

SUPPLEMENTAL (Revised 12/30/08)

**COMPETITIVE SEALED PROPOSAL OFFEROR CRITERIA EVALUATION
EPIA – U.S. CUSTOMS AND BORDER PROTECTION FACILITY (RE-BID), Proposal No. 2009-046**

Part A: Price Maximum 65 Points Base Bid	Lowest Proposal Amt	Divided by Offeror's Amt	X 65		Armor Construction Co., Inc.	Blair-Hall Co., Inc.	CK Construction, Inc.	CPME, LLC	EPCON, Inc.	Henry Benning Const., Inc.	Matyear Construction, Inc.	Medlock Commercial Cont. LLC	SDVO Construction, LP	F.T. James Construction, Inc. Scored 12/30/08	
\$265,564.00	\$262,600.00	\$265,564.00	.99 x 65 =		64.35										
\$262,600.00	\$262,600.00	\$262,600.00	1 x 65 =			65									
\$307,300.00	\$262,600.00	\$307,300.00	.86 x 65 =				55.9								
\$288,000.00	\$262,600.00	\$288,000.00	.92 x 65 =					59.28							
\$314,000.00	\$262,600.00	\$314,000.00	.84 x 65 =						54.6						
\$328,887.00	\$262,600.00	\$328,887.00	.80 x 65 =							52					
\$287,246.00	\$262,600.00	\$287,246.00	.914 x 65 =								59.42				
\$285,536.00	\$262,600.00	\$285,536.00	.92 x 65 =									59.8			
\$313,000.00	\$262,600.00	\$313,000.00	.84 x 65 =										54.6		
\$333,111.00	\$262,600.00	\$333,111.00	.79 x 65 =											51.35	
Part B: Offeror's Past Relationship With Owner (Maximum 10 Points)				Value of Points	Total Points	Total Points	Total Points	Total Points	Total Points	Total Points	Total Points	Total Points	Total Points	Total Points	
Contract performance in compliance with City Construction Documents				0 to 8	4.5	4	3	8	6	4.5	8	4.5	4.5	8	
Completion of City contract(s) accomplished by completion due date				0 to 2	1	0	1	2	2	1	2	1	1	2	
Negative performance on City contract(s)				0 to -10	0	-2	-3	0	0	0	0	0	0	0	
Part C: Offeror's Experience & Qualifications (Maximum 10 Points)				Value of Points	Total Points	Total Points	Total Points	Total Points	Total Points	Total Points	Total Points	Total Points	Total Points	Total Points	
Offeror has successfully completed projects similar in scope, size and value				0 to 8	8	8	8	8	8	8	8	8	8	8	
Offeror has been in business at least five years				0 to 2	2	2	0	2	2	2	2	0	0	2	
Negative performance on contract(s)				0 to -10	0	0	0	0	0	0	0	0	0	0	
Part D: Health Benefits (Maximum 5 Points)				Value of Points	Total Points	Total Points	Total Points	Total Points	Total Points	Total Points	Total Points	Total Points	Total Points	Total Points	
Offeror provides to its employees Health Insurance Benefits where 60% or more of the cost is paid by the Offeror/Employer.				0 or 5	0	5	5	5	0	0	5	5	0	0	
Part E: Local Project Manager (Maximum 5 Points)				Value of Points	Total Points	Total Points	Total Points	Total Points	Total Points	Total Points	Total Points	Total Points	Total Points	Total Points	
Prime Contractor has a local Project Manager.				0 or 5	5	5	5	5	5	5	5	5	5	0	
Part F: Local Subcontractor Work (Maximum 5 Points)				Value of Points	Total Points	Total Points	Total Points	Total Points	Total Points	Total Points	Total Points	Total Points	Total Points	Total Points	
Local Subcontractors shall perform a total of 75% or more of the cumulative total of all subcontract work.				0 or 5	5	5	5	5	5	5	5	5	5	5	
GRAND TOTAL POINTS						89.85	92	79.9	94.28	82.6	77.5	94.42	88.3	78.1	76.35