PW: gg
05-14-2014
Item No. 11.A.

AN ORDINANCE 2015-05-14-0408

ACCEPTING THE LOWEST RESPONSIVE BID AND AWARDING A CONSTRUCTION CONTRACT, INCLUDING AN ADDITIVE ALTERNATE IN THE AMOUNT NOT TO EXCEED $19,133,823.56 TO TEXAS STERLING CONSTRUCTION, FOR THE RAY ELLISON BOULEVARD FROM LOOP 410 TO OLD PEARSALL ROAD PROJECT, A 2012-2017 BOND FUNDED PROJECT, LOCATED IN COUNCIL DISTRICT 4, OF THIS AMOUNT $968,089.26 WILL BE REIMBURSED BY SAN ANTONIO WATER SYSTEMS AND $2,892,478.00 WILL BE REIMBURSED BY CPS ENERGY.

* * * * *

WHEREAS, the 2012-2017 Bond Program authorized $22,200,000 for funding of Ray Ellison Boulevard, from Loop 410 to Old Pearsall Road, and of this amount $15,273,256.30 will be used for construction with the balance of the Project funds to be used for design services, environmental services, advertising, property acquisition and project management; and

WHEREAS this Project provides for reconstruction and widening of approximately two miles of Ray Ellison Boulevard, from Loop 410 to Old Pearsall Road, to four travel lanes with curbs (flush and raised), 6-foot sidewalks, 5-foot bicycle lanes, driveway approaches, various Low Impact Development features, underground drainage and traffic signal improvements; and

WHEREAS, this Project includes an additive alternate will include 800-ft underground drainage improvements along Walnut Valley from just north of Gold Valley to Ray Ellison; and

WHEREAS, this Ordinance accepts the lowest responsive bid including one additive alternate submitted by **Texas Sterling Construction** in the amount not to exceed $19,133,823.56 for the Ray Ellison Boulevard from Loop 410 to Old Pearsall Road Project, and

WHEREAS, of the total contract amount the City will be reimbursed $968,089.26 by San Antonio Water Systems and $2,892,478.00 will be reimbursed by CPS Energy; and

WHEREAS, this is a one-time capital improvement expenditure in the amount of $19,133,823.56 for which funds are available from the 2012-2017 General Obligations Bonds and are included in the FY 2015 - 2020 Capital Improvements Program Budget, of this amount; **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 $19,133,823.56 for the Ray Ellison Boulevard from Loop 410 to Old Pearsall Road 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 **Texas Sterling Construction.**

SECTION 3. The following financial adjustments are hereby approved:

a) Funds are authorized to be received from SAWS to SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 40-00312, Ray Ellison Blvd (410 to Old Pearsall Rd), and the budget shall be revised by increasing WBS element 40-00312-90-08, SAWS Contribution and SAP General Ledger 4502280, Contribution from other Agencies, in the amount of $968,089.26.

b) The amount of $153,146.16 is appropriated in SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 40-00312, Ray Ellison Blvd (410 to Old Pearsall Rd), SAP WBS Element 40-00312-05-02-03, Construction-SAWS Sewer and SAP General Ledger 5201245.

c) The amount of $814,943.10 is appropriated in SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 40-00312, Ray Ellison Blvd (410 to Old Pearsall Rd), SAP WBS Element 40-00312-05-02-04, Construction-SAWS Water and SAP General Ledger 5201245

d) Funds are authorized to be received from CPS Energy to SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 40-00312, Ray Ellison Blvd (410 to Old Pearsall Rd), and the budget shall be revised by increasing WBS element 40-00312-90-09, CPS Contribution and SAP General Ledger 4502280, Contribution from other Agencies, in the amount of $2,892,478.00.

e) The amount of $2,892,478.00 is appropriated in SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 40-00312, Ray Ellison Blvd (410 to Old Pearsall Rd), SAP WBS Element 40-00312-05-02-06, Construction-CPS Gas and SAP General Ledger 5201245.

f) Payment in the amount of $19,133,823.56 in SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 40-00312, Ray Ellison Blvd (410 to Old Pearsall Rd), is authorized to be encumbered and made payable to **Texas Sterling Construction**, for construction services. Payments for services are contingent upon the availability of funds and the sale of future City of San Antonio, General Obligation Bonds in accordance with the adopted capital budget. Payment is limited to the amounts budgeted in the Operating and/or Capital Budget funding sources identified. All expenditures

will comply with approved operating and/or capital budgets for current and future fiscal years.

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 **14th** day of **May , 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:	**11A (in consent vote: 11A, 11B)**
Date:	05/14/2015
Time:	09:44:19 AM
Vote Type:	Motion to Approve
Description:	An Ordinance for the construction of Ray Ellison Boulevard, from Loop 410 to Old Pearsall Road, accepting the lowest responsive bid and awarding a construction contract in the amount of $19,133,823.56, to Texas Sterling Construction, with $968,089.26 being reimbursed by San Antonio Water Systems for its work and $2,892,478.00 being reimbursed by CPS Energy a 2012-2017; a Bond-funded Project, located in Council District 4.
Result:	Passed

Voter	Group	Not Present	Yea	Nay	Abstain	Motion	Second
Ivy R. Taylor	Mayor		x				
Roberto C. Trevino	District 1		x				
Alan Warrick	District 2		x				
Rebecca Viagran	District 3		x				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				