

**THE UNIFIED GOVERNMENT OF ATHENS-CLARKE COUNTY
COMMISSION AGENDA ITEM**

SUBJECT: Taxiway A Reconstruction and Realignment Project - Phase 2 (Contractors Agreement and Engineers Construction Phase Services)

DATE: December 18, 2023

BUDGET INFORMATION:

REVENUES: \$ 7,404,709 FAA/GDOT Airport Improvement Program, CARES Act and State
 \$ 82,206 Airport Enterprise Fund
 \$ 7,486,915

EXPENSES:

 CAPITAL:

 \$ 263,508 Construction Phase Services, RS&H
 \$ 7,223,407 E.R. Snell Construction Services Contract.
 \$ 7,486,915

FUNDING SOURCE: FAA AIP Grants, CARES Act Grant, GDOT, Airport Fund Balance

COMMISSION ACTION REQUESTED ON: February 6, 2024

PURPOSE:

To request that the Mayor and Commission:

- a. Approve a designation of E. R. Snell, Inc. as the apparent lowest responsive and responsible bidder and authorize staff to negotiate a unit price construction services contract with E.R. Snell, Inc. in an amount not to exceed \$7,223,407.25 for Taxiway A Reconstruction and Realignment Project – Phase 2;
- b. Approve RS&H, Inc to provide Construction Phase Professional Services and Testing during construction of the Taxiway A project in an amount not to exceed \$263,508.52; and
- c. Authorize the Mayor and appropriate staff to execute all related documents.

HISTORY:

1. In May 2018, a Pavement Condition Study was completed by Applied Pavement Technology on behalf of Georgia Department of Transportation (GDOT). The Study determined that the Pavement Condition Index, PCI, for Taxiway A was 31 on a scale of 1 to 100. This indicated that the pavement was in need of rehabilitation.

2. In March 2016, construction of Runway 9-27, Rehabilitation was completed. Taxiway A is the main taxiway that provides access to Runway 9-27.
3. On March 16, 2020, prior to the CARES ACT notification that Federal Aviation Administration (FAA) funding would be at 100%, the TSPLOST Citizens Oversight Committee confirmed the Project Concept for TSPLSOT 2018 Project Taxiway A met the intent of the initial Project Statement.
4. On March 17, 2020, Mayor & Commission (M&C) approved the Project concept and authorized staff to move the project onto the Bid and Award Phase for the Taxiway A construction.
5. On May 28, 2020, the former Taxiway A Project opens for bid.
6. On February 3 2021, Unified Government of Athens-Clarke County (ACCGov) and Astra execute an agreement on former Taxiway A Project.
7. In May 2021, Astra begins work on the former project.
8. On June 15, 2021 during the former Project, Astra submitted Notice of Delay due to material supply shortages and supply chain interruptions along with conflict with an existing waterline and the discovery of unforeseen rock.
9. On December 7, 2021, the M&C approved a five-year on-call architectural/engineering services contract between RS&H, Inc., and ACCGov to provide services related to planning, architectural drawing, reports, plans, engineering documents, specifications, resident engineering services, and assisting in FAA grant application processing.
10. On December 7, 2022, Astra and ACCGov conferred to discuss resolution and impact of suspension of work and begin settlement negotiations to achieve a mutual walkaway through termination for convenience.
11. On May 2, 2023, M&C approved a Work Authorization with RS&H, Inc., in the amount of \$238,921 for Design Phase Services and authorized staff to advance the Project to the Bid & Award Phase.
12. In June 2023, following extensive settlement negotiation, Astra and ACCGov agreed to settle the dispute regarding the cost of the change order work and delay caused by the suspension of work on the former project.
13. On September 26, 2023, ACCGov advertised for bids for the Taxiway A Construction Project.
14. On October 31, 2023, two bids were received as listed below in Facts and Issues #3.

15. On December 18, 2023 RS&H completed their review of the submitted bids and determined that the low bidder, E.R. Snell, Inc., had submitted a responsive bid and possess the ability to perform the work.

FACTS & ISSUES:

1. GDOT, which funded the former Project, would not agree to reimburse ACCGov for most of Astra's proposed change order costs. GDOT has agreed to fund the cost of completing this Project when rebid.
2. This project is included in the Airport's Capital Improvement Plan (CIP) on file with FAA and GDOT. Taxiway A is a FAA certificated commercial taxiway and is eligible for FAA discretionary Airport Improvement Program grants and GDOT Aviation Program grants. In general, ACCGov would normally be expected to cover 5% of the cost of this project with the other 95% being funded by FAA Airport Improvement Program at 90% and GDOT Aviation Programs at 5%. However, due to COVID relief funding, this Phase of the project will not require matching funds from Athens Clarke County as long as the project costs remain under \$7,404,709.36.
3. The FAA & GDOT have agreed to use the remaining funds from the former Taxiway A project, to fund the completions of the Taxiway A Reconstruction and Realignment Project - Phase 2 of the Taxiway A Project. The total FAA & GDOT funds remaining is \$7,404,709.36
4. The Phase 2 project is funded at 100% by the FAA with no local match required, however, if the project does go over the grant amount, the Airport may have to use SPLOST Airport Funding to supplement any overage. It is unlikely this will happen as there is a large contingency built into the project, however, it should be noted.
5. The following bids were received for construction services on October 31, 2023

<u>Firm</u>	<u>Base Bid</u>
C.W. Matthews Contracting Co., Inc.	\$ 8,044,570.00
E.R. Snell, Inc	\$ 7,321,187.25

6. Staff was able to negotiate with E.R. Snell to reduce the price from the original bid of \$7,321,187.25 to \$7,223,407.25 a difference of \$97,780.
7. Staff has reviewed the bids and as shown on the last page of the full bid tab, **Attachment #2**, determined E.R. Snell, Inc., is the lowest responsive and responsible bidder based on the Total Base Bid Value, Additionally, E. R. Snell, Inc., is the lowest bidder on the combination of work scopes that are intended to be funded by FAA.

8. The updated schedule for this work is as follows:
- Design Phase Services 05/08/23 – 08/30/23
 - Bidding through bid opening 09/26/23 – 10/31/23
 - Bid Award & Recommendation for M&C Approval 02/06/24
 - Grant Award Letter Recommendation to GDOT 02/07/24
 - Estimated Construction 03/01/24 – 07/31/24
9. The recommendation supports the following M&C Strategic Plan:
- Enhance Safety for all Modes of Transportation
 - Provide Adequate Funding for Maintenance of Existing and Newly Constructed Infrastructure.

OPTIONS:

1. Mayor and Commission:
 - a. Approve a designation of E.R. Snell, Inc., as the apparent lowest responsive and responsible bidder and authorize staff to negotiate a unit price construction services contract with E.R. Snell, inc., in an amount not to exceed \$7,223,407.25 for Taxiway A Reconstruction and Realignment Project – Phase 2;
 - b. Approve RS&H, Inc., to provide Construction Phase Professional Services and Testing during construction of the Taxiway A Project in an amount not to exceed \$263,508.52; and
 - c. Authorize the Mayor and appropriate staff to execute all related documents.
2. Mayor and Commission deny the approval of the Construction Services Contract Award.
3. Mayor and Commission defined options.

DEPARTMENT RECOMMENDED ACTION: Option #1, a, b & c

DEPARTMENT: Airport

Prepared by: Mike Mathews

Mike Mathews

Mike Mathews

January 2, 2024

Date:

ADMINISTRATIVE COMMENTS:

ADMINISTRATIVE RECOMMENDATION: Option #1, a, b, & c

A handwritten signature in blue ink, appearing to read "John M. Will". The signature is written in a cursive style and is positioned above a horizontal line.

Manager

January 11, 2024

Date: