

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

**AN ORDINANCE**

**AUTHORIZING THE NEGOTIATION AND EXECUTION OF A DESIGN-BUILD SERVICES AGREEMENT IN AN AMOUNT NOT TO EXCEED \$32,700,000.00 FOR THE DESIGN AND CONSTRUCTION OF THE LOWER SEGMENT OF THE BROADWAY STREET CORRIDOR – EAST HOUSTON STREET TO EAST HILDEBRAND AVENUE PROJECT, A 2017-2022 GENERAL OBLIGATION BOND-FUNDED PROJECT LOCATED IN COUNCIL DISTRICT 1.**

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**WHEREAS**, this project will reconstruct Broadway Street from East Houston Street to IH-35 to a complete street with curbs, sidewalks, driveway approaches, traffic signals, and drainage improvements; and

**WHEREAS**, a two-part solicitation process was utilized in selecting a design-build firm whereby a Request for Qualifications (RFQ) was released in January of 2018 and two (2) firms responded; and

**WHEREAS**, a Selection Committee, consisting of representatives of the City's Transportation & Capital Improvements Department, City Manager's Office, San Antonio Water System, CPS Energy, the San Antonio River Authority, and the private sector, evaluated and ranked the responses to the solicitation and asked both (2) respondents to provide proposals and participate in an interview; and

**WHEREAS**, based on the on the evaluations and rankings made in the selection process, staff recommends Sundt Construction, Inc. be awarded the Design-Build contract for this project in an amount not to exceed \$32,700,000.00; of which funds in the amount not to exceed \$6,000,000.00 will be reimbursed by San Antonio Water System and \$2,700,000.00 will be reimbursed by CPS Energy: **NOW THEREFORE:**

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

**SECTION 1.** The City Manager, or her designee, is authorized to negotiate and execute a Design-Build Services Agreement in an amount not to exceed \$32,700,000.00 with Sundt Construction, Inc. for the design and construction of the lower segment of the Broadway Street Corridor - East Houston Street to East Hildebrand Avenue Project, a 2017-2022 General Obligation Bond-funded project located in Council District 1.

**SECTION 2.** Funds are authorized to be received from SAWS to SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 23-01561, Broadway Street Corridor (East Houston S to East Hildebrand Ave.), and the budget shall be revised by increasing WBS element

23-01561-90-08, SAWS Contribution and SAP General Ledger 4502280, Contribution from other Agencies, in the amount of \$6,000,000.00.

**SECTION 3.** Funds are authorized to be received from CPS Energy to SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 23-01561, Broadway Street Corridor (East Houston S to East Hildebrand Ave.), and the budget shall be revised by increasing WBS element 23-01561-90-09, CPS Contribution and SAP General Ledger 4502280, Contribution from other Agencies, in the amount of \$2,700,000.00.

**SECTION 4.** The amount of \$8,700,000.00 is appropriated in SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 23-01561, Broadway Street Corridor (East Houston S to East Hildebrand Ave.), 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
23-01561-05-02-03-01	SAWS Sewer Lower	5201245	CP Other-Constr Cost	3,200,000.00
23-01561-05-02-04-01	SAWS Water Lower	5201245	CP Other-Constr Cost	2,800,000.00
23-01561-05-02-06-01	CPS Gas Lower	5201245	CP Other-Constr Cost	300,000.00
23-01561-05-02-07-01	CPS Electric Lower	5201245	CP Other-Constr Cost	2,400,000.00
			Totals	8,700,000.00

**SECTION 5.** A Payment in an amount not to exceed \$32,700,000.00 in SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 23-01561, Broadway Street Corridor (East Houston S to East Hildebrand Ave.), is authorized to be encumber made payable to Sundt Construction, Inc., for the design and construction. Payments for services are contingent upon the availability of funds and the sale of future City of San Antonio, General Obligation Bonds in accordance with the adopted capital budget. 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 6.** 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 7.** 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 \_\_\_\_\_ day of May, 2018.

**M A Y O R**  
Ron Nirenberg

**ATTEST:**

**APPROVED AS TO FORM:**

\_\_\_\_\_  
Leticia M. Vacek, City Clerk

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Andrew Segovia, City Attorney

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