

THIS IS A DRAFT AND WILL BE REPLACED BY THE FINAL, SIGNED ORDINANCE OR RESOLUTION ADOPTED BY CITY COUNCIL.

AN ORDINANCE

FOR THE 2017-2018 ASPHALT OVERLAY TASK ORDER CONTRACT PACKAGE 8, ACCEPTING THE LOWEST RESPONSIVE BID AND AWARDING A CONTRACT TO J&P PAVING CO., INC., IN AN AMOUNT NOT TO EXCEED \$4,970,736.55, OF WHICH \$170,020.00 WILL BE REIMBURSED BY SAN ANTONIO WATER SYSTEM (SAWS) AND \$20,000.00 WILL BE REIMBURSED BY CPS ENERGY FOR NECESSARY ADJUSTMENTS TO EXISTING INFRASTRUCTURE.

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WHEREAS, in the Fiscal Year 2017 (FY 2017), the Transportation & Capital Improvements (TCI) Department has awarded nine contracts to complete the Street Maintenance projects that were part of the FY 2017 Infrastructure Management Program (IMP); and

WHEREAS, this 2017-2018 Asphalt Overlay Task Orders contract will facilitate the completion of any pending FY 2017 projects and as well as to start FY2018 projects that are part of FY 2018 IMP, and is primarily focused on mill and overlay projects for the rehabilitation of 9.86 miles of the roadway network citywide; and

WHEREAS, this contract was advertised for construction bids in August 2017 in the San Antonio Hart Beat, on the City's website, on the Texas Electronic State Business Daily and on TVSA, and 8 bids for Package 8 were received with J&P Paving Co., Inc., being the lowest responsible bidder; and

WHEREAS, this contract will be awarded in compliance with the Small Business Economic Development Advocacy (SBEDA) Program which requires contracts be reviewed by a Goal Setting Committee to establish a requirement and/or incentive unique to the particular contract in an effort to maximize the amount of small, minority, and women-owned business participation on the contract; and

WHEREAS, this ordinance for the 2017-2018 Asphalt Overlay Task Order Contract Package 8 accepts the lowest responsive bid and awards a contract to J&P Paving Co., Inc., in an amount not to exceed \$4,970,736.55, of which \$170,020.00 will be reimbursed by SAWS and \$20,000.00 will be reimbursed by CPS Energy for necessary adjustments to existing infrastructure; and

WHEREAS, funding for these projects will include General Fund, Certificates of Obligation, and Tax Notes as part of the FY 2017-2018 Infrastructure Management Program; **NOW THEREFORE**,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. The lowest responsive bid of **J&P Paving Co., Inc.**, in the total amount not to exceed \$4,970,736.55, of which \$170,020.00 will be reimbursed by SAWS and \$20,000.00 will be reimbursed by CPS Energy, for the 2017-2018 Asphalt Overlay Task Order Contract Package 8, is hereby approved. All other bids will be considered rejected upon the execution of a contract by the successful bidder and the deposit of all required bonds and insurance certificates or the expiration of ninety (90) days from the effective date hereof, whichever occurs first.

SECTION 2. A contract is hereby awarded to **J&P Paving Co., Inc.**

SECTION 3. The following financial adjustment is hereby approved:

a. Funding for this ordinance will be identified when work orders are issued. If funding for any work orders is not previously appropriated, funding will be identified and appropriated through subsequent City Council action. Payment is limited to the amounts budgeted in the Operating and/or Capital Budget funding sources identified. All expenditures will comply with Operating and/or Capital Budgets for current and future fiscal years.

b. Payment not to exceed \$4,970,736.55, for a 1 year contract, is authorized to be encumbered with a purchase order and made payable to **J&P Paving Co., Inc.**, for the construction services throughout the City, for the 2017-2018 Asphalt Overlay Task Order Contract Package 8.

c. Funds in the amount of \$170,020.00 are authorized to be received from SAWS as per reimbursement agreement for necessary adjustments to its existing infrastructure. The funding for any work orders not previously appropriated will be identified and appropriated through subsequent City Council action.

d. Funds in the amount of \$20,000.00 are authorized to be received from CPS as per reimbursement agreement for necessary adjustments to its existing infrastructure. The funding for any work orders not previously appropriated will be identified and appropriated through subsequent City Council action.

SECTION 4. The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director of Finance, may, subject to concurrence by the City Manager or the City Manager's designee, correct allocations to specific SAP Fund Numbers, SAP Project Definitions, SAP WBS Elements, SAP Internal Orders, SAP Fund Centers, SAP Cost Centers, SAP Functional Areas, SAP Funds Reservation Document Numbers, and SAP GL Accounts as necessary to carry out the purpose of this Ordinance.

SECTION 5. This Ordinance shall be effective immediately upon passage by eight or more affirmative votes; otherwise, it shall be effective on the tenth day after passage.

PASSED AND APPROVED this day of , 2017.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Leticia M. Vacek, City Clerk

Andrew Segovia, City Attorney