

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

AN ORDINANCE

**ACCEPTING THE LOWEST RESPONSIVE BID AND AWARDING A
CONSTRUCTION CONTRACT IN THE AMOUNT OF \$2,617,258.34 TO
EZ-BEL CONSTRUCTION, LLC, FOR CONSTRUCTION OF FRIO CITY
ROAD SIDEWALK, FROM BRAZOS TO W. MALONE, A 2012-2017
BOND-FUNDED PROJECT, LOCATED IN COUNCIL DISTRICT 5, OF
THIS AMOUNT, \$16,000.00 WILL BE REIMBURSED BY SAN ANTONIO
WATER SYSTEMS FOR ITS WORK.**

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WHEREAS, Frio City Road is a 3-lane roadway with bike lanes which transitioned to an offset 2-lane roadway with curbside parking on the northern limits of the Project, the pavement markings were in poor condition with no sidewalks to provide connectivity to existing bus stops; and

WHEREAS, this Project provides the construction of sidewalks, curbs and driveway approaches, as necessary, with pavement mill and overlay and striping along Frio City Road, from Brazos to W. Malone, as well as traffic signal improvements at the Zarzamora intersection and SAWS water adjustments; and

WHEREAS, this Ordinance accepts the lowest responsive bid submitted by **EZ-Bel Construction, LLC** in the amount not to exceed \$2,617,258.34 for construction of the Frio City Road Sidewalks, from Brazos to W. Malone Project; and

WHEREAS, of the total contract amount, the City will be reimbursed an amount up to \$16,000.00 by San Antonio Water System for their work; and

WHEREAS, approval of this Ordinance will be a continuation of City Council policy to complete previously approved 2012-2017 Bond funded Projects; **NOW THEREFORE**,

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

SECTION 1. The lowest responsive bid of **EZ-Bel Construction, LLC** in the amount not to exceed \$2,617,258.34 for the Frio City Road Sidewalks, from Brazos to W. Malone 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. A construction contract is hereby awarded to **EZ-Bel Construction, LLC**.

SECTION 3. The following financial adjustments are hereby approved:

- a) Funds are authorized to be received from SAWS to SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 40-00303, Frio City Rd Sidewalks (Brazos-W Malone), and the budget shall be revised by increasing WBS element 40-00303-90-08, SAWS Contribution and SAP General Ledger 4502280, Contribution from other Agencies, in the amount of \$16,000.00.
- b) The amount of \$16,000.00 is appropriated in SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 40-00303, Frio City Rd Sidewalks (Brazos-W Malone), SAP WBS Element 40-00303-01-02-04, Design-SAWS Water and SAP General Ledger 5201270.
- c) Payment in the amount of \$2,617,258.34 in SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 40-00303, Frio City Rd Sidewalks (Brazos-W Malone), is authorized to be encumbered and made payable to **EZ-Bel Construction, LLC.** for construction services. Payment is limited to the amounts budgeted in the Operating and/or Capital Budget funding sources identified. All expenditures will comply with approved operating and/or capital budgets for current and future fiscal years.
- d) 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 _____ day of _____, 2014.

M A Y O R
Ivy R. Taylor

ATTEST:

APPROVED AS TO FORM:

Leticia M. Vacek, City Clerk

Robert F. Greenblum, City Attorney