

AN ORDINANCE 2009-10-08-0806

AWARDING A CONSTRUCTION CONTRACT TO E-Z BEL CONSTRUCTION IN THE AMOUNT OF \$5,025,218.40, OF WHICH \$480,213.49 WILL BE REIMBURSED BY SAN ANTONIO WATER SYSTEMS (SAWS) AND \$132,944.00 WILL BE REIMBURSED BY CPS ENERGY, TO CONSTRUCT INTERSECTION IMPROVEMENTS AT HAMILTON WOLFE ROAD AND FLOYD CURL DRIVE AS PART OF THE MEDICAL CENTER INTERSECTION IMPROVEMENT PHASE VI PROJECT, AN AUTHORIZED 2007-2012 GENERAL OBLIGATIONS BOND AND CERTIFICATES OF OBLIGATION FUNDED PROJECT LOCATED IN COUNCIL DISTRICT 8, FROM A TOTAL AUTHORIZED PROJECT AMOUNT OF \$6,082,514.26.

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**WHEREAS**, the Medical Center Intersection Improvement Phase VI Project provides for intersection improvements and widening at Hamilton Wolf Road and Floyd Curl Drive by adding dual left-turn lanes, as well as, dedicated right-turn lanes along all approach directions at this intersection to better facilitate traffic into the Medical Center; and

**WHEREAS**, this Ordinance accepts the lowest responsive bid submitted by **E-Z Bel Construction** in the amount of \$5,025,218.40; and

**WHEREAS**, this Ordinance also includes amounts of \$502,521.84 for Project Contingency, \$452,269.66 for capital administrative costs, \$100,504.36 Material Testing and \$2,000.00 for advertising expenses; and

**WHEREAS**, San Antonio Water Systems will provide a reimbursement of \$480,213.49 and CPS Energy will reimburse the City an amount of \$132,944.00; and

**WHEREAS**, approval of this Ordinance will be a continuation of Council policy to implement previously approved Certificates of Obligation and 2007-2012 Bond projects; **NOW THEREFORE**,

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

**SECTION 1.** The lowest responsive bid of **E-Z Bel Construction** in the amount of \$5,025,218.40 in connection with the Medical Center Intersection Improvement Phase VI 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 **E-Z Bel Construction, Ltd.**

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

- a) Funds are authorized to be received from SAWS to SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 40-00022, Medical Center Intersection Improvements Ph IV-VII, shall be revised by increasing SAP WBS Element

40-00022-90-06 entitled SAWS, SAP GL account 4502280, by the amount of \$480,213.49.

- b) Funds are authorized to be received from CPS to SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 40-00022, Medical Center Intersection Improvements Ph IV-VII, shall be revised by increasing SAP WBS Element 40-00022-90-07 entitled CPS, SAP GL account 4502280, by the amount of \$132,944.00.
- c) The budget in SAP Fund 45099000, SAP Project Definition 40-00022, Medical Center Intersection Improvements Ph IV-VII, shall be revised by increasing\decreasing the 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)
40-00022-05-01	Advertise	5201150	Advertising	\$2,000.00	\$2,000.00	\$4,000.00
40-00022-05-02-02-01	SAWS Sewer Construction	5201140	Construction Cost	\$6,550.00	\$1,000.00	\$7,550.00
40-00022-05-02-02-02	SAWS Water Construction	5201140	Construction Cost	\$350,784.46	\$479,213.49	\$829,997.95
40-00022-05-02-03	CPS Construction	5201140	Construction Cost	\$68,746.00	\$132,944.00	\$201,690.00
40-00022-05-04	Construction Capital Admin Costs	5402010	Capital Prog Admin Cost	\$678,817.93	\$41,127.24	\$719,945.17
40-00022-05-06	Project Contingency	5201140	Construction Cost	\$4,174,457.28	-\$97,982.55	\$4,076,474.73
40-00022-05-07	Material Testing	5201040	Fees to Prof Contractors	\$136,552.37	\$54,855.31	\$191,407.68
			TOTALS	\$5,417,908.04	\$613,157.49	\$6,031,065.53

- d) The budget in SAP Fund 43099000, Certificates of Obligation Capital Projects, SAP Project Definition 23-00218, Medical Center Infrastructure & Facility, shall be revised by increasing\decreasing the 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)
23-00218-05-02	Construction Costs	5201140	Construction Cost	\$1,100,000.00	-\$203,055.19	\$896,944.81
23-00218-05-02-01	Construction - City	5201140	Construction Cost	\$2,175,216.68	\$167,814.21	\$2,343,030.89
23-00218-05-04	Construction Capital Admin Costs	5402010	Capital Prog Admin Cost	\$126,360.94	\$15,103.28	\$141,464.22
23-00218-05-06	Project Contingency	5201140	Construction Cost	\$192,860.02	\$16,781.42	\$209,641.44
23-00218-05-07	Material Testing	5201040	Fees to Prof Contractors	\$43,018.10	\$3,356.28	\$46,374.38
			TOTALS	\$3,637,455.74	\$0.00	\$3,637,455.74

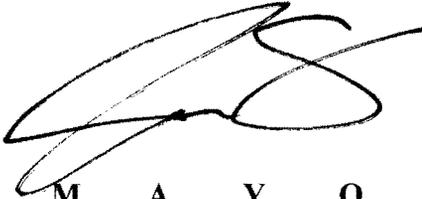
- e) The amount of \$4,857,404.19 from SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 40-00022, Medical Center Intersection Improvements Ph IV-VII, is authorized to be encumbered and made payable to **E-Z Bel Construction** for construction services.
- f) The amount of \$167,814.21 from SAP Fund 43099000, Certificates of Obligation Capital Projects, SAP Project Definition 23-00218, Medical Center Infrastructure &

Facility, is authorized to be encumbered and made payable to **E-Z Bel Construction** for construction services.

**SECTION 4.** 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 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 **8th** day of **October**, 2009.



M A Y O R

**JULIÁN CASTRO**

**ATTEST:**

  
City Clerk

**APPROVED AS TO FORM:**



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City Attorney