

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

**AN ORDINANCE**

**FOR THE WESTOVER VALLEY RELIEF CHANNEL PROJECT, ACCEPTING THE LOWEST RESPONSIVE BID AND AWARDING A CONSTRUCTION CONTRACT IN THE AMOUNT OF \$967,920.82 TO D. PLATA CONSTRUCTION COMPANY, LLC, A 2016 STORM WATER REGIONAL FUNDED PROJECT, LOCATED IN COUNCIL DISTRICT 6.**

\* \* \* \* \*

**WHEREAS**, the Westover Valley Subdivision is located near Highway 151 and Rogers Road and residents experienced flooding in their yards and homes in August 2007 prompting Public Works to construct an emergency relief channel; and

**WHEREAS**, the proposed regrading and concrete-lining of the existing channel to Culebra Creek will capture runoff from upstream properties and convey it through a dedicated drainage easement outfalling at Culebra Creek; and

**WHEREAS**, this project will also environmentally mitigate the proposed easements as agreed with Texas Commission on Environmental Quality (TCEQ); and

**WHEREAS**, this Ordinance accepts the lowest responsive bid and awards a construction contract in the amount of \$967,920.82, payable to **D. Plata Construction Company, LLC**, for the construction of the Westover Valley Drainage project, a 2016 Storm Water Regional funded project, located in District 6; and

**WHEREAS**, this is a one-time capital improvement expenditure in the amount of \$967,920.82 authorized payable to **D. Plata Construction Company, LLC** for construction of the Westover Valley Relief Channel project, a 2016 Storm Water Regional funded project and funds are available from the 2016 Storm Water Regional fund, and included in the 2018-2023 Capital Improvement Budget; **NOW THEREFORE**,

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

**SECTION 1.** The lowest responsive bid of **D. PLATA CONSTRUCTION COMPANY, LLC**, in the amount not to exceed \$967,920.82 for the Westover Valley Drainage Project is hereby accepted. 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.** Payment in the amount not to exceed \$967,920.82 in SAP Fund 40099000, Other Capital Projects, SAP Project Definition 23-01492, Westover Valley Relief Channel - Constr, is authorized to be encumbered and made payable to D. Plata Construction Company, LLC., for construction services.

**SECTION 3.** 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 4.** 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 12th day of October, 2017.**

**M A Y O R**  
**Ron Nirenberg**

**ATTEST:**

**APPROVED AS TO FORM:**

---

**Leticia M. Vacek, City Clerk**

---

**Andrew Segovia, City Attorney**