

Mayor and Council Communication

DATE: 06/14/22

M&C FILE NUMBER: M&C 22-0463

LOG NAME: 13P22-0095 ASPHALT HOT AND COLD LAY

SUBJECT

(ALL) Authorize Execution of a Non-Exclusive Agreement with Asphalt Patch Enterprises, Inc, Austin Asphalt, Inc., and Reynolds Asphalt and Construction Co. for Asphalt Hot and Cold Lay in a Total Annual Amount Up to \$2,957,576.00.00 for the Aviation and Transportation and Public Works Departments and Authorize Four One-Year Renewal Options for the Same Annual Amount

RECOMMENDATION:

It is recommended that the City Council authorize a non-exclusive agreement with Asphalt Patch Enterprises, Inc, Austin Asphalt, Inc, and Reynolds Asphalt and Construction Co. for asphalt hot and cold lay in a total annual amount up to \$2,957,576.00 for the Aviation and Transportation and Public Works Departments and authorize four one-year renewal options for the same annual amount.

DISCUSSION:

The Aviation and Transportation and Public Works Departments approached the Purchasing Division to purchase asphalt hot and cold lay. This agreement will provide asphalt hot and cold lay for street projects and repairs. To procure these goods, Purchasing staff issued an Invitation to Bid (ITB).

ITB 22-0095 was advertised in the *Fort Worth Star-Telegram* on March 23, 2022, March 30, 2022 and April 6, 2022. The bid opened on April 7, 2022 and three bids were received.

The bids were evaluated based on the lowest bid meeting specifications. Purchasing Staff certifies that Asphalt Patch Enterprises, Inc, Austin Asphalt, Inc, and Reynolds Asphalt and Construction Co. meet the requirements stated in the specifications. Purchasing Staff recommends that multiple agreements be awarded to ensure awarding a purchasing agreement for a total up to \$2,957,576.00 to meet the Department's needs. Products will be ordered based on price and availability. No guarantee was made that a specific amount of products would be purchased.

Proposer	Total BID Amount	Number of Items Bid On
Asphalt Patch Enterprises, inc.	\$12,874.00	2 of 12
Austin Asphalt, Inc.	\$2,861,409.00	7 of 12
Reynolds Asphalt & Construction Co.	\$2,761,050.00	4 of 12

The maximum amount allowed under this agreement will be \$2,957,576.00, however, the actual amount used will be based on the need of the department and the available budget. The annual department allocation for this agreement is:

Department	Estimated Annual Amount	Account Name
Aviation	\$47,326.00	Contractual Pavement Maintenance
Transportation and Public Works	\$2,910,250.00	Paving Materials

Agreement Terms: Upon City Council's approval, this agreement shall begin upon execution and expire one year from that date.

Renewal Terms: The Agreement may be renewed for four one-year renewal options for the same annual amount. The renewals do not require specific City Council approval as long as sufficient funds have been appropriated.

Business Equity: A waiver of the goal for M/WBE subcontracting requirements is approved by the Office Business Diversity. No availability of Certified M/WBEs on the City required prequalification list.

Administrative Change Order: An administrative change order or increase may be made by the City Manager up to the amount allowed by relevant law and the Fort Worth City Code and does not require specific City Council approval as long as sufficient funds have been appropriated.

FISCAL INFORMATION / CERTIFICATION:

The Director of Finance certifies that funds are available in the current operating & capital budgets, as previously appropriated, in the Municipal Airport Fund, General Fund and in the General Capital Projects Fund for the 2021 In House St Rehab, In-House Reclamation, 2021 ILA with Tarrant County and 2022 Interlocal Agreement w/TC projects to support the approval of the above recommendation and execution of the agreement. Prior to any expenditure being incurred, the Aviation and Transportation and Public Works departments have the responsibility to validate the availability of funds.

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