

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

DEPARTMENT: Engineering
AGENDA DATE: September 26, 2006

CONTACT PERSON/PHONE: Rick Conner, City Engineer (X4423)
DISTRICT (S) AFFECTED: 8
PROJECT NAME/SOLICITATION NO. Resler Canyon Erosion Control Improvements, 2006-173

SUBJECT:

Discussion and action on the award of Resler Canyon Erosion Control Improvements project Solicitation Number 2006-173 to CK Construction, Inc. for an estimated total amount of \$357,790.00

BACKGROUND / DISCUSSION:

The Resler Canyon Erosion Control Improvements project was created and funded as a result of a legal settlement agreement. The completion of this project will assist in the preservation of a cultural resource by controlling some of the water runoff entering Resler Canyon. The city designed and bid out the project under solicitation number 2006-173. The lowest responsible, responsive bidder is CK Construction Inc. Although the plans were prepared for seven (7) locations, the specific locations will be selected due to budget constraints.

PRIOR COUNCIL ACTION:

Legal agreement reached with Frontera Land Alliance on November 3, 2005.

AMOUNT AND SOURCE OF FUNDING:

This project is funded by, the FY03 Certificates of Obligation and internal capital funding. Funding is provided in 31260001-PFC06001-60600-508027.

BOARD / COMMISSION ACTION:

N/A

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

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

DEPARTMENT HEAD:  _____
(Example: if RCA is initiated by Financial Services, client department should sign also)
Information copy to appropriate Deputy City Manager

APPROVED FOR AGENDA:

CITY MANAGER: _____ **DATE:** _____

CITY COUNCIL CONSENT AGENDA ITEM (S) FOR MEETING OF SEPTEMBER 26, 2006:

BIDS:

The award of Solicitation No. 2006-173, Resler Canyon Erosion Control Improvements Re-bid to CK Construction Inc. for a total estimated award of \$357,790.00.

Location: Alto Mesa Dr., Pizzaro Dr. and Marcena St.
Contractor: CK Construction Inc.
El Paso, Texas
Department: N/A
Account No.: PFC06001/60600/31260001/508027 and
PFC06001/27503/04102010/508027
Funding Source: FY 2003 Certificates of Obligation and
Internal Capital Funding
Item(s): Location 4: Concrete Drainage Flume at \$14,800.00
Pizarro Cul-DeSac
Location 7: El Cajon Drive \$282,915.00
Location 2: Parking Area at 200 Alto Mesa Dr. \$60,075.00
Maximum Amount of Award: \$357,790.00
Estimated Completion Date: Mid-December 2006
District(s): 8

The Engineering Department, in consultation with Frontera Land Alliance recommend the award of Contract No. 2006-173, Resler Canyon Erosion Control Improvements Re-bid, to CK Construction, Inc., the low responsible, responsive bidder. This unit priced contract is for the total amount of \$357,790.00. The Resler Canyon Erosion Control Improvements project was created and funded as a result of a legal agreement as documented by a letter of understanding, dated December 20, 2005, wherein the City agreed to pay \$347,500.00 for repair maintenance and/or stabilization projects located in or appurtenant to Resler Canyon. The City authorizes the additional expenditure of \$10,290.00.

It is requested that the City Manager of the City of El Paso be authorized to execute contracts and any other necessary documents relating to this Solicitation, which are necessary to carry out the intent of this award, to include working with Frontera to establish mutually agreed routes and filing of such agreed routes with the Real Property Records of the El Paso County, Texas.

Work under the unit price component is only an estimated value and will be ordered, performed, invoiced and paid by measured quantity. The actual cost of the unit price component will be the sum total of unit prices at the end of the contract term. In no event shall the total contract amount paid under this contract exceed \$357,790.00 without further authorization of City Council.

Contact Person: Rick Conner, City Engineer – ext. 4423

CONSTRUCTION PROJECT FORM
Unit Price

DATE: September 11, 2006
PROJECT: Resler Canyon Erosion Control Improvements Re-bid
SOLICITATION NO: 2006-173
ACCOUNT NO(S): PFC06001/60600/31260001/508027 and PFC06001/27503/04102010/508027
FUNDING SOURCE: FY 2003 Certificates of Obligation and Internal Capital Funding
DEPARTMENT: Engineering
DISTRICT(S): 8 **LOCATION:** Various

AGENDA DATE: September 26, 2006 **Lowest responsive and responsible bidder**
CONTRACTOR: CK Construction, Inc.
ESTIMATED AMOUNT: \$357,790.00

RECOMMENDATION:

Discussion and action on the award of Solicitation No. 2006-173 for the Resler Canyon Erosion Control Improvements, Re-bid to CK Construction, Inc. of El Paso, Texas for an estimated total amount of \$357,790.00. It is requested that the City Manager of the City of El Paso be authorized to sign the referenced contract.

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 will be the sum total of unit prices at the end of the contract term.

As part of the award of this contract, the City Engineer may, without further authorization from City Council, approve contract changes which are necessary for proper construction of the work and carrying out the intent of the design, which are in accordance with applicable law and which do not make changes to the unit price and which are within the appropriate budget.

This is a low bid, unit-price contract. The Financial Services Department and Engineering Departments, in consultation with Frontera Land Alliance, recommend award as indicated to the lowest responsive, responsible bidder.

DESCRIPTION OR EXPLANATION:

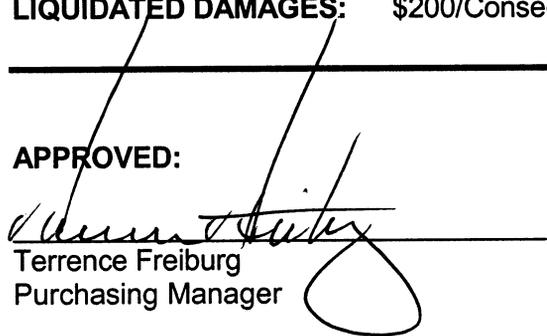
Location 4	\$14,800.00
Location 7	\$282,915.00
Location 2	\$60,075.00

TOTAL RECOMMENDED AWARD: \$357,790.00(Estimate)

TIME FOR COMPLETION: 42 Consecutive Calendar Days, Estimated Completion Date: December 2006

LIQUIDATED DAMAGES: \$200/Consecutive Calendar Day

APPROVED:


Terrence Freiburg
Purchasing Manager

THE FRONTERA LAND ALLIANCE

*A private, non-profit organization dedicated to preserving significant lands
that maintain and enhance the natural environment, wildlife and cultural heritage
of the Northern Chihuahuan Desert Region.*



Mr. Rick Conner
Director of Engineering
City of El Paso
2 Civic Center Plaza
El Paso, TX 79901

VIA HAND DELIVERY

8 August 2006

RE: Resler Canyon Erosion Control Improvements – Rebid, Bid No. 2006-173

Dear Rick,

I'd like to update you on the condition of Resler Canyon following the flood events of last week and the bearing this may have on the above referenced project.

On 3 August 2006 members of Frontera's board of directors conducted a site inspection of the canyon and examined each location listed in the City's RFP. Based on this examination we have re-assessed priorities for repair work and therefore request that you disregard the listing given in my letter to you of 26 July 2006. Our new selection in order of descending priority is now:

- Location No. 4
- Location No. 7
- Location No. 2

Severe erosion at the alley leading off the Pizarro Road cul-de-sac (Location No. 4) has created, in our opinion, an imminent public safety hazard and threatens to undermine structures on adjacent properties. For this reason we feel it is the most pressing concern.

We understand the amount bid for work at the pour-off from El Cajon Drive (Location No. 7) represents the lion's share of the \$347,500 committed by the City for repairs at Resler Canyon. However, we estimate that as a result of last week's storms the distance from the

Rick Conner
8 August 2006
page two.

barrier at the end of El Cajon to the rim of the canyon has decreased by approximately 10 feet and the cut into the canyon wall widened by approximately 20 to 30 feet. These dramatic changes have underscored the need to retard excessive erosion at this site. If at all possible, we would favor a revised approach that would direct water away from the canyon to avoid the unnatural concentration of runoff from this street.

Frontera's manager of the arroyo, Scott Cutler, reported these items to the hotline that was established by the City after the flooding events. Therefore, we hope these sites will be included in damage reports forwarded to state and federal officials determining financial aid for the cleanup and that additional funds can be added to the \$347,500 to help pay for the increased repair costs resulting from the flooding.

We know that this is a very busy time for you and the City in assessing damage throughout town and guiding recovery efforts. Our only request is that you keep us informed when attention turns to Resler Canyon and let us know if we can assist in any way. Thanks again for all your help.

Sincerely,



Maria Trunk
President

cc: Scott Cutler

CITY OF EL PASO BID TABULATION

BID TITLE: RESLER CANYON EROSION CONTROL IMPROVEMENTS "REBID"

BID NO: 2006-173

BID DATE: JULY 12, 2006

DEPARTMENT: STREETS

				C. F. JORDAN, L.P. EL PASO, TEXAS		CK CONSTRUCTION, INC. EL PASO, TEXAS		TEXAS CONCRETE AND ASPHALT, INC. EL PASO, TEXAS					
ITEM #	DESCRIPTION	EST QTY	UNIT	BID PRICE PER UNIT	TOTAL	BID PRICE PER UNIT	TOTAL	BID PRICE PER UNIT	TOTAL	BID PRICE PER UNIT	TOTAL	BID PRICE PER UNIT	TOTAL
LOCATION 1 ALTO MESA DRIVE AND MESA STREET													
1.	CLEAR AND GRUB	1	LS	\$5,000.00	\$5,000.00	\$15,000.00	\$15,000.00	\$7,000.00	\$7,000.00		\$0.00		\$0.00
2.	FURNISH AND INSTALL 4" - 6" KICKER STONE (COMPLETE IN PLACE)	180	TON	\$96.00	\$17,280.00	\$70.00	\$12,600.00	\$95.00	\$17,100.00		\$0.00		\$0.00
3.	FURNISH & INSTALL 2' - 2' BOULDER (COMPLETE IN PLACE)	1,600	EACH	\$127.00	\$203,200.00	\$122.00	\$195,200.00	\$140.00	\$224,000.00		\$0.00		\$0.00
4.	SW3P BEST MANAGEMENT PRACTICES (COMPLETE IN PLACE)	1	LS	\$4,500.00	\$4,500.00	\$750.00	\$750.00	\$4,000.00	\$4,000.00		\$0.00		\$0.00
5.	FURNISH & INSTALL 1' BUILDING STONE (COMPLETE IN PLACE)	150	TON	\$98.00	\$14,700.00	\$90.00	\$13,500.00	\$95.00	\$14,250.00		\$0.00		\$0.00
6.	FURNISH & INSTALL SILT FENCE FOR EROSION CONTROL	175	LF	\$5.00	\$875.00	\$15.00	\$2,625.00	\$7.00	\$1,225.00		\$0.00		\$0.00
TOTAL BID LOCATION NO. 1					\$245,555.00		\$239,675.00		\$267,575.00		\$0.00		\$0.00
COMPLETION TIME FOR LOCATION #1 IS 14 CALENDAR DAYS													
LOCATION 2 PARKING AREA AT 200 ALTO MESA DRIVE													
1	CLEAR AND GRUB	1	LS	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00	\$7,000.00	\$7,000.00		\$0.00		\$0.00
2	FURNISH & INSTALL 6-INCH CONCRETE CURB & GUTTER (INCLUDES, SAW-CUT EXCAVATION, BACKFILL & COMPACT SUBGRADE) COMPLETE IN PLACE	30	LF	\$18.00	\$540.00	\$20.00	\$600.00	\$20.00	\$600.00		\$0.00		\$0.00
3	FURNISH & INSTALL 2 SACK CEMENT STABILIZED BACKFILL (COMPLETE IN PLACE)	360	CY	\$118.00	\$42,480.00	\$95.00	\$34,200.00	\$120.00	\$43,200.00		\$0.00		\$0.00
4	FURNISH AND INSTALL 6" - 12" LOOSE RIP RAP (COMPLETE IN PLACE)	140	TON	\$125.00	\$17,500.00	\$85.00	\$11,900.00	\$150.00	\$21,000.00		\$0.00		\$0.00
5	FURNISH & INSTALL 1' BUILDING STONE (COMPLETE IN PLACE)	60	TON	\$98.00	\$5,880.00	\$90.00	\$5,400.00	\$100.00	\$6,000.00		\$0.00		\$0.00
6	FURNISH AND INSTALL SILT FENCE FOR EROSION CONTROL	175	LF	\$5.00	\$875.00	\$17.00	\$2,975.00	\$7.00	\$1,225.00		\$0.00		\$0.00
TOTAL BID LOCATION NO. 2					\$72,275.00		\$60,075.00		\$79,025.00		\$0.00		\$0.00
COMPLETION TIME FOR LOCATION # 2 IS 14 CALENDAR DAYS													

CHECKED BY: Is/ 7/12/06

CITY OF EL PASO BID TABULATION

BID TITLE: RESLER CANYON EROSION CONTROL IMPROVEMENTS "REBID"

BID NO: 2006-173

BID DATE: JULY 12, 2006

DEPARTMENT: STREETS

			C. F. JORDAN, L.P. EL PASO, TEXAS		CK CONSTRUCTION, INC. EL PASO, TEXAS		TEXAS CONCRETE AND ASPHALT, INC. EL PASO, TEXAS					
ITEM #	DESCRIPTION	EST. QTY.	BID PRICE PER UNIT	TOTAL	BID PRICE PER UNIT	TOTAL	BID PRICE PER UNIT	TOTAL	BID PRICE PER UNIT	TOTAL	BID PRICE PER UNIT	TOTAL
LOCATION 3 300 ALTO MESA DRIVE												
1	CLEAR AND GRUB	1 LS	\$5,000.00	\$5,000.00	\$7,000.00	\$7,000.00	\$7,000.00	\$7,000.00			\$0.00	\$0.00
2	FURNISH AND INSTALL 6" - 12" LOOSE RIP RAP (COMPLETE PLACE)	70 TON	\$125.00	\$8,750.00	\$85.00	\$5,950.00	\$120.00	\$8,400.00			\$0.00	\$0.00
3	FURNISH AND INSTALL METAL STRAPS & CONCRETE FOOTINGS (COMPLETE IN PLACE)	7 EACH	\$1,500.00	\$10,500.00	\$700.00	\$4,900.00	\$1,200.00	\$8,400.00			\$0.00	\$0.00
4	FURNISH & INSTALL SILT FENCE FOR EROSION CONTROL	175 LF	\$5.00	\$875.00	\$17.00	\$2,975.00	\$7.00	\$1,225.00			\$0.00	\$0.00
TOTAL BID LOCATION NO. 3				\$25,125.00		\$20,825.00		\$25,025.00			\$0.00	\$0.00
COMPLETION TIME FOR LOCATION # 3 IS 7 CALENDAR DAYS												
LOCATION 4 (CONCRETE DRAINAGE FLUME AT PIZARRO CUL-DE-SAC)												
1	CLEAR AND GRUB	1 LS	\$5,000.00	\$5,000.00	\$6,000.00	\$6,000.00	\$7,000.00	\$7,000.00			\$0.00	\$0.00
2	FURNISH AND INSTALL 6" - 12" KICKER RIP RAP (COMPLETE IN	45 TON	\$125.00	\$5,625.00	\$85.00	\$3,825.00	\$120.00	\$5,400.00			\$0.00	\$0.00
3	FURNISH & INSTALL SILT FENCE FOR EROSION CONTROL	175 LF	\$5.00	\$875.00	\$17.00	\$2,975.00	\$10.00	\$1,750.00			\$0.00	\$0.00
4	TRAFFIC CONTROL, DURATION OF PROJECT	1 LS	\$4,000.00	\$4,000.00	\$2,000.00	\$2,000.00	\$3,000.00	\$3,000.00			\$0.00	\$0.00
TOTAL BID LOCATION NO. 4				\$15,500.00		\$14,800.00		\$17,150.00			\$0.00	\$0.00
COMPLETION TIME FOR LOCATION # 4 IS 7 CALENDAR DAYS												

CHECKED BY: /s/ 7/12/06

CITY OF EL PASO BID TABULATION

BID TITLE: RESLER CANYON EROSION CONTROL IMPROVEMENTS "REBID"

BID NO: 2006-173

BID DATE: JULY 12, 2006

DEPARTMENT: STREETS

				C. F. JORDAN, L.P. EL PASO, TEXAS		CK CONSTRUCTION, INC. EL PASO, TEXAS		TEXAS CONCRETE AND ASPHALT, INC. EL PASO, TEXAS					
ITEM #	DESCRIPTION	EST. QTY.		BID PRICE PER UNIT	TOTAL	BID PRICE PER UNIT	TOTAL	BID PRICE PER UNIT	TOTAL	BID PRICE PER UNIT	TOTAL	BID PRICE PER UNIT	TOTAL
LOCATION 5 (PIZARRO DRIVE)													
1	CLEAR AND GRUB	1	LS	\$5,000.00	\$5,000.00	\$8,500.00	\$8,500.00	\$7,000.00	\$7,000.00		\$0.00		\$0.00
2	REMOVE AND DISPOSE OF CORRUGATED METAL PIPE	65	LF	\$48.00	\$3,120.00	\$50.00	\$3,250.00	\$65.00	\$4,225.00		\$0.00		\$0.00
3	REMOVE & REPLACE GUARDRAIL INCLUDING FOOTING	40	LF	\$42.00	\$1,680.00	\$125.00	\$5,000.00	\$30.00	\$1,200.00		\$0.00		\$0.00
4	REMOVE AND REPLACE DEAD END SIGN (INCLUDES INSTALATION)	1	EACH	\$620.00	\$620.00	\$1,200.00	\$1,200.00	\$800.00	\$800.00		\$0.00		\$0.00
5	FURNISH AND INSTALL 2- INCH HOT-MIX ASPHALTIC CONCRETE PAVEMENT, 6" CSB, 6" SUBGRADE (COMPLETE IN PLACE)	12	SY	\$520.00	\$6,240.00	\$400.00	\$4,800.00	\$425.00	\$5,100.00		\$0.00		\$0.00
6	SAW CUT EXISTING PAVEMENT (INCLUDES CLEAN UP)	12	SY	\$46.00	\$552.00	\$60.00	\$720.00	\$30.00	\$360.00		\$0.00		\$0.00
7	FURNISH AND INSTALL 6-INCH CONCRETE CURB & GUTTER (INCLUDES SAW-CUT EXCAVATION, BACKFILL, & COMPACT SUBGRADE) (COMPLETE IN PLACE)	40	LF	\$18.00	\$720.00	\$25.00	\$1,000.00	\$20.00	\$800.00		\$0.00		\$0.00
8	FURNISH AND INSTALL NEW TRAFFIC SIGN POST (COMPLETE IN PLACE)	1	EACH	\$500.00	\$500.00	\$600.00	\$600.00	\$500.00	\$500.00		\$0.00		\$0.00
9	FURNISH & INSTALL CAST-IN-PLACE TYPE I INLET (1 GRATE) COMPLETE	1	EACH	\$7,200.00	\$7,200.00	\$4,400.00	\$4,400.00	\$7,000.00	\$7,000.00		\$0.00		\$0.00
10	FURNISH AND INSTALL 18-INCH RCP (CL III) (COMPLETE) INCLUDES PLACEMENT, BACKFILL & COMPACTION	100	LF	\$98.00	\$9,800.00	\$135.00	\$13,500.00	\$100.00	\$10,000.00		\$0.00		\$0.00
11	FURNISH & INSTALL 6" - 12" LOOSE RIP RAP (COMPLETE IN PLACE)	40	TON	\$128.00	\$5,120.00	\$75.00	\$3,000.00	\$120.00	\$4,800.00		\$0.00		\$0.00
12	FURNISH & INSTALL SILT FENCE FOR EROSION CONTROL	175	LF	\$5.00	\$875.00	\$17.00	\$2,975.00	\$10.00	\$1,750.00		\$0.00		\$0.00
13	TRAFFIC CONTROL, DURATION OF PROJECT	1	LS	\$4,300.00	\$4,300.00	\$2,000.00	\$2,000.00	\$4,000.00	\$4,000.00		\$0.00		\$0.00
14	TRENCH SAFETY SYSTEM	100	LF	\$3.00	\$300.00	\$7.00	\$700.00	\$4.00	\$400.00		\$0.00		\$0.00

CHECKED BY: /s/ 7/12/06

CITY OF EL PASO BID TABULATION

BID TITLE: RESLER CANYON EROSION CONTROL IMPROVEMENTS "REBID"

BID NO: 2006-173

BID DATE: JULY 12, 2006

DEPARTMENT: STREETS

				C. F. JORDAN, L.P. EL PASO, TEXAS		CK CONSTRUCTION, INC. EL PASO, TEXAS		TEXAS CONCRETE AND ASPHALT, INC. EL PASO, TEXAS					
ITEM #	DESCRIPTION	EST. QTY.		BID PRICE PER UNIT	TOTAL	BID PRICE PER UNIT	TOTAL	BID PRICE PER UNIT	TOTAL	BID PRICE PER UNIT	TOTAL	BID PRICE PER UNIT	TOTAL
TOTAL BID LOCATION NO. 5 COMPLETION TIME FOR LOCATION # 5 IS 7 CALENDAR DAYS					\$46,027.00		\$51,645.00		\$47,935.00		\$0.00		\$0.00
LOCATION 6 (MARCENA STREET)													
1	CLEAR AND GRUB	1	LS	\$5,000.00	\$5,000.00	\$6,000.00	\$6,000.00	\$7,000.00	\$7,000.00		\$0.00		\$0.00
2	REMOVE AND REPLACE GUARDRAIL, INCLUDING FOOTINGS	70	LF	\$40.00	\$2,800.00	\$85.00	\$5,950.00	\$30.00	\$2,100.00		\$0.00		\$0.00
3	REMOVE AND REPLACE DEAD END SIGN (COMPLETE IN PLACE)	1	EACH	\$620.00	\$620.00	\$1,100.00	\$1,100.00	\$800.00	\$800.00		\$0.00		\$0.00
4	FURNISH AND INSTALL GABIONS 3" X 3' X 6' GALVANIZED WIRE WITH 3" TO 6" ROCK INSTALLED (COMPLETE IN PLACE, INCLUDING 6 OZ. NON-WOVEN GEOTEXTILE FABRIC)	40	EACH	\$440.00	\$17,600.00	\$315.00	\$12,600.00	\$500.00	\$20,000.00		\$0.00		\$0.00
5	FURNISH & INSTALL SILT FENCE FOR EROSION CONTROL	175	LF	\$5.00	\$875.00	\$17.00	\$2,975.00	\$10.00	\$1,750.00		\$0.00		\$0.00
6	TRAFFIC CONTROL, DURATION OF PROJECT	1	LS	\$3,000.00	\$3,000.00	\$2,500.00	\$2,500.00	\$3,000.00	\$3,000.00		\$0.00		\$0.00
TOTAL BID LOCATION NO. 6 COMPLETION TIME FOR LOCATION # 6 IS 7 CALENDAR DAYS					\$29,895.00		\$31,125.00		\$34,650.00		\$0.00		\$0.00
LOCATION 7 (EL CAJON DRIVE)													
1	CLEAR AND GRUB	1	LS	\$5,000.00	\$5,000.00	\$25,000.00	\$25,000.00	\$7,000.00	\$7,000.00		\$0.00		\$0.00
2	REMOVE AND REPLACE DEAD END SIGN (COMPLETE IN PLACE)	1	EACH	\$620.00	\$620.00	\$1,100.00	\$1,100.00	\$800.00	\$800.00		\$0.00		\$0.00

CHECKED BY: /s/ 7/12/06

CITY OF EL PASO BID TABULATION

BID TITLE: RESLER CANYON EROSION CONTROL IMPROVEMENTS "REBID"

BID NO: 2006-173

BID DATE: JULY 12, 2006

DEPARTMENT: STREETS

			C. F. JORDAN, L.P. EL PASO, TEXAS		CK CONSTRUCTION, INC. EL PASO, TEXAS		TEXAS CONCRETE AND ASPHALT, INC. EL PASO, TEXAS					
ITEM #	DESCRIPTION	EST. QTY.	BID PRICE PER UNIT	TOTAL	BID PRICE PER UNIT	TOTAL	BID PRICE PER UNIT	TOTAL	BID PRICE PER UNIT	TOTAL	BID PRICE PER UNIT	TOTAL
3	REMOVE AND REPLACE GUARDRAIL INCLUDING FOOTINGS	40 LF	\$40.00	\$1,600.00	\$95.00	\$3,800.00	\$50.00	\$2,000.00		\$0.00		\$0.00
4	FURNISH AND INSTALL 18-INCH CONCRETE CURB & GUTTER (INCLUDES SAW-CUT EXCAVATION BACKFILL & COMPACT SUBGRADE) (COMPLETE IN PLACE)	180 LF	\$18.00	\$3,240.00	\$18.00	\$3,240.00	\$25.00	\$4,500.00		\$0.00		\$0.00
5	FURNISH AND INSTALL NEW FILL (COMPLETE IN PLACE)	4,000 CY	\$14.00	\$56,000.00	\$17.00	\$68,000.00	\$15.00	\$60,000.00		\$0.00		\$0.00
6	FURNISH AND INSTALL CONCRETE FLUME (COMPLETE IN PLACE)	125 SY	\$78.00	\$9,750.00	\$100.00	\$12,500.00	\$85.00	\$10,625.00		\$0.00		\$0.00
7	FURNISH AND INSTALL GABIONS 3'X3'X 6' GALVANIZED WIRE WITH 3" TO 6" ROCK INSTALLED (COMPLETE IN PLACE, INCLUDING 6 OZ. NON-WOVEN GEOTEXTILE FABRIC)	620 EACH	\$445.00	\$275,900.00	\$265.00	\$164,300.00	\$485.00	\$300,700.00		\$0.00		\$0.00
8	FURNISH & INSTALL SILT FENCE FOR EROSION CONTROL	175 LF	\$5.00	\$875.00	\$17.00	\$2,975.00	\$15.00	\$2,625.00		\$0.00		\$0.00
9	TRAFFIC CONTROL, DURATION OF PROJECT	1 LS	\$5,000.00	\$5,000.00	\$2,000.00	\$2,000.00	\$3,000.00	\$3,000.00		\$0.00		\$0.00
TOTAL BID LOCATION NO. 7 COMPLETION TIME FOR LOCATION # 7 IS 21 CALENDAR DAYS				\$357,985.00	\$282,915.00	\$391,250.00	\$0.00	\$0.00				
BID BOND SUBMITTED			YES	YES	YES							
AMENDMENTS ACKNOWLEDGED			YES	YES	YES							

CHECKED BY: /s/ 7/12/06

Resler Canyon Erosion Control Improvements-Rebid Solicitation No. 2006-173

Scope of Work

The Resler Canyon Erosion Control Improvements consist of providing all labor, equipment, material and incidentals.

The demolition work for all sites consists of, but is not limited, to removing and disposing off-site, clearing and grubbing.

Location 1 (Alto Mesa Drive & Mesa Street)

The project will consist of removal of debris and vegetation along a portion of the arroyo and at the existing concrete outlet structure. The proposed work will include excavation and then placement of erosion control material consisting of boulders and loose rock riprap, per the plans.

Location 2 (Parking Area at 200 Alto Mesa Drive)

The project will consist of repairs to an existing concrete spillway at 200 Alto Mesa Drive. Repairs will consist of injecting cement stabilized backfill under the existing concrete spillwall, as well as adding concrete curb at the upstream side of the flume adjacent to the parking area, and adding boulders with cement stabilized backfill along both sides and bottom of existing concrete spillway. Improvements will also include loose rock rip rap, as per the plans.

Location 3 (300 Alto Mesa Drive)

The project will consist of anchoring metal straps to an existing exposed corrugated metal pipe and installing loose rock rip rap at the outlet structure, as per the plans.

Location 4 (Concrete Drainage Flume at Pizarro Cul-De-Sac)

The project will consist of placing rock rip rap at end of an existing concrete flume to control erosion problems at end of the flume located at the end of the Pizarro Cul-De-Sac.

Location 5 (Pizarro Drive)

The project will consist of removing an existing corrugated metal pipe storm sewer system and replacing it with a new eighteen-inch reinforced concrete pipe, along with an inlet. Installation of rock rip rap, and curb will also be included.

Location 6 (Marcena Street)

The project will consist of removal and reinstallation of guardrail and dead end sign and installing new gabions at end of Marcena Street, as per the plans.

Location 7 (El Cajon Drive)

The project will include the construction of a new concrete flume, as well as placing gabions. Improvements also include the installation of guardrail and dead end sign on El Cajon Drive.

The owner has the right to choose none, one, or more locations, but only one contractor shall be selected for all work.

NOTE. Contractor shall utilize existing access only to each site. If no existing access exists, the equipment and material shall be transported by crane, or in a method approved in writing by the Director of Engineering.

There shall be no additional damage to the arroyo.

The project will be accomplished as shown on the plans or as approved by the City of El Paso Engineering Department. All work shall begin at issuance of written Notice to Proceed, and must be completed within the indicated time frame.

- The contractor shall include an approved traffic control plan for construction where required.
- The Contractor acknowledges that this Project consists of Locations and the Contractor agrees that each Location work must be completed and accepted by the Owner before a written Notice to Proceed is issued for the next Location of the Project.
- ~~Mobilization should be consider as part of the base bids~~

Prior to commencement of any work, the contractor should submit and obtain approval from El Paso Engineering Department for the Sequence of Construction, Schedule of Work, Traffic Control Plan, and Haul/Waste Route to an approve disposal site. The contractor shall provide written approved documentation from the owner or operator of the waste site.

The descriptions of the scopes of work, as shown above, are only a general overview Contractor shall refer to the project plans and specifications for further information.

This is a Unit Price Project.

COPY



JOHN F. COOK
MAYOR

JOYCE WILSON
City Manager

CHARLIE McNABB
City Attorney

CITY COUNCIL

ANN MORGAN LILLY, DISTRICT 1
SUSANNAH M. BYRD, DISTRICT 2
JOSE ALEXANDRO LOZANO, DISTRICT 3
MELINA CASTRO, DISTRICT 4
PRESI ORTEGA, DISTRICT 5
EDDIE HOLGUIN, JR., DISTRICT 6
STEVE ORTEGA, DISTRICT 7
BETO O'ROURKE, DISTRICT 8

OFFICE OF THE CITY ATTORNEY

December 20, 2005

The Frontera Land Alliance
Attn: Maria Trunk, President
2626 N. Mesa, Suite 258
El Paso, Texas 79902

Re: Resler Canyon Repair Expenditures

Dear Ms. Trunk:

Pursuant to our agreement reached on November 3, 2005, this letter of understanding confirms that:

A. The City of El Paso ("City") is aware that the purchase transaction between The Frontera Land Alliance, a Texas nonprofit corporation ("Frontera") and Resler Interstate 10 Development Co., Inc., a Texas corporation and Hunt Building Corporation, a Delaware corporation (collectively the "Hunt Entities") with respect to the 91 acres known as Resler Canyon must close on or before December 21, 2005, and that this letter of understanding is a condition precedent to such closing; and

B. The City has agreed and is fully committed to contribute the sum of \$347,500 in City funds for repair, maintenance and/or stabilization projects (individually, a "Project" and collectively, the "Projects") located in or appurtenant to Resler Canyon, which consists of the 91 acres described on the attached Exhibits A-1 and A-2, all located in the City of El Paso, El Paso County, Texas. The Projects are generally as described on the attached Exhibit G; and

C. ~~The City Engineering Department, under the leadership and direction of the City Engineer, or his designee, will provide all usual and customary engineering and design work together with cost estimates, that are necessary for all of the Projects on Exhibit G to be put out for offer or bid to private contractors by the City on an item-by-item basis, all at no cost to Frontera; and~~

D. ~~The City will then provide such engineering and design work, and cost estimates on all of the Projects on Exhibit G to representatives of Frontera, who will within 10 days of~~

El Paso

receipt of same: (i) review the various Projects to select and prioritize the work at the sole discretion of Frontera, with the cost of the selected and prioritized work not to exceed the \$347,500 contributed by the City; and (ii) notify the City of the particular Projects that Frontera wants the City to bid out and have performed by private contractors; and

E. The City will then use reasonable diligence to request offers or bids from private contractors to perform the work selected by Frontera by putting these Projects out for offer or bid on an item-by-item basis in accordance with routine and normal City bid work procedures. Upon receipt of offers or bids, and after the City has determined which bidders are responsible and responsive, the City will review the offers or bids with representatives of Frontera, then proceed to award City contracts for each of the Projects selected by Frontera; and

F. Before the work on any Project commences, the City Engineering Department will designate the impact areas for each work site within or adjacent to Resler Canyon and will consult with representatives of Frontera to allow them to comment on such designations. The Engineering Department will make every effort to minimize any environmental impact as a result of the work to be performed, and will notify representatives of Frontera at least 20 days before the work begins in order that they may be aware of the commencement of the work and coordinate as needed with the bidders doing the work. As each Project proceeds, the City Engineering Department will supervise and inspect the work related thereto by the contractors in accordance with its usual and routine procedures for such matters.

Frontera understands that some or all of the Projects described on Exhibit G will change the natural landscape of Resler Canyon where the work is performed, and that the process described in this letter of understanding will likely take between 9 and 12 months to complete.

The City hereby commits to use its best efforts to fully perform all of these actions in a timely manner according to the following schedule:

1. Complete all engineering and design work and cost estimates and deliver same to Frontera for selection and prioritization at its sole discretion by a date not later than four (4) months from the closing of Frontera's purchase of Resler Canyon;

2. Complete the contractor offer/bidding and contract award process by a date not later than six (6) months from the time that Frontera has returned the final prioritized list of Projects;

3. Supervise the performance by the successful bidders/contractors of the work on each Project selected by Frontera, and make reasonable efforts to facilitate completion of all such work according to all City plans and specifications, in a timely manner.

4. Nothing in this letter shall require that the City be responsible for any impact to time schedules or delay due to unforeseen conditions or circumstances beyond the control of the City.

El Paso