

**Metropolitan Domestic Water Improvement District
Board of Directors Meeting**

April 10, 2023

**Authorizing the Use of City of Tucson Job Order Contract
for Clearing, Grubbing, and Grading of the Ironwood Blend Well and Access Easement**

Synopsis

The Board of Directors is requested to authorize utilizing Granite Construction Company (Granite) to perform construction services under the City of Tucson Job Order Contract for Roadway Construction Services (JOC) Contract No. 171729. Work will include clearing, grubbing, and grading services for a portion of the access easement and Ironwood Well site.

Background

In 2022, staff facilitated the acquisition of a 30-foot access easement and the property rights for the future Ironwood Well site from Marana Unified School District (MUSD). Subsequently, at the November 14, 2022 Board of Directors Meeting, KP Ventures Well Drilling & Pump Co, LLC (KP Ventures) was contracted to complete the production well drilling at the site. Prior to drilling the well, the site will need to be cleared and grubbed of the current vegetation and rough graded in order for KP Ventures to complete the contracted work. At the same meeting, the Board of Directors approved the Water Infrastructure Finance Authority (WIFA) loan agreement for the Ironwood blend well and collector pipeline.

Staff reviewed the JOC Contract No. 171729 to confirm compliance with the “Good Faith Efforts” to allow Disadvantaged Business Enterprises (DBE) businesses to participate in the bidding process. The JOC solicitation and resulting contracts are subject to the City of Tucson’s Small Business Enterprise (SBE) requirements for projects that meet or exceed the Formal Solicitation Threshold established by the Tucson Procurement Code, set at one hundred thousand dollars (\$100,000) at the time of the solicitation. Program requirements are codified in Chapter 28, Article XIII of the Procurement Code. The JOC was required to submit to the Department of Procurement, Business Enterprise & Compliance Program either a completed offeror’s statement of proposed SBE Participation Plan or an Affidavit of Good Faith Efforts indicating whether the request is for a full or partial waiver.

It was determined that the Davis Bacon wage determination was sufficient per AZ20230008, 01/06/2023. Staff will confirm the wage determination has not been updated prior to the start of construction.

Issues

Schedule and cost proposals were solicited and received from three contractors on the JOC Contract No. 171729. The cost proposals received meet WIFA requirements. All three cost proposals were responsible and responsive. In order to meet the schedule for KP Ventures, one of

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the contractors was unable to perform the work within the timeframe necessary and the proposal was not considered. Of the remaining two contractors, Granite provided the lowest quote at \$37,500.00, plus permit fees. Staff is estimating the permit fees at \$2,500.00 for a total estimated cost of \$40,000.00.

Granite maintains the required license through the Arizona Registrar of Contractors and no complaints are listed. Staff queried the Occupational Safety and Health Administration (OSHA) website for the past five-year period and no complaints or violations were listed in Arizona. The Granite home office is located in Watsonville, California. An entity search was conducted on SAM.gov per WIFA requirements and Granite was not listed with any exclusions.

Based on the foregoing evaluation, staff determined the lowest cost, responsive, and responsible bidder for the site work was Granite.

With the applied Good Faith Efforts required by the City of Tucson JOC, and the application of prevailing Davis Bacon wages, the costs would be eligible for reimbursement through WIFA.

The project is funded through the District's current Capital Improvement Program, Project Number 15801.

Staff Recommendation

It is recommended that the Board of Directors authorize the General Manager to execute a contract with Granite to provide the clearing, grubbing, and grading services for a portion of the access easement and Ironwood Well site for an amount not to exceed \$40,000.00.

It is also recommended that the General Manager be granted authority to utilize additional funding in a cumulative amount not to exceed \$5,000. Any changes in excess of the above limits will be submitted to the Board of Directors for approval.

Suggested Motion

I move to authorize the General Manager to execute an agreement with Granite Construction Services in an amount not to exceed \$40,000.00 for the clearing, grubbing, and grading services for a portion of the access easement and Ironwood Well site, and to authorize the General Manager to utilize additional funding in a cumulative amount not to exceed \$5,000.

Respectfully submitted,

I concur with the above recommendation.

Respectfully submitted,

Sheila M. Bowen, P.E.

District Engineer

Joseph Olsen, P.E.

General Manager