

DATE: April 22, 2005  
 TO: Municipal Clerk  
 FROM: Byron E. Johnson, C.P.M.  
Director of Purchasing - X4313  
 THRU: Rachel Johnson  
Clerk Typist II – X4162



Please place the following item on the **CONSENT** agenda for the Council Meeting of **MAY 3, 2005**:

Solicitation No:	<u>2005-175</u>	<u>Rose Garden Park Addition</u>
Contractor:	<u>CPME, L. L. C.</u>	<u>El Paso, Texas</u>
Department:	<u>Parks and Recreation</u>	
Funds Available:	<u>14101001-PQLPA150-60150-508027, \$455,373.00</u>	
	<u>31130600-PQLPA177-60176-504405, \$ 26,500.00</u>	
Funding Source:	<u>2000 Quality Of Life Bond</u>	
Items:	<u>Base Bid</u>	<u>\$468,394.00</u>
	<u>Alternate No. 5</u>	<u>\$ 7,866.00</u>
	<u>Alternate No. 7</u>	<u>\$ 5,613.00</u>
Total Award:	<u>\$481,873.00</u>	
District(s):	<u>2</u>	

**RECOMMENDATION:**

The Department of Parks and Recreation and Perspectiva 3/DI recommend the award of this contract to CPME, L. L. C., the low responsible, responsive bidder. It is requested that the City Manager of the City of El Paso be authorized to sign the referenced contract. Additionally, it is requested that the City Manager and Staff be authorized to execute budget transfers for this award and project, as necessary.

As part of the award of this contract, the City Engineer is authorized to approve contract changes which are necessary for proper construction 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 per numbered change order, and not to exceed the total of 25% of the original contract price as awarded, without further authorization by City Council.

Contact Person: Byron Johnson, C.P.M., Director of Purchasing at 541-4313

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**AGENDA FOR: MAY 3, 2005**  
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**CITY OF EL PASO, TEXAS  
REQUEST FOR COUNCIL ACTION (RCA)**

**DEPARTMENT:** Purchasing  
**AGENDA DATE:** May 3, 2005

**CONTACT PERSON/PHONE:** Byron Johnson, Director of Purchasing (X4313)  
**DISTRICT(S) AFFECTED:** 2  
**PROJECT NAME/SOLICITATION NO.** Rose Garden Park Addition, 2005-175

**SUBJECT:**

Award Bid for the construction of the Rose Garden Park Addition (Solicitation No. 2005-175) to CPME, L. L. C. in the amount of \$481,873.00 (Base Bid and Alternates No. 5 and No. 7 ), as per recommendations from the Department of Parks and Recreation and Perspectiva 3/DI. CPME, L. L. C. is the lowest responsible, responsive Bidder. It is requested that the City Manager be authorized to sign the referenced contract and the City Manager and Staff be authorized to execute budget transfers for this award and project, as necessary.

**BACKGROUND / DISCUSSION:**

Bid Tabulation and departmental recommendations are attached as back up to the agenda item.

**PRIOR COUNCIL ACTION:**

N/A

**AMOUNT AND SOURCE OF FUNDING:**

This project is funded by the 2004 Bond Election.  
Funding is provided in 14101001-PQLPA150-60150-508027, \$455,373.00 and 31130600-PQLPA177-60176-504405, \$26,500.00.  
No budget transfer is necessary at this time.

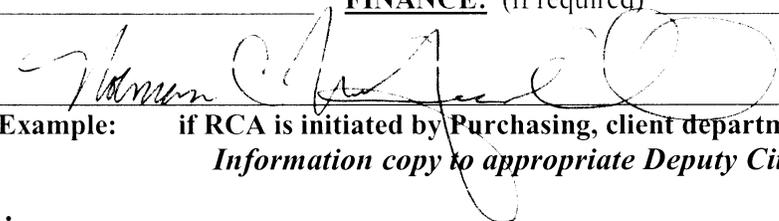
**BOARD / COMMISSION ACTION:**

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:** \_\_\_\_\_

**CONSTRUCTION PROJECT FORM  
Lump Sum**

**DATE:** April 22, 2005  
**PROJECT:** Rose Garden Park Addition  
**SOLICITATION NO:** 2005-175  
**ACCOUNT NO(S):** 14101001-PQLPA150-60150-508027, \$455,373.00  
31130600-PQLPA177-60176-504405, \$ 26,500.00  
**FUNDING SOURCE:** 2000 Quality fo Life Bond  
**DEPARTMENT:** Parks  
**DISTRICT(S):** 2

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**AGENDA DATE:** May 3, 2005

**CONTRACTOR:** CPME, L. L. C.  
**AMOUNT:** \$481,873.00

**RECOMMENDATION:**

The Department of Parks and Recreation and Perspectiva 3/DI recommend the award of this contract to CPME, L. L. C., the low responsible, responsive bidder. It is requested that the City Manager of the City of El Paso be authorized to sign the referenced contract. Additionally, it is requested that the City Manager and Staff be authorized to execute budget transfers for this award and project, as necessary.

As part of the award of this contract, the City Engineer is authorized to approve contract changes which are necessary for proper construction 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 per numbered change order, and not to exceed the total of 25% of the original contract price as awarded, without further authorization by City Council.

**DESCRIPTION OR EXPLANATION:**

Base Bid	\$468,394.00
Alternate No 5	\$ 7,866.00
Alternate No 7	\$ 5,613.00

**TOTAL RECOMMENDED AWARD:** \$481,873.00

**TIME FOR COMPLETION:** 150 Consecutive Calendar Days

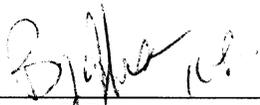
**LIQUIDATED DAMAGES:** \$425.00/Consecutive Calendar Day

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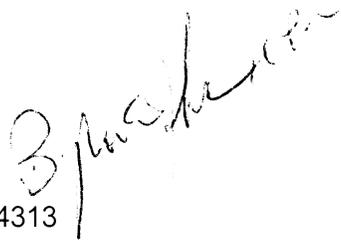
**COUNCIL or MASS TRANSIT BOARD:** Approved  Rejected

Municipal Clerk \_\_\_\_\_ Date \_\_\_\_\_

**APPROVED:**

  
\_\_\_\_\_  
Byron E. Johnson, C.P.M.  
Director of Purchasing

DATE: 4/22/05  
TO: Municipal Clerk  
FROM: Byron E. Johnson, C.P.M.  
Director of Purchasing - X4313  
THRU: Rachel Johnson  
Clerk Typist II – X4162



Please place the following item on the **CONSENT** agenda for the Council Meeting of 5/03/05:

Solicitation No. 2005-175  
Project Name: Rose Garden Park Addition  
Contractor: CPME, L. L. C.  
El Paso, Texas  
Department: Parks  
Funds Available: 14101001-PQLPA150-60150-508027, \$455,373.00  
31130600-PQLPA177-60176-504405, \$ 26,500.00  
Funding Source: 2000 Quality Of Life Bond  
Items: Base Bid \$468,394.00 Alternate No. 5 \$7,866.00 and  
Alternate No. 7 \$5,613.00  
Total Award: \$481,873.00  
District(s): 2

**RECOMMENDATION:**

The Department of Parks and Recreation, and Perspectiva 3/DI recommend the award of this contract to CPME, L. L. C., the low responsible, responsive bidder. It is requested that the City Manager of the City of El Paso be authorized to sign the referenced contract. Additionally, it is requested that the City Manager and Staff be authorized to execute budget transfers for this award and project, as necessary.

As part of the award of this contract, the City Engineer is authorized to approve contract changes which are necessary for proper construction 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 per numbered change order, and not to exceed the total of 25% of the original contract price as awarded, without further authorization by City Council.

Contact Person: Byron Johnson, Director of Purchasing – X4313

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AGENDA FOR: 5/03/05

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# Scope of Work

## Rose Garden Park Addition Solicitation No. 2005-175

The project encompasses improvements and a new expansion of the existing municipal Rose Garden Park in Memorial Park (off of Copia and Aurora Avenues).

The improvements consist primarily in enhancing the “curb appeal” of the garden on Copia Avenue with new rock wall and wrought iron fence, new monumental sign, and new landscaping. The work also includes providing handicap accessibility from and to the different levels of the existing garden within the existing walkway path, and existing rock wall repairs and re-pointing with some hardscape up-grades and parking area stripping and signage.

The garden expansion provides a formal entrance marked with a ‘placita’ setting on the lower level, a main feature including a dry-arroyo, a waterfall and pond, stepped planters and walkways up to the top gathering area. Work includes site clearing, and stepped grading with rock walls, garden property wrought iron fencing, landscaping and irrigation, concrete walkways, some electrical power and lighting with limited plumbing for the pond and irrigation. New drop-off and handicap parking spaces close by the new entrance will allow for proper accessibility.

The following are Bid Alternates for additional work:

Alternate No. 1: Construct new asphalt driveway walkway and patch work as shown on Plans.

Alternate No. 2: Construct a new waterfall as shown on Plans.

Alternate No. 3: Install stamped concrete in lieu of broom finish concrete as shown on Plans.

Alternate No. 4: Construct a new monumental sign at corner of Copia and Aurora as shown on Plans.

Alternate No. 5: Additional landscape and irrigation system as shown on Plans.

Alternate No. 6: Additional for new wrought iron ornamental details as shown on Plans.

Alternate No. 7: Additional for electrical conduit, wiring and lighting as shown on plans.

## CITY OF EL PASO BID TABULATION

BID ITEM: ROSE GARDEN PARK ADDITION

BID DATE: APRIL 20, 2005

BID # 2005-175

DEPART: PARKS

	C P M E, L.L.C. EL PASO, TEXAS	F. T. JAMES CONSTRUCTION, INC. EL PASO, TEXAS	JAN-CAR, INC HORIZON CITY, TEXAS			
DESCRIPTION	TOTAL	TOTAL	TOTAL	TOTAL	TOTAL	TOTAL
BASE BID	\$468,394.00	\$594,111.00	\$702,000.00			
ALTERNATE #1	\$26,148.00	\$28,000.00	\$23,800.00			
ALTERNATE #2	\$19,676.00	\$15,000.00	\$70,000.00			
ALTERNATE #3	\$22,800.00	\$4,000.00	\$20,000.00			
ALTERNATE #4	\$9,319.00	\$9,000.00	\$28,000.00			
ALTERNATE # 5	\$7,866.00	\$3,000.00	\$12,000.00			
ALTERNATE # 6	\$5,295.00	\$9,500.00	\$21,000.00			
ALTERNATE # 7	\$5,613.00	\$5,000.00	\$13,000.00			
SUB TOTAL ALTERNATE 1, 2,3,4,5,6,7	\$96,717.00	\$73,500.00	\$187,800.00			
SUM TOTAL OF BASE BID AND ALTERNATES 1 - 7	\$565,111.00	\$667,611.00	\$889,800.00			
AMENDMENTS	NONE ISSUED	NONE ISSUED	NONE ISSUED			
BID BONDS	YES	YES	....			

Approved by: *Michael W. Re* 4-20-05



RECOMMENDATION

April 22, 2005

Mr. Michael Plum, Section Chief  
Purchasing Department  
City of El Paso  
2 Civic Center Plaza  
El Paso, Texas 79901

Ref: Rose Garden Park – Bid # 2005-175

Dear Mr. Plum,

The following individuals met and are in concurrence that the above mentioned project should be awarded to the Low Bidder – CPME, L.L.C. as per the tabulation done by Mr. Roberto Bustamante of your office. **Base Bid plus Alternates # 5 and #7 were chosen as part of the award.** Current construction budget plus an additional transfer of funds from Parks Contingency will allow the project to be within budget for a **total award of \$ 481,873.00.**

Gerry Bernal, P.E.                      P+3 Group

Richard Garcia                      Parks Department

Mr. Frederic Dalbin, AIA              Wright & Dalbin Architects

I am forwarding a copy of the appropriate signatures so that you may process this to City Council for award. Should you require any additional information please contact me at your convenience.

Sincerely,

Gerry Bernal, P.E.

**PROPOSAL**

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

GENTLEMEN:

The undersigned having familiarized themselves with the local conditions affecting the cost of work and with the Contract documents consisting of Invitation for Competitive Sealed Proposals, Information for Offerors, General Conditions, the Contractor's Proposal, Special Bid Conditions, Applicable Wage Rates, the Contract Form, plans, specifications, drawings, and addenda on file in the office of the Purchasing 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 tools, expendable equipment, and all utility and transportation services, and to complete in a workmanlike manner all the work required for the:

**Rose Garden Park Addition  
Solicitation No. 2005-175**

within the specified limits and in accordance with the plans and specifications as prepared for the City of El Paso, including Addenda Number(s) \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_

AT THE FOLLOWING **LUMP SUM** (Additive alternate items are given on the following pages):

The undersigned agrees to perform all of the work required for the total amount of:

**BASE BID**

\$ 468,394.00

COMPANY NAME: CPME, LLC

OFFEROR'S SIGNATURE: \_\_\_\_\_



ALTERNATE NO. 1: CONSTRUCT NEW ASPHALT DRIVEWAY WALKWAY AND PATCH WORK AS SHOWN ON PLANS.

\$ 24,148.00

ALTERNATE NO. 2: CONSTRUCT A NEW WATERFALL AS SHOWN ON PLANS.

\$ 19,676.00

ALTERNATE NO. 3: INSTALL STAMPED CONCRETE IN LIEU OF BROOM FINISH CONCRETE AS SHOWN ON PLANS.

\$ 22,800.00

ALTERNATE NO. 4: CONSTRUCT A NEW MONUMENTAL SIGN AT CORNER OF COPIA AND AURORA AS SHOWN ON PLANS.

\$ 9,319.00

ALTERNATE NO. 5: ADDITIONAL LANDSCAPE AND IRRIGATION SYSTEM AS SHOWN ON PLANS.

\$ 7,842.00

COMPANY NAME: CPME, L.L.C.

OFFEROR'S SIGNATURE: 

ALTERNATE NO. 6: ADDITIONAL FOR NEW WROUGHT IRON ORNAMENTAL  
DETAILS AS SHOWN ON PLANS.

\$ 5,295.00

ALTERNATE NO. 7: ADDITIONAL FOR ELECTRICAL CONDUIT, WIRING AND  
LIGHTING AS SHOWN ON PLANS:

\$ 5613.00

**SUM TOTAL BASE BID AND ALTERNATES 1 THROUGH 7:**

\$ 565,111.00

COMPANY NAME: CPME, L.L.C

OFFEROR'S SIGNATURE: 

**CONTRACT TIME AND LIQUIDATED DAMAGES**

The undersigned Bidder agrees to commence work on a date to be specified in a written Notice to Proceed and to substantially complete the work on which he/she has bid within **ONE HUNDRED FIFTY (150) CONSECUTIVE CALENDAR DAYS**.

Bidder agrees to pay as liquidated damages the sum of **FOUR HUNDRED TWENTY-FIVE DOLLARS (\$425)** for each consecutive calendar day thereafter as provided in paragraph 6.8 of the General Conditions of the Contract.

**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 forty-five (45) 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 OFFEROR REPRESENTS TO THE CITY AND TO THE OTHER OFFERORS THAT HIS/HER PROPOSAL, 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.

OFFEROR'S NAME: CPME, L.L.C

BY:  4-20-05  
Signature Date

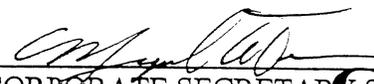
MIGUEL A TERAN PRESIDENT 915-820-3764 915-781-2763  
Print Signer's Name & Title Telephone Fax

404 ROSE LANE EL PASO, TX 79915  
Address City, State, Zip Code

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

IF THE OFFEROR IS A CORPORATION, THE FOLLOWING CERTIFICATE SHOULD BE EXECUTED:

I, MIGUEL A. TERAN, certify that I am the Secretary of the corporation named as Offeror hereinabove; that MIGUEL TERAN, who signed the foregoing contract on behalf of the Offeror, was then SOLE MEMBER 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.

  
CORPORATE SECRETARY SIGNATURE AND CORPORATE SEAL

**2003  
TEXAS**