

AN ORDINANCE

**9 8 9 2 1**

**ACCEPTING THE LOW RESPONSIVE BID IN THE AMOUNT OF \$1,118,322.50 FROM CLARK CONSTRUCTION OF TEXAS, LTD., IN CONNECTION WITH THE MICRO-SURFACE – 2004 STREET MAINTENANCE PROJECT; AUTHORIZING THE EXECUTION OF A CONSTRUCTION CONTRACT; AUTHORIZING \$55,916.13 FOR MISCELLANEOUS CONSTRUCTION CONTINGENCY EXPENSES; AUTHORIZING \$750.00 FOR ADVERTISING EXPENSES; AUTHORIZING \$500.00 FOR PRINTING AND REPRODUCTION EXPENSES; AUTHORIZING \$22,366.45 FOR CONSULTANT MATERIAL TESTING; AUTHORIZING \$53,476.19 FOR REIMBURSEMENT OF CITY FORCES FOR TRAFFIC MARKINGS, VIDEO IMAGE VEHICLE DETECTION SYSTEM AND OTHER TRAFFIC IMPROVEMENTS, FOR A TOTAL AMOUNT OF \$1,251,331.27; APPROPRIATING FUNDS; PROVIDING FOR PAYMENT; AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE UPON PASSAGE BY EIGHT VOTES.**

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

**SECTION 1.** The low, responsive bid of **Clark Construction of Texas, Ltd.**, in the amount of \$1,118,322.50 in connection with the Micro-Surface 2004 Street Maintenance 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 sixty days from the effective date hereof, whichever occurs first. A copy of the proposal is attached hereto as **Attachment I**. The amount of \$55,916.13 for miscellaneous construction contingency expenses; \$750.00 for advertising; \$500.00 for printing and reproductions; \$22,366.45 for consultant material testing and \$53,476.19 for reimbursement of city forces for traffic markings, VIVDS and other traffic improvements are hereby authorized.

**SECTION 2.** The City Manager, an Assistant City Manager, or an Assistant to the City Manager, is hereby authorized to execute a standard form contract covering said project; a copy which is in substantially the same form as **Attachment II** is incorporated herein for all purposes.

**SECTION 3.** The following financial adjustments area hereby authorized to effect this Ordinance:

- a) The budget in Fund No. 29-014000, Streets/Drainage Maintenance and Improvement Fund, shall be revised by reducing Index Code 913517, entitled "Current Year Appropriations", in the amount of \$1,251,331.27.
- b) The amount of \$1,251,331.27 is appropriated in Fund No. 29-014000, Streets/Drainage Maintenance and Improvement Fund, in Index Code 942433, entitled "Transfer to 40-002201 Micro Surface 2004". The amount of \$1,251,331.27 is authorized to be transferred from fund 29-014000 to fund 40-002201.
- c) The budget in Fund No. 40-002201, Other Capital Projects, Street Improvements, shall be revised by increasing Index Code 138529, entitled Transfer From 29-014000, by the amount of \$1,251,331.27.
- d) The amount of \$1,118,322.50 is appropriated in Fund No. 40-002201, Other Capital Projects, Street Improvements, in Index Code 676973, entitled "Construction Contract", and is authorized to be encumbered and made payable to **Clark Construction of Texas, Ltd.**, for construction in connection with the Micro-Surface – 2004 Street Maintenance Project.

- e) The amount of \$55,916.13 is appropriated in Fund No. 40-002201, Other Capital Projects, Street Improvements, in Index Code 676981, entitled "Miscellaneous Construction Contingency", and is authorized to be encumbered and made payable for miscellaneous construction contingency expenses, in connection with the Micro-Surface – 2004 Street Maintenance Project.
- f) The amount of \$750.00 is appropriated in Fund No. 40-002201, Other Capital Projects, Street Improvements, in Index Code 677005, entitled "Advertising", and is authorized to be encumbered and made payable for advertising expenses, in connection with the Micro-Surface – 2004 Street Maintenance Project.
- g) The amount of \$500.00 is appropriated in Fund No. 40-002201, Other Capital Projects, Street Improvements, in Index Code 677070, entitled "Printing and Reproduction", and is authorized to be encumbered and made payable for printing and reproduction expenses, in connection with the Micro-Surface – 2004 Street Maintenance Project.
- h) The amount of \$22,366.45 is appropriated in Fund No. 40-002201, Other Capital Projects, Street Improvements, in Index Code 677112, entitled "Consultant Material Testing", and is authorized to be encumbered and made payable for consultant material testing expenses, in connection with the Micro-Surface – 2004 Street Maintenance Project.
- i) The amount of \$53,476.19 is appropriated in Fund No. 40-002201, Other Capital Projects, Street Improvements, in Index Code 677120, entitled "City Forces", and is authorized to be encumbered and made payable to City Forces, in connection with the Micro-Surface – 2004 Street Maintenance Project.

**SECTION 4.** 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.

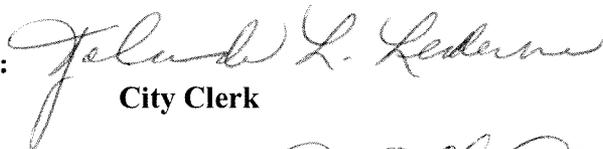
**SECTION 5.** This ordinance shall be effective immediately if it receives eight affirmative votes. Otherwise, it shall be effective on the 14th day of March 2004.

**PASSED AND APPROVED** this 4th day of March, 2004.



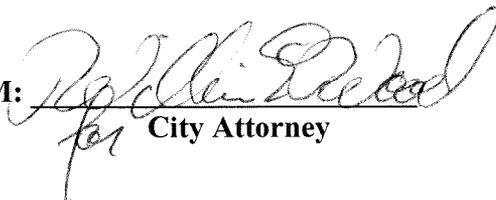
M A Y O R  
EDWARD D. GARZA

ATTEST:



City Clerk

APPROVED AS TO FORM:



for City Attorney