

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

ORDINANCE

AWARDING A TASK ORDER CONSTRUCTION CONTRACT TO SAN ANTONIO CONCEPTS CONSTRUCTION, LLC FOR THE 2018 - 2019 CONCRETE PAVEMENT & FLATWORK TASK ORDER CONTRACT PACKAGE 16 IN AN AMOUNT NOT TO EXCEED \$4,593,114.30 INCLUDING ADDITIVE ALTERNATE #1, OF WHICH \$168,650.00 WILL BE REIMBURSED BY SAN ANTONIO WATER SYSTEM (SAWS) AND \$1,000.00 WILL BE REIMBURSED BY CPS ENERGY FOR NECESSARY ADJUSTMENTS TO EXISTING INFRASTRUCTURE.

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WHEREAS, with the FY 2019 Budget, City Council approved the FY 2019 Street Maintenance Program (SMP) at \$110 million to complete the entire SMP comprised of both in-house and contractual street maintenance projects; and

WHEREAS, this Ordinance awards a task order construction contract for concrete pavement and flatwork; and

WHEREAS, the City opened bids in August 2018 and five (5) bids were received; and

WHEREAS, this Ordinance accepts the lowest responsive bid submitted by San Antonio Concepts Construction, LLC in an amount not to exceed \$4,593,114.30 for the 2018 - 2019 Concrete Pavement & Flatwork Task Order Contract Package 16; **NOW THEREFORE:**

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

SECTION 1. The lowest responsive bid by San Antonio Concepts Construction, LLC in an amount not to exceed \$4,593,114.30, including additive alternate #1, for the 2018 - 2019 Concrete Pavement & Flatwork Task Order Contract Package 16, is hereby accepted. All other bids will be considered rejected upon 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 comes first.

SECTION 2. 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 and is included in the FY 2019 - 2023 Capital Improvements Program.

SECTION 3. Payment not to exceed \$4,593,114.30 per contract period, is authorized to be encumbered with a purchase order and made payable to San Antonio Concepts Construction, LLC, for the construction services throughout the City.

SECTION 4. Funds in the amount of \$168,650.00 are authorized to be received from SAWS as per reimbursement agreement for necessary adjustments to its existing infrastructure projects in the 2018 - 2019 Concrete Pavement & Flatwork Task Order Contract Package 16 in the fiscal year 2019 through fiscal year 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 5. Funds in the amount of \$1,000.00 are authorized to be received from CPS Energy as per reimbursement agreement for respective utility work related to these 2018 - 2019 Concrete Pavement & Flatwork Task Order Contract Package 16 in the fiscal year 2019 through fiscal year 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 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 29th day of November, 2018.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Leticia M. Vacek, City Clerk

Andrew Segovia, City Attorney