



## Legislation Text

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**File #:** 22-0582, **Version:** 1

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Resolution to Approve a Construction Contract with E.T. MacKenzie Company for the Stadium/Washtenaw Area Utility Improvements Project (\$1,829,900.00)  
Attached for your review and approval, please find a resolution to approve a construction contract between the City of Ann Arbor and E.T. MacKenzie Company in the amount of \$1,829,900.00 for the Stadium/Washtenaw Area Utility Improvements Project (RFP 22-15).

The scope of this project includes the following:

- Replacement of watermain on Stadium Service Drive from Washtenaw Avenue to Stadium Boulevard, and resurfacing of the roadway (see attached map)
- Replacement of watermain on Frieze Avenue from Brockman to the east end
- Transfer of water services to a larger main on Winchell Drive from Brockman to 175 feet west of Hall Avenue
- Road resurfacing of the above segments of Winchell and Frieze, as well as the segment of Brockman connecting them
- Installation of new sidewalks where none currently exist on Winchell, Brockman, and Frieze within the project limits
- Drainage structure replacements and/or repairs
- Intermittent curb replacements
- Installation of ADA compliant sidewalk ramps and new and/or improved crosswalks

The construction of the project is scheduled to begin in May 2022 and to be completed in early October 2022.

During the course of the project design, staff held a public meeting and conducted surveys to receive input on various project scope items such as the possibility of reconfiguring the intersection of Brockman and Winchell, and the filling of sidewalk gaps. The results of these efforts can be found summarized on the project website at:

<https://www.a2gov.org/departments/engineering/Pages/Winchell-Frieze-and-Brockman-Sidewalk-Project.aspx>

Engineering staff supervised the creation of plans and contract documents and bid the project through the City's Procurement Unit. On March 14, 2022, two proposals were received for this work. A selection committee comprised of Public Services staff reviewed the proposals and determined which bidder was the best value based on the following criteria (as laid out in ORD-21-41, adopted by Council on January 3, 2022):

- Qualifications, Experience, & Accountability (20%)
- Workplace Safety (20%)
- Workforce Development (20%)
- Social Equity & Sustainability (20%)

- Schedule of Pricing/Cost (20%)

After reviewing and scoring the proposals, staff ranked the responding firms in the following order:

1. E.T. MacKenzie Company
2. Fonson Company

E.T. MacKenzie Company of Michigan received the highest score among the proposals reviewed by the selection committee. Therefore, staff recommends awarding the contract for this project to E.T. MacKenzie Company.

E.T. MacKenzie Company complies with the City's Non-Discrimination and Living Wage ordinances.

**Budget/Fiscal Impact:** This project is included in the FY23-28 Capital Improvements Plan (UT-WS-18-28 and UT-WS-22-22). The estimated total cost of the project is \$2,561,860. Funding for the project is included in the approved capital budgets of the Water Supply System, Sidewalk Construction Millage, and the Street, Bridge and Sidewalk Millage Fund.

Fund	Total Project Cost
Water Supply System Fund	\$1,321,002.47
Street, Bridge and Sidewalk Millage Fund	\$1,040,882.01
Sidewalk Construction Millage Fund	<u>\$199,975.52</u>
Total	\$2,561,860.00

Prepared by: Nicholas S. Hutchinson, P.E., City Engineer

Reviewed by: Brian Steglitz, Interim Public Services Area Administrator

Approved by: Milton Dohoney Jr., Interim City Administrator

Whereas, The existing water mains along Stadium Service Drive and Frieze are in poor condition and undersized and are in need of replacement, and the service lines on Winchell Drive need to be transferred to the larger main;

Whereas, The pavement at these locations is in poor condition and in need of replacement;

Whereas, The filling of sidewalk gaps in the project area along Winchell, Brockman, and Frieze is important for maintaining continuous pedestrian facilities in the area;

Whereas, Funding for the project is included in the approved capital budgets of the Water Supply System, Sidewalk Construction Millage, and the Street, Bridge and Sidewalk Millage Fund;

Whereas, The City of Ann Arbor received two proposals for this work on March 14, 2022 and E.T. MacKenzie Company of Michigan received the highest score among the proposals reviewed by the selection committee; and

Whereas, It is now necessary to enter into a contract with E.T. MacKenzie Company for the performance of this work;

**RESOLVED**, That City Council approves a construction contract with E.T. MacKenzie Company in the amount of \$1,829,900.00 for the Stadium/Washtenaw Area Utility Improvements Project (RFP 22-15);

RESOLVED, That a contingency amount of \$183,000.00 be established within the project budget and that the City Administrator be authorized to approve construction change orders not to exceed that amount, in order to satisfactorily complete this project;

RESOLVED, That the Mayor and City Clerk be authorized and directed to execute said agreement after approval as to substance by the City Administrator and approval as to form by the City Attorney;

RESOLVED, That the City make the following declaration for the purpose of complying with the reimbursement rules of Treasury Regulations 1.150-2 pursuant to the Internal Revenue Code of 1986, as amended: that the City reasonably expects to reimburse itself for expenditures for the costs of the Project with proceeds of Bonds; and

RESOLVED, That the City Administrator be authorized to take necessary administrative actions to implement this resolution, including issuing temporary and permanent Traffic Control Orders and night work authorizations as required for the construction of the project.