

AN ORDINANCE 2012-09-13-0702

ACCEPTING THE LOWEST QUALIFIED RESPONSIVE BID AND AWARDING A CONSTRUCTION CONTRACT, INCLUDING ONE ADDITIVE ALTERNATE, IN AN AMOUNT NOT TO EXCEED \$1,776,450.57 PAYABLE TO EZ BEL CONSTRUCTION LLC, FOR CONSTRUCTION OF THE CREIGHTON STREET IMPROVEMENTS, A 2007 BOND SAVINGS FUNDED PROJECT, LOCATED IN COUNCIL DISTRICT 5; OF WHICH, \$651,581.32 WILL BE REIMBURSED BY SAN ANTONIO WATER SYSTEMS (SAWS) AND \$343,428.00 WILL BE REIMBURSED BY CITY PUBLIC SERVICES (CPS) ENERGY FOR THEIR WORK; AND, AMENDING THE FY 2012 – 2017 CAPITAL IMPROVEMENT PROGRAM BUDGET WITH THE REALLOCATION OF \$171,000.00 IN 2007 GENERAL OBLIGATION BOND FUNDS TO THE CREIGHTON STREET IMPROVEMENTS PROJECT.

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WHEREAS, this Project provides the reconstruction and widening of Creighton Avenue, from Southcross Boulevard to Griffin Avenue, installation of concrete curbs and gutters, driveway approaches, American Disability Association(ADA) compliant ramps and a 4-foot sidewalk on the east side of Creighton Street, as well as, construction of water, sewer and gas lines within the Project limits; and

WHEREAS, the additive alternate included as part of this contract provides for the construction of concrete driveways at the alleys; and

WHEREAS, this Ordinance accepts the lowest qualified responsive bid submitted by **EZ Bel Construction LLC** in the amount not to exceed \$1,776,450.57; and

WHEREAS, of the total contract amount, the City will be reimbursed \$651,581.32 by San Antonio Water System and \$343,428.00 will be reimbursed by City Public Services (CPS Energy) for their work in this Project; and

WHEREAS, this Ordinance also amends the FY 2013 – 2018 Capital Improvement Program Budget with the reallocation of \$171,000.00 in 2007 General Obligation Bond funds to the Creighton Street Improvements Project; and

WHEREAS, approval of this Ordinance will be a continuation of City Council policy to complete previously approved 2007 - 2012 Bond Savings funded projects; **NOW THEREFORE**,

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

SECTION 1. The lowest qualified responsive bid of **EZ Bel Construction LLC** in the amount not to exceed \$1,776,450.57 for the Creighton Street Improvement Project 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. A construction contract is hereby awarded to **EZ Bel Construction LLC.**

SECTION 3. The following financial adjustments are hereby approved:

- a) The budget in SAP Fund 45099000, General Obligation Capital Project, SAP Project Definition 40-00038, Tesla (Culebra to Mayberry), shall be revised by decreasing SAP WBS Element 40-00038-05-06 entitled Project Contingency, SAP GL account 5201140, by the amount of \$171,000.00.
- b) The budget in SAP Fund 45099000, General Obligation Capital Project, SAP Project Definition 40-00038, Tesla (Culebra to Mayberry), shall be revised by decreasing SAP WBS Element 40-00038-90-06 entitled Transfer From GO-00501-01-01-38-01, SAP GL account 6101100, by the amount of \$171,000.00.
- c) The amount of \$171,000.00 is reverted in SAP Fund 45908001, 2011 General Obligation Streets, SAP WBS GO-00501-01-01-38-01, SAP GL account 6102100 – Interfund Transfer out entitled Transfer to 40-00038-90-06. The amount of \$171,000.00 is authorized to be transferred from SAP Fund 45099000.
- d) The amount of \$171,000.00 is appropriated in SAP Fund 45908001, 2011 General Obligation Streets, SAP WBS GO-00501-01-01-50-01, SAP GL account 6102100 – Interfund Transfer out entitled Transfer to 40-00252-90-05. The amount of \$171,000.00 is authorized to be transferred to SAP Fund 45099000.
- e) The budget in SAP Fund 45099000, General Obligation Capital Project, SAP Project Definition 40-00252, Creighton Street Improvements, shall be revised by increasing SAP WBS 40-00252-90-05 entitled Transfer from GO-00501-01-01-50-01, SAP GL account 6101100 – Interfund Transfer In, by the amount \$171,000.00.
- f) The amount of \$171,000.00 is appropriated in SAP Fund 45099000, General Obligation Capital Project, SAP Project Definition 40-00252, Creighton Street Improvements, SAP WBS Element 40-00252-05-02-01, entitled Construction City, SAP GL Account 5201140.
- g) Funds are authorized to be received from SAWS to SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 40-00252, Creighton Street Improvements, and the budget shall be revised by increasing WBS element 40-00252-90-08, entitled SAWS Contribution, SAP GL Account 4502280 – Contribution from other Agencies, by the amount of \$651,581.32.
- h) Funds are authorized to be received from CPS to SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 40-00252, Creighton Street Improvements, and the budget shall be revised by increasing WBS element 40-00252-90-09, entitled CPS Contribution, SAP GL Account 4502280 – Contribution from other Agencies, by the amount of \$343,428.00.
- i) The amount of \$995,009.32 is appropriated in SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 40-00252, Creighton Street Improvements, and the budget shall be revised by increasing SAP WBS Elements as follows:

WBS NO.	WBS NAME	G/L	G/L NAME	CURRENT PLAN VERSION 0	PLAN VERSION 0 REVISION/ Appropriation	REVISED PLAN VERSION 0
40-00252-05-02-02-01	SAWS Sewer	5201140	Construction Cost	\$0.00	\$296,804.24	\$296,804.24
40-00252-05-02-02-02	SAWS Water	5201140	Construction Cost	\$0.00	\$354,777.08	\$354,777.08
40-00252-05-02-03	CPS	5201140	Construction Cost	\$0.00	\$343,428.00	\$343,428.00
			TOTALS	\$0.00	\$995,009.32	\$995,009.32

- j) Payment in the amount not to exceed \$1,776,450.57 in SAP Fund 45099000, General Obligation Capital Project, SAP Project Definition 40-00252, Creighton Street Improvements, is authorized to be encumbered and made payable to **EZ Bel Construction LLC**, for construction services.
- k) Payments for services are contingent upon the availability of funds and the sale of future City of San Antonio, Certificates of Obligation 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.
- l) 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 4. 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.

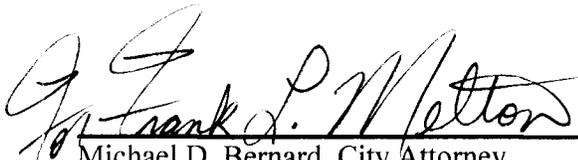
PASSED AND APPROVED this 13th day of September, 2012.

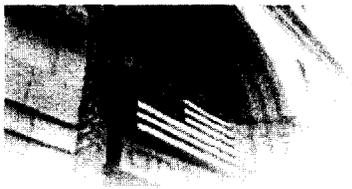

 M A Y O R
 Julián Castro

ATTEST:


 Leticia M. Vacek, City Clerk

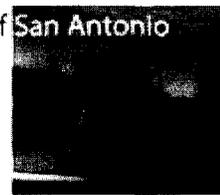
APPROVED AS TO FORM:


 Michael D. Bernard, City Attorney



Request for
COUNCIL
ACTION

City of San Antonio



Agenda Voting Results - 7

Name:	6, 7, 8, 9A, 9B, 10, 11A, 11B, 12A, 12B, 13, 14						
Date:	09/13/2012						
Time:	09:58:23 AM						
Vote Type:	Motion to Approve						
Description:	An Ordinance accepting the lowest qualified responsive bid and awarding a construction contract, including one additive alternate, in the amount of \$1,776,450.57 authorized payable to EZ Bel Construction LLC, for construction of the Creighton Street Improvements, a 2007 Bond Savings funded project, located in Council District 5; of which, \$651,581.32 will be reimbursed by San Antonio Water Systems (SAWS) and \$343,428.00 will be reimbursed by City Public Services (CPS) Energy for their work; and, amending the FY 2012 – 2017 Capital Improvement Program Budget with the reallocation of \$171,000.00 in 2007 General Obligation Bond funds to the Creighton Street Improvements project. [Peter Zanoni, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services]						
Result:	Passed						
Voter	Group	Not Present	Yea	Nay	Abstain	Motion	Second
Julián Castro	Mayor		x				
Diego Bernal	District 1		x			x	
Ivy R. Taylor	District 2		x				
Leticia Ozuna	District 3		x				
Rey Saldaña	District 4		x				x
David Medina Jr.	District 5		x				
Ray Lopez	District 6		x				
Cris Medina	District 7		x				
W. Reed Williams	District 8		x				
Elisa Chan	District 9		x				
Carlton Soules	District 10		x				