

AN ORDINANCE 2013 - 02 - 07 - 0085

AWARDING AN INDEFINITE DELIVERY CONSTRUCTION TO H.L. ZUMWALT CONSTRUCTION, INC. FOR AN AMOUNT NOT-TO-EXCEED \$3,883,045.00 AND AUTHORIZING PAYMENTS SUBJECT TO THE AVAILABILITY AND APPROPRIATION OF FUNDS FOR CIMS CONSTRUCTION 2013 – 2015 PROJECTS.

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WHEREAS the CIMS Construction 2013 – 2015 Indefinite Delivery Contract may be utilized by Capital Improvement Management Service, Public Works or Parks and Recreation departments to construct street, sidewalk, drainage, traffic and park projects that may develop, based on emergency needs, discretionary needs of each Council District, or included in the 2013-2018 Capital Improvement Program; and

WHEREAS, currently CIMS does not have any indefinite delivery contracts in place for these projects which would be utilized for small construction projects to allow for quick execution of work; and

WHEREAS, in effort to improve efficiency, CIMS will utilize services under these agreements to expedite project delivery and completion; and

WHEREAS, this Ordinance awards an indefinite delivery contract to **H.L. Zumwalt Construction, Inc.** in an amount not to exceed \$3,883,045.00 to provide for as needed construction of street, sidewalk, drainage, traffic or park projects located City-wide; **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.** for an indefinite delivery contract for an amount not to exceed \$3,883,045.00 subject to the availability and appropriation of funds to provide for as needed construction of street, sidewalk, drainage, traffic or park projects located City-wide is hereby accepted. 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. The City Manager or her designee is hereby authorized to enter into an indefinite delivery contract covering said Project.

SECTION 3. The following financial adjustments are hereby approved:

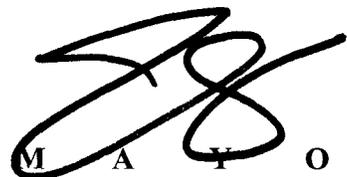
- a) Funding for this ordinance will be identified when work orders are issued. If funding for any work orders is not previously appropriated, funding will be identified and appropriated through subsequent City Council action. Payment is limited to the amounts budgeted in the Operating and/or Capital Budget funding sources identified. All expenditures will comply with Operating and/or Capital Budgets for current and future fiscal years.

b) Payment not to exceed \$3,883,045.00 is authorized to be encumbered with a purchase order and made payable to **H.L. Zumwalt Construction Inc.** for construction services.

SECTION 4. The financial allocations in this Ordinance are subject to approval by the Chief Financial Officer, City of San Antonio. The Chief Financial Officer may, subject to concurrence by the City Manager, or the City Manager's designee, correct allocation 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 5. 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 7th day of February, 2013.

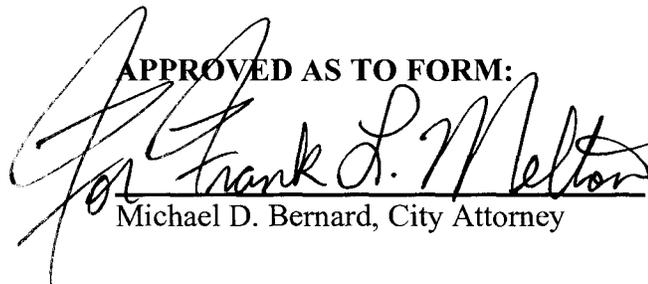

M A Y O R
Julián Castro

ATTEST:

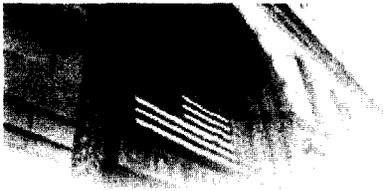


Leticia M. Vacek, City Clerk

APPROVED AS TO FORM:

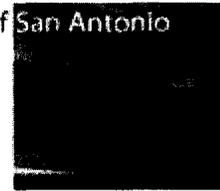


for Frank L. Melton
Michael D. Bernard, City Attorney



Request for
**COUNCIL
ACTION**

City of San Antonio



Agenda Voting Results - 6B

Name:	5, 6A, 6B, 7A, 7B, 7C, 7D, 7E, 7F, 7G, 8A, 8B, 9, 11A, 11B, 12, 13, 14						
Date:	02/07/2013						
Time:	02:22:54 PM						
Vote Type:	Motion to Approve						
Description:	An Ordinance awarding an Indefinite Delivery Contract to H.L. Zumwalt Construction Inc. for an amount not-to-exceed \$3,883,045.00 and authorizing payments subject to the availability and appropriation of funds.						
Result:	Passed						
Voter	Group	Not Present	Yea	Nay	Abstain	Motion	Second
Julián Castro	Mayor		x				
Diego Bernal	District 1		x				
Ivy R. Taylor	District 2		x				
Leticia Ozuna	District 3		x				
Rey Saldaña	District 4		x				
David Medina Jr.	District 5		x				
Ray Lopez	District 6		x				x
Cris Medina	District 7		x			x	
W. Reed Williams	District 8		x				
Elisa Chan	District 9		x				
Carlton Soules	District 10		x				