

AN ORDINANCE      2015-10-22-0903

**ACCEPTING THE LOWEST RESPONSIVE BID AND AWARDING A CONSTRUCTION CONTRACT IN THE AMOUNT NOT TO EXCEED \$1,399,791.39 TO D. PLATA CONSTRUCTION CO., LLC FOR THE FAY AVENUE DRAINAGE IMPROVEMENTS (NEW LAREDO HIGHWAY TO SOMERSET ROAD), LOCATED IN COUNCIL DISTRICT 5, OF THIS AMOUNT \$265,015.49 WILL BE REIMBURSED BY SAN ANTONIO WATER SYSTEMS AND \$548,350.00 WILL BE REIMBURSED BY CPS ENERGY.**

\* \* \* \* \*

**WHEREAS**, the total funding authorized for the Fay Avenue Drainage Improvements Project (New Laredo Highway to Somerset Road) is \$1,070,000.00, the Storm Water Revenue Bond authorized \$520,000.00, the FY 2014 CDBG Program authorized \$350,000.00 and the FY 2015 CDBG Program authorized \$200,000.00; and

**WHEREAS**, the amount of \$586,425.90 will be used for construction with the balance of the Project funds approved to be used for design services, environmental services, advertising and project management; and

**WHEREAS**, this Project provides for the reconstruction of approximately 0.2 miles of Fay Avenue, from New Laredo Highway to Somerset Road, including two 11-foot travel lanes, a 4-foot wide sidewalk, curbs and driveway approaches; and

**WHEREAS**, this Project provides for construction of a 30-inch underground storm drain system within the project limits to eliminate flooding of the adjacent properties; and

**WHEREAS**, this Ordinance accepts the lowest responsive bid submitted by **D. Plata Construction Co., LLC** in the amount not to exceed \$1,399,791.39 for the Fay Avenue Drainage Improvements Project (New Laredo Highway to Somerset Road); and

**WHEREAS**, of the total contract amount the City will be reimbursed \$265,015.49 by San Antonio Water Systems and \$548,350.00 will be reimbursed by CPS Energy; and

**WHEREAS**, this is a one-time capital improvement expenditure in the amount of \$1,399,791.39, which funds are available from the Storm Water Revenue Bond and from the FY 2014 and FY 2015 CDBG Program Funds; **NOW THEREFORE**,

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

**SECTION 1.** The lowest responsive bid of **D. Plata Construction Co., LLC** in the amount not to exceed \$1,399,791.39 for the Fay Avenue Drainage Improvements Project (New Laredo Highway to Somerset Road) 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 **D. Plata Construction Co., LLC.**

**SECTION 3.** The following financial adjustments are hereby approved:

- a) Funds are authorized to be received from SAWS to SAP Fund 48099000, Municipal Drainage Capital Projects, SAP Project Definition 23-01436, Fay Ave Reconstruction, and the budget shall be revised by increasing WBS element 23-01436-90-08, SAWS Contribution and SAP General Ledger 4502280, Contribution from other Agencies, in the amount of \$265,015.49.
- b) Funds are authorized to be received from CPS Energy to SAP Fund 48099000, Municipal Drainage Capital Projects, SAP Project Definition 23-01436, Fay Ave Reconstruction, and the budget shall be revised by increasing WBS element 23-01436-90-09, CPS Contribution and SAP General Ledger 4502280, Contribution from other Agencies, in the amount of \$548,350.00.
- c) The amount of \$813,365.49 is appropriated in SAP Fund 48099000, Municipal Drainage Capital Projects, SAP Project Definition 23-01436, Fay Ave Reconstruction, and the budget shall be revised by increasing SAP WBS Elements as follows:

WBS NO.	WBS NAME	G/L	G/L NAME	PLAN VERSION 0 REVISION/ Appropriation
23-01436-05-02-03	Construction-SAWS Sewer	5201245	CP Othr-Constr Costs	123,435.79
23-01436-05-02-04	Construction-SAWS Water	5201245	CP Othr-Constr Costs	141,579.70
23-01436-05-02-06	Construction-CPS Energy	5201245	CP Othr-Constr Costs	548,350.00
			<b>Totals</b>	<b>813,365.49</b>

- d) Payment in the amount not to exceed \$849,791.39 in SAP Fund 48099000, Municipal Drainage Capital Projects, SAP Project Definition 23-01436, Fay Ave Reconstruction, is authorized to be encumbered and made payable **D. Plata Construction Co., LLC.**, for construction services.
- e) Payment in the amount not to exceed \$550,000.00 in SAP Fund 48099000, Municipal Drainage Capital Projects, SAP Project Definition 23-01412, FY 2015 Street Maintenance Program (SMP), is authorized to be encumbered and made payable **D. Plata Construction Co., LLC.**, 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 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.

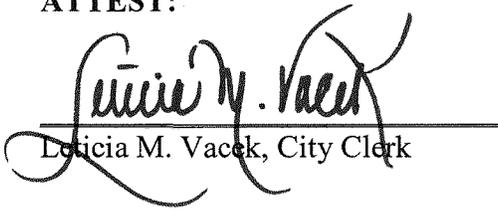
**SECTION 5.** This Ordinance shall be effective immediately upon passage by eight or more affirmative votes; otherwise, it shall be effective on the tenth day after passage.

**PASSED AND APPROVED** this 22nd day of **October, 2015.**



M A Y O R  
Ivy R. Taylor

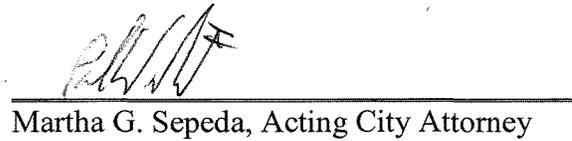
**ATTEST:**



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Leticia M. Vacek, City Clerk

**APPROVED AS TO FORM:**



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Martha G. Sepeda, Acting City Attorney

<b>Agenda Item:</b>	7 ( in consent vote: 4, 6, 7, 8, 9, 10, 11, 12, 15 )						
<b>Date:</b>	10/22/2015						
<b>Time:</b>	09:30:57 AM						
<b>Vote Type:</b>	Motion to Approve						
<b>Description:</b>	An Ordinance for Fay Avenue Drainage Improvements (New Laredo Highway to Somerset Road) awarding a construction contract in an amount not to exceed \$1,399,791.39, to D. Plata Construction Co., LLC, of which \$265,015.49 will be reimbursed by San Antonio Water Systems and \$548,350.00 will be reimbursed by CPS Energy, a Storm Water Revenue Bond and Community Development Block Grant funded project located in Council District 5. [Peter Zaroni, Deputy City Manager; Mike Frisbie, Director, Transportation & Capital Improvements]						
<b>Result:</b>	Passed						
<b>Voter</b>	<b>Group</b>	<b>Not Present</b>	<b>Yea</b>	<b>Nay</b>	<b>Abstain</b>	<b>Motion</b>	<b>Second</b>
Ivy R. Taylor	Mayor		x				
Roberto C. Treviño	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				
Joe Krier	District 9		x				
Michael Gallagher	District 10		x				x