

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

ORDINANCE

**APPROVING AWARDING THE 2024 PAVEMENT PRESERVATION
PACKAGE 10 – BASE REPAIR TASK ORDER CONTRACT TO J &
P PAVING CO., INC., IN AN AMOUNT NOT TO EXCEED
\$2,791,427.35 OF WHICH \$20,375.00 WILL BE REIMBURSED BY
SAN ANTONIO WATER SYSTEM AND \$4,950.00 WILL BE
REIMBURSED BY CPS ENERGY FOR NECESSARY
ADJUSTMENTS TO THEIR EXISTING INFRASTRUCTURE.
FUNDS ARE AVAILABLE FROM THE GENERAL FUND AND THE
ADVANCED TRANSPORTATION DISTRICT FUND INCLUDED IN
THE FY 2024 – FY 2029 CAPITAL IMPROVEMENTS PROGRAM**

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WHEREAS, as part of the FY 2024 Budget, adopted on September 14, 2023, City Council approved a \$116 million budget for the Street Maintenance Program (SMP), of which total \$102 million is allocated based on 100% street condition per City Council District and \$14 million funded in the 2022 Bond Program is allocated based on 50% street network size and 50% street condition per City Council District; and

WHEREAS, this ordinance authorizes one contract for FY 2024 totaling \$2,791,427.35 for the construction of street maintenance projects; and

WHEREAS, this project was advertised for construction bids on July 26, 2023, and four (4) bids were received and opened on September 1, 2023, of which J&P Paving Co., Inc., 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 to maximize the amount of small, minority and women-owned business participation on the contract. The Goal Setting Committee set a 17% Minority/Women Business Enterprise (M/WBE) subcontracting goal. J&P Paving Co., Inc. has committed to meeting the subcontractor participation goal; 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, as part of the Department's continuing efforts to expedite project delivery and complete infrastructure projects, the task order contract will enable Public Works to execute multiple projects delivered through the Street Maintenance Program (SMP); and

WHEREAS, the 2024 Pavement Preservation Package 10 – Base Repair Task Order Contract will be used to complete micro-surface projects and any other required work for the completion of the SMP Pavement Preservation projects located throughout the City; and

WHEREAS, this ordinance accepts the lowest responsive bid and awards the 2024 Pavement Preservation Package 10 – Base Repair Task Order Contract to J & P Paving Co., Inc., in an amount not to exceed \$2,791,427.35 of which \$25,325.00 will be reimbursed by San Antonio Water System (SAWS) and City Public Service (CPS) for necessary adjustments to their existing infrastructure; **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 the 2024 Pavement Preservation Package 10 – Base Repair Task Order Contract with J & P Paving Co., Inc., in an amount not to exceed \$2,791,427.35.

SECTION 2. Funding for this ordinance will be identified when work orders are issued. If funding for any work orders is not previously appropriated, funding will be identified and appropriated through subsequent City Council action. Payment is limited to the amounts budgeted in the Operating, Grants, and/or Capital Budget funding sources identified. All expenditures will comply with Operating, Grants, and/or Capital Budgets for current and future fiscal years.

SECTION 3. Payment not to exceed \$2,791,427.35 is authorized to be encumbered with purchase orders and made payable to J & P Paving Co., Inc., for 2024 Pavement Preservation Package 10 – Base repair Task Order Contract. Payment is in support of Project 23-04129 F2024 Street Maintenance Program (SMP) using WBS 23-04129-05-05-02-01 with GL 5201140. Funding is provided by Tax Notes, CO Bonds, General Fund and ATD Fund, and is in the FY24-FY29 CIP Budget. Reimbursements of \$20,375.00 will be received from SAWS and \$4,950.00 from CPS.

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 4. 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 5. 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.

DAH
11/30/2023
Item No.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Debbie Racca-Sittre, City Clerk

Andrew Segovia, City Attorney

DRAFT