

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

ORDINANCE

**AWARDING THE 2024 NON-SERVICE ALLEY IMPROVEMENTS
TASK ORDER CONTRACT PACKAGE B TO PLATINUM PAVING
LLC IN AN AMOUNT NOT TO EXCEED \$1,895,979.60. FUNDS IN
THE AMOUNT OF \$100,000 ARE AVAILABLE FROM THE
GENERAL FUND INCLUDED IN THE FY 2024 – FY 2029 CAPITAL
IMPROVEMENT PROGRAM AND \$1,795,979.60 WILL BE
AVAILABLE FROM THE GENERAL FUND CONTINGENT UPON
THE APPROVAL OF THE FY 2025 PROPOSED BUDGET**

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WHEREAS, non-service alleys are those alleys that do not receive collection services from the Solid Waste Management Department; and

WHEREAS, per Chapters 14 and 35 of the Unified Development Code (UDC), the non-service alleys are the responsibility of the property owner to maintain; however, many of these alleys are neglected in the form of overgrown vegetation and rutting, resulting in drainage and ponding issues in these alleys; and

WHEREAS, as part of the FY 2024 Adopted Budget, \$1.35 million was approved and as part of the proposed FY 2025 Budget, City Council will be considering the approval of an increase in the amount of \$2.65 million to continue a three-year plan to develop a maintenance schedule for non-service alleys with no utilities, which will address non-service alleys without utilities that have debris, need repairs, and are overgrown; and

WHEREAS, task order contracts are utilized for small construction projects to allow for the timely execution of work. These contracts are bid out with an estimated quantity of work, and unit prices are established by the bidding contractor for the duration of the contract. Bid item quantities may vary from the estimated bid amount as long as the contract does not exceed the awarded amount. The City makes no minimum guarantee about the volume of work; and

WHEREAS, this task order contract will be used to construct improvements associated with non-service alleys, which may include regrading, leveling, clearing, or implementing asphalt, sidewalks, driveway approaches, concrete curbs, striping, signs, utility repairs, and adjustments, as necessary to complete non-service alley projects; and

WHEREAS, this project was advertised for construction bids on June 12, 2024, and three (3) bids were received and opened on July 9, 2024, of which Platinum Paving LLC, submitted the lowest responsive bid; and

WHEREAS, this contract will be awarded in compliance with the Small Business Economic Development Advocacy (SBEDA) Program, which requires contracts be reviewed by a Goal Setting Committee to establish a requirement and/or incentive unique to the particular contract in an effort to maximize the amount of small, minority, and women-owned business participation on the contract. The Goal Setting Committee set a 10% Minority and/or Women-Oriented Business Enterprise (M/WBE) subcontracting goal and a 2% African American Business Enterprise (AABE) subcontracting goal. Platinum Paving LLC has committed to meeting the subcontractor participation goals; and

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

WHEREAS, this ordinance accepting the lowest responsive bid and awarding the 2024 Non-Service Alley Improvements Task Order Contract Package B to Platinum Paving LLC in an amount not to exceed \$1,895,979.60. Funds in the amount of \$100,000 are available from the General Fund included in the FY 2024 – FY 2029 Capital Improvement Program and \$1,795,979.60 will be available from the General Fund contingent upon the approval of the FY 2025 Adopted Budget; **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 award the 2024 Non-Service Alley Improvements Task Order Contract Package B to Platinum Paving LLC in an amount not to exceed \$1,895,979.60. Funds in the amount of \$100,000 are available from the General Fund included in the FY 2024 – FY 2029 Capital Improvement Program and \$1,795,979.60 will be available from the General Fund contingent upon the approval of the FY 2025 Adopted Budget.

SECTION 2. Funds in the amount of \$100,000.00 are available in Fund 40099000, Project 23-04118, WBS Element 23-04118-05-02-01 and GL Account 5201140 for non-service alley improvements.

SECTION 3. Funds in the amount of \$1,795,979.60 are contingent upon City Council approval of the FY 2025 Budget in Fund 40099000, Project 23-04176, WBS Element 23-04176-05-02-01 and GL Account 5201140 for non-service alley improvements.

SECTION 4. Payment not to exceed \$1,895,979.60 is authorized to be encumbered with a purchase order and made payable to Platinum Paving LLC. Payment is in support of various non-service alley improvements located citywide. Funding is provided by the General Fund and is included in the FY 2024 – FY 2029 CIP Budget and contingent upon City Council approval of the FY 2025 Budget.

SECTION 5. 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,

DAH
9/19/2024
Item No.

Functional Areas, Funds Reservation Document Numbers, and GL Accounts as necessary to carry out the purpose of this Ordinance.

SECTION 6. This Ordinance is effective immediately upon the receipt of eight affirmative votes; otherwise, it is effective ten days after passage.

PASSED AND APPROVED this 19th day of September, 2024.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Debbie Racca-Sittre, City Clerk

Andrew Segovia, City Attorney