

AN ORDINANCE 2006-06-01-0638

APPROVING A TOTAL OF \$1,774,306.10, TO INCLUDE AWARDING A \$1,517,819.10 CONTRACT WITH E-Z BEL CONSTRUCTION, LTD., OF WHICH \$159,306.10 WILL BE FUNDED BY SAN ANTONIO WATER SYSTEM, FOR RECONSTRUCTION OF AN UNDERGROUND DRAINAGE SYSTEM AND IMPROVEMENT OF AN EXISTING CHANNEL OUTFALL FROM ASHBY PLACE TO WOODLAWN AVENUE ALONG UNION PACIFIC RAILROAD RIGHT OF WAY, IN CONNECTION WITH THE SAN PEDRO/HUISACHE AREA DRAINAGE PHASE I PROJECT IN DISTRICT 1; AND APPROPRIATING FUNDS FROM 2003 GENERAL OBLIGATION DRAINAGE IMPROVEMENT BOND AND COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS.

* * * * *

WHEREAS, the City Council has approved the San Pedro/Huisache Area Drainage Phase I Project (the "Project"), located in District 1, as part of the 2003 General Obligation Drainage Improvement Bond Program and the Community Development Block Grant (CDBG) Program; and

WHEREAS, the Project consists of reconstruction of an underground drainage system from Ashby Place to Woodlawn Avenue along the Union Pacific Railroad (UPRR) right-of-way, improvement of the existing channel outfall parallel to the railroad tracks, and incidental street reconstruction; and

WHEREAS, in order to commence performance of such work, it is necessary to accept the lowest, responsive bid of E-Z Bel Construction, Ltd.; **NOW THEREFORE:**

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

SECTION 1. The lowest, responsive bid of E-Z Bel Construction, Ltd. in the amount of \$1,517,819.10 for performance of the above described work in connection with the San Pedro/Huisache Area Drainage Phase I Project is hereby accepted. The City Manager or, in her stead, a Deputy City Manager, an Assistant City Manager, an Assistant to the City Manager or the Director of the Public Works Department is hereby authorized to execute a standard form public works construction contract for the job. A copy of the contractor's bid is affixed hereto and incorporated herein as Attachment I. All other bids received in connection with the San Pedro/Huisache Area Drainage Phase I Project are rejected upon the occurrence of either the execution of a contract by the lowest, responsive bidder and deposit of all required bonds and insurance certificates, or the expiration of sixty (60) days from the effective date of this Ordinance, whichever occurs first.

SECTION 2. Fund Number 45099000 entitled "General Obligation Capital Projects," is hereby designated for use in the accounting for the fiscal transaction of this Project.

SECTION 3. The Fiscal Impact sheet set out in Attachment II is hereby approved and adopted for entry in the City Books.

SECTION 4. The sum of \$1,517,819.10 is hereby appropriated in the above designated fund and payment is authorized to E-Z Bel Construction, Ltd.

SECTION 5. 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 23-00159, San Pedro/Huisache Area Drainage Phase I Project.

SECTION 6. The City hereby acknowledges and accepts the commitment of the San Antonio Water System (SAWS) to pay for the cost of sewer and water work as necessitated in connection with the performance of this Project, and for the cost of any additional work which may be required. SAWS shall make payment to the City for the costs set forth in Attachment II, such costs totaling \$159,306.10. For any additional work which may be required, SAWS has manifested its intent to pay its portion. The City is hereby authorized to collect from SAWS payment for any additional costs of such nature and the project budget is hereby authorized to be revised to so reflect. SAWS shall provide a copy of its resolution to the City's Department of Public Works upon approval of this Project. The Director of Public Works is hereby authorized to bill SAWS for the cost of sewer and water work as necessitated in connection with the performance of this Project and for any cost overruns required to complete the aforesaid SAWS sewer and water works construction. Collections from SAWS shall be forwarded to the Director of Finance and deposited in Project Number 45-099000. The budget of Project Number 45-099000 is hereby authorized to be supplemented in the amount of the sum required to complete the cost of sewer and water work as necessitated in connection with the performance of this Project, if such additional work is required, and the construction contract herein awarded amended in accordance with the City's field alteration procedure, administratively, or by ordinance, as applicable.

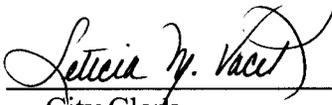
SECTION 7. Funds are authorized to be received from SAWS to Fund Number 45099000, and Project Definition 23-00159, shall be revised by increasing WBS Element 23-00159-05-90-02 entitled SAWS Contribution, GL Account #4502280 – Contribution from other Agencies, by the amount of \$159,306.10.

SECTION 8. 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 allocations 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, SAP GL Account Numbers as necessary to carry out the purpose of this Ordinance.

SECTION 9. This Ordinance shall become effective on and after the 11th day of June, 2006.

PASSED AND APPROVED this 1st day of June, 2006.


MAYOR
PHIL HARDBERGER

ATTEST: 
City Clerk

APPROVED AS TO FORM: 
for City Attorney

BID SUMMARY SHEET

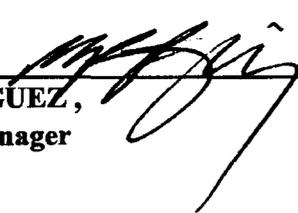
City of San Antonio Texas

Project Name: San Pedro/Huisache Area Drainage Project, Phase I



Total - Base Bid	\$	1,358,513.00
Total - SAWS Sewer Base Bid No. 04-5520	\$	136,206.10
Total - SAWS Water Base Bid No. 04-5020	\$	23,100.00
Total Base Bid	\$	1,517,819.10
Total - Additive Alternate No. 1- Additions	\$	211,373.00
Total - Additive Alternate No.1-SAWS Water Bid	\$	18,016.00
Total - Additive Alternate No. 1- Deductions	\$	(55,351.00)
Grand Total Alternate No.1+ Deducts	\$	1,691,857.10

E-Z Bel Construction, LTD
 811 El Monte Blvd.
 San Antonio, TX 78201
 Phone: (210)736-6595 Fax: (210)735-1842
 mrrodriguez@ezbel.com



 M.R. RODRIGUEZ,
 President / Manager

March 8, 2006

Date

CITY OF SAN ANTONIO

Request for Ordinance / Resolution Fiscal Impact

SAP FINANCIAL IMPACT Project Name: SAN PEDRO / HUISACHE AREA DRAINAGE PH I
 Project Fund #: 45-099000
 Council Date: 6/1/2006
 Council Item #: 13

REVENUE TRANSFERS OUT

FUND NO. OR INTERNAL ORDER NO.	FUND NAME OR INTERNAL ORDER NAME	G/L	G/L NAME	CURRENT PLAN VERSION 0 (Optional)	PLAN VERSION 0 REVISION/ Appropriation	REVISED PLAN VERSION 0 (Optional)
GO-00045-01-01-18	2003 Drainage Bonds	6102100	Interfund Tr Out	\$0.00	\$1,341,000.00	\$1,341,000.00
CO-20069-01-01-04 131000001201	2006 Certificates of Obligation CDBG	6102100	Interfund Tr Out	\$0.00	\$239,000.00	\$239,000.00
	SAWS Water	4502280	Contr Other Agency	\$0.00	\$35,000.00	\$35,000.00
	SAWS Sewer	4502280	Contr Other Agency	\$0.00	\$23,100.00	\$23,100.00
			TOTALS	\$0.00	\$136,206.10	\$136,206.10
				\$0.00	\$1,774,306.10	\$1,774,306.10

REVENUE TRANSFERS IN (Optional)

WBS NO.	WBS NAME	G/L	G/L NAME	CURRENT PLAN VERSION 0 (Optional)	PLAN VERSION 0 REVISION (Optional)	REVISED PLAN VERSION 0 (Optional)
23-00159-05-90-01	Tr fr IO 131000001201	6101100	Interfund Tr In		\$35,000.00	\$35,000.00
23-00159-05-90-02	Tr fr SAWS	6101100	Interfund Tr In		\$159,306.10	\$159,306.10
23-00159-05-90-03	Tr fr GO-00045-01-01-18	6101100	Interfund Tr In		\$1,341,000.00	\$1,341,000.00
23-00159-05-90-06	Tr fr CO-20069-01-01-04	6101100	Interfund Tr In		\$239,000.00	\$239,000.00
			TOTALS	\$0.00	\$1,774,306.10	\$1,774,306.10

EXPENDITURES

WBS NO.	WBS NAME	G/L	G/L NAME	CURRENT PLAN VERSION 0 (Optional)	PLAN VERSION 0 REVISION/ Appropriation	REVISED PLAN VERSION 0 (Optional)
23-00159-05-02-01	City Construction	5201140	Construction Costs	\$0.00	\$1,358,513.00	\$1,358,513.00
23-00159-05-02-02-01	SAWS Construction Sewer	5201140	Construction Costs	\$0.00	\$136,206.10	\$136,206.10
23-00159-05-02-02-02	SAWS Construction Water	5201140	Construction Costs	\$0.00	\$23,100.00	\$23,100.00
23-00159-05-02-01	City Construction Material Testing	5201040	Fees to Prof Contractors	\$0.00	\$14,030.20	\$14,030.20
23-00159-05-06	Project Contingency	5201140	Construction Costs	\$0.00	\$135,851.30	\$135,851.30
23-00159-05-04	Construction Capital Administration	5402010	Capital Program Admin Costs	\$0.00	\$104,605.50	\$104,605.50
23-00159-05-01	Advertise	5201150	Advertising Costs	\$0.00	\$2,000.00	\$2,000.00
			TOTALS	\$0.00	\$1,774,306.10	\$1,774,306.10

Comments: This is a one time capital improvement expenditure. Funds in the amount of \$1,376,000.00 are included in the project's FY06-FY11 Capital Improvement Program Budget. Funds in the amount of \$1,341,000.00 are available from 2003 Drainage Improvement Bonds and \$35,000.00 are available from Community Development Block Grants. Funds in the amount of \$252,140.06 are not included in the project's FY06-FY11 Capital Improvement Program Budget and are available from 2006 Certificates of Obligation. Funds in the amount of \$159,306.10 are available from SAWS. This item represents a portion of a total estimated City project cost of \$1,779,790.00. The 2003 G.O. Drainage Improvement Bond Original Budget was \$1,500,000.00 with a subsequent budget approval of \$279,790.00 for a total approved budget-to-date of \$1,779,790.00.

Prepared by: Carlos S. Castaneda
 Dept: Public Works
 Ext: 8065

Date prepared: 4-11-06

Submitted Date:

Date received by Finance:

Finance updated by:

Date submitted back to Dept:

Agenda item #14

**CITY OF SAN ANTONIO
PUBLIC WORKS DEPARTMENT
CITY COUNCIL AGENDA MEMORANDUM**

TO: Sheryl Sculley, City Manager
FROM: Thomas G. Wendorf, P.E., Director of Public Works
SUBJECT: San Pedro/ Huisache Area Drainage Phase 1
DATE: June 1, 2006

SUMMARY AND RECOMMENDATIONS

An ordinance accepting the lowest responsive bid, appropriating funds, and awarding a construction contract in the amount of \$1,517,819.10 payable to E-Z Bel Construction, Ltd., authorizes \$135,851.30 for Project Contingency, authorizes \$104,605.50 for Capital Administration Cost, authorizes \$14,030.20 for Material Testing, and \$2,000.00 for Advertising Expenses, for a total ordinance amount of \$1,774,306.10 in connection with the San Pedro/ Huisache Area Drainage Phase 1 project, an authorized 2003 General Obligation Drainage Improvement Bond project funded from General Obligations of the City and located in Council District 1. Of the \$1,774,306.10 amount \$159,306.10 will be reimbursed by San Antonio Water System (SAWS).

Staff recommends the approval of this ordinance.

BACKGROUND INFORMATION

This is the first phase of a multi-phase project. This phase will provide for the reconstruction of an underground drainage system from Ashby Place to Woodlawn Ave along UPRR right-of-way. In addition, the project will improve the existing channel outfall parallel to the railroad tracks. Incidental street reconstruction will occur where the drainage construction crosses existing streets. Project construction is anticipated to begin in June 2006 and to be completed by February 2007.

This project was advertised for construction bids in the Commercial Recorder, the San Antonio Informer, and La Prensa in February 2006. In addition, the bid announcement was made on TVSA, through the Small Business Economic Development Advocacy (SBEDA) Office and Dodge Report. Plans were also available for review by potential bidders at the office of CDS/Muery Services located at 3411 Magic Drive, San Antonio, Texas 78229. Bids for this project were opened on March 19, 2006 and three (3) firms responded. Of these E-Z Bel Construction, Ltd., submitted the lowest responsive bid. E-Z Bel Construction, Ltd., currently has seven (7) active contracts with the City in the amount of \$17,668,104.00. A matrix of the bid outcome is included herein as Attachment 2.

The Economic Development Department has reviewed and approved the Good Faith Effort Plan submitted by E-Z Bel Construction, Ltd., and the contractor has committed that 95.34% of the work

provided under this contract shall be completed by a MBE firm. The Memorandum from the Economic Development Department is included herein as Attachment 3.

POLICY ANALYSIS

Approval of this ordinance will be a continuation of City Council policy to complete previously approved 2003 General Obligation Drainage Improvement Bond and Community Development Block Grant (CDBG) funded projects.

FISCAL IMPACT

This is a one-time capital improvement expenditure in the amount of \$1,774,306.10. Funds in the amount of \$1,341,000.00 are available from 2003 General Obligation Drainage Bond funds, \$239,000.00 are available from Certificates of Obligation, \$35,000.00 are available from CDBG and \$159,306.10 will be reimbursed by SAWS.

Budgeted funds for this project as included in the FY06-11 Capital Improvement Program Budget total \$1,376,000.00. Funds in the amount of \$239,000.00 are not included in the Capital Budget and are being funded with 2006 Certificates of Obligation as addressed to City Council on the April 19, 2006 memorandum regarding Capital Improvement Program Project Cost-Forecast Analysis and Recommendation.

Funds are to be appropriated and payable as follows:

\$ 1,517,819.10	payable to E-Z Bel Construction, Ltd. for construction services
\$ 14,030.20	for Material Testing
\$ 135,851.30	for Project Contingency
\$ 104,605.50	for Capital Administrative Cost
\$ 2,000.00	for Advertising Expenses

This ordinance is also a declaration of the City's official intent to reimburse itself from 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 appropriations above are contingent upon the sale of the City of San Antonio, Certificates of Obligation, Series 2006 for the San Pedro/Huisache Area Drainage Phase I project.

COORDINATION

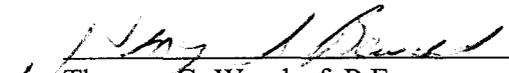
This request for ordinance has been coordinated with the Office of Management and Budget and the Finance Department.

SUPPLEMENTARY COMMENTS

This construction contract was developed utilizing the formal competitive bid process; therefore, a Discretionary Contracts Disclosure Form is not required.

ATTACHMENTS

1. Project Map
2. Bid Tab
3. Memo from the Economic Development Department dated April 11, 2006.


Thomas G. Wendorf, P.E.
Director of Public Works


Jelynn LeBlanc Burley
Deputy City Manager

City of San Antonio
 Economic Development Department
 Interdepartmental Memorandum

TO: Polo Cervantes, Engineer, Public Works Department

FROM: Manuel Longoria, Jr., Assistant Director, Economic Development Department

COPIES: Yvette Ozuniga; Anita Uribe Martin; File

SUBJECT: Good Faith Effort Compliance for the Public Works Capital Improvement Project:
SAN PEDRO/HUISACHE AREA DRAINAGE PROJECT, PHASE I.

DATE: April 11, 2006

We have reviewed the Good Faith Effort Plan for the Public Works Capital Improvement Project: **SAN PEDRO/HUISACHE AREA DRAINAGE PROJECT, PHASE I.** The apparent low bidder has submitted contract amounts, which are reflected in the accurate percentages below.

<u>Total Project Cost</u>					
\$1,358,513					
FIRM	CERTIFIED	MBE	WBE	AABE	GFEP
E-Z BEL CONSTRUCTION, LTD.	YES (S/M)	95.34% (1,295,213)	0% (\$0)	0%	APPROVED

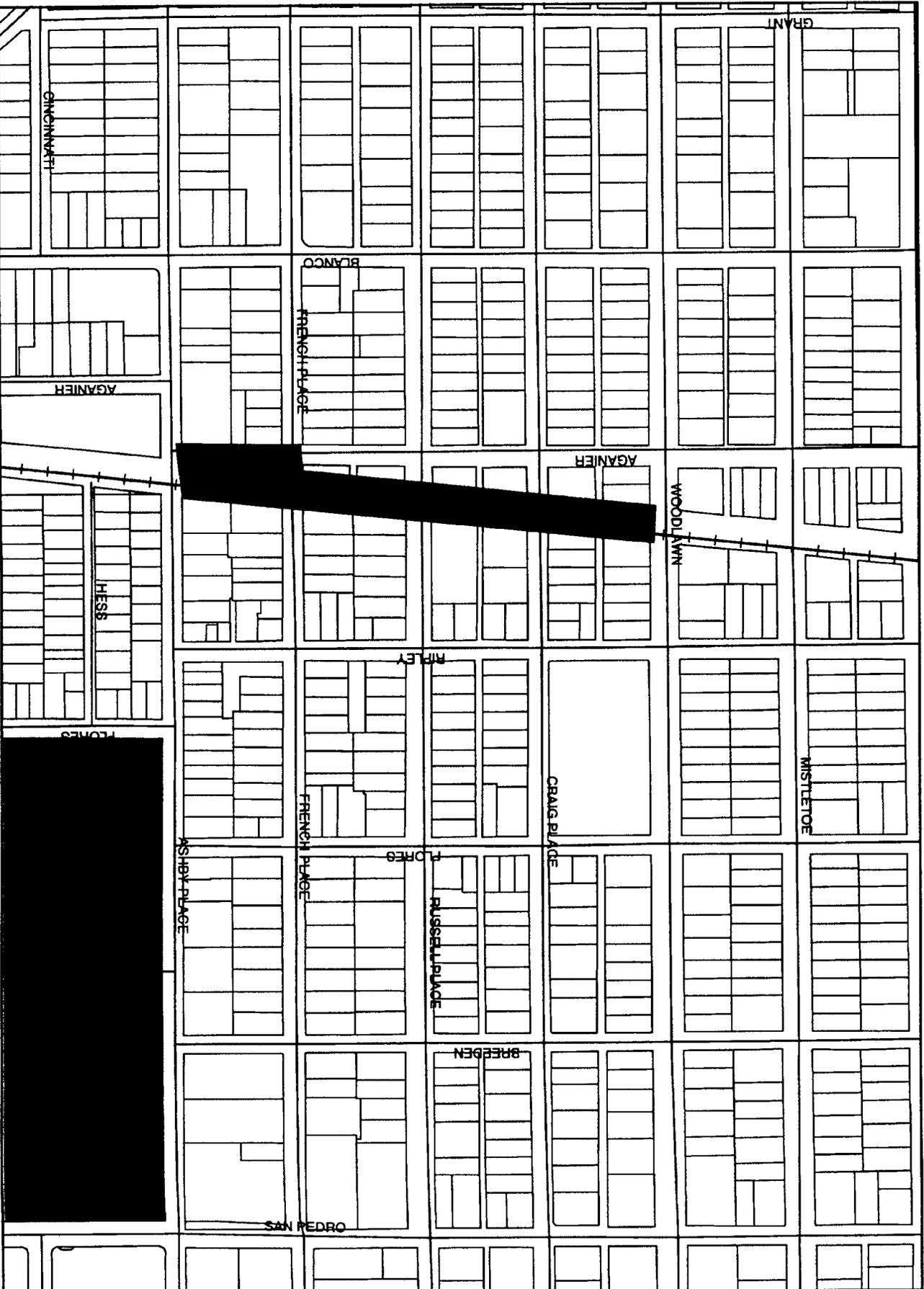
If there are any questions, please feel free to contact Anita Uribe Martin at (210) 207-3900.



 Manuel Longoria, Jr.
 Assistant Director
 Economic Development Department



SAN PEDRO/HUISACHE AREA DRAINAGE PHASE I



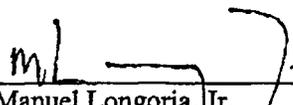
**City of San Antonio
Economic Development Department
Interdepartmental Memorandum**

TO: Polo Cervantes, Engineer, Public Works Department
FROM: Manuel Longoria, Jr., Assistant Director, Economic Development Department
COPIES: Yvette Ozuniga; Anita Uribe Martin; File
SUBJECT: Good Faith Effort Compliance for the Public Works Capital Improvement Project:
SAN PEDRO/HUISACHE AREA DRAINAGE PROJECT, PHASE I.
DATE: April 11, 2006

We have reviewed the Good Faith Effort Plan for the Public Works Capital Improvement Project: **SAN PEDRO/HUISACHE AREA DRAINAGE PROJECT, PHASE I.** The apparent low bidder has submitted contract amounts, which are reflected in the accurate percentages below.

Total Project Cost					
\$1,358,513					
FIRM	CERTIFIED	MBE	WBE	AABE	GFEP
E-Z BEL CONSTRUCTION, LTD.	YES (S/M)	95.34% (1,295,213)	0% (\$0)	0%	APPROVED

If there are any questions, please feel free to contact Anita Uribe Martin at (210) 207-3900.


Manuel Longoria, Jr.
Assistant Director
Economic Development Department

ML/ma

DO NOT TYPE IN THIS SPACE		CITY OF SAN ANTONIO	Request For Ordinance/Resolution	Consent <input type="checkbox"/> Individual <input type="checkbox"/> Item No. _____ Ord. No. _____
Approval				
Finance	Budget			
Legal	Coordinator			

Date: May 17, 2006	Department: Public Works	Contact Person/Phone #: Kent Hickingbottom/ 207-7887
Date Council Consideration Requested June 1, 2006	Deadline for Action: ASAP	Dept. Head Signature <i>[Signature]</i>

SUMMARY OF ORDINANCE

San Pedro/ Huisache Area Drainage Phase 1

An ordinance accepting the lowest responsive bid, appropriating funds, and awarding a construction contract in the amount of \$1,517,819.10 payable to E-Z Bel Construction, Ltd., authorizes \$135,851.30 for Project Contingency, authorizes \$104,605.50 for Capital Administration Cost, authorizes \$14,030.20 for Material Testing, and \$2,000.00 for Advertising Expenses, for a total ordinance amount of \$1,774,306.10 in connection with the San Pedro/ Huisache Area Drainage Phase 1 project, an authorized 2003 General Obligation Drainage Improvement Bond and Community Development Block Grant (CDBG) funded project located in Council District 1. Of the \$1,774,306.10 amount \$159,306.10 will be funded by San Antonio Water System (SAWS).

Staff recommends approval of this ordinance.

Council Memorandum Must be Attached To Original

Other Depts., Boards, Committees Involved (please specify):
The Finance Department and the Office of Management and Budget.

Contract signed by other party: Yes No

FISCAL DATA (If Applicable) See Attached Fiscal Data Sheet

Amount Expended		Funds/Staffing Budgeted Yes <input type="checkbox"/> No <input type="checkbox"/>	
Fund	SAP GL Account	Positions Currently Authorized Yes <input type="checkbox"/> No <input type="checkbox"/>	
*Cost Center		Impact on future O & M	
*Internal Order No.	*WBS (Capital Proj.)	If positions added, specify Class and Job No.	
* <i>(Fill out only the field that is appropriate to your council action.)</i>			
Comments:		Please submit 3 copies with your original	
Public Works Department Staff Review:			
Fiscal Planning Manager:		Division Head:	
City Engineer:		Executive Assistant:	

RFC # 20
 Did not put any laws