

AN ORDINANCE **101839**

ACCEPTING THE LOWEST RESPONSIVE BID, APPROPRIATING FUNDS, AND AWARDING A CONSTRUCTION CONTRACT IN THE AMOUNT OF \$1,163,066.34 PAYABLE TO SAN ANTONIO CONSTRUCTORS, LTD. (SBE), AUTHORIZING \$88,019.03 FOR PROJECT CONTINGENCY, \$67,774.65 FOR CAPITAL ADMINISTRATION COSTS, AND \$2,000.00 FOR ADVERTISING EXPENSES, FOR A TOTAL AMOUNT OF \$1,320,860.02, \$282,876.02 OF WHICH TO BE REIMBURSED BY SAN ANTONIO WATER SYSTEM, IN CONNECTION WITH THE DUKE AREA STREETS PHASE 1 PROJECT, AN AUTHORIZED 2003-2007 GENERAL OBLIGATION STREET IMPROVEMENT BOND FUNDED PROJECT LOCATED IN DISTRICT 7.

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WHEREAS, bids were submitted in connection with the Duke Area Streets Phase I Project located in Council District 7; and

WHEREAS, this ordinance accepts the lowest responsive bid submitted by **San Antonio Constructors, Ltd.** in the amount of \$1,163,066.34 for the Duke Area Streets Phase I Project; and

WHEREAS, said project provides for reconstruction of Wake Forrest from Stonegate to General McMullen, Marquette from Stonegate to Wake Forrest, and Varsity from Bandera to Wake Forrest to a 30-foot width roadway; and

WHEREAS, the San Antonio Water System Board will reimburse the City for \$282,876.02 of the cost of relocation/replacement of their sanitary sewer and water facilities associated with this project; and

WHEREAS, approval of this ordinance will be a continuation of City Council policy to complete previously approved 2003-2007 General Obligation Street Improvement Bond funded capital improvement projects, **NOW THEREFORE**;

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

SECTION 1. The lowest responsive bid of **San Antonio Constructors, Ltd.** in the amount of \$1,163,066.34 in connection with the Duke Area Streets Phase I 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**.

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 are hereby approved:

- a) The amount of \$899,984.00 is appropriated in fund 45801000, 2003 General Obligation Drainage Improvement Bonds, WBS GO-00044-01-01-64 GL account 6102100 – Interfund Transfer out entitled Transfer to 23-00136-90-05. The amount of \$899,984.00 is authorized to be transferred to fund 45099000.
- b) The budget in fund 45099000, Project Definition 23-00136, Duke Area Streets Phase I, shall be revised by increasing WBS element 23-00136-90-05, entitled TRF FR WBS GO-00044-01-01-64, GL account 6101100 – Interfund Transfer In, by the amount of \$899,984.00.
- c) The budget in Project Definition 23-00966, Fay/St. Joseph – Creighton to New Laredo Hwy Phase II, WBS 23-00966-05-03 is authorized to be reduced by \$27,984.00.
- d) This ordinance is also a declaration of the City’s official intent to reimburse itself for the proceeds derived from the sale of the City of San Antonio, Certificates of Obligation, Series 2006 for any authorized expenditures from any lawfully available funds of the City. The following appropriations are contingent upon the sale of the City of San Antonio Certificates of Obligation series 2006 Bonds, for Project Definition 23-00136, Duke Area Streets Phase I.
- e) The amount of \$880,190.32 is appropriated in Fund 45099000, Project Definition 23-00136, Duke Area Streets Phase I, WBS element 23-00136-05-02-01 is authorized to be encumbered and made payable to **San Antonio Constructors, Ltd.**
- f) The amount of \$14,501.00 is appropriated in Fund 45099000, Project Definition 23-00136, Duke Area Streets Phase I, WBS element 23-00136-05-02-02-01 is authorized to be encumbered and made payable to **San Antonio Constructors, Ltd.**
- g) The amount of \$268,375.02 is appropriated in Fund 45099000, Project Definition 23-00136, Duke Area Streets Phase I, WBS element 23-00136-05-02-02-02 is authorized to be encumbered and made payable to **San Antonio Constructors, Ltd.**
- h) The amount of \$88,019.03 is appropriated in Fund 45099000, Project Definition 23-00136, Duke Area Streets Phase I, WBS element 23-00136-05-06 is authorized to be encumbered and made payable for project contingencies.
- i) The amount of \$67,774.65 is appropriated in Fund 45099000, Project Definition 23-00136, Duke Area Streets Phase I, WBS element 23-00136-05-04 is authorized to be encumbered and made payable for capital program administrative costs.
- j) The amount of \$2,000.00 is appropriated in Fund 45099000, Project Definition 23-00136, Duke Area Streets Phase I, WBS element 23-00136-05-04 is authorized to be encumbered and made payable for advertising expenses.

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 allocation 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 take effect on the 25th day of December, 2005.

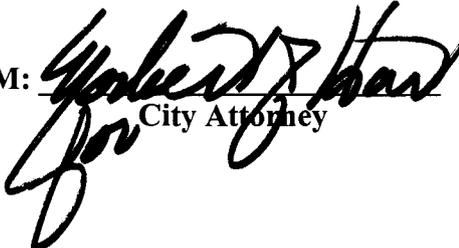
PASSED AND APPROVED this 15th day of December, 2005.



M A Y O R

PHIL HARDBERGER

ATTEST: 
City Clerk

APPROVED AS TO FORM: 
City Attorney