

ORDINANCE **2024-04-11-0254**

**AWARDING THE FY 2024 NON-SERVICE ALLEY IMPROVEMENTS TASK ORDER CONTRACT PACKAGE A TO KEELEY CONSTRUCTION GROUP, INC. IN AN AMOUNT NOT TO EXCEED \$727,808.14. FUNDS ARE AVAILABLE FROM THE GENERAL FUND AND INCLUDED IN THE FY 2024 – FY 2029 CAPITAL IMPROVEMENT PROGRAM.**

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**WHEREAS**, non-service alleys – those alleys that do not receive collection services from the Solid Waste Management Department – are the responsibility of the property owner to maintain, per Chapters 14 and 35 of the Unified Development Code (UDC); and

**WHEREAS**, 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 to implement a three-year plan to develop a maintenance schedule for non-service alleys with no utilities to address non-service alleys without utilities in the worst condition based on the completed FY 2023 condition assessment; and

**WHEREAS**, construction improvements 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**, Task Order Contracts (TOC) are utilized for small construction projects to allow for the timely execution of work; they are advertised with an estimated quantity of work, although the City makes no minimum guarantee about the volume of work, and unit prices are established by the bidding contractor for the duration of the contract; and

**WHEREAS**, this project was advertised on for construction bids January 29, 2024, and five (5) bids were received and opened on February 27, 2024, of which Keeley Construction Group, 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 10% Minority/Women Business Enterprise (M/WBE) subcontracting goal and a 2% African-American Business Enterprise (AABE) subcontracting goal. Keeley Construction Group, 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**, this ordinance awards the FY 2024 Non-Service Alley Improvements Task Order Contract Package A to Keeley Construction Group, Inc. in an amount not to exceed \$727,808.14; and

**WHEREAS**, funds are available from General Funds included in the FY 2024 – FY 2029 Capital Improvement Program; **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 FY 2024 Non-Service Alley Improvements Task Order Contract Package A with Keeley Construction Group, Inc. in an amount not to exceed \$727,808.14.

**SECTION 2.** Funding in the amount of \$727,808.14 is available in Fund 40099000, WBS Element 23-04118-05-02-01 and GL Account 5201140.

**SECTION 3.** Payment not to exceed \$727,808.14 is authorized to be encumbered with a purchase order and made payable to Keeley Construction Group, Inc. to construct improvements to alleviate minor ponding issues associated with non-service alleys. Funding is provided by the General Fund and is in the FY 2024 - FY 2029 CIP Budget.

**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 11<sup>th</sup> day of April, 2024.

  
M A Y O R  
Ron Nirenberg

**ATTEST:**

  
Debbie Racca-Sittre, City Clerk

**APPROVED AS TO FORM:**

  
Andrew Segovia, City Attorney



**City of San Antonio  
City Council Meeting  
April 11, 2024**

**12.**

**2024-04-11-0254**

Ordinance awarding the FY 2024 Non-Service Alley Improvements Task Order Contract Package A to Keeley Construction Group, Inc. in an amount not to exceed \$727,808.14. Funding is from the General Fund and included in the FY 2024 – FY 2029 Capital Improvement Program. [John Peterek, Interim Assistant City Manager; Razi Hosseini, Director, Public Works]

Councilmember Rocha Garcia moved to Approve on the Consent Agenda. Councilmember Whyte seconded the motion. The motion carried by the following vote:

**Aye:** Nirenberg, Kaur, McKee-Rodriguez, Viagran, Rocha Garcia, Castillo, Cabello Havrda, Alderete Gavito, Pelaez, Courage, Whyte