

**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
RECONSTRUCTION – PACKAGE 9 TASK ORDER CONTRACT TO
AJ COMMERCIAL SERVICES IN AN AMOUNT NOT TO EXCEED
\$4,486,164.50 IN WHICH \$455.00 WILL BE REIMBURSED BY SAN
ANTONIO WATER SYSTEMS FOR NECESSARY ADJUSTMENTS
TO ITS EXISTING INFRASTRUCTURE.**

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WHEREAS, City Council approved \$64 million in the FY 2016 Budget to complete both in-house and contract street maintenance projects, and of this amount, approximately \$54 million in street maintenance projects will be completed through the use of construction contractors; and

WHEREAS, the Transportation and Capital Improvements (TCI) began construction of the FY 2016 Street Maintenance Program by utilizing three existing contracts that were awarded through Ordinance Nos. 2015-02-12-0089 and 2015-02-12-0090; and

WHEREAS, in addition, TCI will be utilizing four Contracts that were awarded through Ordinance numbers 2015-12-03-1014, 2015-12-03-1015, 2015-12-03-1016, 2015-12-03-1017; and

WHEREAS, this Ordinance accepts the lowest responsive bid submitted by **AJ Commercial Services** in the total amount not to exceed \$4,486,164.50 for a Reconstruction – Package 9 Task Order Contract for the FY 2016-2020 Infrastructure Management Program (IMP); and

WHEREAS, San Antonio Water Systems will be participating in this Project and will reimburse the City an amount of \$455.00 to complete necessary adjustments to their existing infrastructures; and

WHEREAS, funding for these Projects may include, but is not limited to the General Fund, Certificates of Obligation, and Advanced Transportation District (ATD) Program, ROW Penalty Funds, and other funding sources; and

WHEREAS, The requirements for each task shall be detailed in the individual work orders assigned and the City makes no minimum guarantee pertaining to the volume of work. If funding for any work activities is not previously appropriated, funding will be identified and appropriated through subsequent City Council action **NOW THEREFORE**,

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

SECTION 1. The lowest responsive bid of **AJ Commercial Services** in the total amount not to exceed \$4,486,164.50 for an Asphalt Overlay - Package 9 Task Order Contract in connection with the Street Maintenance Projects identified in the FY 2016-2020 Infrastructure Management Program 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. A Task Order Contract is hereby awarded to **AJ Commercial Services**.

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) An 2016-2017 Reconstruction Task Order Contract - Package 9, has been awarded to **AJ Commercial Services** in the amount not to exceed \$4,486,164.50 and is authorized to be encumbered with a purchase order for construction services on street maintenance projects.
- c) Funds in the amount of \$455.00 are authorized to be received from SAWS as per reimbursement agreement for respective utility work related to these Task Order projects in the FY 2016 through FY 2019 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.

SECTION 6. 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

City Attorney