

**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 NBM
DEVELOPMENT, INC. IN AN AMOUNT NOT TO EXCEED \$290,797.00
FOR THE FY 2020 - 2021 TASK ORDER CONTRACT FOR FLATWORK
REPAIR PACKAGE 2.**

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WHEREAS, City Council, with the adoption of the FY 2020 Budget approved \$2.2 million for the Neighborhood Access and Mobility Program (NAMP) and \$5 million for the Sidewalk Maintenance Program, a component of the Infrastructure Management Program (IMP) to complete sidewalk and pedestrian-related projects; and

WHEREAS, this contract will provide construction services for flatwork which includes, but is not limited to, the construction of sidewalks, sidewalk repairs, curbs, wheelchair ramps and any other work required for the completion of the assigned projects located throughout the City; and

WHEREAS, the City advertised for construction bids for the FY 2020 - 2021 Task Order Contract for Flatwork Repair Package 2 on November 8, 2019, and received and opened five bids on December 3, 2019; and

WHEREAS, this Ordinance accepts the lowest responsive bid submitted by NBM Development, Inc. in an amount not to exceed \$290,797.00; **NOW THEREFORE:**

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

SECTION 1. The lowest responsive bid submitted by NBM Development, Inc. in an amount not to exceed \$290,797.00 for the FY 2020 - 2021 Task Order Contract for Flatwork Repair Package 2, is hereby accepted and a construction task order contract awarded. All other bids will be considered rejected upon the deposit of all required bonds and insurance certificates.

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, Grants, and/or Capital Budget funding sources identified. All expenditures will comply with Operating, Grants, and/or Capital Budgets for current and future fiscal years.

SECTION 3. Payment not to exceed \$290,797.00 is authorized to be encumbered with a purchase order and made payable to NBM Development, Inc. for the FY 2020 - 2021 Task Order Contract for Flatwork Repair Package 2.

SECTION 4. The financial allocations in this Ordinance are subject to approval by the Deputy Chief Financial Officer, City of San Antonio. The Deputy Chief Financial Officer may, subject to concurrence by the City Manager or the City Manager's designee, correct allocations to specific Fund Numbers, Project Definitions, WBS Elements, Internal Orders, Fund Centers, Cost Centers, Functional Areas, Funds Reservation Document Numbers, and GL Accounts as necessary to carry out the purpose of this Ordinance.

SECTION 5. 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 19th day of March, 2020.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

City Clerk

Andrew Segovia, City Attorney