

# Staff Report



<b>Construction Contract for Road to Six Flags Street and 2022 ADA Sidewalk Improvements, Project No. PWSW22002</b>	
---	--

City Council Meeting Date: 08-23-2022	Action Being Considered: Minute Order
---------------------------------------	---------------------------------------

## **RECOMMENDATION**

Authorize the City Manager or his designee to execute a construction contract for Road to Six Flags Street and 2022 ADA Sidewalk Improvements with Ken-Do Contracting, L.P., of Desoto, Texas, for an amount not to exceed \$1,455,150 including a maximum bonus of \$75,000, for a possible contract total of \$1,530,150. Ken-Do Contracting, L.P. is not an MWBE firm.

## **PRIOR BOARD OR COUNCIL ACTION**

On November 15, 2018, City Council passed Resolution No. 18-298 approving canvassing the returns and declaring the results of a bond election held in the City of Arlington, Texas on November 6, 2018.

On March 30, 2021, City Council approved Resolution No. 21-052, adopting the City of Arlington Capital Budget for Fiscal Year 2022. The sidewalk annual program fund was included in the Capital Budget item.

On June 28, 2022, City Council approved Minute Order No. 06282022-014, authorizing the execution of the Construction Contract with Thomas 11 Development, LLC of Dallas, Texas, for Road to Six Flags Street and 2022 ADA Sidewalk Improvements in an amount not to exceed \$1,506,100.00.

## **ANALYSIS**

This is a contract for the construction and replacement of concrete sidewalks and ADA pedestrian ramps on Road to Six Flags Street (Ballpark Way to Six Flags Drive) and several ADA request locations across Arlington. The sidewalk project is a critical component to the City's overall pedestrian mobility initiative and will support the City's walkability effort. The contract includes all labor, equipment, and material.

As Thomas 11 Development, LLC. informed the Department of Public Works that it was in the best interest of the professional working relationship of both parties to not execute the contract, the department is moving forward with the next lowest responsive bidder Ken-Do Contracting, L.P.

Bid closed:	2:00 p.m., Tuesday, May 23, 2022
Vendors notified through Ionwave:	1,271
MWBE Vendors notified through IonWave:	310
Vendors responding to bid request:	3
MWBE Vendors responding to bid request:	1
Number of Bids from Arlington Firms:	0
Engineer's Estimate:	\$850,000
Lowest Responsive Bid:	\$1,455,150
Proposed Start Date:	September 2022
Proposed End Date:	July 2023
Contract Time:	300 calendar days
Liquidated Damages for Delay:	\$500 per day
Bonus for Early Completion:	\$500 per day
Maximum Bonus:	\$75,000
Total:	\$1,530,150

Procurement Method:

Lowest Responsive, Responsible Bidder

<b>VENDOR</b>	<b>MWBE</b>	<b>Classification</b>	<b>TOTAL</b>
<b>Ken-Do Contracting</b>	<b>N</b>	<b>N/A</b>	<b>\$1,455,150.00</b>
Urban Infraconstruction, LLC	Y	DBE	\$1,674,930.00
Thomas 11 Development, LLC	Y	BL	Non-responsive

The MWBE contract specific goal for this contract is 42%. Thomas 11 Development, LLC has agreed to meet 95.46%. The Office of Business Diversity (OBD) determined that the vendor's Utilization Plan and good faith effort meet the City's MWBE Policy.

### **FINANCIAL IMPACT**

Ken-Do Contracting, L.P., of Desoto, Texas, returned the lowest responsive bid in the amount of \$1,455,150.00. The projected three-year financial impact for this contract term is as follows:

FY 2022  
\$1,530,150

FY 2023  
\$0

FY 2024  
\$0

Funding is available in the following accounts:

Street Bond Fund Account No. CC358504-PJPWSW22002-SC0685

\$1,530,150

**TOTAL :**

**\$1,530,150**

### **ADDITIONAL INFORMATION**

Attached:

Bib Tab  
Location Map

Under separate cover:

None

Form 1295:

Yes

MWBE:

Yes

### **STAFF CONTACT(S)**

Keith E. Brooks, P.E., Director  
Public Works  
(817)459-6535  
[Keith.Brooks@arlingtontx.gov](mailto:Keith.Brooks@arlingtontx.gov)

Monsur Ahmed, P.E., Assistant Director  
Public Works  
(817)459-6552  
[Monsur.Ahmed@arlingtontx.gov](mailto:Monsur.Ahmed@arlingtontx.gov)