

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

DEPARTMENT: Engineering & Construction Management

AGENDA DATE: March 15, 2011

CONTACT PERSON/PHONE: R. Alan Shubert, P.E., City Engineer, 541-4423

DISTRICT(S) AFFECTED: ALL

SUBJECT:

Discussion and action on award of bid 2011-128 for Clint Cell Lining Cells 7-10 to L. D. Kemp Excavating, Inc., for a total amount of \$3,993,139.20.

BACKGROUND / DISCUSSION:

The City of El Paso will be expanding the capacity of the Clint Landfill by lining an additional four cells (36 acres) within the area for municipal solid waste permit (MSW) 2284. The project will consist of approximately 345,000 CY of earthwork to make the site ready to receive the new liner system. The liner system will cover the roughly 36 acres and will be comprised of a reinforced geo-synthetic clay layer overlain with a 60-mil high density polyethylene (HDPE) liner and finally a dual geotextile/geo-composite drainage layer on top. A 2 foot protective soil layer will be placed over the liner system. A leachate collection system will be installed above the liner system to convey leachate to a sump structure. Leachate riser pipes, concrete sump access structures, pumps, discharge piping and electrical power and control work will be installed and tied into an existing force main system on site. The project will also require construction of a perimeter storm drainage channel, rock rip-rap lined channel drop and access road.

The total contract time is for a period of 210 consecutive calendar days, 180 calendar days for substantial completion and 30 calendar days for remaining work.

This is a low bid, unit-priced contract. L. D. Kemp Excavating, Inc. is the lowest responsible, responsive bidder. It is requested that the City Manager be authorized to sign the reference contract.

PRIOR COUNCIL ACTION:

N/A

AMOUNT AND SOURCE OF FUNDING: Disposal – garbage collection fees

BOARD / COMMISSION ACTION:

N/A

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

DEPARTMENT HEAD: _____



(If Department Head Summary Form is initiated by Purchasing, client department should sign also)

Information copy to appropriate Deputy City Manager

Contractor Experience Reference Form-
Prepared by Parkhill, Smith & Cooper

Contractor	LD Kemp -	Sub Contractor,	Texas Environmental Plastics
Project 1		Baytown Landfill Cell	Baytown, TX
Project 1 Scope		Landfill Liner System	
Project 1 Comments		Good to work with. Get in, get the job done and get out. Have a national contract with Waste Management which speaks highly of them. Spoke with Reid Matthews of Golden Associates.	
Project 2		Paris Landfill	Paris, TX
Project 2 Scope		Landfill Liner System	
Project 2 Scope		Good, professional liner sub contractors. They have a lot of liner experience over the last 5 years. Did a good job even when project conditions changed. Would not hesitate to work with them again. Spoke with Walter Hunt of Waste Management.	
Project 3		McGuire Nuclear Facility Pond	Hunterville, NC.
Project 3 Scope		Pond Lining (2) 1.5 M Gal ponds at Duke Energy Nuclear Power Plant	
Project 3 Comments		Outstanding job with liner installation even under strict safety considerations of a nuclear power plant. Spoke with Mr. Crowder of Crowder Construction.	
Contractor		LD Kemp	
Project 1			
Project 1 Scope		LD Kemp is the contractor that successfully completed Clint Cells 3-6 project. PSC has also personally worked with LD Kemp on other successful solid waste cell projects. Calling on references was not warranted.	

CONSTRUCTION PROJECT FORM
Unit Price

DATE: 03/02/11
PROJECT: Clint Cell Lining Cells 7-10
SOLICITATION NO: 2011-128
FUNDING SOURCE: Disposal – garbage collection fees
DEPARTMENT: Engineering and Construction Management
DISTRICT(S): ALL **LOCATION:** 2300 Darrington Rd, Clint, TX.

AGENDA DATE: March 15, 2011 **Lowest responsible bidder**
CONTRACTOR: L. D. Kemp Excavating, Inc.
TOTAL ESTIMATED AMOUNT: \$3,993,139.20

Discussion and action on award of Solicitation No. 2011-128 for the Clint Cell Lining Cells 7-10, to L.D. Kemp Excavating, Inc., for a total estimated amount of \$3,993,139.20.

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.

Work under this unit price contract is only an estimated value and will be ordered, performed, invoiced, and paid by measured quantity. The actual cost of this contract may be higher or lower than the total estimated value and will be the sum total of unit prices at the end of the contract term.

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 project, which are in accordance with applicable law, do not make changes to the prices and are within the appropriate budget.

This is a low bid, unit-price contract. The Engineering and Construction Management Department and Environmental Services recommend award as indicated to the lowest responsible and responsive bidder.

DESCRIPTION OR EXPLANATION:

Sum Total Base Bid (Items 1-23): \$3,993,139.20

TOTAL ESTIMATED AWARD: \$3,993,139.20
TIME FOR COMPLETION: 210 Consecutive work days
SUBSTANTIAL TIME: 180 Consecutive work days
REMAINING WORK: 30 Consecutive work days
LIQUIDATED DAMAGES: \$875.00/Consecutive work day after substantial completion date
LIQUIDATED DAMAGES: \$450.00/Consecutive work day after expiration of contract time

APPROVED:



R. Alan Shubert, P.E.
City Engineer

Dedicated to Outstanding Customer Service for a Better Community

S E R V I C E S O L U T I O N S S U C C E S S

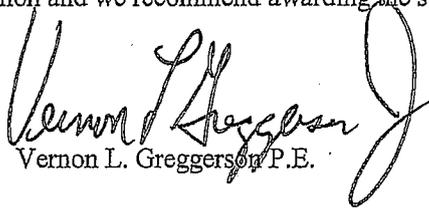


MEMORANDUM

RECOMMENDATION

To: Miguel A Rodriguez
Cc: Miguel Parra
From: Vernon L. Greggerson P.E.
Date: 3/3/2011
Subject: Clint Cell Lining Cells 7-10

Attached is a letter from our consultant concerning the award of the subject project. ESD Engineering concurs with the consultant's opinion and we recommend awarding the subject project to LD Kemp.


Vernon L. Greggerson P.E.

Mayor
John F. Cook

City Council

District 1
Ann Morgan Lilly

District 2
Susie Byrd

District 3
Emma Acosta

District 4
Carl L. Robinson

District 5
Rachel Quintana

District 6
Eddie Holguin Jr.

District 7
Steve Ortega

District 8
Beto O'Rourke

City Manager
Joyce A. Wilson



ENVIRONMENTAL SERVICES DEPARTMENT

7968 SAN PAULO, EL PASO, TEXAS 79907 · 915-621-6700 · FAX 915-621-6711 · WWW.ELPASOTEXAS.GOV



PARKHILLSMITH&COOPER

March 3, 2011

City of El Paso – Environmental Services Department
7968 San Paulo
El Paso, TX 79907

RECOMMENDATION

Attn: Vernon Greggerson, PE
Engineering Division Supervisor

Re: Clint Cell Lining Cells 7-10
Letter of Recommendation of Award

Dear Vernon,

We are in receipt of the bid package you provided for LD Kemp Excavating Inc. We have reviewed the bid and found it to be responsive. LD Kemp has also provided documentation committing to a liner installation sub-contractor (Texas Environmental Plastics) and submitted previous project experience qualifications of the liner sub as requested. After calling on several references for the liner installer and receiving only positive feedback, we have no objection to recommending project award to LD Kemp Excavating Inc.

If you have any questions or need anything further please feel free to call.

Sincerely,

PARKHILL, SMITH & COOPER, INC.

By

R. Matt Dyer, P.E.
Corporate Associate

Cc: File 01.5130.10 Bid Phase
PSC Holly Holder, PE

Amarillo
El Paso
Las Cruces
Lubbock
Midland

RMD/ar

X:\2010\5130.10\CORRESP\LTR\CEP LTR#4-rec-award(3-3-11).docx

810 East Yandell El Paso, Texas 79902 915.533.6811 Fax 915.544.2059

CLINT CELL LINING CELLS 7-10

SOLICITATION No. 2011-128

SCOPE OF WORK

The City of El Paso will be expanding the capacity of the Clint Landfill by lining an additional four cells (36 acres) within the area for municipal solid waste permit (MSW) 2284. The project will consist of approximately 345,000 CY of earthwork to make the site ready to receive the new liner system. The liner system will cover the roughly 36 acres and will be comprised of a reinforced geo-synthetic clay layer overlain with a 60-mil high density polyethylene (HDPE) liner and finally a dual geotextile/geo-composite drainage layer on top. A 2 foot protective soil layer will be placed over the liner system. A leachate collection system will be installed above the liner system to convey leachate to a sump structure. Leachate riser pipes, concrete sump access structures, pumps, discharge piping and electrical power and control work will be installed and tied into an existing force main system on site.

The project will also require construction of a perimeter storm drainage channel, rock rip-rap lined channel drop and access road.

Prior to commencing of work the Contractor shall submit to the City of El Paso Engineering and Construction Management Department, and obtain approval of, the Sequence of Construction, Schedule of Work, and Traffic Control Plan.

END SCOPE OF WORK

CITY OF EL PASO BID TABULATION

BID TITLE: CLINT CELL LINING CELLS 7 - 10
 BID DATE: February 9, 2011
 BID NO: 2011-128
 DEPARTMENT: ESD

				L.D. KEMP EXCAVATING, INC. FT. WORTH, TX		KIRKLAND CONSTRUCTION L.L.L.P RYE, CO		CSW CONTRACTORS, INC. PHOENIX, AZ	
ITEM #	EST. QTY	UNITS	DESCRIPTION	UNIT PRICE	TOTAL	UNIT PRICE	TOTAL	UNIT PRICE	TOTAL

BASE BID - UNIT PRICE SCHEDULE:

1	1	LS	MOBILIZATION COST (NOT TO EXCEED 3% OF BID PRICE) FOR THE SUM OF:	\$119,000.00	\$119,000.00	\$120,000.00	\$120,000.00	\$114,991.70	\$114,991.70
2	332,940	CY	EXCAVATION OF AREAS TO RECEIVE LINER SYSTEM AND DRAINAGE CHANNELS, COMPLETE IN PLACE, FOR THE SUM OF:	\$2.10	\$699,174.00	\$2.00	\$665,880.00	\$1.45	\$482,763.00
3	13,940	CY	EMBANKMENT FILL IN AREAS TO RECEIVE LINER SYSTEM AND DRAINAGE CHANNELS, COMPLETE IN PLACE, FOR THE SUM OF:	\$1.25	\$17,425.00	\$0.50	\$6,970.00	\$0.18	\$2,509.20
4	1,262,860	SF	SUBGRADE PREPARATION FOR AREAS TO RECEIVE LINER ON THE FLOOR OF THE CELLS, COMPLETE IN PLACE, FOR THE SUM OF:	\$0.10	\$126,286.00	\$0.12	\$151,543.20	\$0.05	\$63,143.00
5	325,780	SF	SUBGRADE PREPARATION FOR AREAS TO RECEIVE LINER ON THE SLOPES AND ANCHOR TRENCH OF THE CELLS, COMPLETE IN PLACE, FOR THE SUM OF:	\$0.22	\$71,671.60	\$0.12	\$39,093.60	\$0.14	\$45,609.20
6	311,580	SF	SOIL STABILIZATION OF CELLS SIDE SLOPES, COMPLETE IN PLACE, FOR THE SUM OF:	\$0.25	\$77,895.00	\$0.61	\$190,063.80	\$0.39	\$121,516.20
7	1,239,840	SF	GEOSYNTHETIC CLAY LINER, REINFORCED, ON THE FLOOR OF THE CELLS, FURNISHED AND INSTALLED, FOR THE SUM OF:	\$0.45	\$557,928.00	\$0.46	\$570,326.40	\$0.60	\$743,904.00
8	355,060	SF	GEOSYNTHETIC CLAY LINER, REINFORCED, ON THE SLOPES AND ANCHOR TRENCH OF THE CELLS, FURNISHED AND INSTALLED, FOR THE SUM OF:	\$0.50	\$177,530.00	\$0.51	\$181,080.60	\$0.66	\$234,339.60
9	1,239,840	SF	GEOMEMBRANE LINER, SMOOTH, ON THE FLOOR OF THE CELLS, FURNISHED AND INSTALLED, FOR THE SUM OF:	\$0.45	\$557,928.00	\$0.42	\$520,732.80	\$0.58	\$719,107.20
10	355,060	SF	GEOMEMBRANE LINER, TEXTURED, ON THE SLOPES AND ANCHOR TRENCH OF THE CELLS, FURNISHED AND INSTALLED, FOR THE SUM OF:	\$0.54	\$191,732.40	\$0.45	\$159,777.00	\$0.63	\$223,687.80
11	1,594,900	SF	DUAL GEOTEXTILE GEOCOMPOSITE DRAINAGE LAYER, ON THE FLOOR AND SLOPES AND ANCHOR TRENCH OF THE CELLS, FURNISHED AND INSTALLED, FOR THE SUM OF:	\$0.48	\$765,552.00	\$0.50	\$797,450.00	\$0.64	\$1,020,736.00
12	1,262,860	SF	PROTECTIVE SOIL COVER, ON THE FLOOR OF THE CELLS, FURNISHED AND INSTALLED, FOR THE SUM OF:	\$0.16	\$202,057.60	\$0.19	\$239,943.40	\$0.14	\$176,800.40
13	347,223	SF	PROTECTIVE SOIL COVER, ON THE SLOPES OF THE CELLS UP TO BACK OF ANCHOR TRENCH, FURNISHED AND INSTALLED, FOR THE SUM OF:	\$0.20	\$69,444.60	\$0.25	\$86,805.75	\$0.15	\$52,083.45

Approved By: *ML*

CITY OF EL PASO BID TABULATION

BID TITLE:		CLINT CELL LINING CELLS 7 - 10					BID NO: 2011-128			
BID DATE:		February 9, 2011					DEPARTMENT: ESD			
				L.D. KEMP EXCAVATING, INC. FT. WORTH, TX		KIRKLAND CONSTRUCTION L.L.P RYE, CO		CSW CONTRACTORS, INC. PHOENIX, AZ		
ITEM #	EST. QTY	UNITS	DESCRIPTION	UNIT PRICE	TOTAL	UNIT PRICE	TOTAL	UNIT PRICE	TOTAL	
BASE BID - UNIT PRICE SCHEDULE:										
14	41,340	SF	GEOTEXTILE FABRIC FOR THE LEACHATE COLLECTION SYSTEM, FURNISHED AND INSTALLED, FOR THE SUM OF:	\$0.25	\$10,335.00	\$0.15	\$6,201.00	\$0.37	\$15,295.80	
15	1,080	CY	GRAVEL DRAINAGE MATERIAL FOR LEACHATE COLLECTION SYSTEM, FURNISHED AND INSTALLED, FOR THE SUM OF:	\$44.00	\$47,520.00	\$40.00	\$43,200.00	\$41.43	\$44,744.40	
16	2,920	LF	POLYETHYLENE PIPE, 6-INCH, FOR THE LEACHATE COLLECTION SYSTEM, FURNISHED AND INSTALLED, FOR THE SUM OF:	\$6.75	\$19,710.00	\$15.00	\$43,800.00	\$8.78	\$25,637.60	
17	1,750	LF	POLYETHYLENE PIPE, 4-INCH, FOR THE LEACHATE FORCE MAIN, FURNISHED AND INSTALLED, FOR THE SUM OF:	\$6.00	\$10,500.00	\$13.00	\$22,750.00	\$16.19	\$28,332.50	
18	11,850	SY	ACCESS ROAD, COMPLETE IN PLACE, FOR THE SUM OF:	\$1.00	\$11,850.00	\$1.00	\$11,850.00	\$0.63	\$7,465.50	
19	1	LS	SITE SIGNAGE, FURNISHED AND INSTALLED, FOR THE SUM OF:	\$11,000.00	\$11,000.00	\$15,000.00	\$15,000.00	\$1,627.55	\$1,627.55	
20	4	EA	SUMP, SUMP ACCESS STRUCTURE, PRESSURE TRANSDUCER, FLOW METER, PERMANENT PUMP AND ALL PIPING AND APPURTENANCES, FURNISHED AND INSTALLED, FOR THE SUM OF:	\$28,400.00	\$113,600.00	\$55,000.00	\$220,000.00	\$44,968.19	\$179,872.76	
21	1	LS	ELECTRICAL, SERVICE, POWER AND CONTROL DISTRIBUTION FOR SUMP PUMPS, FURNISHED AND INSTALLED, FOR THE SUM OF:	\$112,000.00	\$112,000.00	\$82,000.00	\$82,000.00	\$32,551.10	\$32,551.10	
22	1	LS	EROSION CONTROL, FURNISHED AND INSTALLED, FOR THE SUM OF:	\$9,500.00	\$9,500.00	\$5,000.00	\$5,000.00	\$19,400.46	\$19,400.46	
23	1	LS	CHANNEL DROP STRUCTURE, FURNISHED AND INSTALLED, FOR THE SUM OF:	\$13,500.00	\$13,500.00	\$10,000.00	\$10,000.00	\$43,052.12	\$43,052.12	
SUM TOTAL BASE BID (ITEMS 1 -23)				\$3,993,139.20		\$4,189,467.55		\$4,399,170.54		
AMENDMENTS NO. 1, NO. 2, NO. 3, & NO. 4 ACKNOWLEDGED				YES		YES		YES		
BID BOND				YES		YES		YES		

Approved By: *ML*

CITY OF EL PASO BID TABULATION

BID TITLE:		CLINT CELL LINING CELLS 7 - 10					BID NO: 2011-128		
BID DATE:		February 9, 2011					DEPARTMENT: ESD		
				R.E. MONKS CONSTRUCTION CO., LLC FOUNTAIN HILLS, AZ		RUMMEL CONSTRUCTION, INC. SCOTTSDALE, AZ		SAAB SITE CONTRACTORS, L.P. EL PASO, TX	
ITEM #	EST. QTY	UNITS	DESCRIPTION	UNIT PRICE	TOTAL	UNIT PRICE	TOTAL	UNIT PRICE	TOTAL

BASE BID - UNIT PRICE SCHEDULE:

1	1	LS	MOBILIZATION COST (NOT TO EXCEED 3% OF BID PRICE) FOR THE SUM OF:	\$133,500.00	\$133,500.00	\$142,000.00	\$142,000.00		
2	332,940	CY	EXCAVATION OF AREAS TO RECEIVE LINER SYSTEM AND DRAINAGE CHANNELS, COMPLETE IN PLACE, FOR THE SUM OF:	\$2.10	\$699,174.00	\$3.25	\$1,082,055.00		
3	13,940	CY	EMBANKMENT FILL IN AREAS TO RECEIVE LINER SYSTEM AND DRAINAGE CHANNELS, COMPLETE IN PLACE, FOR THE SUM OF:	\$0.75	\$10,455.00	\$0.50	\$6,970.00		
4	1,262,860	SF	SUBGRADE PREPARATION FOR AREAS TO RECEIVE LINER ON THE FLOOR OF THE CELLS, COMPLETE IN PLACE, FOR THE SUM OF:	\$0.10	\$126,286.00	\$0.09	\$113,657.40		
5	325,780	SF	SUBGRADE PREPARATION FOR AREAS TO RECEIVE LINER ON THE SLOPES AND ANCHOR TRENCH OF THE CELLS, COMPLETE IN PLACE, FOR THE SUM OF:	\$0.15	\$48,867.00	\$0.21	\$68,413.80		
					CONTRACTOR'S TOTAL = \$48,880.50				
6	311,580	SF	SOIL STABILIZATION OF CELLS SIDE SLOPES, COMPLETE IN PLACE, FOR THE SUM OF:	\$0.60	\$186,948.00	\$0.38	\$118,400.40		
7	1,239,840	SF	GEOSYNTHETIC CLAY LINER, REINFORCED, ON THE FLOOR OF THE CELLS, FURNISHED AND INSTALLED, FOR THE SUM OF:	\$0.47	\$582,724.80	\$0.51	\$632,318.40		
8	355,060	SF	GEOSYNTHETIC CLAY LINER, REINFORCED, ON THE SLOPES AND ANCHOR TRENCH OF THE CELLS, FURNISHED AND INSTALLED, FOR THE SUM OF:	\$0.55	\$195,283.00	\$0.56	\$198,833.60		
9	1,239,840	SF	GEOMEMBRANE LINER, SMOOTH, ON THE FLOOR OF THE CELLS, FURNISHED AND INSTALLED, FOR THE SUM OF:	\$0.46	\$570,326.40	\$0.48	\$595,123.20		
10	355,060	SF	GEOMEMBRANE LINER, TEXTURED, ON THE SLOPES AND ANCHOR TRENCH OF THE CELLS, FURNISHED AND INSTALLED, FOR THE SUM OF:	\$0.50	\$177,530.00	\$0.56	\$198,833.60		
11	1,594,900	SF	DUAL GEOTEXTILE GEOCOMPOSITE DRAINAGE LAYER, ON THE FLOOR AND SLOPES AND ANCHOR TRENCH OF THE CELLS, FURNISHED AND INSTALLED, FOR THE SUM OF:	\$0.50	\$797,450.00	\$0.55	\$877,195.00		
12	1,262,860	SF	PROTECTIVE SOIL COVER, ON THE FLOOR OF THE CELLS, FURNISHED AND INSTALLED, FOR THE SUM OF:	\$0.25	\$315,715.00	\$0.35	\$442,001.00		
13	347,223	SF	PROTECTIVE SOIL COVER, ON THE SLOPES OF THE CELLS UP TO BACK OF ANCHOR TRENCH, FURNISHED AND INSTALLED, FOR THE SUM OF:	\$0.45	\$156,250.35	\$0.50	\$173,611.50		

Approved By: *ML*

CITY OF EL PASO BID TABULATION

BID TITLE: CLINT CELL LINING CELLS 7 - 10 **BID NO:** 2011-128
BID DATE: February 9, 2011 **DEPARTMENT:** ESD

	R.E. MONKS CONSTRUCTION CO., LLC FOUNTAIN HILLS, AZ	RUMMEL CONSTRUCTION, INC. SCOTTSDALE, AZ	SAAB SITE CONTRACTORS, L.P. EL PASO, TX
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ITEM #	EST. QTY	UNITS	DESCRIPTION	UNIT PRICE	TOTAL	UNIT PRICE	TOTAL	UNIT PRICE	TOTAL
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BASE BID - UNIT PRICE SCHEDULE:

14	41,340	SF	GEOTEXTILE FABRIC FOR THE LEACHATE COLLECTION SYSTEM, FURNISHED AND INSTALLED, FOR THE SUM OF:	\$0.40	\$16,536.00	\$0.40	\$16,536.00		
15	1,080	CY	GRAVEL DRAINAGE MATERIAL FOR LEACHATE COLLECTION SYSTEM, FURNISHED AND INSTALLED, FOR THE SUM OF:	\$52.00	\$56,160.00	\$60.00	\$64,800.00		
16	2,920	LF	POLYETHYLENE PIPE, 6-INCH, FOR THE LEACHATE COLLECTION SYSTEM, FURNISHED AND INSTALLED, FOR THE SUM OF:	\$11.00	\$32,120.00	\$8.00	\$23,360.00		
17	1,750	LF	POLYETHYLENE PIPE, 4-INCH, FOR THE LEACHATE FORCE MAIN, FURNISHED AND INSTALLED, FOR THE SUM OF:	\$20.00	\$35,000.00	\$6.25	\$10,937.50		
18	11,850	SY	ACCESS ROAD, COMPLETE IN PLACE, FOR THE SUM OF:	\$1.00	\$11,850.00	\$0.50	\$5,925.00		
19	1	LS	SITE SIGNAGE, FURNISHED AND INSTALLED, FOR THE SUM OF:	\$21,000.00	\$21,000.00	\$23,500.00	\$23,500.00		
20	4	EA	SUMP, SUMP ACCESS STRUCTURE, PRESSURE TRANSDUCER, FLOW METER, PERMANENT PUMP AND ALL PIPING AND APPURTENANCES, FURNISHED AND INSTALLED, FOR THE SUM OF:	\$47,500.00	\$190,000.00	\$44,000.00	\$176,000.00		
21	1	LS	ELECTRICAL, SERVICE, POWER AND CONTROL DISTRIBUTION FOR SUMP PUMPS, FURNISHED AND INSTALLED, FOR THE SUM OF:	\$78,000.00	\$78,000.00	\$105,000.00	\$105,000.00		
22	1	LS	EROSION CONTROL, FURNISHED AND INSTALLED, FOR THE SUM OF:	\$2,000.00	\$2,000.00	\$10,000.00	\$10,000.00		
23	1	LS	CHANNEL DROP STRUCTURE, FURNISHED AND INSTALLED, FOR THE SUM OF:	\$10,000.00	\$10,000.00	\$14,000.00	\$14,000.00		

SUM TOTAL BASE BID (ITEMS 1 -23)	\$4,453,175.55	\$5,099,471.40	"NON - RESPONSIVE"
	CONTRACTOR'S TOTAL = \$4,453,189.05		

AMENDMENTS NO. 1, NO. 2, NO. 3, & NO. 4 ACKNOWLEDGED	YES	YES	"NON - RESPONSIVE"
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BID BOND	YES	YES	"NON - RESPONSIVE"
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Approved By:

Dedicated to Outstanding Customer Service for a Better Community

S E R V I C E S O L U T I O N S S U C C E S S

**ENGINEERING AND CONSTRUCTION MANAGEMENT
DEPARTMENT**



March 3, 2011

Saab Site Contractors, L.P.
Attn: Edward Saab, President SWSC GP
8340 Gateway East, Suite 205
El Paso, Texas 79907

Dear Mr. Saab:

Please consider this letter as your notice that on March 15, 2011, the City of El Paso's Engineering and Construction Management Department will recommend to El Paso City Council that Solicitation No. 2011-128 Clint Cell Lining Cells 7-10 be awarded to L. D. Kemp Excavating, Inc.

Your bid was deemed non-responsive because Base Bid Item No. 1 of the proposal instructed bidders that mobilization costs could not exceed 3% of the bid price and your bid exceeded 3%.

In accordance with state law, a contract cannot be awarded to a bidder who is not the lowest bidder unless prior to the award each lower bidder is given notice of the proposed award. Each lower bidder must also be given an opportunity, if they so wish, to appear before the City's governing body to present evidence concerning the bidder's responsibility.

Should you wish to appear before City Council, please sign up with the Municipal Clerk so you may be recognized when the item is to be considered by the City Council.

If you have any questions, you can contact Michelle LePage, Contracts Development Coordinator, at 541-4854.

Sincerely,

R. Alan Shubert, P.E.
City Engineer

cc: Cynthia Osborn, Assistant City Attorney

Engineering and Construction Management Department
2 Civic Center Plaza, 4th floor - El Paso, Texas 79901 - (915) 541-4200



Mayor
John F. Cook

City Council

District 1
Ann Morgan Lilly

District 2
Susie Byrd

District 3
Emma Acosta

District 4
Carl L. Robinson

District 5
Rachel Quintana

District 6
Eddie Holguin Jr.

District 7
Steve Ortega

District 8
Beto O'Rourke

City Manager
Joyce A. Wilson

PROPOSAL

TO THE HONORABLE CITY MANAGER AND CITY COUNCIL
CITY OF EL PASO
EL PASO, TEXAS

The undersigned having familiarized themselves with the local conditions affecting the cost of work and with the Contract documents consisting of Invitation to Bid, Instructions to Bidders, General Conditions, the Contractor's Proposal, Special Bid Conditions, Applicable Wage Rates, the Contract Form, plans, specifications, and addenda on file in the office of the Financial Services Department of the City of El Paso, hereby propose to perform everything required to be performed and to provide furnish and install all the labor, materials, necessary structure adjustments, necessary tools, expendable equipment, and all utility and transportation services, and to complete in a workmanlike manner all the work required for the

CLINT CELL LINING CELLS 7-10

SOLICITATION No. 2011-128

within the specified limits and in accordance with the plans and specifications as prepared by the City of El Paso, including Addenda numbers #1, #2, #3, #4, AT THE FOLLOWING UNIT PRICES.

Each proposal must be submitted on the prescribed FORM and All blank spaces for bid prices must be filled in, in ink or typewritten. FAILURE TO FILL IN ALL BLANK SPACES SHALL CAUSE THE BID PROPOSAL TO BE DEEMED NOT RESPONSIVE AND BID PROPOSAL WILL NOT BE CONSIDERED IN DETERMINING THE LOWEST RESPONSIBLE BIDDER.

Line item entries shall prevail over sum total entries. When discrepancies exist between unit prices and corresponding extended prices, unit prices shall prevail.

Note: For this solicitation, the lowest responsible bid will be determined in the following manner:

The lowest responsible bid will be determined based on the SUM TOTAL of the Base Bid. The project will be awarded to one bidder.

NOTE: The quantities shown in the unit price schedule are ESTIMATES ONLY. They are shown here only for the purpose of comparing bids as an estimated total expenditure. The City, at its sole discretion, will direct exactly how many actual units will be placed, and will pay for only those units that are ordered and accepted. No payments will be made regarding the estimated quantities, they are estimates only.

Estimated quantities are not guaranteed minimums. The contract cost can increase. An increase in quantities shall only be at the same price as Bid and shall be subject to available funding.

COMPANY NAME: LD KEMP Excavation INC.

BIDDER'S SIGNATURE: Mike Brackney VP

BASE BID - UNIT PRICE SCHEDULE:

Item No.	Estimated Quantity	Unit	Brief Description of Item	Unit Bid Price (In figures)	Total Amount (Quantity x Unit Price) (In Figures)
1.	1	LS	MOBILIZATION COST (NOT TO EXCEED 3% OF BID PRICE) FOR THE SUM OF:	119,000 119,000	119,000 119,000
2.	332,940	CY	EXCAVATION OF AREAS TO RECEIVE LINER SYSTEM AND DRAINAGE CHANNELS, COMPLETE IN PLACE, FOR THE SUM OF:	2.10	699,174
3.	13,940	CY	EMBANKMENT FILL IN AREAS TO RECEIVE LINER SYSTEM AND DRAINAGE CHANNELS, COMPLETE IN PLACE, FOR THE SUM OF:	.125	17,425
4.	1,262,860	SF	SUBGRADE PREPARATION FOR AREAS TO RECEIVE LINER ON THE FLOOR OF THE CELLS, COMPLETE IN PLACE, FOR THE SUM OF:	.10	126,286
5.	325,780	SF	SUBGRADE PREPARATION FOR AREAS TO RECEIVE LINER ON THE SLOPES AND ANCHOR TRENCH OF THE CELLS, COMPLETE IN PLACE, FOR THE SUM OF:	.22	71,671 ⁶⁰
6.	311,580	SF	SOIL STABILIZATION OF CELLS SIDE SLOPES, COMPLETE IN PLACE, FOR THE SUM OF:	.25	77,895
7.	1,239,840	SF	GEOSYNTHETIC CLAY LINER, REINFORCED, ON THE FLOOR OF THE CELLS, FURNISHED AND INSTALLED, FOR THE SUM OF:	.45	557,928
8.	355,060	SF	GEOSYNTHETIC CLAY LINER, REINFORCED, ON THE SLOPES AND ANCHOR TRENCH OF THE CELLS, FURNISHED AND INSTALLED, FOR THE SUM OF:	.50	177,530
9.	1,239,840	SF	GEOMEMBRANE LINER, SMOOTH, ON THE FLOOR OF THE CELLS, FURNISHED AND INSTALLED, FOR THE SUM OF:	.45	557,928 ⁶⁰

COMPANY NAME: L D KEMP Excavating, Inc
 BIDDER'S SIGNATURE: [Signature] Mike Brackley

Item No.	Estimated Quantity	Unit	Brief Description of Item	Unit Bid Price (In figures)	Total Amount (Quantity x Unit Price) (In Figures)
10.	355,060	SF	GEOMEMBRANE LINER, TEXTURED, ON THE SLOPES AND ANCHOR TRENCH OF THE CELLS, FURNISHED AND INSTALLED, FOR THE SUM OF:	.54 <u>.68</u>	19,173.20 24,140.80
11.	1,594,900	SF	DUAL GEOTEXTILE GEOCOMPOSITE DRAINAGE LAYER, ON THE FLOOR AND SLOPES AND ANCHOR TRENCH OF THE CELLS, FURNISHED AND INSTALLED, FOR THE SUM OF:	.48 <u>.50</u>	765,552 797,450
12.	1,262,860	SF	PROTECTIVE SOIL COVER, ON THE FLOOR OF THE CELLS, FURNISHED AND INSTALLED, FOR THE SUM OF:	.16	202,057.60
13.	347,223	SF	PROTECTIVE SOIL COVER, ON THE SLOPES OF THE CELLS UP TO BACK OF ANCHOR TRENCH, FURNISHED AND INSTALLED, FOR THE SUM OF:	.20 <u>.18</u>	69,444.60 62,500
14.	41,340	SF	GEOTEXTILE FABRIC FOR THE LEACHATE COLLECTION SYSTEM, FURNISHED AND INSTALLED, FOR THE SUM OF:	.25	10,335
15.	1,080	CY	GRAVEL DRAINAGE MATERIAL FOR LEACHATE COLLECTION SYSTEM, FURNISHED AND INSTALLED, FOR THE SUM OF:	44.00	47,520
16.	2,920	LF	POLYETHYLENE PIPE, 6-INCH, FOR THE LEACHATE COLLECTION SYSTEM, FURNISHED AND INSTALLED, FOR THE SUM OF:	6.75	19,710
17.	1,750	LF	POLYETHYLENE PIPE, 4-INCH, FOR THE LEACHATE FORCE MAIN, FURNISHED AND INSTALLED, FOR THE SUM OF:	6.00	10,500
18.	11,850	SY	ACCESS ROAD, COMPLETE IN PLACE, FOR THE SUM OF:	1.00	11,850
19.	1	LS	SITE SIGNAGE, FURNISHED AND INSTALLED, FOR THE SUM OF:	11,000	11,000

COMPANY NAME: LD KENNEDY EXCAVATING INC.
 BIDDER'S SIGNATURE: [Signature] Mike Brackley

Item No.	Estimated Quantity	Unit	Brief Description of Item	Unit Bid Price (In figures)	Total Amount (Quantity x Unit Price) (In Figures)
20.	4	EA	SUMP, SUMP ACCESS STRUCTURE, PRESSURE TRANSDUCER, FLOW METER, PERMANENT PUMP AND ALL PIPING AND APPURTENANCES, FURNISHED AND INSTALLED, FOR THE SUM OF:	\$ <u>28,400</u>	\$ <u>113,600</u>
21.	1	LS	ELECTRICAL, SERVICE, POWER AND CONTROL DISTRIBUTION FOR SUMP PUMPS, FURNISHED AND INSTALLED, FOR THE SUM OF:	\$ <u>112,000</u>	\$ <u>112,000</u>
22.	1	LS	EROSION CONTROL, FURNISHED AND INSTALLED, FOR THE SUM OF:	\$ <u>9,500</u>	\$ <u>9,500</u>
23.	1	LS	CHANNEL DROP STRUCTURE, FURNISHED AND INSTALLED, FOR THE SUM OF:	\$ <u>13,500</u>	\$ <u>13,500</u>
SUM TOTAL BASE BID (Items 1-23)				\$ <u>3,993,129.20</u>	\$ <u>4,598,597.94</u>

CONTRACT TIME AND LIQUIDATED DAMAGES

Bidder agrees to commence work on a date to be specified in a written "Notice to Proceed" issued by the Owner. The Contract Time shall begin on the date to commence work specified in the Notice to Proceed and shall run for TWO HUNDRED TEN (210) additional CONSECUTIVE CALENDAR DAYS thereafter. Bidder shall Substantially Complete the project within ONE HUNDRED EIGHTY (180) CONSECUTIVE CALENDAR DAYS after the date to commence work in the Notice to Proceed. -Bidder agrees to pay, as liquidated damages, the sum of EIGHT HUNDRED SEVENTY FIVE DOLLARS AND ZERO CENT (\$875.00) for each consecutive calendar day after the date of Substantial Completion, as hereinafter provided in the General Conditions. Bidder further agrees to pay as liquidated damages the sum of FOUR HUNDRED FIFTY DOLLARS AND ZERO CENTS (\$450.00) for each consecutive calendar day after the expiration of the Contract Time for Remaining Work, as provided in Paragraph 6.8.3.1 of the General Conditions. The unit price quantities of this contract are estimated.

COMPANY NAME: L D KEMP EXCAVATING INC.
 BIDDER'S SIGNATURE: [Signature] MIKE BRACKNEY

PROPOSAL

Enclosed with this proposal is a certified check or bid bond for five percent (5%) of the TOTAL bid price including base bid(s) and alternate(s) which is agreed shall be collected and retained by the owner(s) as liquidated damages in the event this proposal is accepted by the Owner within sixty (60) consecutive calendar days after the date advised for the reception of bids and the undersigned fails to execute the contract and the required performance and payment bonds with the Owner within fourteen (14) consecutive calendar days after the date said proposal is accepted; otherwise, the said bid security shall be returned to the undersigned upon demand.

THE UNDERSIGNED BIDDER REPRESENTS TO THE CITY-AND TO THE OTHER BIDDERS THAT HIS/HER BID, AND THE ESTIMATES ON WHICH IT IS BASED, HAS BEEN CAREFULLY CHECKED AND CONTAINS NO ERRORS, AND NOTHING HAS BEEN OMITTED OR OVERLOOKED IN DETERMINING THE AMOUNTS BID.

BIDDER'S NAME: LD KEMP EXCAVATING INC.
(AS IT APPEARS ON ORGANIZATION CERTIFICATE ISSUED BY STATE IN WHICH COMPANY WAS ORGANIZED)

BY: [Signature] Jan 31 2011
Signature Date

MIKE BRACKNEY VP 817-281-4470 817-281-1332
Print Signer's name & title Telephone Fax

5409 Denton Hwy Font Worth, TEXAS 76148
Address City, State, Zip-Code

Physical Address of Business - if different from above City, State, Zip Code

IF THE BIDDER BE A CORPORATION, THE FOLLOWING CERTIFICATE SHOULD BE EXECUTED:

I, Billy M. Smith, certify that I am the Assistant Secretary of the corporation named as Bidder hereinabove; that MIKE BRACKNEY, who signed the foregoing contract on behalf of the Bidder, was then Vice President of said corporation; that said proposal was duly signed for and in behalf of said corporation by authority of its governing body, and is within the scope of its corporate powers.

[Signature]
CORPORATE SECRETARY SIGNATURE AND CORPORATE SEAL

COMPANY NAME: LD KEMP EXCAVATING INC.

BIDDER'S SIGNATURE: [Signature]



Clint Cell Lining Cells 7-10



March 15, 2011



The City of El Paso will be expanding the capacity of the Clint Landfill by lining an additional four cells (36 acres) within the area for municipal solid waste permit (MSW) 2284.

- **Funding Source:**

Disposal – garbage collection fees \$ \$3,993,139.20.



Project Scope:

The project will consist of approximately 345,000 CY of earthwork to make the site ready to receive the new liner system.

The liner system will cover the roughly 36 acres and will be comprised of a reinforced geo-synthetic clay layer overlain with a 60-mil high density polyethylene (HDPE) liner and finally a dual geotextile/geo-composite drainage layer on top.

A 2 foot protective soil layer will be placed over the liner system. A leachate collection system will be installed above the liner system to convey leachate to a sump structure. Leachate riser pipes, concrete sump access structures, pumps, discharge piping and electrical power and control work will be installed and tied into an existing force main system on site.

The project will also require construction of a perimeter storm drainage channel, rock rip-rap lined channel drop and access road.



Questions/Comments



March 15, 2011