

THIS IS A PROPOSED DRAFT AND WILL BE REPLACED BY THE FINAL, SIGNED ORDINANCE OR RESOLUTION ADOPTED BY THE CITY COUNCIL.

ORDINANCE

AWARDING A CONSTRUCTION CONTRACT TO JERDON ENTERPRISE, L.P. IN THE AMOUNT OF \$999,222.22 FOR A CITYWIDE BIKE & PEDESTRIAN MOBILITY IMPROVEMENTS PROJECT LOCATED AT FREDERICKSBURG ROAD (IH-10 TO BALCONES HEIGHTS) IN COUNCIL DISTRICT 1. FUNDING IS AVAILABLE IN THE REIMBURSABLE AMOUNT OF \$799,377.78 FROM TEXAS DEPARTMENT OF TRANSPORTATION FEDERAL FUNDS AND \$199,844.44 FROM 2017 GENERAL OBLIGATION BOND FUNDS INCLUDED IN THE FY 2024 – FY 2029 CAPITAL IMPROVEMENTS PROGRAM

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WHEREAS, the Citywide Bike & Pedestrian Mobility Improvements project was selected for funding through the Alamo Area Metropolitan Planning Organization (AAMPO) Statewide Transportation Improvement Program (TIP) for 2021 - 2024 to increase pedestrian safety along Fredericksburg Road, and the City manages Local Agency Managed projects but receives federal funds administered through TxDOT, which are paid to TxDOT by the City are for costs associated with the administrative oversight of the federal funds; and

WHEREAS, the Citywide Bike & Pedestrian Mobility Improvements project will construct a retaining wall at Cool Crest Miniature Golf Course and sidewalks to replace and fill gaps along Fredericksburg Road from IH-10 to Key Street. The City of San Antonio will design and construct the improvements leveraging funding from TxDOT; and

WHEREAS, this project was advertised for construction bids on July 21, 2023, and four (4) bids were received and opened on August 25, 2023, and of these, the lowest and second bidders were deemed non-responsive due to not meeting the project's minimum requirements, thereby making Jerdon Enterprise, L.P. the lowest responsive bidder; and

WHEREAS, due to the utilization of federal dollars, the Disadvantaged Business Enterprise (DBE) program of the State of Texas was utilized in place of the Small Business Economic Development Advocacy (SBEDA) Program, and the DBE goal for this project is 0%, which Jerdon Enterprise, L.P. has committed to meeting; and

WHEREAS, this vendor has acknowledged to comply with the Heat Illness Prevention Ordinance, approved on August 31, 2023 through Ordinance #2023-08-31-0585; and

WHEREAS, construction is anticipated to begin in December 2023 and is estimated to be completed in Spring 2024; and

WHEREAS, this ordinance accepts the lowest responsive bid and awards a construction contract to Jerdon Enterprise, L.P. in the amount of \$999,222.22, of which \$799,377,78 will be funded by the Texas Department of Transportation (TxDOT) for the Citywide Bike & Pedestrian Mobility Improvements project, located at Fredericksburg Road (IH-10 to Balcones Heights) in Council District 1; **NOW THEREFORE:**

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

SECTION 1. The City Manager or designee, or the Director of the Public Works Department or designee, is authorized to execute a construction contract with Jerdon Enterprise, L.P. in the amount of \$999,222.22 for the Citywide Bike & Pedestrian Mobility Improvements project, located at Fredericksburg Road (IH-10 to Balcones Heights).

SECTION 2. Payment not to exceed \$999,222.22 is authorized to be encumbered with purchase orders and made payable to Jerdon Enterprise, L.P. Payment is in support of Project 23-01571 District 1 Pedestrian Mobilit & Streets using WBS 23-01571-09-05-02-01 with GL 5201140. Funding is provided by GO Bonds, Tax Notes, and TXDOT and is in the FY24-FY29 CIP Budget.

Payment is limited to the amounts budgeted in the Operating and/or Capital Budget funding sources identified. All expenditures will comply with approved operating and/or capital budgets for current and future fiscal years.

SECTION 3. The financial allocations in this Ordinance are subject to approval by the Deputy Chief Financial Officer, City of San Antonio. The Deputy Chief Financial Officer may, subject to concurrence by the City Manager or the City Manager's designee, correct allocations to specific Fund Numbers, Project Definitions, WBS Elements, Internal Orders, Fund Centers, Cost Centers, Functional Areas, Funds Reservation Document Numbers, and GL Accounts as necessary to carry out the purpose of this Ordinance.

SECTION 4. This Ordinance is effective immediately upon the receipt of eight affirmative votes; otherwise, it is effective ten days after passage.

PASSED AND APPROVED this 30th day of November, 2023.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Debbie Racca-Sittre, City Clerk

Andrew Segovia, City Attorney

DAH
11/30/2023
Item No.

DRAFT