

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

AN ORDINANCE

FOR THE 2018 ASPHALT OVERLAY CONTRACT PACKAGE 4, ACCEPTING THE LOWEST RESPONSIVE BID AND AWARDING A CONTRACT TO H.L. ZUMWALT CONSTRUCTION, INC. IN AN AMOUNT NOT TO EXCEED \$4,869,952.00, OF WHICH \$145,520.00 WILL BE REIMBURSED BY SAN ANTONIO WATER SYSTEM (SAWS) AND \$8,000.00 WILL BE REIMBURSED BY CPS ENERGY FOR NECESSARY ADJUSTMENTS TO EXISTING INFRASTRUCTURE.

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WHEREAS, for Fiscal Year 2018 Budget (FY 2018), \$99 Million was approved by this Council to complete both in-house and contract street maintenance projects; and

WHEREAS, Transportation & Capital Improvements (TCI) began construction of the FY 2018 Street Maintenance Program utilizing two (2) contracts that were awarded on October 19, 2017; and

WHEREAS, this Ordinance will provide for approximately an additional 122 miles of street maintenance upon the completion of the FY 2018 Street Maintenance Program; and

WHEREAS, this Ordinance authorizes contract capacity in the amount of \$11,867,516.60 for the construction of FY 2018 street maintenance projects; and

WHEREAS, this Ordinance for the 2018 Asphalt Overlay Contract Package 4, accepting the lowest responsive bid and awarding a contract to **H.L. ZUMWALT CONSTRUCTION, INC.**, in an amount not to exceed \$4,869,952.00, of which \$145,520.00 will be reimbursed by San Antonio Water System (SAWS) and \$8,000.00 will be reimbursed by CPS Energy and \$6,725,034.60 in IMP funding for these projects may include the General Fund, Certificates of Obligation, Advanced Transportation District (ATD) Fund, ROW Penalty Funds, or other funding sources; **NOW THEREFORE**,

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

SECTION 1. The lowest responsive bid of **H.L. ZUMWALT CONSTRUCTION, INC.**, in an amount not to exceed \$4,869,952.00, of which \$145,520.00 will be reimbursed by San Antonio Water System (SAWS) and \$8,000.00 will be reimbursed by CPS Energy for the 2018 Asphalt Overlay Task Order Contract Package 4 in connection with the Street Maintenance Projects 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 contract is hereby awarded to **H.L. ZUMWALT CONSTRUCTION, INC.**

SECTION 3. Funds are authorized to be **received from SAWS** to SAP Fund 40099000, Other Capital Projects, SAP Project Definition 23-01760, FY 2018 Street Maintenance Program (SMP)., and the budget shall be revised by **increasing** WBS element 23-01760-90-08, SAWS Contribution and SAP General Ledger 4502280, Contribution from other Agencies, in the amount of \$145,520.00.

SECTION 4. Funds are authorized to be **received from CPS Energy** to SAP Fund 40099000, Other Capital Projects, SAP Project Definition 23-01760, FY 2018 Street Maintenance Program (SMP)., and the budget shall be revised by **increasing** WBS element 23-01760-90-09, CPS Contribution and SAP General Ledger 4502280, Contribution from other Agencies, in the amount of \$8,000.00.

SECTION 5. The amount of \$153,520.00 is appropriated in SAP Fund 40099000, Other Capital Projects, SAP Project Definition 23-01760, FY 2018 Street Maintenance Program (SMP)., and the budget shall be revised by **increasing** SAP WBS Elements as follows:

WBS NO.	WBS NAME	G/L	G/L NAME	PLAN VERSION 0 REVISION/ Appropriation
23-01760-04-05-02-01	Construction-City	5201140	Construction Cost	4,716,432.00
23-01760-04-05-02-02-01	Construction-SAWS Water	5201245	CP Othr-Constr Costs	82,510.00
23-01760-04-05-02-02-02	Construction-SAWS Sewer	5201245	CP Othr-Constr Costs	63,010.00
23-01760-04-05-01	Construction-CPS Gas	5201245	CP Othr-Constr Costs	8,000.00
23-01760-12-05-03	Other Projects-Contingency	5201140	Construction Cost	-4,716,432.00
			Totals	153,520.00

SECTION 6. A payment in an amount not to exceed \$4,869,952.00 in SAP Fund 40099000, Other Capital Projects, SAP Project Definition 23-01760, FY 2018 Street Maintenance Program (SMP), is authorized to be encumber an Asphalt Overlay Task Order Contract - Package 4 and make payable to **H.L. ZUMWALT CONSTRUCTION, INC.**, for construction services on street maintenance projects. Payment is limited to the amounts budgeted in the Operating and/or Capital Budget funding sources identified. All expenditures will comply with approved operating and/or capital budgets for current and future fiscal years.

SECTION 7. 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 8. 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 November, 2017.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Leticia M. Vacek, City Clerk

Andrew Segovia, City Attorney

DRAFT