PW: gg
06-04-2015
Item No. 09.

AN ORDINANCE 2015-06-04-0481

ACCEPTING THE LOWEST RESPONSIVE BID AND AWARDING A CONSTRUCTION CONTRACT IN THE AMOUNT NOT TO EXCEED $8,078,660.90 TO SHANNON MONK FOR THE 36TH STREET PHASE IIIB (BILLY MITCHELL TO GENERAL HUDNELL) PROJECT, A 2012 GENERAL OBLIGATION AND FEDERALLY FUNDED PROJECT, LOCATED IN COUNCIL DISTRICT 4, OF THIS AMOUNT $1,093,954.00 WILL BE REIMBURSED BY SAN ANTONIO WATER SYSTEMS AND $148,464.50 WILL BE REIMBURSED BY CPS ENERGY; AND REALLOCATING $1,044,151.00 IN 2007-2012 GENERAL OBLIGATION STREET BOND SAVINGS TO THIS PROJECT.

* * * * *

WHEREAS, the 2012 General Obligation Bond authorized $6,000,000.00 for the 36th Street Phase IIIB - (Billy Mitchell to General Hudnell) Project; and

WHEREAS this Project provides for the reconstruction of the roadway, sidewalks, curbs, a shared use path and a drainage channel from Billy Mitchell to General Hudnell; and

WHEREAS, the existing roadway is a two lane roadway with curbs and the proposed roadway will consist of a four lane roadway with a concrete median, including sidewalks and a shared use path with the drainage channel adjacent to the roadway; and

WHEREAS, on March 21, 2013 the Council approved the Advanced Funding Agreement with the Texas Department of Transportation for the 36th St Phase IIIB (Billy Mitchell to General Hudnell) Project through Ordinance 2013-03-21-0172; and

WHEREAS, as a Local Agency Management (LAM) project, the City must follow federal requirements to ensure reimbursement of an estimated $1,745,608.80 from TxDOT related to construction costs for the 36th St Phase IIIB (Billy Mitchell to General Hudnell) Project; and

WHEREAS, on March 13, 2014 the Council approved an Interlocal Agreement with the Port Authority of San Antonio for the 36th Street Phase IIIB - (Billy Mitchell to General Hudnell) Project through Ordinance 2014-03-13-0159 which provided payment in an not-to-exceed amount of $150,000.00 to the Port Authority associated with the costs in the City's use of the Port's design engineer for construction phase services during the construction of this Project; and

WHEREAS, Council approved an amendment to the Interlocal Agreement with the Port Authority of San Antonio for the 36th Street Phase IIIB - (Billy Mitchell to General Hudnell) Project through Ordinance 2015-02-12-0104 which provided payment in an not-to-exceed amount of $267,364.00 to the Port Authority for the movement/adjustment/replacement of communication lines for the City's use of the Port's design engineer for construction phase services during the construction of the Project; and

WHEREAS, this Ordinance accepts the lowest responsive bid submitted by **Shannon Monk** in the amount not to exceed $8,078,660.90 for the 36th Street Phase IIIB - (Billy Mitchell to General Hudnell) Project, and

WHEREAS, of the total contract amount the City will be reimbursed $1,093,954.00 by San Antonio Water Systems and $148,464.50 will be reimbursed by CPS Energy; and

WHEREAS, this is a one-time capital improvement expenditure in the amount of $8,078,660.90, for which Funds are available from a Federal Highway Administration grant passed through Texas Department of Transportation and the 2012-2017 General Obligation Bond and are included in the 2015-2020 Capital Improvements Budget;

WHEREAS, this Ordinance authorizes the reallocation of $1,044,151.00 from 2007-2012 General Obligation Streets Bond funds to the 36th Street Phase IIIB project; **NOW THEREFORE,**

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

SECTION 1. The lowest responsive bid of **Shannon Monk** in the amount not to exceed $8,078,660.90 for the 36th Street Phase IIIB - (Billy Mitchell to General Hudnell) 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 **Shannon Monk.**

SECTION 3. The following financial adjustments are hereby approved:

a) The budget in SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 40-00042, Walters St.IH-35 N to Ft. Sam Main Gate, shall be revised by decreasing SAP WBS Element 40-00042-05-02-01-01 entitled Construction - City, SAP GL account 5201140, by the amount of $1,044,151.00.

b) The budget in SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 40-00042, Walters St.IH-35 N to Ft. Sam Main Gate, shall be revised by decreasing SAP WBS element 40-00042-90-05 entitled Transfer from GO-00501-01-01-41-01, SAP GL account 6101100, by the amount of $1,044,151.00.

c) The amount of $1,044,151.00 is reverted in SAP Fund 45908001, 2011 GO Streets Improvements, SAP WBS GO-00501-01-01-41-01, SAP GL account 6102100 - Interfund Transfer out entitled Transfer to 40-00042-90-05. The amount of $1,044,151.00 is authorized to be transferred from SAP Fund 45099000.

d) The amount of $1,044,151.00 is appropriated in SAP Fund 45908001, 2011 GO Streets Improvements, SAP WBS GO-00501-01-01-68, SAP GL account

6102100 - Interfund Transfer out entitled Transfer to 40-00287-90-01-07-04. The amount of $1,044,151.00 is authorized to be transferred to SAP Fund 45099000.

e) The budget in SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 40-00287, 36th St Ph III B (Billy Mitchell-Gen.Hud, shall be revised by increasing SAP WBS element 40-00287-90-01-07-04 entitled Transfer from GO-00501-01-01-68, SAP GL account 6101100 - Interfund Transfer In, by the amount $1,044,151.00.

f) The amount up to $1,044,151.00 is appropriated in SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 40-00287, 36th St Ph III B (Billy Mitchell-Gen.Hud, SAP WBS Element 40-0028705-02-01, 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 40-00287, 36th St Ph III B (Billy Mitchell-Gen.Hud, and the budget shall be revised by increasing WBS element 40-00287-90-08, SAWS Contribution and SAP General Ledger 4502280, Contribution from other Agencies, in the amount of $1,093,954.00.

h) The amount of $883,595.00 is appropriated in SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 40-00287, 36th St Ph III B (Billy Mitchell-Gen.Hud, SAP WBS Element 40-00287-05-02-03, Construction-SAWS Sewer and SAP General Ledger 5201245.

i) The amount of $210,359.00 is appropriated in SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 40-00287, 36th St Ph III B (Billy Mitchell-Gen.Hud, SAP WBS Element 40-00287-05-02-04, Construction-SAWS Water and SAP General Ledger 5201245.

j) Funds are authorized to be received from CPS Energy to SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 40-00287, 36th St Ph III B (Billy Mitchell-Gen.Hud, and the budget shall be revised by increasing WBS element 40-00287-90-09, CPS Contribution and SAP General Ledger 4502280, Contribution from other Agencies, in the amount of $148,464.50.

k) The amount of $148,464.50 is appropriated in SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 40-00287, 36th St Ph III B (Billy Mitchell-Gen.Hud, SAP WBS Element 40-00287-05-02-06, Construction-CPS Gas and SAP General Ledger 5201245.

l) Payment in the amount of $8,078,660.90 in SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 40-00287, 36th St Ph III B (Billy Mitchell-Gen.Hud, is authorized to be encumbered and made payable to **Shannon Monk**, for construction services. 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.

m) 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 **4th** day of **June, 2015.**

M A Y O R
Ivy R. Taylor

ATTEST:

Leticia M. Vacek, City Clerk

APPROVED AS TO FORM:

for

Martha G. Sepeda, Acting City Attorney

Agenda Item:	**9 (in consent vote: 5, 6, 7, 8, 9, 10, 11, 12, 15, 16, 17, 18, 19, 20, 21A, 21B, 22A, 22B)**
Date:	06/04/2015
Time:	09:47:28 AM
Vote Type:	Motion to Approve
Description:	An Ordinance for the 36th Street Phase IIIB - (Billy Mitchell to General Hudnell) Project, a 2012 General Obligation Bond and federally funded Project and $1,745,608.80 federally funded project from TxDOT, located in Council District 4, awarding a construction contract in the amount of $8,078,660.90 to Shannon Monk of which $1,093,954.00 will be reimbursed by San Antonio Water Systems and $148,464.50 will be reimbursed by CPS Energy and reallocating $1,044,151.00 in 2007-2012 General Obligation Street Bond Savings to this project. [Peter Zanoni, Deputy City Manager; Mike Frisbie, Director, Transportation & Capital Improvements]
Result:	Passed

Voter	Group	Not Present	Yea	Nay	Abstain	Motion	Second
Ivy R. Taylor	Mayor		x				
Roberto C. Trevino	District 1		x				x
Alan Warrick	District 2	x					
Rebecca Viagran	District 3		x				
Rey Saldaña	District 4		x				
Shirley Gonzales	District 5	x					
Ray Lopez	District 6		x				
Cris Medina	District 7		x				
Ron Nirenberg	District 8		x			x	
Joe Krier	District 9	x					
Michael Gallagher	District 10		x				