

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

ORDINANCE

AWARDING A TASK ORDER CONSTRUCTION CONTRACT TO F.D. CONCRETE, LLC IN AN AMOUNT NOT TO EXCEED \$1,720,335.50 FOR THE 2019-2020 TASK ORDER CONTRACT FOR FLATWORK AND STREET IMPROVEMENTS, PACKAGE 2, OF WHICH \$80,100.00 WILL BE REIMBURSED BY SAN ANTONIO WATER SYSTEM (SAWS) FOR NECESSARY ADJUSTMENTS TO ITS EXISTING INFRASTRUCTURE.

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WHEREAS, during the FY 2019-2020 Budget process, City Council approved \$9 million for the Sidewalk Maintenance Program, a component of the Infrastructure Management Program and \$2 million for Neighborhood Access and Mobility Program to complete sidewalk and pedestrian-related projects; and

WHEREAS, this task order contract for flatwork and street improvement projects will be utilized for, but are not limited to, the construction of sidewalks, curbs, wheelchair ramps, retaining walls, street improvements and any other work required for the completion of the assigned projects located throughout the City; and

WHEREAS, the City received eight (8) bids in response to an invitation for bid released in August 2018; and

WHEREAS, this Ordinance accepts the lowest responsive bid submitted by F.D. Concrete, LLC in an amount not to exceed \$1,720,335.50, of which \$80,100.00 will be reimbursed by SAWS for necessary adjustments to its existing infrastructure; **NOW THEREFORE:**

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

SECTION 1. The lowest responsive bid submitted by F.D. Concrete, LLC in an amount not to exceed \$1,720,335.50 for the 2019-2020 Task Order Contract for Flatwork and Street Improvements, Package 2, is hereby accepted. All other bids will be considered rejected upon 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 comes first.

SECTION 2. 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 and is included in the FY 2019 - 2023 Capital Improvements Program.

SECTION 3. Payment not to exceed \$1,720,335.50 per contract period, is authorized to be encumbered with a purchase order and made payable to FD Concrete, LLC, for the construction services throughout the City.

SECTION 4. Funds in the amount of \$80,100.00 are authorized to be received from SAWS as per reimbursement agreement for necessary adjustments to its existing infrastructure projects in the FY 2019 - 2023 Capital Improvements Program. The funding for any work orders not previously appropriated will be identified and appropriated through subsequent City Council action.

SECTION 5. 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 6. This Ordinance shall be effective immediately upon the receipt of eight affirmative votes; otherwise, it is effective ten days after passage.

PASSED and APPROVED this _____ day of November, 2018.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Leticia M. Vacek, City Clerk

Andrew Segovia, City Attorney