KRH
12/_____/18
Item No. _____

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 CLARK CONSTRUCTION OF TEXAS, INC. IN AN AMOUNT NOT TO EXCEED $10,481,502.00 FOR THE 2019 ASPHALT OVERLAY CONTRACT PACKAGE 10, OF WHICH FUNDS IN THE AMOUNT NOT TO EXCEED $120,050.00 WILL BE REIMBURSED BY SAN ANTONIO WATER SYSTEM (SAWS) AND $40,000.00 WILL BE REIMBURSED BY CPS ENERGY FOR NECESSARY ADJUSTMENTS TO EXISTING INFRASTRUCTURE.

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WHEREAS, with the adoption of the FY 2019 Budget on September 13, 2018, City Council approved $110 million for the FY 2019 Street Maintenance Program; and

WHEREAS, the City received four bids in response to an invitation for bid for the 2019 Asphalt Overlay Contract Package 10 released in September 2018; and

WHEREAS, this Ordinance accepts the lowest responsive bid submitted by Clark Construction of Texas, Inc. in an amount not to exceed $10,481,502.00; **NOW THEREFORE:**

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

SECTION 1. The lowest responsive bid submitted by Clark Construction of Texas, Inc. in an amount not to exceed $10,481,502.00 for the 2019 Asphalt Overlay Task Order Contract Package 10, 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. Funds are authorized to be received from SAWS to SAP Fund 40099000, Other Capital Projects, SAP Project Definition 23-01826, FY 2019 Street Maintenance Program (SMP)., and the budget shall be revised by increasing WBS element 23-01826-90-08, SAWS Contribution and SAP General Ledger 4502280, Contribution from other Agencies, in the amount of $120,050.00.

SECTION 3. Funds are authorized to be received from CPS Energy to SAP Fund 40099000, Other Capital Projects, SAP Project Definition 23-01826, FY 2019 Street Maintenance Program (SMP)., and the budget shall be revised by increasing WBS element 23-01826-90-09, CPS Contribution and SAP General Ledger 4502280, Contribution from other Agencies, in the amount of $40,000.00.

SECTION 4. The amount of $160,050.00 is appropriated in SAP Fund 40099000, Other Capital Projects, SAP Project Definition 23-01826, FY 2019 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
23-01826-02-05-01	Construction-CPS Gas Pkg 10	5201245	CP Othr-Constr Costs	40,000.00
23-01826-02-05-02-02-01	Construction-SAWS Water	5201245	CP Othr-Constr Costs	40,025.00
23-01826-02-05-02-02-02	Construction-SAWS Sewer	5201245	CP Othr-Constr Costs	80,025.00
			Totals	160,050.00

SECTION 5. A Payment in an amount not to exceed $10,481,502.00 in SAP Fund 40099000, Other Capital Projects, SAP Project Definition 23-01826, FY 2019 Street Maintenance Program (SMP), is authorized to be encumber an Asphalt Overlay Task Order Contract - Package 10 and make payable to **Clark Construction of Texas, 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 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 December, 2018.

M A Y O R
Ron Nirenberg

ATTEST:

Leticia M. Vacek, City Clerk

APPROVED AS TO FORM:

Andrew Segovia, City Attorney