

AN ORDINANCE 2017-03-09-0152

ACCEPTING THE LOWEST RESPONSIVE BID AND AWARDING A 2017 ASPHALT OVERLAY TASK ORDER CONTRACT PACKAGE 5 TO CLARK CONSTRUCTION OF TEXAS, INC., IN AN AMOUNT NOT TO EXCEED \$5,262,783.50 OF WHICH \$187,875.00 WILL BE REIMBURSED BY SAN ANTONIO WATER SYSTEMS AND \$13,000.00 WILL BE REIMBURSED BY CPS ENERGY FOR NECESSARY ADJUSTMENTS TO THEIR EXISTING INFRASTRUCTURE.

* * * * *

WHEREAS, City Council approved \$64 million in the FY 2017 Budget to complete both in-house and contract street maintenance projects, and of this amount approximately \$54 million in street maintenance projects will be completed through the use of construction contractors; and

WHEREAS, Transportation and Capital Improvements (TCI) began construction of the FY 2017 Street Maintenance Program utilizing two existing contracts that were awarded by Ordinances 2016-09-01-0649 and 2016-09-01-0650, totaling \$9,148,458.30; and

WHEREAS, in addition, TCI utilized four contracts that were awarded through Ordinance numbers 2016-10-13-0789, 2016-10-13-0790, 2016-10-13-0791, and 2016-10-13-0792, totaling \$26,482,246.65; and

WHEREAS, TCI utilized three more contracts that were awarded through Ordinance numbers 2016-12-15-0988, 2016-12-15-0989, and 2016-12-15-0990, totaling \$5,306,659.70; and

WHEREAS, this Ordinance accepts the lowest responsive bid submitted by **Clark Construction of Texas, Inc.**, in the total amount not to exceed \$5,262,783.50 for 2017 Asphalt Overlay Task Order Contract Package 5 for the FY 2017 Infrastructure Management Program; and

WHEREAS, San Antonio Water Systems (SAWS) and CPS Energy (CPS) will be participating in this Project by reimbursing the City an amount of \$187,875.00 from SAWS and \$13,000.00 from CPS in order to complete necessary adjustments to their existing infrastructure; and

WHEREAS, funding for these Projects may include, but is not limited to the General Fund, Certificates of Obligation, and Advanced Transportation District (ATD) Program, ROW Penalty Funds, and other funding sources; and

WHEREAS, requirements for each task shall be detailed in individual work orders assigned, and the City makes no minimum guarantee pertaining to the volume of work, and if funding for work activities were not previously appropriated, funding will be identified and appropriated through subsequent City Council action; **NOW THEREFORE**,

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

SECTION 1. The lowest responsive bid of **Clark Construction of Texas, Inc.**, in the total amount not to exceed \$5,262,783.50 for 2017 Asphalt Overlay Task Order Contract Package 5 in connection with the Street Maintenance Projects identified in the FY 2017 Infrastructure Management Program 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 Task Order Contract is hereby awarded to **Clark Construction of Texas, Inc.**

SECTION 3. Funding for this ordinance in the amount of \$5,262,783.50 is available in the FY 2017 Budget.

SECTION 4. If approved by City Council, payment not to exceed the budgeted amount is authorized to Clark Construction of Texas, Inc., and should be encumbered with a purchase order.

SECTION 5. Funding in the amount of \$187,875.00 will be reimbursed by San Antonio Water System (SAWS) and \$13,000.00 will be reimbursed by CPS Energy.

SECTION 6. 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 7. 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 9th day of March, 2017.

M A Y O R
Ivy R. Taylor

ATTEST:

APPROVED AS TO FORM:

Leticia M. Vacek, City Clerk

for Andrew Segovia, City Attorney

Agenda Item:	11 (in consent vote: 7, 8, 9, 10, 11, 13, 14, 15, 16, 18, 21, 23, 25A, 25B)						
Date:	03/09/2017						
Time:	09:47:49 AM						
Vote Type:	Motion to Approve						
Description:	An Ordinance for the 2017 Asphalt Overlay Task Order Contract Package 5 accepting the lowest responsive bid and awarding a Task Order contract to Clark Construction of Texas, Inc. in an amount not to exceed \$5,262,783.50 of which \$187,875.00 will be reimbursed by San Antonio Water System (SAWS) and \$13,000.00 will be reimbursed by CPS Energy for necessary adjustments to existing infrastructure. [Peter Zanoni, Deputy City Manager; Mike Frisbie, Director, Transportation & Capital Improvements]						
Result:	Passed						
Voter	Group	Not Present	Yea	Nay	Abstain	Motion	Second
Ivy R. Taylor	Mayor		x				
Roberto C. Treviño	District 1		x				
Alan Warrick	District 2		x				x
Rebecca Viagran	District 3		x			x	
Rey Saldaña	District 4		x				
Shirley Gonzales	District 5		x				
Ray Lopez	District 6		x				
Cris Medina	District 7		x				
Ron Nirenberg	District 8		x				
Joe Krier	District 9		x				
Michael Gallagher	District 10		x				