

AN ORDINANCE      2012-06-21-0466

**ACCEPTING THE LOWEST, RESPONSIVE BID AND AWARDING A CONSTRUCTION CONTRACT IN THE AMOUNT OF \$333,000.00 PAYABLE TO PSE CONTRACTING FOR THE CARVER BRANCH LIBRARY PARKING LOT EXPANSION PROJECT, A U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) 108 AND COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDED PROJECT, LOCATED IN CITY COUNCIL DISTRICT 2; AND PROVIDING FOR PAYMENT.**

\* \* \* \* \*

**WHEREAS**, the City Council has approved the use of U.S. Department of Housing and Urban Development (HUD) 108 and Community Development Block Grant (CDBG) funds for the Carver Branch Library Parking Lot Expansion Project (the "Project"), located in Council District 2; and

**WHEREAS**, the Project consists of the expansion of the parking lot to include road access, concrete paving, utilities, new landscaping and irrigation; and

**WHEREAS**, in order to commence performance of such work, it is necessary to accept the lowest, responsive bid of PSE Contracting for the Carver Branch Library Parking Lot Expansion Project; **NOW THEREFORE:**

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

**SECTION 1.** The lowest, responsive bid of PSE Contracting in the amount of \$333,000.00 for the performance of the above described work in connection with the Carver Branch Library Parking Lot Expansion Project ("Project") is hereby accepted and authorized. The contract described herein shall become effective upon the deposit of all required bonds and insurance certificates so long as such deposits are accomplished within sixty (60) days from the effective date of this Ordinance. All other bids will be considered rejected upon the contract becoming effective or the expiration of sixty (60) days from the effective date hereof, whichever occurs first. A copy of the contractor's Formal Invitation for Bids (IFB) and Contract in its substantially final form is attached hereto and incorporated herein for all purposes as **Attachment I**.

**SECTION 2.** The amount of \$425,000.00 is appropriated in SAP Fund 28037000, CDBG 37TH Year, SAP Internal Order # 131000002121, and SAP GL account 6102100 – Interfund Transfer Out entitled "From 28037000 to 04-00059-90-01." The amount of \$425,000.00 is authorized to be transferred to SAP Fund 46097000.

**SECTION 3.** The budget in SAP Fund 46097000, HUD 108 Projects, SAP Project Definition 04-00059, Carver HUD 108 Parking Lot Expansion Project, shall be revised by increasing SAP WBS Element 04-00059-90-01 entitled "Transfer from I/O# 131000002121," SAP GL Account 6101100 – Interfund Transfer In, by the amount of \$425,000.00.

**SECTION 4.** The amount of \$425,000.00 is appropriated in SAP Fund 46097000, HUD 108 Projects, SAP Project Definition 04-00059, Carver HUD 108 Parking Lot Expansion Project, 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 (Optional)	PLAN VERSION 0 REVISION/ Appropriation	REVISED PLAN VERSION 0 (Optional)
04-00059-05-02-01	Construction City	5201140	Construction Cost	\$0.00	\$334,730.00	\$334,730.00
04-00059-05-04	Construction Capital Admin Costs	5402030	Cap Admin Cost Direct	\$0.00	\$26,970.00	\$26,970.00
04-00059-05-06	Project Contingency	5201140	Construction Cost	\$0.00	\$33,300.00	\$33,300.00
04-00059-05-07	Material Testing	5201040	Fees to Prof Contr	\$0.00	\$20,000.00	\$20,000.00
04-00059-05-08	Mandatory Project Fees	5201040	Fees to Prof Contr	\$0.00	\$10,000.00	\$10,000.00
			<b>TOTALS</b>	<b>\$0.00</b>	<b>\$425,000.00</b>	<b>\$425,000.00</b>

**SECTION 5.** Payment in the amount not to exceed \$56,709.63 in SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 40-00059, Marbach Drainage Ph II A (Military to West of Rawhide), is authorized to be encumbered and made payable to PSE Contracting, for construction services.

**SECTION 6.** Payment in the amount not to exceed \$276,290.37 in SAP Fund 46097000, HUD 108 Projects, SAP Project Definition 04-00059, Carver HUD 108 Parking Lot Expansion Project, is authorized to be encumbered and made payable to PSE Contracting, for construction services.

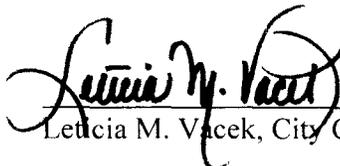
**SECTION 7.** The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director of Finance may, subject to concurrence by the City Manager or the City Manager's designee, correct allocations to specific SAP Fund Numbers, SAP Project Definitions, 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 8.** This Ordinance is effective immediately upon the receipt of eight affirmative votes; otherwise, it is effective ten days after passage.

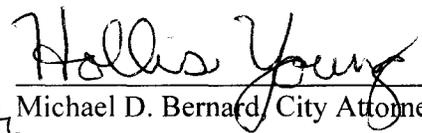
**PASSED AND APPROVED** this 21<sup>st</sup> day of June, 2012.

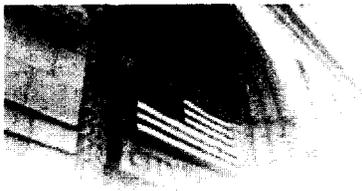
  
M A I O R  
Julián Castro

**ATTEST:**

  
Leticia M. Vacek, City Clerk

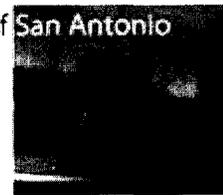
**APPROVED AS TO FORM:**

  
for Michael D. Bernard, City Attorney



Request for  
**COUNCIL**  
 ACTION

City of San Antonio



## Agenda Voting Results - 14

<b>Name:</b>	5, 6, 7, 8, 9, 10, 11, 14, 15, 16, 18, 19, 20, 21, 22, 23, 24, 25A, 25B, 26, 27, 28, 30, 31, 32A, 32B, 32C, 33, 34, 35, 37, 38, 39, 40, 41, 42, 43, 44, 46, 48, 49, 50, 51, 52, 53, 54, 56, 57, 58, 59, 60, 62, 63, 65A, 65B						
<b>Date:</b>	06/21/2012						
<b>Time:</b>	10:01:34 AM						
<b>Vote Type:</b>	Motion to Approve						
<b>Description:</b>	An Ordinance accepting the lowest, responsive bid and awarding a construction contract to PSE Contracting, LLC in the amount of \$333,000.00 for the Carver Branch Library Parking Lot Expansion Project, a U.S. Department of Housing and Urban Development (HUD) 108 Loan Program and Community Development Block Grant funded project, located in Council District 2. [Peter Zaroni, Assistant City Manager; Mike Frisbie, Director, Capital Improvement Management Services]						
<b>Result:</b>	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			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				
W. Reed Williams	District 8		x				
Elisa Chan	District 9		x				
Carlton Soules	District 10		x				

# ATTACHMENT I

## CITY OF SAN ANTONIO

Issued By: CIMS Department  
ID NO.: 40-00054

Date Issued: May 7, 2012  
Page 1 of 1

### FORMAL INVITATION FOR BIDS (IFB) and CONTRACT CARVER BRANCH LIBRARY HUD 108 PROJECT - (40-00054)

Sealed bids, subject to the Terms and Conditions of this Invitation for Bids and other contract provisions, will be received at the Office of the City Clerk, City Hall, 100 Military Plaza, 2nd floor San Antonio, TX 78205 until 2:00 p.m. CST on Tuesday, May 29, 2012 and publicly read aloud at 114 W. Commerce, Municipal Plaza Building "B" Room. This is the solicitation deadline. Bids must be submitted in a sealed envelope and clearly marked with the due date of bid, bidder name, Project Name and ID NO. The City is not responsible for submissions not clearly and appropriately marked. Late submissions will be rejected and returned to bidder. A Non-Mandatory Pre-submittal conference will be held at 114 W. Commerce, San Antonio, TX 78205 in the 9<sup>th</sup> floor conference room on May 15, 2012 at 9:00 am.

**TABLE A - This invitation includes the following Contract Documents:**

010	Invitation for Bids and Contract Signature Page	091	HUD Supplemental Conditions
020	Bid Form	092	Federal Compliance Manual
040	Standard Instructions to Respondent	▣	Heavy/Hwy Wage Decision
060	Supplemental Conditions	▣	Payment Bond
085	General Conditions for (Heavy/Hwy) Construction Contracts	▣	Performance Bond

Plans, Specifications and Special Conditions may be purchased at a cost of **\$100.00** per set (tax included) from the office of **Beaty Palmer Architects, 110 Broadway, Suite 600, San Antonio, TX 78205** Phone- (210) 212-8022. No refund will be made for plan sets that are returned. Addenda will be posted on the web at [www.sanantonio.gov/rfp/listings](http://www.sanantonio.gov/rfp/listings) along with this solicitation. Changes to Plans, Specifications and Special Conditions will be included in an addendum and may be obtained from the office of **Beaty Palmer Architects**. Bidder understands and agrees that bidder is responsible for obtaining addenda and adhering to all requirements in addenda. City is not responsible for incorrect information obtained through other sources.

The following documents (fully completed and with original signatures) constitute the required information to be submitted as a part of the bid proposal clearly marked on the outside of the sealed envelope with the due date of bid, bidder name, Project Name and ID NO as follows:

- |     |     |   |     |                                      |
|-----|-----|---|-----|--------------------------------------|
| 1.) | 010 | Invitation for Bids and Contract Signature Page | 3.) | Bid Bond or Cashier's Check          |
| 2.) | 020 | Bid Form  | 4.) | Signed Addenda Acknowledgement Forms |

It is understood and agreed that the work is to be completed in full on or before 149 calendar days. This project does not include hazardous environmental work. This project requires 1 project sign(s).

This is a Public Works Contract and chapter 2258 of the Texas Government Code requires that not less than the prevailing wage rate for work of a similar character in this locality shall be paid all laborers, workmen, and mechanics employed in the construction thereof. The Wage Decision Number **TX120016 01/06/2012 TX16** shall be used on this contract, which is available on the web at <http://www.wdol.gov/dba.aspx#0>.

This project will have HUD funding.

The undersigned, by his/her signature, represents that he/she is authorized to bind the bidder to fully comply with Contract Documents for the amount(s) shown on the accompanying bid sheet(s). The work proposed to be done shall be accepted when fully completed and finished to the entire satisfaction of the City. The undersigned certifies all prices contained in this bid have been carefully checked and are submitted as correct and final. The Bidder by submitting this bid and signing below, acknowledges that he/she has received & read the entire Bid and Contract document and agrees to be bound by the terms therein, has received all Addenda, and agrees to the terms, conditions, and requirements of the bidder's bid proposal and all documents listed in TABLE A above and the enabling Ordinance and associated documentation that form the entire Contract upon approval by the City Council.

Official Name of Company (legal): \_\_\_\_\_

\_\_\_\_\_  
Original Signature of Person Authorized to Sign Bid/Contract      Date      Signer's Name: \_\_\_\_\_  
(Please Print or Type)