PW:gg
02/12/2015
Item No. 17.A.

AN ORDINANCE 2015-02-12-0089

ACCEPTING THE LOWEST RESPONSIVE BID AND AWARDING THREE ASPHALT OVERLAY TASK ORDER CONTRACTS- PKGS 4, 5 AND 6 TO CLARK CONSTRUCTION OF TEXAS, INC. IN AN AMOUNT NOT TO EXCEED $12,133,735.90 IN WHICH $317,450.00 IS TO BE REIMBURSED BY SAN ANTONIO WATER SYSTEMS FOR NECESSARY ADJUSTMENTS TO ITS EXISTING INFRASTRUCTURE.

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WHEREAS, City Council approved $41 million in the FY 2015 Budget to complete both in-house and contract street maintenance projects, and of this amount, approximately $31 million in street maintenance projects will be completed through the use of construction contractors; and

WHEREAS, this Ordinance accepts the lowest responsive bid submitted by **Clark Construction of Texas, Inc.** in the total amount not to exceed $12,133,735.90 for three Asphalt Overlay Task Order Contracts - Packages 4, 5 & 6; and

WHEREAS, San Antonio Water Systems will be participating in this Project in order to complete the necessary adjustments that will be made to their existing infrastructure and will reimburse the City a total of $317,450.00; **NOW THEREFORE,**

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

SECTION 1. The lowest responsive bid of **Clark Construction of Texas, Inc.** in the total amount not to exceed $12,133,735.90 for three Asphalt Overlay Task Order Contracts - Packages 4, 5 & 6 in connection with the FY 2015 Street Maintenance Program that is included within the FY 2015 - 2019 Council Adopted Five-Year Infrastructure Management Program is hereby approved. 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. Three Task Order Contracts are hereby awarded to **Clark Construction of Texas, Inc.**

SECTION 3. The following financial adjustment is hereby approved:

a) Funding for this Ordinance will be identified when work orders are issued. If funding for any work orders is not previously appropriated, funding will be identified and appropriated through subsequent City Council action. Payment is limited to the amounts budgeted in the Operating and/or Capital Budget funding

sources identified. All expenditures will comply with Operating and/or Capital Budgets for current and future fiscal years.

b) An Asphalt Overlay Task Order Contract - Package 4, has been awarded to **Clark Construction of Texas, Inc.** in the amount not to exceed $4,326,909.05 and is authorized to be encumbered with a purchase order for construction services on street maintenance projects.

c) Funds in the total amount of $114,200.00 are authorized to be received from SAWS as per reimbursement agreement for respective utility work related to these Task Order projects in the FY 2015 through FY 2019 Infrastructure Management Program (IMP). The funding for any work orders not previously appropriated will be identified and appropriated through subsequent City Council action.

d) An Asphalt Overlay Task Order Contract - Package 5, has been awarded to **Clark Construction of Texas, Inc.** in the amount not to exceed $3,381,369.95 and is authorized to be encumbered with a purchase order for construction services on street maintenance projects.

e) Funds in the amount of $77,450.00 are authorized to be received from SAWS as per reimbursement agreement for respective utility work related to these Task Order projects in the FY 2015 through FY 2019 Infrastructure Management Program (IMP). The funding for any work orders not previously appropriated will be identified and appropriated through subsequent City Council action.

f) An Asphalt Overlay Task Order Contract - Package 6, has been awarded to **Clark Construction of Texas, Inc.** in the amount not to exceed $4,425,456.90 and is authorized to be encumbered with a purchase order for construction services on street maintenance projects.

g) Funds in the amount of $125,800.00 are authorized to be received from SAWS as per reimbursement agreement for respective utility work related to these Task Order projects in the FY 2015 through FY 2019 Infrastructure Management Program (IMP). The funding for any work orders not previously appropriated will be identified and appropriated through subsequent City Council action

h) 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 **12th** day of **February, 2015.**

M A Y O R
Ivy R. Taylor

ATTEST:

Leticia M. Vacek, City Clerk

APPROVED AS TO FORM:

Martha G. Sepeda, Acting City Attorney