

AN ORDINANCE 2010-04-29-0371

ACCEPTING THE ARRA FUNDS, AWARDING A CONSTRUCTION CONTRACT IN THE AMOUNT OF \$1,301,989.90 PAYABLE TO JOURNEYMAN CONSTRUCTION, OF WHICH \$200,000.00 WILL BE REIMBURSED BY THE AMERICAN RECOVERY AND REINVESTMENT ACT, \$881,591.92 WILL BE REIMBURSED BY THE TEXAS DEPARTMENT OF TRANSPORTATION, AND \$220,397.98 WILL BE PAID WITH CERTIFICATES OF OBLIGATION.

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WHEREAS, the Salado Creek Hike and Bike Phase I will construct a hike and bike trail along the Salado Creek from Willow Springs Golf Course to Comanche Park and connect to the Salado Creek Hike and Bike Phase II - Jack White Park to Willow Springs Golf Course; and

WHEREAS, this Project was selected to receive American Recovery and Reinvestment Act funds; and

WHEREAS, this Ordinance accepts the lowest responsive bid submitted by **Journeyman Construction** in the amount of \$1,301,989.90; and

WHEREAS, the Texas Department of Transportation will reimburse the City the amount of \$881,591.92 for this Project; and

WHEREAS, this Ordinance also accepts the American Recovery and Reinvestment Act funds in the amount of \$200,000.00 for the Project; **NOW THEREFORE,**

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

**SECTION 1.** The bid of **Journeyman Construction** in the amount of \$1,301,989.90 in connection with the Salado Creek Hike and Bike Phase I 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 **Journeyman Construction**.

**SECTION 3.** The following financial adjustments are hereby authorized to effect this Ordinance:

- a) The City Manager, or her designee, or the Director of the Capital Improvements Management Department or his designee, is hereby authorized to accept \$200,000.00 from the Texas Department of Transportation (TxDOT), for the Salado Creek Hike and Bike Phase I, funds available under the American Recovery and Reinvestment ACT (ARRA) for the grant period October 1, 2009 through September 30, 2011.

- b) Fund 2305940001 entitled "TxDOT ARRA" and Internal Order 140000000063, are hereby designated for use in the accounting for the fiscal transaction in the acceptance of this grant.
- c) The budget, which is attached hereto and incorporated herein for all purposes as Attachment I, is approved and adopted for entry in the City books.
- d) The amount of \$200,000.00 is authorized to be transferred from SAP Fund 2305940001, TxDOT-ARRA, SAP Internal Order # 140000000063, SAP GL account 6102100 – Interfund Transfer out entitled Salado Creek Hike and Bike Phase I, to SAP Fund 45099000, General Obligation Capital Projects.
- e) The budget in SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 23-00904, Salado Creek Hike and Bike Phase I, shall be revised by increasing SAP WBS Element 23-00904-90-12 entitled Transfer from I/O# 140000000063, SAP GL Account 6101100 – Interfund Transfer In, by the amount \$200,000.00.
- f) Funds are authorized to be received from TXDOT to SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 23-00904, Salado Creek Hike and Bike Phase I, shall be revised by increasing WBS element 23-00904-90-11, entitled TXDOT Contribution, SAP GL Account 4502280 – Contribution from other Agencies, by the amount of \$1,053,161.58.
- g) The amount of \$1,253,161.58 is appropriated in SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 23-00904, Salado Creek Hike and Bike Phase I, and the budget shall be revised by increasing/decreasing 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
23-00904-01-05-01	Program Management Costs - City	5201040	Fees to Prof Contr.	\$7,687.45	\$222,000.00	\$229,687.45
23-00904-04-02	Environmental Cost	5201040	Fees to Prof Contr.	\$88,384.72	\$32,018.89	\$120,403.61
23-00904-05-01	Advertise	5203040	Advertising	\$1,845.00	\$155.00	\$2,000.00
23-00904-05-02	Construction Costs	5201140	Construction Cost	\$1,037,468.97	-\$671,391.35	\$366,077.62
23-00904-05-02-01-01	Construction - City	5201140	Construction Cost	\$0.00	\$246,997.98	\$246,997.98
23-00904-05-02-01-02	Construction - TxDOT	5201140	Construction Cost	\$0.00	\$881,591.92	\$881,591.92
23-00904-05-04-01	Construction Capital Admin-City	5402010	Cap Prog Admin Cost	\$322.62	\$36,892.42	\$37,215.04
23-00904-05-04-02	Construction Capital Admin-TxDOT	5402010	Cap Prog Admin Cost	\$0.00	\$147,569.66	\$147,569.66
23-00904-05-06	Project Contingency	5201140	Construction Cost	\$0.00	\$127,327.06	\$127,327.06
23-00904-05-07-01	Material Testing - City	5201040	Fees to Prof Contr	\$0.00	\$6,000.00	\$6,000.00
23-00904-05-07-01	Material Testing - TxDOT	5201040	Fees to Prof Contr	\$0.00	\$24,000.00	\$24,000.00
23-00904-05-08	ARRA-TxDOT	5201140	Construction Cost	\$0.00	\$200,000.00	\$200,000.00
			TOTALS	\$1,135,708.76	\$1,253,161.58	\$2,388,870.34

- h) Payment in the amount not to exceed \$1,301,989.90 in SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 23-00904, Salado Creek Hike and Bike Phase I, is authorized to be encumbered and made payable to Journeyman Construction for construction services.

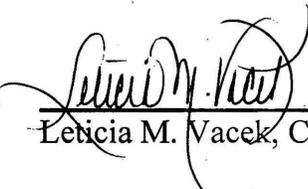
**SECTION 4.** The financial allocations in this Ordinance are subject to approval by the Chief Financial Officer, City of San Antonio. The Chief Financial Officer may, subject to concurrence by the City Manager or the City Manager's designee, correct allocation to specific SAP Fund Numbers, SAP Project 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.

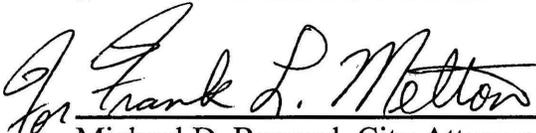
**PASSED AND APPROVED** this 29th day of April, 2010.

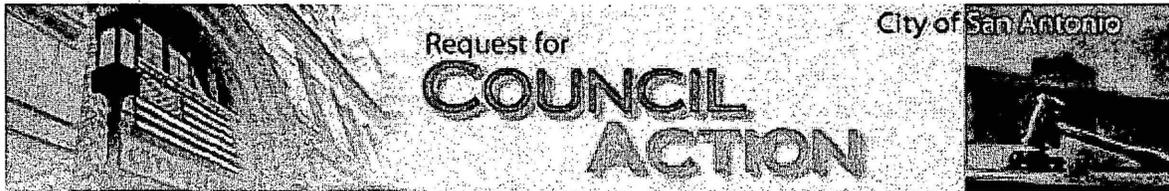
  
M A Y O R  
Julián Castro

**ATTEST:**

  
\_\_\_\_\_  
Leticia M. Vacek, City Clerk

**APPROVED AS TO FORM:**

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



### Agenda Voting Results - 33A

<b>Name:</b>	33A						
<b>Date:</b>	04/29/2010						
<b>Time:</b>	10:09:46 AM						
<b>Vote Type:</b>	Motion to Approve						
<b>Description:</b>	An Ordinance accepting the ARRA funds, accepting the lowest responsive bid and awarding a construction contract in the amount of \$1,301,989.90 payable to Journeyman Construction, of which \$200,000.00 will be reimbursed by the American Recovery and Reinvestment Act, \$881,591.92 will be reimbursed by the Texas Department of Transportation, and \$220,397.98 will be paid with Certificates of Obligation.						
<b>Result:</b>	Passed						
Voter	Group	Not Present	Yea	Nay	Abstain	Motion	Second
Julián Castro	Mayor		x				
Mary Alice P. Cisneros	District 1		x				x
Ivy R. Taylor	District 2		x			x	
Jennifer V. Ramos	District 3		x				
Leticia Cantu	District 4		x				
David Medina Jr.	District 5		x				
Ray Lopez	District 6		x				
Justin Rodriguez	District 7		x				
W. Reed Williams	District 8		x				
Elisa Chan	District 9		x				
John G. Clamp	District 10		x				