

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

AN ORDINANCE

AWARDING A CONSTRUCTION CONTRACT IN THE AMOUNT NOT TO EXCEED \$9,794,929.10 TO TEXAS STERLING CONSTRUCTION FOR CONSTRUCTION OF THE GOLIAD ROAD (SOUTHEAST MILITARY DRIVE TO LOOP 410) PROJECT, A 2012 GENERAL OBLIGATION BOND FUNDED PROJECT, LOCATED IN COUNCIL DISTRICT 3; OF THIS AMOUNT, \$1,015,042.00 WILL BE REIMBURSED BY THE SAN ANTONIO WATER SYSTEMS AND \$520,455.37 WILL BE REIMBURSED BY CPS ENERGY FOR THEIR WORK ASSOCIATED WITH THIS PROJECT.

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WHEREAS, the Goliad Road (Southeast Military Drive to Loop 410) Project consists of widening Goliad Road, from Southeast Military Drive to Loop 410 to three lanes, including curbs, sidewalks, driveway approaches and drainage improvements; and

WHEREAS, this Ordinance accepts the lowest responsive bid submitted by **Texas Sterling Construction** in the amount not to exceed \$9,794,929.10 for construction of the Goliad Road (Southeast Military Drive to Loop 410) Project; and

WHEREAS, of the total contract amount, the City will be reimbursed \$1,015,042.00 by the San Antonio Water System (SAWS) and \$520,455.37 will be reimbursed by CPS Energy for their work associated with this project; and

WHEREAS, this is a one-time capital improvement expenditure for which funds are available from 2012 General Obligation Bond funds and are included in the Spending Plan for the FY 2014 - 2019 Capital Improvement Program; **NOW THEREFORE**,

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

SECTION 1. The lowest responsive bid of **Texas Sterling Construction** in the amount not to exceed \$9,794,929.10 for the Goliad Road (Southeast Military Drive to Loop 410) 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 **Texas Sterling Construction**.

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 40-00424, Goliad Rd (SE Military Dr. to Loop 410), and the budget shall be revised by increasing WBS element 40-00424-90-08, SAWS Contribution and SAP General Ledger 4502280, Contribution from other Agencies, in the amount of \$1,015,042.00.

- b) The amount of \$158,258.50 is appropriated in SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 40-00424, Goliad Rd (SE Military Dr. to Loop 410), SAP WBS Element 40-00424-05-02-03, SAWS Sewer and SAP General Ledger 5201245 Construction Cost.
- c) The amount of \$856,783.50 is appropriated in SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 40-00424, Goliad Rd (SE Military Dr. to Loop 410), SAP WBS Element 40-00424-05-02-04, SAWS Water and SAP General Ledger 5201245 Construction Cost.
- d) Funds are authorized to be received from CPS to SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 40-00424, Goliad Rd (SE Military Dr. to Loop 410), and the budget shall be revised by increasing WBS element 40-00424-90-09, CPS Contribution and SAP General Ledger 4502280, Contribution from other Agencies, in the amount of \$520,455.37.
- e) The amount of \$520,455.37 is appropriated in SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 40-00424, Goliad Rd (SE Military Dr. to Loop 410), SAP WBS Element 40-00424-05-02-06, CPS Gas and SAP General Ledger 5201245 Construction Cost.
- f) Payment in the amount not to exceed \$9,794,929.10 in SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 40-00424, Goliad Rd (SE Military Dr. to Loop 410), is authorized to be encumbered and made payable to **Texas Sterling Construction**, for construction services.
- g) 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
Julián Castro

ATTEST:

APPROVED AS TO FORM:

Leticia M. Vacek, City Clerk

Robert F. Greenblum, City Attorney