PW: gg
11/12/2015
Item No. 09.

AN ORDINANCE 2015-11-12-0938

ACCEPTING THE LOWEST RESPONSIVE BID AND AWARDING A CONSTRUCTION CONTRACT IN THE AMOUNT NOT TO EXCEED $7,362,272.00 TO TEXAS STERLING CONSTRUCTION FOR THE UTSA BOULEVARD (BABCOCK ROAD TO EDWARD XIMENES DRIVE) PROJECT, A 2007-2012 BOND SAVINGS AND FEDERALLY FUNDED PROJECT, LOCATED IN COUNCIL DISTRICT 8, OF THIS AMOUNT $447,371.00 WILL BE REIMBURSED BY SAN ANTONIO WATER SYSTEMS AND $293,476.00 WILL BE REIMBURSED BY CPS ENERGY.

* * * * *

WHEREAS, the City authorized $6,000,000.00 in 2007 Bond savings and Tax Notes in FY 2014 for the UTSA Boulevard (Babcock Road to Edward Ximenes Drive) Project; and

WHEREAS, this Project provides for the reconstruction of the roadway, sidewalks, curbs, a shared use path and drainage from Babcock Road to Edward Ximenes along UTSA Boulevard; and

WHEREAS, Ordinance 2013-10-17-0714 approved an Advanced Funding Agreement with the Texas Department of Transportation for the UTSA Boulevard (Babcock Road to Edward Ximenes Drive) Project; and

WHEREAS, this Ordinance accepts the lowest responsive bid submitted by **Texas Sterling Construction** in the amount not to exceed $7,362,272.00 for the UTSA Boulevard (Babcock Road to Edward Ximenes Drive); and

WHEREAS, of the total contract amount the City will be reimbursed $447,371.00 by San Antonio Water Systems and $293,476.00 will be reimbursed by CPS Energy; and

WHEREAS, this is a one-time capital improvement expenditure in the amount of $7,362,272.00, which funds are available from an Advanced Funding Agreement and from 2007 Bond savings in the UTSA Boulevard (Babcock Road to Edward Ximenes Drive) Project and are included in the FY 2016 - FY 2021 Capital Improvement Program; **NOW THEREFORE,**

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

SECTION 1. The lowest responsive bid of **Texas Sterling Construction** in the amount not to exceed $7,362,272.00 for the UTSA Boulevard (Babcock Road to Edward Ximenes Drive) 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 **Texas Sterling Construction.**

SECTION 3. The following financial adjustments are hereby approved:

a) Due to a Funding Agreement changes funds are authorized to be reduced from TXDOT in SAP Fund 40099000, Other Capital Projects, SAP Project Definition 40-00447, UTSA Blvd., and the budget shall be revised by decreasing WBS element 40-00447-90-06-01 entitled Transfer from I/O# 140000000184 (TXDot), SAP GL Account 6101100 - Interfund Transfer In, by the amount $3,598,921.26.

b) Funds are authorized to be received from SAWS to SAP Fund 40099000, Other Capital Projects, SAP Project Definition 40-00447, UTSA Blvd., and the budget shall be revised by increasing WBS element 40-00447-90-08, SAWS Contribution and SAP General Ledger 4502280, Contribution from other Agencies, in the amount of $447,371.00.

c) Funds are authorized to be received from CPS Energy to SAP Fund 40099000, Other Capital Projects, SAP Project Definition 40-00447, UTSA Blvd., and the budget shall be revised by increasing WBS element 40-00447-90-09, CPS Contribution and SAP General Ledger 4502280, Contribution from other Agencies, in the amount of $293,476.00.

d) The amount of $2,858,074.26 is appropriated in SAP Fund 40099000, Other Capital Projects, SAP Project Definition 40-00447, UTSA Blvd., and the budget shall be revised by increasing/decreasing SAP WBS Elements as follows:

WBS NO.	WBS NAME	G/L	G/L NAME	PLAN VERSION 0 REVISION/ Appropriation
40-00447-05-02-02	Construction-TxDOT	5201245	CP Othr-Constr Costs	-3,598,921.26
40-00447-05-02-03	Construction-SAWS Sewer	5201245	CP Othr-Constr Costs	31,800.00
40-00447-05-02-04	Construction-SAWS Water	5201245	CP Othr-Constr Costs	415,571.00
40-00447-05-02-06	Construction-CPS	5201245	CP Othr-Constr Costs	293,476.00
			Totals	-2,858,074.26

e) Payment in the amount not to exceed $7,362,272.00 in SAP Fund 40099000, Other Capital Projects, SAP Project Definition 40-00447, UTSA Blvd., is authorized to be encumbered and made payable **Texas Sterling Construction**, 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 **12th** day of **November, 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:	**9 (in consent vote: 6, 7, 8, 9, 10, 11, 12, 13, 15, 16, 18, 19, 21, 22, 24, 25A, 25B)**
Date:	11/12/2015
Time:	12:21:40 PM
Vote Type:	Motion to Approve
Description:	An Ordinance for the UTSA Boulevard (Babcock Road to Edward Ximenes Drive) Project, awarding a construction contract in the amount of $7,362,272.00 to Texas Sterling Construction of which $447,371.00 will be reimbursed by San Antonio Water System and $293,476.00 will be reimbursed by CPS Energy, a 2007-2012 Bond savings and federally funded project, located in Council District 8. [Peter Zanoni, Deputy City Manager; Mike Frisbie, Director, Transportation & Capital Improvements]
Result:	Passed

Voter	Group	Not Present	Yea	Nay	Abstain	Motion	Second
Ivy R. Taylor	Mayor		x				
Roberto C. Treviño	District 1		x				
Alan Warrick	District 2		x			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				x
Ron Nirenberg	District 8	x					
Joe Krier	District 9		x				
Michael Gallagher	District 10		x				