PW: gg
04/09/2015
Item No. 11.

AN ORDINANCE 2015-04-09-0280

ACCEPTING THE LOWEST RESPONSIVE BID AND AWARDING A CONSTRUCTION CONTRACT, INCLUDING AN ADDITIVE ALTERNATE IN THE AMOUNT NOT TO EXCEED $4,469,852.51 TO CAPITAL EXCAVATION CO., FOR THE CHERRY STREET (DAWSON STREET TO MILAM STREET) PROJECT, A 2012-2017 BOND FUNDED PROJECT, LOCATED IN COUNCIL DISTRICT 2, OF THIS AMOUNT $2,074,417.56 WILL BE REIMBURSED BY SAN ANTONIO WATER SYSTEMS AND $363,954.69 WILL BE REIMBURSED BY CPS ENERGY.

* * * * *

WHEREAS, the 2012-2017 Bond Program authorized $2,636,000.00 to reconstruct Cherry Street with curbs, sidewalks, driveway approaches and underground drainage and in addition, the reallocation of $600,000.00 from the 2012-2017 Bond Program for E. Commerce will be moved to Cherry Street for a total Project funding amount of $3,236,000.00; and

WHEREAS this Project provides for the reconstruction and widening of approximately a half mile of Cherry Street, which includes the base bid of work from Nolan to Milam and the additive alternate from Dawson to Nolan; and

WHEREAS, this Project includes curbs, sidewalks, driveway approaches, drainage improvements, utility adjustments and traffic signal improvements at Nolan and Cherry and the additive alternate provides for continued utility improvements and an asphalt mill and overlay; and

WHEREAS, additional funding is needed to complete the base bid and additive alternate which includes street improvements in front of Fire Station 1, located between Dawson and Nolan; and

WHEREAS, this Ordinance accepts the lowest responsive bid submitted by **Capital Excavation Co.** in the amount not to exceed $4,469,852.51 for the Cherry Street (Dawson Street to Milam Street) Project, and

WHEREAS, this is a one-time capital improvement expenditure in the amount of $4,469,852.51, of which $2,074,417.56 will be reimbursed by SAWS and $363,954.69 will be reimbursed by CPS; and

WHEREAS, funds are available from the 2012-2017 General Obligation Bond and are included in the FY 2015-2020 Capital Improvement Budget and a reallocation of $600,000.00 in savings from the 2012-2017 General Obligation Bond Program from the E. Commerce Project will be moved to the Cherry Street Project for a total project funding

amount of $3,236,000.00; **NOW THEREFORE,**

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

SECTION 1. The lowest responsive bid of **Capital Excavation Co.** in the amount not to exceed $4,469,852.51 for the Cherry Street (Dawson Street to Milam Street) 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 **Capital Excavation Co.**

SECTION 3. The following financial adjustments are hereby approved:

a) The budget in SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 40-00302, E. Commerce (N. Rio Grande to E. Houston), shall be revised by decreasing SAP WBS Element 40-00302-05-06 entitled Project Contingency, SAP GL account 5201140, by the amount of $600,000.00.

b) The budget in SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 40-00302, E. Commerce (N. Rio Grande to E. Houston), shall be revised by decreasing SAP WBS element 40-00302-90-01-12-02 entitled Transfer from GO-00256-01-01-18, SAP GL account 6101100, by the amount of $600,000.00.

c) The amount of $600,000.00 is reverted in SAP Fund 45905006, 2012 GO Drainage. Yr 2, SAP WBS GO-00256-01-01-18, SAP GL account 6102100 - Interfund Transfer out entitled Transfer to 40-00302-90-01-12-02. The amount of $600,000.00 is authorized to be transferred from SAP Fund 45099000

d) The amount of $600,000.00 is appropriated in SAP Fund Fund 45905006, 2012 GO Drainage. Yr 2, SAP WBS GO-00256-01-01-11, SAP GL account 6102100 - Interfund Transfer out entitled Transfer to 40-00293-90-01-12-02. The amount of $600,000.00 is authorized to be transferred to SAP Fund 45099000.

e) The budget in SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 40-00293, Cherry Street (Dawson St. to Milam St.), shall be revised by increasing SAP WBS element 40-00293-90-01-12-02 entitled Transfer from GO-00256-01-01-11, SAP GL account 6101100 - Interfund Transfer In, by the amount $600,000.00.

f) The amount up to $600,000.00 is appropriated in SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 40-00293, Cherry

Street (Dawson St. to Milam St.), SAP WBS Element 40-00293-05-02-01, entitled Construction-City, SAP GL Account 5201140.

g) Funds are authorized to be received from SAWS to SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 40-00293, Cherry Street (Dawson St. to Milam St.), and the budget shall be revised by increasing WBS element 40-00293-90-08, SAWS Contribution and SAP General Ledger 4502280, Contribution from other Agencies, in the amount of $2,074,417.56.

h) The amount of $1,332,750.79 is appropriated in SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 40-00293, Cherry Street (Dawson St. to Milam St.), SAP WBS Element 40-00293-05-02-03, Construction-SAWS Sewer and SAP General Ledger 5201245.

i) The amount of $578,814.58 is appropriated in SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 40-00293, Cherry Street (Dawson St. to Milam St.), SAP WBS Element 40-00293-05-02-04, Construction-SAWS Water and SAP General Ledger 5201245.

j) The amount of $162,852.19 is appropriated in SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 40-00293, Cherry Street (Dawson St. to Milam St.), SAP WBS Element 40-00293-05-02-05, Construction-SAWS Recycle and SAP General Ledger 5201245

k) Funds are authorized to be received from CPS Energy to SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 40-00293, Cherry Street (Dawson St. to Milam St.), and the budget shall be revised by increasing WBS element 40-00293-90-09, CPS Contribution and SAP General Ledger 4502280, Contribution from other Agencies, in the amount of $363,954.69.

l) The amount of $363,954.69 is appropriated in SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 40-00293, Cherry Street (Dawson St. to Milam St.), SAP WBS Element 40-00293-05-02-06, Construction-CPS Gas and SAP General Ledger 5201245.

m) Payment in the amount of $4,469,852.51 in SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 40-00293, Cherry Street (Dawson St. to Milam St.), is authorized to be encumbered and made payable to **Capital Excavation Co.,** 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 **9th** day of **April, 2015.**

M A Y O R
Ivy R. Taylor

ATTEST:

Leticia M. Vacek, City Clerk

APPROVED AS TO FORM:

for

Martha G. Sepeda, Acting City Attorney

Agenda Item:	**11**
Date:	04/09/2015
Time:	10:50:29 AM
Vote Type:	Motion to Approve
Description:	An Ordinance for the construction of Cherry Street (Dawson Street to Milam Street), a 2012-2017 General Obligation Bond funded Project, located in Council District 2, accepting the lowest responsive bid, including 1 additive alternate, and awarding a construction contract, in the amount of $4,469,852.51 to Capital Excavation Co., of which $2,074,417.56 will be reimbursed by San Antonio Water Systems and $363,954.69 will be reimbursed by CPS Energy and authorizing the reallocation of $600,000.00 from the 2012-2017 Bond funded project for E. Commerce Street to the Cherry Street Project.. [Peter Zanoni, Deputy City Manager; Mike Frisbie, Director Transportation & Capital Improvements Department]
Result:	Passed

Voter	Group	Not Present	Yea	Nay	Abstain	Motion	Second
Ivy R. Taylor	Mayor		x				
Roberto C. Trevino	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	