

AN ORDINANCE 2006-04-20-0492

ACCEPTING THE LOWEST RESPONSIVE BID AND AUTHORIZING A CONSTRUCTION CONTRACT WITH TEXAS-STERLING CONSTRUCTION, L.P., IN CONNECTION WITH THE GOLIAD ROAD-PECAN VALLEY TO MILITARY PHASE I PROJECT LOCATED IN DISTRICT 3, AND AMENDING A PROFESSIONAL SERVICES AGREEMENT IN THE AMOUNT \$70,487.09 FOR ENGINEERING SERVICES TO DON DURDEN, INC. DBA CIVIL ENGINEERING CONSULTANTS; AND APPROPRIATING A TOTAL AMOUNT OF \$5,706,936.96 OF WHICH \$351,946.06 WILL BE REIMBURSED BY SAN ANTONIO WATER SYSTEM AND \$98,524.00 WILL BE REIMBURSED BY CPS ENERGY FROM 1994 GENERAL OBLIGATION DRAINAGE BOND & STORM WATER REVENUE BOND FUNDS.

* * * * *

WHEREAS, bids were submitted in connection with the Goliad Road-Pecan Valley to Military Phase I Project located in District 3; and

WHEREAS, this Ordinance accepts the lowest responsive bid submitted by **Texas-Sterling Construction, L.P.** in the amount of \$4,823,445.16 for the Goliad Road-Pecan Valley to Military Phase I Project and authorizes \$437,297.50 for Project Contingency, \$314,977.46 for Capital Administration Costs, \$2,000.00 for Advertising expenses, \$15,000.00 for Environmental Costs and \$43,729.75 for Material Testing; and

WHEREAS, said project provides for reconstruction of Goliad Road from Pecan Valley to Military Drive to include sidewalks, curbs, driveway approaches, a 4-lane street section and an underground storm system to improve drainage on Goliad Road; and

WHEREAS, this ordinance also amends a professional services contract with Don Durden, Inc., dba Civil Engineering Consultants in the amount of \$70,487.09 for additional engineering services; and

WHEREAS, the San Antonio Water System Board will reimburse the City \$351,946.06 for sewer and water work and CPS Energy will reimburse the City for \$98,524.00 of the cost for gas line replacement associated with this Project; and

WHEREAS, approval of this Ordinance will be a continuation of Council policy to complete previously approved 1994-1999 General Obligation Drainage 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 **Texas-Sterling Construction, L.P.** in the amount of \$4,823,445.16 in connection with Goliad Road-Pecan Valley to Military 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 ninety (90) days from the effective date hereof, whichever occurs first.

SECTION 2. The City Manager or her designee is hereby authorized to execute a standard form contract covering said Project in substantially the same form as the City's Standard Form Contract for Construction Contracts.

SECTION 3. The professional services contract between the City of San Antonio and Don Durden, Inc., dba Civil Engineering Consultants originally authorized by Ordinance 81854 approved March 16, 1995, is hereby amended to provide additional engineering services. Funds in an amount of \$70,487.09 payable to Don Durden, Inc., dba Civil Engineering Consultants are hereby authorized.

SECTION 4. The following financial adjustments are hereby approved:

- a) The amount of \$621,000.00 is appropriated in fund 45467000, 1994 General Obligation Drain Bonds - 1998, WBS GO-00016-01-01-24 GL account 6102100 – Interfund Transfer out entitled Transfer to 23-00669-90-04. The amount of \$621,000.00 is authorized to be transferred to fund 45099000.

The budget in fund 45099000, Project Definition 23-00669, Goliad (Pecan Valley to Military Drive) Phase I, shall be revised by increasing WBS element 23-00669-90-04 entitled Trf Fr GO-00016-01-01-24, GL account 6101100 – Interfund Transfer In, by the amount of \$621,000.00.

- b) The amount of \$626,000.00 is appropriated in fund 45468000, 1994 General Obligation Drain Bonds – 1998A, WBS GO-00017-01-01-33 GL account 6102100 – Interfund Transfer out entitled Transfer to 23-00669-90-05. The amount of \$626,000.00 is authorized to be transferred to fund 45099000.

The budget in fund 45099000, Project Definition 23-00669, Goliad (Pecan Valley to Military Drive) Phase I, shall be revised by increasing WBS element 23-00669-90-05 entitled Trf Fr GO-00017-01-01-33, GL account 6101100 – Interfund Transfer In, by the amount of \$626,000.00.

- c) The amount of \$908,000.00 is appropriated in fund 45460000, 1994 General Obligation Drain Bonds - 2000, WBS GO-00014-01-01-43 GL account 6102100 – Interfund Transfer out entitled Transfer to 23-00669-90-01. The amount of \$908,000.00 is authorized to be transferred to fund 45099000.

The budget in fund 45099000, Project Definition 23-00669, Goliad (Pecan Valley to Military Drive) Phase I, shall be revised by increasing WBS element 23-00669-90-01 entitled Trf Fr GO-00014-01-01-43, GL account 6101100 – Interfund Transfer In, by the amount of \$908,000.00.

- d) The amount of \$2,185,466.90 is appropriated in fund 48003000, 2003 Stormwater Revenue Bonds, WBS RB-00078-01-01-64 GL account 6102100 – Interfund Transfer out entitled Transfer to 23-00669-90-02. The amount of \$2,185,466.90 is authorized to be transferred to fund 45099000.

The budget in fund 45099000, Project Definition 23-00669, Goliad (Pecan Valley to Military Drive) Phase I, shall be revised by increasing WBS element 23-00669-90-02

entitled Trf Fr RB-00078-01-01-64, GL account 6101100 – Interfund Transfer In, by the amount of \$2,185,466.90.

- e) The amount of \$130,000.00 is appropriated in fund 45306000, Drain Improvement Bonds, WBS GO-00007-01-01-49 GL account 6102100 – Interfund Transfer out entitled Transfer to 23-00669-90-07. The amount of \$130,000.00 is authorized to be transferred to fund 45099000.

The budget in fund 45099000, Project Definition 23-00669, Goliad (Pecan Valley to Military Drive) Phase I, shall be revised by increasing WBS element 23-00669-90-07 entitled Trf Fr GO-00007-01-01-49, GL account 6101100 – Interfund Transfer In, by the amount of \$130,000.00.

- f) The amount of \$86,000.00 is appropriated in fund 45316000, 1983 Drain Improvement Bonds Sold 1983, WBS GO-00008-01-01-10 GL account 6102100 – Interfund Transfer out entitled Transfer to 23-00669-90-08. The amount of \$86,000.00 is authorized to be transferred to fund 45099000.

The budget in fund 45099000, Project Definition 23-00669, Goliad (Pecan Valley to Military Drive) Phase I, shall be revised by increasing WBS element 23-00669-90-08 entitled Trf Fr GO-00008-01-01-10, GL account 6101100 – Interfund Transfer In, by the amount of \$86,000.00.

- g) The amount of \$1,000.00 is appropriated in fund 45336000, 1983 Drain Improvement Bonds Sold 1993, WBS GO-00009-01-01-11 GL account 6102100 – Interfund Transfer out entitled Transfer to 23-00669-90-09. The amount of \$1,000.00 is authorized to be transferred to fund 45099000.

The budget in fund 45099000, Project Definition 23-00669, Goliad (Pecan Valley to Military Drive) Phase I, shall be revised by increasing WBS element 23-00669-90-09 entitled Trf Fr GO-00009-01-01-11, GL account 6101100 – Interfund Transfer In, by the amount of \$1,000.00.

- h) The amount of \$518,000.00 is appropriated in fund 45506000, 1985 General Obligation Drain and Flood Bonds, WBS GO-00029-01-01-62 GL account 6102100 – Interfund Transfer out entitled Transfer to 23-00669-90-10. The amount of \$518,000.00 is authorized to be transferred to fund 45099000.

The budget in fund 45099000, Project Definition 23-00669, Goliad (Pecan Valley to Military Drive) Phase I, shall be revised by increasing WBS element 23-00669-90-10 entitled Trf Fr GO-00029-01-01-62, GL account 6101100 – Interfund Transfer In, by the amount of \$518,000.00.

- i) The amount of \$181,000.00 is appropriated in fund 29070000, Stormwater Operating Fund, I/O# 390000000350, GL account 6102100 – Interfund Transfer out entitled Transfer to 23-00669-90-12. The amount of \$181,000.00 is authorized to be transferred to fund 45099000.

The budget in fund 45099000, Project Definition 23-00669, Goliad (Pecan Valley to Military Drive) Phase I, shall be revised by increasing WBS element 23-00669-90-12 entitled Trf Fr I/O# 390000000350, GL account 6101100 – Interfund Transfer In, by the amount of \$181,000.00.

- j) Funds are authorized to be received from SAWS-Sewer, to fund 45099000, Project Definition 23-00669, Goliad (Pecan Valley to Military Drive) Phase I, shall be revised by increasing WBS element 23-00669-90-13, entitled SAWS Reimbursement, SAP GL Account 4502280 – Contribution from other Agencies, by the amount of \$146,426.80.
- k) Funds are authorized to be received from SAWS-Water, to fund 45099000, Project Definition 23-00669, Goliad (Pecan Valley to Military Drive) Phase I, shall be revised by increasing WBS element 23-00669-90-13, entitled SAWS Reimbursement, SAP GL Account 4502280 – Contribution from other Agencies, by the amount of \$205,519.26.
- l) Funds are authorized to be received from CPS, to fund 45099000, Project Definition 23-00669, Goliad (Pecan Valley to Military Drive) Phase I, shall be revised by increasing WBS element 23-00669-90-14, entitled CPS Reimbursement, SAP GL Account 4502280 – Contribution from other Agencies, by the amount of \$98,524.00.
- m) The amount of \$4,372,975.10 is appropriated in Fund 45099000, Project Definition 23-00669, Goliad (Pecan Valley to Military Drive) Phase I, WBS element 23-00669-05-02-01, entitled City Construction, G/L Acct 5201140 and is authorized to be encumbered and made payable to **Texas-Sterling Construction, L.P.**
- n) The amount of \$146,426.80 is appropriated in Fund 45099000, Project Definition 23-00669, Goliad (Pecan Valley to Military Drive) Phase I, WBS element 23-00669-02-02-01, entitled SAWS Sewer, G/L Acct 5201140 and is authorized to be encumbered and made payable to **Texas-Sterling Construction, L.P.**
- o) The amount of \$205,519.26 is appropriated in Fund 45099000, Project Definition 23-00669, Goliad (Pecan Valley to Military Drive) Phase I, WBS element 23-00669-02-02-02, entitled SAWS Water, G/L Acct 5201140 and is authorized to be encumbered and made payable to **Texas-Sterling Construction, L.P.**
- p) The amount of \$98,524.00 is appropriated in Fund 45099000, Project Definition 23-00669, Goliad (Pecan Valley to Military Drive) Phase I, WBS element 23-00669-05-02-03, entitled CPS Gas, G/L Acct 5201140 and is authorized to be encumbered and made payable to **Texas-Sterling Construction, L.P.**
- q) The budget in Fund 45099000, Project Definition 23-00669, Goliad (Pecan Valley to Military Drive) Phase I, shall be revised by increasing WBS element 23-00669-05-06, entitled Project Contingency, G/L Acct 5201140, in the amount of \$437,297.50.
- r) The budget in Fund 45099000, Project Definition 23-00669, Goliad (Pecan Valley to Military Drive) Phase I, shall be revised by increasing WBS element 23-00669-05-04, entitled Construction Capital Admin Costs, G/L Acct 5402010, in the amount of \$310,043.36.

- s) The budget in Fund 45099000, Project Definition 23-00669, Goliad (Pecan Valley to Military Drive) Phase I, shall be revised by increasing WBS element 23-00669-01-04, entitled Design Capital Admin Costs, G/L Acct 5402010, in the amount of \$4,934.10.
- t) The budget in Fund 45099000, Project Definition 23-00669, Goliad (Pecan Valley to Military Drive) Phase I, shall be revised by increasing WBS element 23-00669-05-01, entitled Advertising, G/L Acct 5201150, in the amount of \$2,000.00.
- u) The budget in Fund 45099000, Project Definition 23-00669, Goliad (Pecan Valley to Military Drive) Phase I, shall be revised by increasing WBS element 23-00669-04-02, entitled Environmental Costs, G/L Acct 5201040, in the amount of \$15,000.00.
- v) The budget in Fund 45099000, Project Definition 23-00669, Goliad (Pecan Valley to Military Drive) Phase I, shall be revised by increasing WBS element 23-00669-05-02, entitled Material Testing, G/L Acct 5201140, in the amount of \$43,729.75.
- w) The amount of \$70,487.09 is appropriated in Fund 45099000, Project Definition 23-00669, Goliad (Pecan Valley to Military Drive) Phase I, WBS element 23-00669-01-02, entitled Engineering Construction Services, G/L Acct 5201170 and is authorized to be encumbered and made payable to **Don Durden, Inc. d/b/a Civil Engineering Consultants(CEC)**.

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 30th day of April, 2006.

PASSED AND APPROVED this 20th day of April, 2006.



M A Y O R

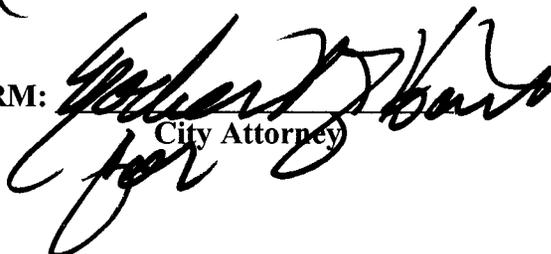
PHIL HARDBERGER

ATTEST:



City Clerk

APPROVED AS TO FORM:



City Attorney