

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

ORDINANCE

**AWARDING A TASK ORDER CONTRACT TO CLARK
CONSTRUCTION OF TEXAS, INC. IN AN AMOUNT NOT TO EXCEED
\$4,880,786.30 FOR 2020 STREET REHABILITATION PACKAGE 5, OF
WHICH FUNDS IN THE AMOUNT NOT TO EXCEED \$141,375.00 WILL
BE REIMBURSED BY SAN ANTONIO WATER SYSTEM (SAWS) AND
THE AMOUNT NOT TO EXCEED \$7,500.00 WILL BE REIMBURSED BY
CPS ENERGY FOR NECESSARY ADJUSTMENTS TO THEIR
EXISTING INFRASTRUCTURE.**

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WHEREAS, with the adoption of the FY 2020 Budget on September 12, 2019, City Council approved \$110 million for the FY 2020 Street Maintenance Program, which is comprised of both in-house and contract street maintenance projects; and

WHEREAS, the City advertised the 2020 Street Rehabilitation Package 5 in October 2019 and received four bids which were opened on November 12, 2019; and

WHEREAS, this Ordinance accepts the lowest responsive bid submitted by Clark Construction of Texas, Inc. in an amount not to exceed \$4,880,786.30; **NOW THEREFORE:**

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

SECTION 1. The lowest responsive bid submitted by Clark Construction of Texas, Inc. in an amount not to exceed \$4,880,786.30 for the 2020 Street Rehabilitation Package 5, 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.

SECTION 2. A work order contract not to exceed \$4,880,786.30 is authorized with Clark Construction of Texas, Inc. Reimbursement of \$141,375.00 will be provided by SAWS and reimbursement of \$7,500.00 provided by CPS.

SECTION 3. Funding for this Ordinance will be identified when work orders are issued. If funding for any work order 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, Grants, and/or Capital Budget funding sources identified. All expenditures will comply with Operating, Grants, and/or Capital Budgets for current and future fiscal years.

SECTION 4. The financial allocations in this Ordinance are subject to approval by the Deputy Chief Financial Officer, City of San Antonio. The Deputy Chief Financial Officer may, subject

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to concurrence by the City Manager or the City Manager's designee, correct allocations to specific Fund Numbers, Project Definitions, WBS Elements, Internal Orders, Fund Centers, Cost Centers, Functional Areas, Funds Reservation Document Numbers, and GL Accounts as necessary to carry out the purpose of this Ordinance.

SECTION 5. 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 12th day of December, 2019.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Leticia M. Vacek, City Clerk

Andrew Segovia, City Attorney