

AN ORDINANCE

97233

ACCEPTING THE LOW, QUALIFIED BID IN THE AMOUNT OF \$1,647,779.60 FROM CLARK CONSTRUCTION COMPANY, INC. IN CONNECTION WITH THE MICRO-SURFACE - 2003 STREET MAINTENANCE PROJECT; AUTHORIZING THE EXECUTION OF A CONSTRUCTION CONTRACT; AUTHORIZING \$164,777.96 FOR MISCELLANEOUS CONSTRUCTION CONTINGENCY EXPENSES; AUTHORIZING \$750.00 FOR ADVERTISING EXPENSES AND \$500.00 FOR PRINTING AND REPRODUCTION EXPENSES; APPROVING FIELD ALTERATION NO. 1 IN THE AMOUNT OF \$64,513.00; FOR AN OVERALL TOTAL OF \$1,878,320.56; APPROPRIATING FUNDS; PROVIDING FOR PAYMENT; AND PROVIDING FOR THE IMMEDIATE EFFECTIVE DATE UPON APPROVAL OF EIGHT (8) AFFIRMATIVE VOTES.

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WHEREAS, streets were identified, within the City of San Antonio, as needing the application of a micro-surface treatment to provide for a smoother and safer vehicle-riding surface, in connection with the Micro-Surface-2003 Street Maintenance Project; and

WHEREAS, the construction documents were advertised and three (3) bidders responded; and

WHEREAS, J.D. Ramming Paving failed to complete the required forms as stated in the Standard Instructions to bidders and their bid is therefore non-responsive; and

WHEREAS, the low, responsible bidder is Clark Construction Company, Inc. for amount of \$1,647,779.60; and

WHEREAS, Field Alteration No. 1 to said contract in the amount of \$64,513.00 provides for the increase in quantities expended due to scope modifications, to compensate for increased pavement repair and expansive soil effects resulting in additional milling and will improve the quality of work to be performed; and

WHEREAS, approval of this Ordinance will be a continuation of City Council policy to provide Street maintenance budgeted for FY 2002-2003; **NOW THEREFORE**,

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

SECTION 1. The low, qualified bid from Clark Construction Company, Inc. for the amount of \$1,647,779.60 to perform the Micro-Surface 2003 Street Maintenance Project is hereby accepted. Attachment I attached hereto and incorporated herein for all purposes identifies specific streets, total square yards, center lane mileage, and costs, in connection with the Project. A copy of the bid proposal is attached hereto and incorporated herein for all purposes as Attachment II. The City Manager, or her designee is hereby authorized to execute a standard form construction contract for the Micro-Surface 2003 Street Maintenance Project in

substantially the same form as Attachment III attached hereto and incorporated herein for all purposes. 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 sixty days from the effective date hereof, whichever occurs first.

SECTION 2. Field Alteration No. 1 to the construction contract with Clark Construction Company, Inc. in the amount of \$64,513.00 in connection with the Micro-Surface 2003 Street Maintenance Project is hereby approved. A copy of Field Alteration No. 1 is attached hereto and incorporated herein for all purposes as Attachment IV.

SECTION 3. The budget in Fund 29-014000, Streets/Drainage Maintenance and Improvement Fund, shall be revised by reducing index code 913517, entitled Current Year Appropriations, in the amount of \$1,878,320.56.

SECTION 4. The budget in Fund 29-014000, Streets/Drainage Maintenance and Improvement Fund, shall be revised by increasing index code 953349, entitled Transfer to 40-002033, in the amount of \$1,878,320.56. The amount of \$1,878,320.56 is authorized to be transferred from Fund 29-014000 to Fund 40-002033.

SECTION 5. The budget in Fund 40-002033, Street Improvements, shall be revised by increasing Index Code 198192, entitled Transfer from 29-014000 (40-002033), in the amount of \$1,878,320.56.

SECTION 6. The amount of \$1,647,447.60 is appropriated in Fund 40-002033, Street Improvements, in index code 759589, entitled Construction Contract, and is authorized to be encumbered and made payable to Clark Construction Company, Inc., in connection with the Micro Surface 2003 Street Maintenance Project.

SECTION 7. The amount of \$229,290.96 is appropriated in Fund 40-002033, Street Improvements, in index code 759597, entitled Construction Contingency, and is authorized to be encumbered and made payable for Contingency Expenses, in connection with the Micro Surface 2003 Street Maintenance Project.

SECTION 8. The budget and encumbrance in Fund 40-002033, Street Improvements, shall be revised in the amount of \$64,513.00 by transferring said amount from the Construction Contingency, in Index Code 759597 to the Construction Contract, in Index Code 759589, and is authorized to be made payable to Clark Construction Company Inc., for Field Alteration No. 1, in connection with the Micro Surface 2003 Street Maintenance Project.

SECTION 9. The amount of \$750.00 is appropriated in Fund 40-002033, Street Improvements, in index code 759605, entitled advertising expense, and is authorized to be encumbered and made payable for advertising expenses, in connection with the Micro Surface 2003 Street Maintenance Project.

SECTION 10. The amount of \$500.00 is appropriated in Fund 40-002033, Street Improvements, in index code 759613, entitled printing and reproduction expenses, and is authorized to be

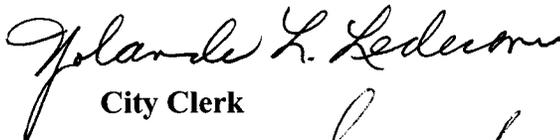
encumbered and made payable for printing and reproduction expenses, in connection with the Micro Surface 2003 Street Maintenance Project.

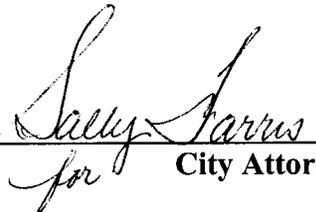
SECTION 11. The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director may, subject to concurrence by the City Manager or the City Manager's designee, correct allocation to specific index codes and fund numbers as necessary to carry out the purpose of this Ordinance.

SECTION 8. This ordinance shall be immediately effective if passed by at least eight votes. Otherwise, it shall be effective on the 2nd day of March, 2003.

PASSED AND APPROVED this 20th day of February, 2003.


M A Y O R
EDWARD D. GARZA

ATTEST: 
City Clerk

APPROVED AS TO FORM: 
for City Attorney