

**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 E-Z BEL
CONSTRUCTION, LLC IN THE AMOUNT NOT TO EXCEED
\$4,395,212.53, OF WHICH \$141,057.88 WILL BE REIMBURSED BY
SAN ANTONIO WATER SYSTEM, AND \$155,550 WILL BE
REIMBURSED BY CPS ENERGY FOR NECESSARY UTILITY
ADJUSTMENTS AND NEW INFRASTRUCTURE RELATED TO
THE CONSTRUCTION OF SONTERRA ROAD EXTENSION
(SONTERRA TO LOOP 1604) PROJECT LOCATED IN COUNCIL
DISTRICT 9. FUNDS ARE AVAILABLE FROM 2022-2027
GENERAL OBLIGATION BOND FUNDS INCLUDED IN THE FY
2024 – FY 2029 CAPITAL IMPROVEMENTS PROGRAM**

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WHEREAS, Gold Canyon Road and Sonterra Road are both identified on the Major Thoroughfare Plan adopted by the City of San Antonio; and

WHEREAS, as part of the FY 2020 Adopted Budget, a total of \$450,000 was allocated to fund the design of a connector roadway between Gold Canyon Road at Loop 1604 to Sonterra Road in preparation of FY 2022 Bond Program development for funding consideration for the construction of the roadway; and

WHEREAS, on May 7, 2022, San Antonio voters approved the City of San Antonio’s 2022-2027 Bond Program, which \$6,000,000 was approved for the Sonterra Road Extension (Sonterra to Loop 1604) project; and

WHEREAS, the project will include a new roadway between Sonterra Road and Loop 1604 Frontage Road at Gold Canyon, a roundabout connecting Sonterra Road and Gold Canyon, sidewalks, curbs, driveway approaches, drainage, and other related improvements as funding allows; and

WHEREAS, this project was advertised for construction bids on March 18, 2024, and three (3) bids were received and opened on April 5, 2024, of which E-Z Bel Construction, 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 to maximize the amount of small, minority and women-owned business participation on the contract. The Goal Setting Committee set an 18% Minority/Women Business Enterprise (M/WBE)

subcontracting goal and a 2% African American Business Enterprise (AABE) subcontracting goal. E-Z Bel Construction, LLC has committed to meeting the subcontractor participation goals; and

WHEREAS, this 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 accepts the lowest responsive bid and awards a construction contract with an additive alternate to E-Z Bel Construction, LLC, in the amount not to exceed \$4,395,212.53, of which \$141,057.88 will be reimbursed by San Antonio Water System (SAWS) and \$155,550 will be reimbursed by CPS Energy for necessary utility adjustments and new infrastructure related to the construction of Sonterra Road Extension located in Council District 9; and

WHEREAS, pursuant to Ordinance No. 2016-04-07-0240 as well as San Antonio City Code Sec. 37-3(c)(2), Sec. 29-110, Sec. 29-162, and Sec. 29-164, SAWS and CPS will be responsible for all costs and cost overages related to their utility work, including but not limited to providing the precise location of its facilities in City's right of way, either by delivering accurate maps and records or by performing or reimbursing City for Subsurface Utility Engineering ("SUE"); and

WHEREAS, funds are available from 2022-2027 General Obligation Bond funds included in the FY 2024 – FY 2029 Capital Improvements Program; and

WHEREAS, construction is anticipated to begin in Summer 2024 and is estimated to be completed by Summer 2025; **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 an additive alternate with E-Z Bel Construction, LLC, in the amount not to exceed \$4,395,212.53, of which \$141,057.88 will be reimbursed by San Antonio Water System (SAWS) and \$155,550 will be reimbursed by CPS Energy for necessary utility adjustments and new infrastructure related to the construction of Sonterra Road Extension located in Council District 9.

SECTION 2. Funds in the amount of \$4,098,604.65 are available in Fund 45099000, Project 23-03917, WBS Element 23-043917-05-02-01 and GL Account 5201140.

SECTION 3. Funds in the amount of \$24,160.00 are available in Fund 45099000, Project 23-03917, WBS Element 23-03917-05-02-03 and GL Account 5201245.

SECTION 4. Funds in the amount of \$116,897.88 are available in Fund 45099000, Project 23-03917, WBS Element 23-03917-05-02-04 and GL Account 5201245.

SECTION 5. Funds in the amount of \$155,550.00 are available in Fund 45099000, Project 23-03917, WBS Element 23-03917-05-02-06 and GL Account 5201245.

SECTION 6. Payment not to exceed \$4,395,212.53 is authorized to be encumbered with a purchase order and made payable to E-Z Bel Construction, LLC. Payment is in support of the Sonterra Road Extension project. Funding is provided by General Obligation bond funds and is included in the FY 2024 - FY 2029 CIP Budget. \$141,057.88 will be reimbursed by San Antonio Water System and \$155,550.00 will be reimbursed by CPS Energy. These reimbursements are authorized to be appropriated into Project 23-03917.

SECTION 7. 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 8. This Ordinance is effective immediately upon the receipt of eight affirmative votes; otherwise, it is effective ten days after passage.

PASSED AND APPROVED this 6th day of June, 2024.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Debbie Racca-Sittre, City Clerk

Andrew Segovia, City Attorney