

**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
2016-2017 FLATWORK TASK ORDER CONTRACT - PACKAGE 18 TO
AUSTIN CONSTRUCTORS, LLC IN AN AMOUNT NOT TO EXCEED
\$3,692,171.00 IN WHICH \$32,250.00 WILL BE REIMBURSED BY SAN
ANTONIO WATER SYSTEMS FOR THE CONSTRUCTION OF
INFRASTRUCTURE MAINTENANCE PROGRAM PROJECTS,
LOCATED THROUGHOUT THE CITY.**

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WHEREAS, City Council approved \$15 million in the FY 2016 Budget to complete numerous sidewalk and pedestrian related projects; and

WHEREAS, this Ordinance accepts the lowest responsive bid submitted by **Austin Constructors, LLC** in the total amount not to exceed \$3,692,171.00 for the 2016-2017 Flatwork Task Order Contract - Package 18; and

WHEREAS, this Task Order Contract includes, but is not limited to, the construction of sidewalks, curbs, wheelchair ramps, retaining walls, pavement markings and any other work required for the completion of the assigned projects located throughout the City; and

WHEREAS, San Antonio Water Systems will be participating in this Project in order to complete the necessary adjustments that will be made to their existing infrastructure and will reimburse the City a total of \$32,250.00; and

WHEREAS, task order contracts are utilized when multiple projects are to be delivered through various programs and funding sources in a limited timeline, but the project specifics (scope and limits) are not known. A task order contract is awarded based on the capacity, or total dollar amount, anticipated to deliver a number of projects within a specified limited timeframe. Funding for these Projects may include, but is not limited to, Advanced Transportation District (ATD), General Fund and Certificates of Obligation; **NOW THEREFORE**,

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

SECTION 1. The lowest responsive bid of **Austin Constructors, LLC** in the total amount not to exceed \$3,692,171.00 for the 2016-2017 Flatwork Task Order Contract - Package 18 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. The Task Order Contract is hereby awarded to **Austin Constructors, LLC**.

SECTION 3. The following financial adjustment is hereby approved:

- a) 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 for current and future fiscal years.
- b) Payment not to exceed \$3,692,171.00 per annual contract, is authorized to be encumbered with a purchase order and made payable to **Austin Constructors, LLC**, for the construction services throughout the City.
- c) Funds in the amount of \$32,250.00 are authorized to be received from SAWS as per reimbursement agreement for respective utility work related to these Flatwork Task Order projects in the FY 2016 through FY 2017 Infrastructure Management Program (IMP). The funding for any work orders not previously appropriated will be identified and appropriated through subsequent City Council action.

SECTION 4. 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 5. 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 _____, **2016.**

M A Y O R
Ivy R. Taylor

ATTEST:

APPROVED AS TO FORM:

Leticia M. Vacek, City Clerk

Martha G. Sepeda, Acting City Attorney