

AN ORDINANCE **2012-02-16-0101**

ACCEPTING THE LOWEST, RESPONSIVE BID AND AWARDING A CONSTRUCTION CONTRACT TO PSE CONTRACTING, LLC IN THE AMOUNT OF \$1,414,000.00 FOR THE MISSION MARQUEE OUTDOOR PLAZA PROJECT, A U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) 108 LOAN PROGRAM, STORM WATER OPERATING, AND TEXAS COMMISSION ON ENVIRONMENTAL QUALITY (TCEQ) NONPOINT SOURCE PROGRAM (319 GRANT) FUNDED PROJECT; AND AMENDING THE CAPITAL IMPROVEMENT BUDGET TO PROVIDE \$194,750.00 IN TCEQ 319 GRANT FUNDS TO THE MISSION SITE DEVELOPMENT PROJECT.

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WHEREAS, the City Council has approved the use of U.S. Department of Housing and Urban Development (HUD) 108 Loan Program, Storm Water Operating, and Texas Commission on Environmental Quality (TCEQ) Nonpoint Source Program (319 Grant) funds for the Mission Marquee Outdoor Plaza Project (the “Project”), located in Council District 3; and

WHEREAS, the Project consists of construction of an outdoor plaza area; and

WHEREAS, in order to commence performance of such work, it is necessary to accept the lowest, responsive bid of PSE Contracting, LLC; **NOW THEREFORE:**

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

SECTION 1. The lowest, responsive bid of PSE Contracting, LLC in the amount of \$1,414,000.00 for the performance of the above described work in connection with the Mission Marquee Outdoor Plaza Project (“Project”) is hereby accepted. 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 executed Formal Invitation for Bids and Contract is on file with the Capital Improvements Management Services Department and is incorporated herein by reference.

SECTION 2. The amount of \$194,750.00 is authorized to be transferred from Fund Number 2600823001, EPA 319 Grant, Internal Order 123000000346 into Fund Number 43099000.

SECTION 3. The amount of \$194,750.00 is appropriated in Fund Number 43902003, EPA 319 Grant, I/O # 123000000346 (TCEQ), GL Account 6102100 – Interfund Transfer Out, entitled “Transfer to 40-00199-90-06.” The amount of \$194,750.00 is authorized to be transferred to Fund Number 43099000.

SECTION 4. The budget in Fund Number 43099000, Certificate of Obligation Capital Projects, Project Definition 40-00199, Site Development at Mission Drive-In Project, shall be revised by increasing WBS Element 40-00199-90-06, entitled "Transfer from 123000000346 (TCEQ)," GL Account 6101100 – Interfund Transfer In, by the amount of \$194,750.00.

SECTION 5. The amount of \$194,750.00 is appropriated in Fund Number 43099000, Certificate of Obligation Capital Projects, Project Definition 40-00199, Site Development at Mission Drive-In Project, WBS Element 40-00199-05-02-03, 319 Grant Construction – Mission Marquee Outdoor Plaza, GL Account 5201140.

SECTION 6. Payment in the amount not to exceed \$626,228.00 in Fund Number 43099000, Certificate of Obligation Capital Projects, Project Definition 40-00199, Site Development at Mission Drive-In Project, is authorized to be encumbered and made payable to PSE Contracting, LLC for construction services

SECTION 7. Payment in the amount not to exceed \$787,772.00 in Fund Number 46097000, HUD 108 Projects, Project Definition 40-00234, Mission Library Amphitheater, is authorized to be encumbered and made payable to PSE Contracting, LLC for construction services.

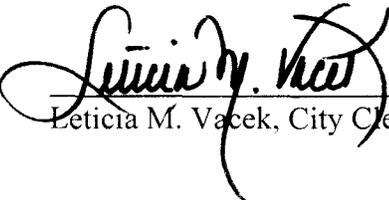
SECTION 8. The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director of Finance, may, subject to concurrence by the City Manager or the City Manager's designee, correct allocations to specific SAP Fund Numbers, SAP Project Definitions, 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 9. This Ordinance is effective immediately upon the receipt of eight affirmative votes; otherwise, it is effective ten days after passage.

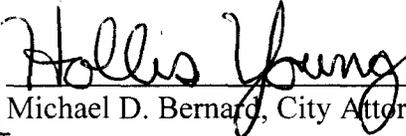
PASSED AND APPROVED this 16th day of February, 2012.


M A Y O R
Julián Castro

ATTEST:


Leticia M. Vacek, City Clerk

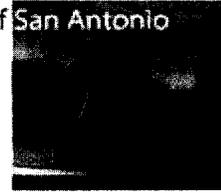
APPROVED AS TO FORM:


for Michael D. Bernard, City Attorney



Request for
COUNCIL
ACTION

City of San Antonio



Agenda Voting Results - 6

Name:	6						
Date:	02/16/2012						
Time:	10:50:16 AM						
Vote Type:	Motion to Approve						
Description:	An Ordinance awarding a construction contract in the amount up to \$1,414,000.00 to PSE Contracting, LLC, for construction of an outdoor plaza area for the Mission Marquee Outdoor Plaza project, a Housing and Urban Development 108 Loan Program, Storm Water Operating and Texas Commission on Environmental Quality (TCEQ) Nonpoint Source Program (319 Grant) funded project located in Council District 3; and, amending the Capital Improvement Budget with the appropriation of \$194,750.00 in TCEQ Nonpoint Source Program (319 Grant) funds to Mission Site Development project. [Peter Zanoni, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services]						
Result:	Passed						
Voter	Group	Not Present	Yea	Nay	Abstain	Motion	Second
Julián Castro	Mayor		x				
Diego Bernal	District 1		x				x
Ivy R. Taylor	District 2	x					
Leticia Ozuna	District 3		x			x	
Rey Saldaña	District 4		x				
David Medina Jr.	District 5		x				
Ray Lopez	District 6		x				
Cris Medina	District 7		x				
W. Reed Williams	District 8		x				
Elisa Chan	District 9		x				
Carlton Soules	District 10		x				