PW:gg
12/4/2014
Item No. 16.B.

AN ORDINANCE 2014-12-04-0952

**ACCEPTING THE LOWEST RESPONSIVE BID AND AWARDING THE ASPHALT OVERLAY TASK ORDER CONTRACT - PACKAGE 2, IN AN AMOUNT NOT TO EXCEED $2,093,722.20 TO CLARK CONSTRUCTION OF TEXAS, INC. OF THIS AMOUNT, $66,900.00 IS TO BE REIMBURSED BY SAN ANTONIO WATER SYSTEMS (SAWS) FOR NECESSARY ADJUSTMENTS TO ITS EXISTING INFRASTRUCTURE.**

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**WHEREAS**, during the FY 2015 Budget process, City Council approved $50 million to complete both in-house and contract street maintenance projects and of that amount, approximately $40 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 amount not to exceed $2,093,722.20 for the Asphalt Overlay Task Order Contract - Package 2; 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 $66,900.00; **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 amount not to exceed $2,093,722.20 for an Asphalt Overlay Task Order Contract - Package 2 in connection with the FY 2015 Street Maintenance 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.** A Task Order Contract is 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 2, has been awarded to **Clark Construction of Texas, Inc**. in the amount not to exceed $2,093,722.20 and is

authorized to be encumbered with a purchase order for construction services on street maintenance projects.

c) Funds in the amount of $66,900.00 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) 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 **4th** day of **December, 2014.**

Ivy R. Taylor

**M A Y O R**
**Ivy R. Taylor**

**ATTEST:**

Leticia M. Vacek

**Leticia M. Vacek, City Clerk**

**APPROVED AS TO FORM:**

for Frank L. Milton

**Martha G. Sepeda, Acting City Attorney**

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|---|---|
| **Agenda Item:** | **16B ( in consent vote: 4, 5, 6, 7, 8, 9, 11, 12, 13, 14, 15A, 15B, 16A, 16B, 16C, 16D, 16E, 17, 18, 19, 20, 21, 22A, 22B, 23, 24, 26, 27, 28, 30, 31, 33, 34 )** |
| **Date:** | 12/04/2014 |
| **Time:** | 09:28:18 AM |
| **Vote Type:** | Motion to Approve |
| **Description:** | An Ordinance accepting the lowest responsive bid and awarding a task order construction contract to Clark Construction of Texas, Inc. in an amount not to exceed $2,093,722.20, of which $66,900.00 is to be reimbursed by San Antonio Water Systems, for the construction of street maintenance projects located citywide, through the FY 2015 Asphalt Overlay Task Order Contract - Package 2. |
| **Result:** | Passed |

| Voter | Group | Not Present | Yea | Nay | Abstain | Motion | Second |
|---|---|---|---|---|---|---|---|
| Ivy R. Taylor | Mayor | | x | | | | |
| | District 1 | x | | | | | |
| Keith Toney | District 2 | | x | | | | |
| Rebecca Viagran | District 3 | x | | | | | |
| Rey Saldaña | District 4 | | x | | | | 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 | |