

City of Las Cruces®

PEOPLE HELPING PEOPLE

Council Action and Executive Summary

Item # 12 Ordinance/Resolution# 09-10-366 Council District:

For Meeting of September 8, 2009
(Adoption Date)

TITLE:

A RESOLUTION AWARDING A CONTRACT FOR THE FISCAL YEAR 2009/10 MICRO-SURFACING MAINTENANCE PROJECT TO BALLOU CONSTRUCTION COMPANY, INC. OF SALINA, KANSAS IN THE AMOUNT OF \$234,082.51 PLUS \$17,409.89 FOR NEW MEXICO GROSS RECEIPTS TAX. THE CITY MANAGER IS AUTHORIZED TO APPROVE CHANGE ORDERS IN AN AMOUNT NOT TO EXCEED \$11,704.13 FOR A TOTAL PROJECT AUTHORIZATION IN THE AMOUNT OF \$263,196.53 AND TO AMEND THE FISCAL YEAR 2009/2010 BUDGET.

PURPOSE(S) OF ACTION: Bid award.

Name of Drafter: <i>Gary Skelton</i>		Department: Public Works/Street Systems		Phone: 541-2561	
Department	Signature	Phone	Department	Signature	Phone
Public Works	<i>[Signature]</i>	3333	Budget	<i>[Signature]</i>	2300
			Assistant City Manager	<i>[Signature]</i>	2271
Legal	<i>[Signature]</i>	2128	City Manager	<i>[Signature]</i>	2076

BACKGROUND / KEY ISSUES / CONTRIBUTING FACTORS:

The Public Works Department has requested micro-surfacing of City streets utilizing State Pricing Agreement Number 90-805-00-04399. The City of Las Cruces Street Maintenance Program has identified several City streets in need of corrective/preventative maintenance.

This process if applied before aggregate loss and cracking becomes excessive, extends the service life of the roadway surface at a much lower cost than resurfacing operations and typically provides 5 to 10 years of service life to the applied roadway. Micro-surfacing has been used in the past to address these needs. The process consists of applying an application of a thin layer of an asphalt and aggregate slurry to the roadway which helps seal cracks in the pavement surface, improves surface irregularities, fills minor pot holes, and prevents loss of aggregate.

The State has issued Pricing Agreement Number 90-805-00-04399 to Ballou Construction Company, Inc. of Salina, Kansas for micro-surfacing. The Public Works Department has reviewed the agreement and has requested to utilize this agreement. The streets to be completed are attached as Attachment A.

(Continue on additional sheets as required)

The Public Works Department recommends that the Council award the Fiscal Year 2009/10 Micro-surfacing Maintenance Program to Ballou Construction Company, Inc. in the amount of \$234,082.51 plus \$17,409.89 for New Mexico Gross Receipts Tax and a contingency of \$11,704.13 for a total of \$263,196.53.

Funding is available in the Gross Receipts Tax Street Maintenance Fund; and a budget adjustment is required in the Streets General Fund to appropriate a developer contribution from White Construction Company for the resurfacing of Campo street in the amount of \$50,000.00.

SUPPORT INFORMATION:

Fund Name / Account Number	Amount of Expenditure	Budget Amount
GRT Street Maintenance Fund 4202 / 42806150-854121	\$213,196.53	\$213,196.53
Streets GF Fund 4201 / 42806220-854121-71020	\$50,000.00	\$50,000.00 pending adjustment

1. Resolution #
2. Proposed Street List, Attachment A.
3. Purchasing Manager's Request to Contract, Exhibit A.
4. Budget Adjustment Request, Exhibit B.

OPTIONS / ALTERNATIVES:

1. Award a contract to Ballou Construction Company, Inc. of Salina, Kansas for the Fiscal Year 2009/10 Micro-surfacing Maintenance Project in the amount of \$234,082.51 plus \$17,409.89 for New Mexico Gross Receipts Tax and to authorize contingency funds in the amount of \$11,704.13 for a total project cost of \$263,196.53 and amend the Fiscal Year 2009/10 budget.
2. Reject the proposed contract award and proceed with council recommendations.

(Continue on additional sheets as required)

RESOLUTION NO. 09-10-366

A RESOLUTION AWARDING A CONTRACT FOR THE FISCAL YEAR 2009/10 MICRO-SURFACING MAINTENANCE PROJECT TO BALLOU CONSTRUCTION COMPANY, INC. OF SALINA, KANSAS IN THE AMOUNT OF \$234,082.51 PLUS \$17,409.89 FOR NEW MEXICO GROSS RECEIPTS TAX. THE CITY MANAGER IS AUTHORIZED TO APPROVE CHANGE ORDERS IN AN AMOUNT NOT TO EXCEED \$11,704.13 FOR A TOTAL PROJECT AUTHORIZATION IN THE AMOUNT OF \$263,196.53 AND TO AMEND THE FISCAL YEAR 2009/2010 BUDGET.

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

WHEREAS, the City of Las Cruces Pavement Maintenance System has identified City streets in need of corrective/preventive maintenance; and

WHEREAS, the State has issued Pricing Agreement Number 90-805-00-04399 to Ballou Construction Company of Salina, Kansas for micro-surfacing; and

WHEREAS, the Public Works Department has reviewed the agreement and has requested to utilize the Agreement to perform the corrective/preventive maintenance of the streets; and

WHEREAS, the Public Works Department recommends award to Ballou Construction Company of Salina, Kansas in the amount \$234,082.51; and

WHEREAS, the project will consist of the application of a thin layer of an asphalt and aggregate slurry to the roadway on various City streets with the city limits.

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

(I)

THAT the Fiscal Year 2009/10 Micro-surfacing Maintenance Project is hereby awarded to Ballou Construction Company of Salina, Kansas in the amount of \$234,082.51 plus \$17,409.89 for New Mexico Gross Receipts Tax.

(II)

THAT the City Manager is authorized to approve change orders in an amount not to exceed \$11,704.13 for a total award in the amount of \$263,196.53.

(III)

THAT the Purchasing Manager is authorized to contract with Ballou Construction Company of Salina, Kansas as outlined in the Exhibit A, Purchasing Manager's Request to Contract Form.

(IV)

THAT Fiscal Year 2009/2010 Budget is amended as outlined in Exhibit "B".

(V)

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

DONE AND APPROVED this 8th day of September, 2009.

APPROVED:

(SEAL)

Mayor

ATTEST:

City Clerk

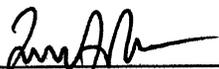
VOTE:

Mayor Miyagishima: _____
Councillor Silva: _____
Councillor Connor: _____
Councillor Archuleta: _____
Councillor Small: _____
Councillor Jones: _____
Councillor Thomas: _____

Moved by: _____

Seconded by: _____

Approved as to Form:



City Attorney

Fiscal Year 2009/10 MICRO-SURFACE MAINTENACE PROJECT

PROJECT NUMBER: PROPOSED STREETS LIST

STREET NAME	FROM	TO	LENGTH	WIDTH
Campo Street	Amador Avenue	Picacho Avenue	3350	46
Campo Street	Spruce Avenue	Chestnut Avenue	1100	34
Austin Drive	Payne Street	Gladys Drive	850	31
Corbett Drive	Locust Street	Thomas Drive	1450	31
Seldon Avenue	Walnut Street	Lewis Street	1560	33
Chateau Drive	south end	Hoagland Road	900	36
Berkshire Court	Chateau Drive	cul-de-sac	600	36
Emerald Street	Las Colinas Drive	Las Colinas Drive	4210	26
Marble View Drive	Emerald Street	South end	1325	26
Mariposa Drive	Desert Drive	Fairbanks Drive	2310	33
Palo Verde Avenue	Desert Drive	Acoma Street	1685	30

EXHIBIT "B"

**CITY OF LAS CRUCES
ADOPTED BUDGET FY 2009/2010**

FUND	DIVISION		FUND TYPE	
Streets Improvements (General Fund) Fund 4201	Various		Capital Project	
	FY 2008/09 Prel Actual*	FY 2009/10 Adopted	Adjustment	FY 2009/10 Adjusted
RESOURCES				
Beginning Balance	0	250,515		250,515
REVENUES				
570010 Investment Income	\$ 1,434	0		0
570015 Net Incr(Decr) Fair Value Investment	(157)	0		0
70711 Developer Contribution Sonoma Ranch Blvd South	303,750	0		0
71020 Developer Contribution Campo Street	0	0	50,000	50,000
70M0H Developer Contribution Major Arroyo Crossing	0	0		0
Total Revenues	\$ 305,027	0	50,000	50,000
Total Resources	\$ 305,027	250,515	50,000	300,515
EXPENDITURES				
70711 Sonoma Ranch Blvd. South Developer Portion	\$ 59,257	244,493		244,493
70H03 Roadrunner Retention Wall	43,830	4,745		4,745
71020 Campo Street	0	0	50,000	50,000
Total Expenditures	\$ 103,087	249,238	50,000	299,238
OTHER FINANCING SOURCES (USES)				
Transfers from Fund 1000 - General Fund	\$ 48,575	0		0
Total Other Financing Sources (Uses)	48,575	0	0	0
ENDING BALANCE	\$ 250,515	1,277	0	1,277

*Preliminary Actual as of 8/3/09.

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CITY OF LAS CRUCES

PURCHASING MANAGER'S REQUEST TO CONTRACT

For Meeting of: September 8, 2009

Resolution No.: 09-10-366

**Existing Contract Purchase For
 Micro-Surfacing Maintenance**

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: | 90-805-00-04399 |
| 3. Contract Expiration Date: | March 8, 2010 |
| 4. Description: | Micro-Surfacing Maintenance |
| 5. Using Department: | Public Works |
| 6. Current Award Recommendation To: | Ballou Construction Company, Inc.
of Salinas, KS |
| 7. Award Amount (includes any tax and contingency): | \$263,196.53 |
| 8. Contract Duration: | Until Complete |

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**.

	/ 8/21/09
Purchasing Manager	Date

CONFIRMATION OF FUND ENCUMBRANCE:

REQUISITION OR PURCHASE ORDER NUMBER:	10100943
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