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**City of Las Cruces**<sup>®</sup>  
 PEOPLE HELPING PEOPLE

**Council Action and Executive Summary**

Item # 12

Ordinance/Resolution# 10-11-480

Council District: ALL

For Meeting of January 18, 2011  
 (Adoption Date)

**TITLE:** A RESOLUTION AUTHORIZING THE RESTRIPING WORK OF VARIOUS CITY STREETS TO SAN BAR CONSTRUCTION CORPORATION OF ALBUQUERQUE, NM IN THE AMOUNT OF \$121,868.30 PLUS \$9,216.29 FOR NEW MEXICO GROSS RECEIPTS TAX. THE CITY MANAGER IS AUTHORIZED TO APPROVE CHANGE ORDERS IN AN AMOUNT NOT TO EXCEED \$14,099.79 FOR A TOTAL PROJECT AUTHORIZATION AMOUNT OF \$145,184.38.

**PURPOSE(S) OF ACTION:** Authorize restriping work of various city streets.

<b>Drafter and Staff Contact:</b> Dan Soriano <i>DS</i>		<b>Department:</b> Public Works - Traffic Engineering		<b>Phone:</b> (575) 541-2505	
<b>Department</b>	<b>Signature</b>	<b>Phone</b>	<b>Department</b>	<b>Signature</b>	<b>Phone</b>
Department Director	<i>[Signature]</i>	528-3125	Budget	<i>[Signature]</i>	541-2107
Other			Assistant City Manager		541-2271
Legal	<i>[Signature]</i>	541-2128	City Manager	<i>[Signature]</i>	541-2076

**BACKGROUND / KEY ISSUES / CONTRIBUTING FACTORS:**

The Public Works Department has requested restriping of City streets utilizing State Pricing Agreement Number 00-805-00-06091. The restriping of these high volume roadways will be necessary for traffic safety and proper delineation of travel lanes due to routine maintenance. Certain City streets will also have current pavement markings eradicated prior to restriping. It is desirable to use this existing pricing agreement with this particular company as they can accommodate our needs at a competitive price.

The State has issued Pricing Agreement Number 00-805-00-06091 to San Bar Construction of Albuquerque, New Mexico for striping. The Public Works Department has reviewed the agreement and has requested to utilize this agreement. The streets to be restriped are attached as Attachment A.

**SUPPORT INFORMATION:**

1. Resolution.
2. Exhibit "A" – Purchasing Manager's Request to Contract (PMRC).
3. Exhibit "B" – Contract between City of Las Cruces and San Bar Corporation
4. Attachment "A" – Street List for re-striping.

**SOURCE OF FUNDING:**

<b>Is this action already budgeted?</b>	Yes	<input checked="" type="checkbox"/>	See fund summary below
	No	<input type="checkbox"/>	If No, then check one below:
	<i>Budget Adjustment Attached</i>	<input type="checkbox"/>	Expense reallocated from: _____
		<input type="checkbox"/>	Proposed funding is from a new revenue source (i.e. grant; see details below)
	<input type="checkbox"/>	Proposed funding is from fund balance in the _____ Fund.	
<b>Does this action create any revenue?</b>	Yes	<input type="checkbox"/>	Funds will be deposited into this fund: _____ in the amount of \$ _____.
	No	<input checked="" type="checkbox"/>	There is no new revenue generated by this action.

**FUND EXPENDITURE SUMMARY:**

Fund Name(s)	Account Number(s)	Expenditure Proposed	Available Budgeted Funds in Current FY	Remaining Funds	Purpose for Remaining Funds
Street Maintenance	26226030-722190	\$107,899.68	\$147,899.68	\$40,000.00	Managed Budget Reductions
General Fund	10226060-722190	\$ 12,257.28	\$ 12,257.28	\$0	None
General Fund	10226060-721600	\$ 8,180.00	\$ 8,180.00	\$10,000.00	Managed Budget Reductions
General Fund	10226080-731012	\$ 16,847.42	\$ 84,078.38	\$67,230.95	Operating Expenses

**OPTIONS / ALTERNATIVES:**

1. Vote "Yes"; this will award restriping project to San Bar Construction of Albuquerque, New Mexico for the Fiscal Year 2010/11 in the amount of \$121,868.30 plus \$9,216.29 for New Mexico Gross Receipts Tax and to authorize contingency funds in the amount of \$14,099.79 for a total project cost of \$145,184.38.
2. Vote "No"; this will reject the proposed project.
3. Vote to "Amend"; this could reject the proposed the contract and instruct staff to re-scope project.
4. Vote to "Table" resolution till a later date and provide direction to staff.

**REFERENCE INFORMATION**

The resolution(s) and/or ordinance(s) listed below are only for reference and are not included as attachments or exhibits.

1. N/A

**RESOLUTION NO. 10-11-480**

**A RESOLUTION AUTHORIZING THE RESTRIPING WORK OF VARIOUS CITY STREETS TO SAN BAR CONSTRUCTION CORPORATION OF ALBUQUERQUE, NM IN THE AMOUNT OF \$121,868.30 PLUS \$9,216.29 FOR NEW MEXICO GROSS RECEIPTS TAX. THE CITY MANAGER IS AUTHORIZED TO APPROVE CHANGE ORDERS IN AN AMOUNT NOT TO EXCEED \$14,099.79 FOR A TOTAL PROJECT AUTHORIZATION AMOUNT OF \$145,184.38.**

The City Council of the City of Las Cruces is informed that:

**WHEREAS**, the City of Las Cruces has identified the need for restriping of various City streets for routine maintenance; and

**WHEREAS**, the state has issued Pricing Agreement Number 00-805-00-06091 to San Bar Construction Corporation of Albuquerque, New Mexico for Statewide Striping; and

**WHEREAS**, it is desirable to use this existing pricing agreement with this particular company since they can accommodate our needs on short notice; and

**WHEREAS**, the Public Works Department has reviewed the agreement and has requested utilization of the Agreement to perform the restriping of various city streets associated with routine maintenance; and

**WHEREAS**, the Public Works Department recommends award to San Bar Construction of Albuquerque, New Mexico in the amount of \$121,868.30.

**NOW, THEREFORE**, be it resolved by the governing body of the City of Las Cruces:

(I)

**THAT**, the bid for Fiscal Year 2010/11 Striping of City Streets Project is hereby awarded to San Bar Construction Corporation of Albuquerque, New Mexico in the amount of \$121,868.30 plus \$9,216.29 for New Mexico Gross Receipts Tax.

(II)

**THAT** the City Manager is authorized to approve change orders in an amount not to exceed \$14,099.79 for a total award in the amount of \$145,184.38.

(III)

THAT the purchasing Manager is authorized to contract with San Bar Construction of Albuquerque, New Mexico as outlined in the Exhibit A, Purchasing Manager's Request to Contract Form.

(IV)

THAT the City staff is hereby authorized to do all deeds necessary in the accomplishments of the herein above.

DONE AND APPROVED this \_\_\_\_\_ day of \_\_\_\_\_, 2011.

APPROVED:

(SEAL)

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Clerk

Moved by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

VOTE:

Mayor Miyagishima: \_\_\_\_\_

Councillor Silva: \_\_\_\_\_

Councillor Connor: \_\_\_\_\_

Councillor Pedroza: \_\_\_\_\_

Councillor Small: \_\_\_\_\_

Councillor Sorg: \_\_\_\_\_

Councillor Thomas: \_\_\_\_\_

APPROVED AS TO FORM:

  
\_\_\_\_\_  
City Attorney

# CITY OF LAS CRUCES

## PURCHASING MANAGER'S REQUEST TO CONTRACT

For Meeting of: January 18, 2011

Resolution No.: 10-11-480

### Existing Contract Purchase For Restriping Work of Various Streets

The Las Cruces City Council is provided the following information concerning this request:

#### RFP/BID SOLICITATION INFORMATION:

- |   |  |
|---|--|
| 1. Existing Contract Issuer:                        | State of New Mexico                        |
| 2. Contract Number:                                 | NMSPA 00-805-00-06091                      |
| 3. Contract Expiration Date:                        | July 18, 2011                              |
| 4. Description:                                     | Restriping Work of Various Streets         |
| 5. Using Department:                                | Public Works                               |
| 6. Current Award Recommendation To:                 | San Bar Construction of<br>Albuquerque, NM |
| 7. Award Amount (includes any tax and contingency): | \$145,184.38                               |
| 8. Contract Duration:                               | One year                                   |

#### PROCUREMENT CODE COMPLIANCE:

The City of Las Cruces Procurement Code was administered in the conduct of this procurement and approval to purchase is hereby requested pursuant to **Section 24-316**.

  
Purchasing Manager

1/12/30/10  
Date

#### CONFIRMATION OF FUND ENCUMBRANCE:

REQUISITION OR PURCHASE ORDER NUMBER:

11102283



## Public Works - Traffic Engineering

1501 E. Hadley Bldg H.

Las Cruces, NM 88001

P: (575) 541-2505; F: (575) 541-2595

PAINTED MARKINGS/STRIPING			
Arterials Striping FY 11		Collectors/Major Locals Striping FY11	
Estimated Arterial LF	864,041	Estimated LF	168,758
Item No. 3 Unit Cost	0.0575	Item No. 3 Unit Cost	0.0575
Sub-Total	\$ 49,682.36	Sub-Total	\$ 9,703.59
NMGRT	7.5625%	NMGRT	7.5625%
	\$ 3,757.23		\$ 733.83
Total	\$ 53,439.59	Total	\$ 10,437.42
Applications	2	Applications	1
Total	\$ 106,879.17	Total	\$ 10,437.42

OBLITERATION EXISTING PAVEMENT MARKINGS	
Estimated LF	40,000
Item No. 11 Unit Cost	0.3200
Sub-Total	\$12,800.00
NMGRT	7.5625%
	\$968.00
Total	\$13,768.00

**Total: \$131,084.59**

10%Contingency 10.00%

Contingency Amt \$13,108.46

NMGRT 7.5625%

NMGRT on Contingency Amt \$991.33

**GRAND TOTAL \$145,184.38**

Funding Sources	Available Balance as of November 5, 2010	Less Amt for Requisition	Remaining Balance after Requisition
26226030-722190	\$107,899.68	\$107,899.68	\$0.00
10226060-722190	\$12,257.28	\$12,257.28	\$0.00
10226060-721600	\$8,180.00	\$8,180.00	\$0.00
10226080-731012	\$59,078.38	\$16,847.42	\$42,230.96
		\$145,184.38	

CITY OF LAS CRUCES

EXHIBIT "B"  
PROJECT NO. 10-11-459**CONTRACT**

**THIS CONTRACT** made and entered into on this 18 day of January, 2011, by and between the City of Las Cruces ("City"), a New Mexico municipal corporation, hereinafter referred to as "Owner", and San Bar Construction Corporation, hereinafter referred to as "Contractor."

**WITNESSETH:**

**WHEREAS**, in consideration of One hundred thirty one thousand eighty four dollars and fifty nine cents (\$131,084.59) to be paid by the Owner to the Contractor at the time and in the manner hereinafter provided, the said Contractor has agreed, and does hereby agree to furnish labor, tools, equipment, and material, and to construct complete in every detail, the items as shown in detail on the Plans; and **FOR SAID CONSIDERATION, IT IS FURTHER PARTICULARLY AGREED BETWEEN THE PARTIES TO THIS AGREEMENT AS FOLLOWS:**

1. The Contractor will commence and complete the placement of 4 inch yellow and white reflectorized high-durable acrylic traffic painted markings at a thickness of 15 to 17 mils wet film, Project No. 10-11-459 on the streets outlined on the attached street list.
2. The Contractor will obliterate existing pavement markings on certain streets as outlined on the attached street list.
3. The Contractor will provide a shadow vehicle with warning lights and arrow board. Mobilization required to complete work and all requisite traffic control. Labor and material.
3. That the payments to be made by the Owner to the Contractor shall be made in the manner provided for in the General Conditions and on the basis of the prices set out in the State Pricing Agreement.
4. That the work shall be done to the satisfaction of the Owner, under the direction of the Engineer, and in full compliance with these Contract Documents.
5. That the work will be begin within (10) calendar days from the notice to proceed and be completed within the one hundred twenty (120) days from the date work is started. Unless otherwise specified by the engineer. The work will be accepted and delivered to the Owner free of all liens, claims, and demands of any kind for materials, equipment, supplies, services, labor, taxes and damages to property or person.
6. That in the event any of the provisions of this Contract are violated by the Contractor or by any of his Subcontractors, the Owner may serve written notice upon the Contractor and the surety of its intention to terminate such Contract, such notices to contain the reasons for such intention to terminate the Contract; and, unless within ten (10) days after and satisfactory arrangement for correction be made, the Contract shall,

upon the expiration of said ten (10) days, cease and terminate. On the event of any such termination, the Owner shall immediately serve notice thereof upon the surety who shall have the right to take over and perform the Contract, provided, however, that if the surety does not commence performance thereof within thirty (30) days from the date of the mailing of such surety of notice of termination, the Owner may take over the work and prosecute the same to completion by the Contract for the account and at the expense of the Contractor, and the Contractor and his surety shall be liable to the Owner for any excess cost occasioned the Owner thereby; and in such event, the Owner may take possession of and utilize in completing the work, such materials, appliances, and plans as may be on the site of the work and necessary therefore.

This Contract is executed in five (5) counterparts, and shall be distributed as follows: City files - two (2); Engineer - One (1); Contractor - one (1) and Bonding Company - one (1).

IN WITNESS WHEREOF, said parties hereto have hereunto set their hands and seals at Las Cruces, New Mexico, the day and year.

**THE CITY OF LAS CRUCES**  
(Owner)

\_\_\_\_\_  
Purchasing Manager

ATTEST:  
City Clerk

\_\_\_\_\_

APPROVED AS TO FORM:

\_\_\_\_\_  
City Attorney

San Bar Construction Corporation  
Contractor

(SEAL)

By: \_\_\_\_\_

Title: \_\_\_\_\_

ATTEST:

\_\_\_\_\_



STATE OF NEW MEXICO  
GENERAL SERVICES DEPARTMENT

Price Agreement

**Awarded Vendor**  
2 Vendors - See Page 8

Telephone No. \_\_\_\_\_

Price Agreement Number: 00-805-00-06091

Payment Terms: Net 30

F.O.B.: Destination

**Ship To:**  
New Mexico Department of Transportation  
(Various Locations)

**Invoice:**  
New Mexico Department of Transportation  
PO Box 1149  
Santa Fe, New Mexico 87504

For questions regarding this contract please contact:  
Marcos Lopez (505) 827-3209

Delivery: As Requested

Procurement Specialist: Brenda Chacon

Telephone No.: (505) 827-0488

Commodity: **Statewide Striping**

Term: **July 19, 2010 thru July 18, 2011**

This Contract is made subject to the "terms and conditions" shown on the reverse side of this page, and as indicated in this Contract.

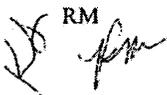
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Accepted for the State of New Mexico

  
New Mexico State Purchasing Agent

Date: 07/19/10

Purchasing Division, 1100 St. Francis Drive, PO Box 6850, Santa Fe, NM 87502-6850 (505) 827-0472

RM  


STATE OF NEW MEXICO  
 GENERAL SERVICES DEPARTMENT  
 PURCHASING DIVISION  
 PRICE AGREEMENT #: 00-805-00-06091

PAGE -22

ITEM	APPROX	UNIT	ARTICLE AND DESCRIPTION	UNIT PRICE
*	QTY	*		*
0001	2,000,000	L.F.	Placement of reflectorized traffic paint markings within District 1, 4 inch stripe, White and Yellow (M-TPCWACR-1998, 100 percent acrylic resin using the ROHM and HAAS E 3427 Type 1 emulsion or DOW DT 250 NA emulsion). To include shadow vehicle with warning lights and arrow board. Mobilization required to complete work and all requisite traffic control. Labor and Material.	
			Primary	(AA) \$0.0500
			Secondary	(AB) \$0.0560
0002	2,000,000	L.F.	Placement of reflectorized high-durable acrylic traffic painted markings installed at 22 to 25 mils wet film thickness within District 1, 4 IN stripe, white and yellow (M-TPCWACRHB ROHM & HAAS HD-21 type II emulsion or DOW DT 400 NA emulsion). To include shadow vehicle with warning lights and arrow board. Mobilization required to complete work and all requisite traffic control. Labor and material.	
			Primary	(AA) \$0.0630
			Secondary	(AB) \$0.0810
0003	2,000,000	L.F.	Placement of reflectorized high-durable acrylic traffic painted markings installed at 15 to 17 mils wet film thickness within District 1, 4 IN stripe, white and yellow (M-TPCWACRHB ROHM & HAAS HD-21 type II emulsion or DOW DT 400 NA emulsion). To include shadow vehicle with warning lights and arrow board. Mobilization required to complete work and all requisite traffic control. Labor and material.	
			Primary	(AA) \$0.0550
			Secondary	(AB) \$0.0575

STATE OF NEW MEXICO  
GENERAL SERVICES DEPARTMENT  
PURCHASING DIVISION  
PRICE AGREEMENT #: 00-805-00-06091

PAGE -25

ITEM *	APPROX *	UNIT *	ARTICLE AND DESCRIPTION	UNIT PRICE
* QTY *				
0011	5,000	L.F.	Obliteration of existing long line pavement markings within District 1. 4 IN stripe.	
			Primary	(AA) \$0.2500
			Secondary	(AB) \$0.3200
0012	200	S.F.	Obliteration of existing pavement markings by the square foot within District 1.	
			Primary	(AA) \$0.7500
			Secondary	(AB) \$0.9000
0013	100	Mile	Mobilization for obliteration of pavement markings within District 1.	
			Primary	(AA) \$1.0000
			Secondary	(AB) \$3.0000
0014	100,000	FT.	Layout of passing/no-passing zones, unmarked roadways, and auxiliary lanes to include left and right lanes, and acceleration and deceleration lanes within District 1. This item will be measured by the linear foot of center line stripe. Mobilization included.	
			Primary	(AA) \$0.0050
			Secondary	(AB) \$0.0300
0015	100,000	L.F.	Sweeping, when requested for District 1 needs. This item to be measured by the linear foot of the stripe to be swept. Sweeping shall be for the lane line where pavement markings are to be directly applied, not the entire roadway surface. For roadways with a centerline stripe, the centerline will be considered one lane line. Note, cases where debris requires more than one pass shall be considered incidental to the measurement.	
			Primary	(AA) \$0.0100
			Secondary	(AB) \$0.0300

## FY 2011 - Master Striping List

ARTERIALS	Est. Lin. Ft.
Del rey Boulevard (US 70 to Tucson) Bypass Construction Activity	30,000
El Paseo (University to Farney)	7,342
Solano (N.Main - Hadley.)	30,000
Idaho (S. Main - Espanola)	15,380
Lohman/Amador (Motel - Solano, Telshor-Sonoma Ranch)	84,800
University-Dripping Springs (Main to East City Limits)	64,277
Foothills (Telshor - Lohman)	15,639
Roadrunner (Lohman - US 70)	53,000
Valley (University - Avenida de Mesilla)	46,000
Main St (El Paseo - Avenida de Mesilla/Valley-Union)	21,000
Avenida de Mesilla (West C.L. to Main St.)	29,028
Union (Univ. - Main)	11,084
Sonoma Ranch Boulevard (Sierra Bonita to Lohman)	27,000
Walnut (Lees - Spruce)	22,842
Church-Water-Griggs-Las Cruces (Downtown Area)	12,666
Mesa Grande from Cortez to South of Peachtree Hills	9,823
Engler Road from McGuffey to Mesa Grande	3,368
Sonoma Springs Road (Golf Club to Sonoma Ranch Blvd.)	10,520
Wyatt (Main - Campo)	3,700
Boutz (City Limits to Valley Dr.)	6,400
Boutz (S. Main - El Paseo)	8,300
Holman/Dunn (Peachtree - Aldrich)	10,400
Missouri (El Paseo to Solano)	7,854
Nacho (Foothills - Lohman)	2,809
Sonora Springs from Sonoma Ranch to Calle Abuelo	2,636
Telshor Blvd (200 feet north of Nach to Telshor Ct)	25,000
Northrise Drive (Del Rey to Roadrunner)	10,500
Elks Drive 500 feet south of Main Street to North City Limits	240,000
Motel Boulevard (South CL to JU/Picacho to End of Road)	5,000
Triviz Drive from Univeristy to Main Street	47,673
	864,041

COLLECTORS/MAJOR LOCALS	Est. Lin. Ft.
Madrid (Alameda - Triviz)	29,000
Hoagland (Valley - Alameda)	10,060
Mesquite (From S. of Idaho to Solano)	11,770
Don Roser (Mall - University)	24,432
Commerce Drive	800
Griggs (Walnut to Triviz)	1,900
Spitz (Main - Jasmine)	9,270
Locust (Univ. - Missouri)	9,111
Porter from US70 north to Peachtree.	6,218
Mission Road Roadrunner to Cheyenne	10,111
Settlers Pass Del Rey to Rinconada	23,350
Parkhill Drive Del Rey to Roadrunner	14,000
Las Colinas (Sonoma Ranch to Crystal Place)	2,000
Camino Real (N. Main - City Limits)	10,000
Sedona Hills Parkway (Sonoma Ranch to East End of Pavement)	6,736
	168,758

<b>Total Stripe</b>	<b>1,032,799</b>
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