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City of Las Cruces
 PEOPLE HELPING PEOPLE

Council Action and Executive Summary

Item # 15 Ordinance/Resolution# 09-10-405 Council District: 1

For Meeting of December 21, 2009
 (Adoption Date)

TITLE:

A RESOLUTION AWARDING A CONTRACT FOR THE REROOFING OF THE MUSEUM OF NATURE AND SCIENCE, LOCATED AT 411 NORTH MAIN STREET, BID NUMBER 09-10-405 TO G. SANDOVAL CONSTRUCTION OF LAS CRUCES, NEW MEXICO, FOR THE CONTRACT SUM OF \$114,900.00 PLUS AN ALLOWANCE OF \$8,545.69 FOR NEW MEXICO STATE GROSS RECEIPTS TAX AND A PROJECT CONTINGENCY OF \$11,490.00 FOR A TOTAL PROJECT AUTHORIZATION OF \$134,935.69.

PURPOSE(S) OF ACTION:

Authorize a contract to reroof the new Museum of Nature and Science building.

Name of Drafter: Tomas Mendez, AIA <i>TMM</i>		Department: Facilities/Project Mgmt. <i>DM</i>		Phone: 541-2502	
Department	Signature	Phone	Department	Signature	Phone
Facilities Department	<i>DM</i>	541-2651	Budget	<i>Richard M. ...</i>	2300
			Assistant City Manager	<i>[Signature]</i>	2271
Legal	<i>[Signature]</i>	541-2128	City Manager	<i>[Signature]</i>	2070

BACKGROUND / KEY ISSUES / CONTRIBUTING FACTORS:

The City acquired the former Rio Grande Bank Building property, located at 411 North Main Street, for the purpose of moving the Museum of Nature and Science from its current location at Mesilla Valley Mall to the Downtown Area. This move will ultimately eliminate lease expenses associated with the current location. In addition, various synergies are expected to come into play since this museum will also be located adjacent to the Museum of Fine Art and the Branigan Cultural Center. This provides an opportunity for a museum corridor on the Downtown Mall for citizens and visitors alike.

In support of the relocation project, the City applied for and received American Recovery and Reinvestment Act (ARRA) funding for this project through the Department of Energy. In addition, the City has also pursued funds through the Department of Housing and Urban Development (HUD) to help fund the remainder of the project in its entirety. Part of the requirements for the ARRA

(Continue on additional sheets as required)

funding is to have a shovel-ready project, and be able to demonstrate activity within a certain window of time. Award of this reroof project meets the criteria.

The City solicited bids for the Reroofing of the Museum of Nature and Science resulting in the receipt of four responses on November 10, 2009. The City of Las Cruces Purchasing Section determined that the apparent low bid submitted by CD General Contractors to be non-compliant. As a result, the award of the contract is to G. Sandoval Construction, Inc., of Las Cruces, New Mexico, with a submitted second low bid of \$114,900.00. The accompanying resolution authorizes a contract between the City of Las Cruces and G. Sandoval Construction for the Reroofing of the Museum of Nature and Science for a contract sum of \$114,900.00 plus an allowance of \$8,545.69 for New Mexico State Gross Receipts Tax and a project contingency of \$11,490.00 for a total project authorization of \$134,935.69.

SUPPORT INFORMATION:

Fund Name / Account Number	Amount of Expenditure	Budget Amount
Federal Stimulus Capital Projects 49205010-852100-63404	\$134,935.69	\$134,935.69

1. Resolution
2. Bid Tabulation Sheet
3. Purchasing Manager's Request to Contract

OPTIONS / ALTERNATIVES:

1. Vote "Yes" and approve the Resolution; thereby, awarding the contract to G. Sandoval Construction, Inc., of Las Cruces, New Mexico, for the Reroofing of the Museum of Nature and Science. This will allow the City to meet the criteria for expenditure of ARRA funds and demonstrating "shovel-readiness" of the project.
2. Vote "No" and not approve the Resolution; thereby, not awarding the contract to G. Sandoval Construction, Inc., of Las Cruces, New Mexico, for the Reroofing of the Museum of Nature and Science. This may cause the loss of the ARRA funding.
3. Vote to "Postpone" the Resolution and direct staff to review other options. This may cause a delay in beginning the renovations of the new Museum of Nature and Science and loss of the ARRA funding.

(Continue on additional sheets as required)

RESOLUTION NO. 09-10-405

A RESOLUTION AWARDING A CONTRACT FOR THE REROOFING OF THE MUSEUM OF NATURE AND SCIENCE, LOCATED AT 411 NORTH MAIN STREET, BID NUMBER 09-10-405 TO G. SANDOVAL CONSTRUCTION, OF LAS CRUCES, NEW MEXICO, FOR THE CONTRACT SUM OF \$114,900.00 PLUS AN ALLOWANCE OF \$8,545.69 FOR NEW MEXICO STATE GROSS RECEIPTS TAX AND A PROJECT CONTINGENCY OF \$11,490.00 FOR A TOTAL PROJECT AUTHORIZATION OF \$134,935.69.

The City Council is informed that:

WHEREAS, the City solicited bids for the Reroofing of the Museum of Nature and Science (the former Bank of the Rio Grande building located at 411 North Main Street) resulting in the receipt of four bids on November 10, 2009; and

WHEREAS, the apparent low bid submitted by CD General Contractors was determined to be non-compliant by the City of Las Cruces Purchasing Section; and

WHEREAS, G. Sandoval Construction, Inc., of Las Cruces, New Mexico submitted the second low bid of \$114,900.00; and

WHEREAS, the Reroofing of the new Museum of Nature & Science is budgeted and funded with an appropriation via the American Recovery and Reinvestment Act (ARRA) administered by the U.S. Department of Energy.

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

(I)

THAT, a contract is hereby awarded to G. Sandoval Construction, Inc., for the Reroofing of the Museum of Nature and Science for a contract sum of \$114,900.00.

(II)

THAT, the total project authorization of \$134,935.69 includes an allowance of \$8,545.69 for New Mexico Gross Receipts Tax and a contingency of \$11,490.00 for

Project Contingency.

(III)

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

DONE and APPROVED this _____ day of _____, 2009.

APPROVED:

Mayor

ATTEST:

City Clerk

(SEAL)

VOTE:

Mayor Miyagishima:	_____
Councillor Silva	_____
Councillor Connor:	_____
Councillor Pedroza:	_____
Councillor Small:	_____
Councillor Sorg:	_____
Councillor Thomas:	_____

Moved by: _____

Seconded by: _____

APPROVED AS TO FORM:

[Signature]
City Attorney



Bid Tabulation Reroof of 411 North Main Museum of Nature & Science Bid Number: 09-10-405 for the City of Las Cruces	
	Bid Opening: Nov. 10, 2009 / 2:00 p.m.

Bidder	Addenda Received	Bid Signed	License No.	Bid
C.D. General Contractors, Inc. 1730 W. Picacho Ave., Ste. E Las Cruces, NM 88005	1	X	59456	\$67,000.00
DKG & Associates, Inc 6920 Huseman Pl. SW Albuquerque, NM 87121	n/a	X	59360	\$175,800.00
G. Sandoval Construction 2000 El Lohman, Suite B Las Cruces, NM 88001	1	X	81118	\$114,900.00
Smith Roofing, Inc. 1655 W. Picacho Las Cruces, NM 88005	1	X	59798	\$148,822.00

prepared by:

Tomás Méndez, A.I.A.
Architect, City of Las Cruces

CITY OF LAS CRUCES

PURCHASING MANAGER'S REQUEST TO CONTRACT

For Meeting of: December 21, 2009

Resolution No.: 09-10-405

Contract Purchase For Re-Roofing of the Museum of Nature and Science

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

BID SOLICITATION INFORMATION:

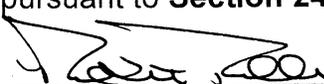
- 1. Bid Due Date: **November 10, 2009**
- 2. Description: **Re-Roofing of the Museum of Nature and Science**
- 3. Using Department: **Facilities**
- 4. Number of Responses Received: **Four (4)**
- 5. Recommended Award(s) To: **G. Sandoval Construction, Inc. of Las Cruces, NM**
- 6. Total Award Amount (includes any tax and contingency): **\$134,935.69**
- 7. Contract Duration: **One Hundred Twenty (120) Consecutive Calendar Days**

LOCAL PREFERENCE FACTOR

Local Preference Factor Applied Per LCMC §24-100	No	X	LCMC §24-100 not applicable to this solicitation
	Yes		Made A Difference To Bid Awards(s) Made No Difference To Bid Award(s)

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 24-91**.


Purchasing Manager

11/30/09
Date

CONFIRMATION OF FUND ENCUMBRANCE:

REQUISITION or PURCHASE ORDER NUMBER:	REQ. 10102105
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