

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

ORDINANCE

**AWARDING THE 2025 TASK ORDER CONTRACT FOR
FLATWORK AND STREET IMPROVEMENTS PACKAGE 3 TO
RUCOBA & MAYA CONSTRUCTION, LLC IN AN AMOUNT NOT
TO EXCEED \$4,892,073.08 OF WHICH \$193,650 WILL BE
REIMBURSED BY SAN ANTONIO WATER SYSTEM (SAWS) FOR
NECESSARY ADJUSTMENTS TO THEIR EXISTING
INFRASTRUCTURE. FUNDING WILL BE AVAILABLE FROM THE
GENERAL FUND, THE ADVANCED TRANSPORTATION
DISTRICT FUND AND OTHER FUNDING SOURCES
CONTINGENT UPON THE APPROVAL OF THE FY 2025
PROPOSED BUDGET**

* * * * *

WHEREAS, as part of the FY 2025 Budget, City Council will be considering the approval of \$21.5 million for the sidewalk program, of which total, \$7 million will be allocated to repair 15.7 miles of sidewalks for a total of 43 usable miles, and \$14.5 million will be allocated to construct 28.9 miles of sidewalk; the primary goal of the program is to strategically construct or reconstruct deteriorated sidewalks to restore the most miles of sidewalks to usability; and

WHEREAS, this ordinance authorizes one contract for FY 2025 totaling \$4,892,073.08 for the construction of sidewalk, wheelchair ramps, or any other required work for the completion of projects located throughout the City projects; and

WHEREAS, as part of the department's continuing efforts to expedite project delivery and complete infrastructure projects, this task order contract will enable Public Works to execute multiple projects delivered through the Infrastructure Management Program (IMP); and

WHEREAS, the 2025 Task Order Contract for Flatwork and Street Improvements Package 3 includes the construction of sidewalks, driveway approaches, wheelchair ramps improvements and any other required work for the completion of projects located throughout the City. Projects may also include SAWS utility infrastructure adjustments and associated work where required; SAWS will be responsible for any utility location costs and cost overages related to sewer and water utility work; 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 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, this project was advertised for construction bids on May 24, 2024, and six (6) bids were received and opened on July 2, 2024, of which Rucoba & Maya 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 to be reviewed by a Goal Setting Committee to establish a requirement and/or incentive unique to the particular contract to maximize small, minority, and women-owned business participation. The Goal Setting Committee set a 18% Minority/Women Business Enterprise (M/WBE) subcontracting goal. San Antonio Concepts 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 the 2025 Task Order Contract for Flatwork and Street Improvements Package 3 to Rucoba & Maya Construction, LLC in an amount not to exceed \$4,892,073.08 of which \$193,650 will be reimbursed by San Antonio Water System (SAWS) or 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 accept the lowest responsive bid and awards the 2025 Task Order Contract for Flatwork and Street Improvements Package 3 to Rucoba & Maya Construction, LLC in an amount not to exceed \$4,892,073.08 of which \$193,650 will be reimbursed by San Antonio Water System (SAWS) or necessary adjustments to their existing infrastructure.

SECTION 2. Funds in the amount of \$4,698,423.08 are contingent upon City Council approval of the FY 2025 Budget in Fund 40099000, Project 23-0xxxx, WBS Element 23-0xxxx-05-02-01 and GL Account 5201140.

SECTION 3. Funds in the amount of \$175,135.00 are contingent upon City Council approval of the FY 2025 Budget in Fund 40099000, Project 23-0xxxx, WBS Element 23-0xxxx-05-02-03-05 and GL Account 5201245.

SECTION 4. Funds in the amount of \$18,515.00 are contingent upon City Council approval of the FY 2025 Budget in Fund 40099000, Project 23-0xxxx, WBS Element 23-0xxxx-05-02-03-06 and GL Account 5201245.

SECTION 5. Payment not to exceed \$4,892,073.08 is authorized to be encumbered with a purchase order and made payable to Rucoba & Maya Construction, LLC. Payment is in support of various street improvements and flatwork projects. Funding is provided by the General Fund and Advanced Transportation District funds and is contingent upon City Council approval of the FY 2025 Budget. \$193,650.00 will be reimbursed by San Antonio Water System. This reimbursement is authorized to be appropriated into Project 23-0xxxx.

SECTION 6. 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 7. 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