

## Legislation Details (With Text)

**File #:** AI-2021-184  
**Type:** Resolution **Status:** Passed  
**File created:** 8/18/2021 **In control:** Board of Directors  
**On agenda:** 10/25/2021 **Final action:** 10/25/2021  
**Title:** Approval of a resolution authorizing the President & CEO, or his designee, to finalize and execute contracts with Unity Contractor Services, Inc., Stacy and Witbeck, Inc. and MA Smith Contracting Co., Inc. for Indefinite Delivery Indefinite Quantity (IDIQ) Construction Services for transit facility construction projects for a five (5) year contract for a total amount not to exceed \$50,000,000.

**Sponsors:****Indexes:****Code sections:****Attachments:** 1. MetroRapid Construction Contract\_10.22.pdf

Date	Ver.	Action By	Action	Result
10/25/2021	1	Board of Directors	adopted	Pass

**SUBJECT:**

Approval of a resolution authorizing the President & CEO, or his designee, to finalize and execute contracts with Unity Contractor Services, Inc., Stacy and Witbeck, Inc. and MA Smith Contracting Co., Inc. for Indefinite Delivery Indefinite Quantity (IDIQ) Construction Services for transit facility construction projects for a five (5) year contract for a total amount not to exceed \$50,000,000.

**FISCAL IMPACT:**

Funding for this action is available in the FY2022 Capital Budget

**STRATEGIC PLAN:****Strategic Goal Alignment:**

☒ 1. Internal/External Customer Service Excellence ☐ 2. Stakeholder Engagement  
☒ 3. Financial and Environmental Sustainability ☐ 4. Staff Development ☐ 5. Agency  
Growth Management

**Strategic Objectives:**

☐ 1.1 Safety & Risk ☐ 1.2 Continuous improvement ☒ 1.3 Dynamic Change  
☐ 1.4 Culture of Innovation ☐ 2.1 Be an Employer of Choice ☐ 2.2 Organization Development  
☐ 2.3 Organization Culture ☒ 3.1 Resource optimization ☐ 3.2 Safety Culture  
☐ 3.3 Environmental Leadership ☐ 4.1 Educate & Call to Action ☐ 4.2 Build Partnerships

☐ 4.3 Value of Transit☒ 4.4 Project Connect

**EXPLANATION OF STRATEGIC ALIGNMENT:** This agenda item is in alignment with delivering the best possible customer experience and ensuring a safe, accessible, attractive quality transit environment by providing the means for constructing transit and amenity improvements and infrastructure at the agency's transit facilities.

**BUSINESS CASE:** Capital Metro is continuing a construction program to provide improvements to bus stops and transit related facilities. The program includes but is not limited to improvements to passenger amenities, accessibility improvements, and other required infrastructure at transit related facilities of the Authority. In addition, this construction contract will serve as the primary implementation tool for MetroRapid stations and other applicable projects. The funding for this item is included in the FY 2022 capital budget and in the five-year capital improvement plan.

**COMMITTEE RECOMMENDATION:** This item will be presented to the full board on October 25, 2021.

**EXECUTIVE SUMMARY:** Capital Metro directly manages construction contracts in order to maintain consistent quality in the development and reconstruction of transit facilities and related system infrastructure. The IDIQ construction services contract has been identified as the primary means for the construction of MetroRapid stations, bus stops and transit related infrastructure. The IDIQ construction services contract will assist in Capital Metro's goal to provide safe, attractive, accessible quality transit facilities.

#### DBE/SBE PARTICIPATION:

The DBE goal is 17%. The prime contractors will meet/exceed the goal utilizing the following DBE subcontractors:

Prime Contractors	DBE Subcontractors	Race/ Gender	Services / Products	DBE Responsive
<b>Unity Contractor Services</b>	Prime is a certified DBE, Austin, TX	Caucasian Female	Project management	100%
			<b>TOTAL</b>	<b>100%</b>
<b>Stacy and Witbeck</b>				
	JLM Strategic Talent Partners Long Beach, CA	Black/Female	Personnel Staffing	3.27%
	McAllen Signal and Boring LLC McAllen, TX	Hispanic/Female	Bus Shelter Lighting	3.54%
	Texas Trucking Company Georgetown, TX	Hispanic/Male	Trucking	0.53%
	TSIT Engineering and Consulting Leander, TX	Black/Male	Quality Control Testing and Sampling	1.05%
	Accurate Pavement Striping Pflugerville, TX	Hispanic/Female	Roadway Signage and Striping	0.7%

	Consolidated Installation Support San Antonio, TX	Black/Male	Concrete/Flatwork	10.92%
			<b>TOTAL</b>	<b>20.01%</b>
<b>Smith Contracting</b>				
	Alpha Ready-Mix LLC Hutto, TX	Hispanic/Female	Ready Mix Concrete	9%
	Avery's Lawn Care & Landscaping Round Rock, TX	Black/Female	Erosion Control	5%
	KLP Construction Supply Manor, TX	Native American/Female	Rebar	3%
			<b>TOTAL</b>	<b>17%</b>

**PROCUREMENT:**

On August 3, 2021, Request for Proposals were issued and formally advertised with a closing date of September 3, 2021. Four (4) responsive and responsible proposals were received from (1) MA Smith Contracting Co., Inc. (2) Muniz Concrete & Contracting, Inc., (3) Stacy and Witbeck, Inc., and (4) Unity Contractor Services, Inc. by the closing date. The following factors were used in the evaluation of the proposals listed in descending order of importance:

- (1) The qualifications, experience, and past performance of the firm.
- (2) The offeror's demonstrated, relevant work experience and capabilities of the firm as a whole and of the proposed project personnel on projects of a similar size, scope, complexity.
- (3) The offeror's demonstrated understanding of the project undertaking, the proposed plan for the performance of the work and the technical approach proposed by the offeror.
- (4) The qualifications of the Project Team members.

The solicitation anticipates multiple awards will be made and eventual award of Indefinite-Quantity, Indefinite-Delivery Task Order contracts for the construction services specified to Stacy and Witbeck, Inc., Unity Contractor Services, Inc. and MA Smith Contracting Co, Inc.

The term of the contracts shall be five (5) years from the contract award date for a cumulative not-to-exceed total amount of \$50,000,000.00 for all contracts as followed:

Period	Estimated Expenditures
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Contract Year 1	\$10,000,000.00
Contract Year 2	\$10,000,000.00
Contract Year 3	\$10,000,000.00
Contract Year 4	\$10,000,000.00
Contract Year 5	\$10,000,000.00
<b>Estimated Total Not-To-Exceed-All Contract Years</b>	<b>\$50,000,000.00</b>

RESPONSIBLE DEPARTMENT: Capital Construction and Facilities Management

**RESOLUTION  
OF THE  
CAPITAL METROPOLITAN TRANSPORTATION AUTHORITY  
BOARD OF DIRECTORS**

**STATE OF TEXAS  
COUNTY OF TRAVIS**

**Indefinite Delivery Indefinite Quantity (IDIQ) Construction Services**

WHEREAS, the Capital Metropolitan Transportation Authority Board of Directors and Capital Metro management endeavor to provide safe, accessible, attractive, quality transit facilities, improvements, and system infrastructure; and

WHEREAS, the Capital Metropolitan Transportation Authority Board of Directors and Capital Metro management recognize the need to award these construction service contracts to these firms in order to fulfill this goal,

NOW, THEREFORE, BE IT RESOLVED by the Capital Metropolitan Transportation Authority board of directors that the President & CEO, or his designee, is authorized to finalize and execute contracts with Unity Contractor Services, Inc., Stacy and Witbeck, Inc. and MA Smith Contracting Co., Inc. for Indefinite Delivery Indefinite Quantity (IDIQ) Construction Services projects for a five (5) year period with for a total cumulative amount not to exceed \$50,000,000.

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**Secretary of the Board**  
**Eric Stratton**

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