

AN ORDINANCE **100454**

ACCEPTING THE SINGLE SOURCE OFFER SUBMITTED BY ASBURY ENVIRONMENTAL SERVICES TO PROVIDE THE CITY OF SAN ANTONIO PUBLIC WORKS DEPARTMENT STORM WATER DIVISION WITH INSTALLATION OF AUTOMATIC STORM WATER CURB INLET PROTECTORS FOR A TOTAL COST OF \$68,600.00 FROM GRANT FUNDS.

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WHEREAS, an offer was submitted by Asbury Environmental Services, a sole source supplier, to provide the City of San Antonio ("City") Public Works Department Storm Water Division with installation of automatic storm water curb inlet protectors for a total of \$68,600.00; and

WHEREAS, this equipment is required to upgrade the City's storm water system to prevent the intrusion of waste materials into storm drains; and

WHEREAS, the Texas Local Government Code indicates that competitive bidding is not required under section 252.022(a)(7)(A) which provides for any items that are available only from a sole source of supply; **NOW THEREFORE**:

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

SECTION 1. The offer submitted by Asbury Environmental Services to provide the City of San Antonio Public Works Department Storm Water Division with installation of automatic storm water curb inlet protectors for a total \$68,600.00 is hereby accepted, subject to and contingent upon the deposit of all required bonds, performance deposits and insurance certificates. All other bids will be considered rejected upon the successful bidder's completion of all conditions precedent to award or the expiration of sixty days from the effective date hereof, whichever occurs first. A copy of the offer is attached hereto and incorporated herein for all purposes as Attachment A.

SECTION 2. Funding in the amount of \$68,600.00 is approved for purchase of automatic storm water curb inlet protectors for various sites within the city from Fund No. 26008000, Internal Order No. 123000000328, entitled "Medina Maintenance and Wildflower program".

SECTION 3. Payment in the amount of \$68,600.00 will be encumbered and made payable to Asbury Environmental Services upon issuance of a purchase order from Fund No. 26008000, Internal Order No. 123000000328, GL Account No. 551010, entitled "Streets and Bridges" for above said project.

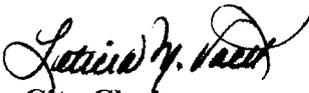
SECTION 4. The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director of Finance may, subject to concurrence by the Interim City Manager or the Interim City Manager's designee, correct allocation to specific SAP Fund Numbers and Internal orders as necessary to carry out the purpose of this Ordinance.

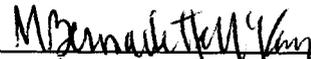
SECTION 5. This ordinance shall take effect March 6, 2005.

PASSED AND APPROVED this 24th day of February, 2005.



M A Y O R

ATTEST: 
City Clerk

APPROVED AS TO FORM: 
for City Attorney