

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

**ORDINANCE**

**ACCEPTING THE LOWEST RESPONSIVE BID AND AWARDING A CONSTRUCTION CONTRACT INCLUDING ONE ADDITIVE ALTERNATE TO D&H UNITED FUELING SOLUTIONS, INC., IN THE AMOUNT OF \$817,112.50 FOR THE PATROL NORTH UNDERGROUND FUEL STORAGE TANK REPLACEMENT PROJECT. FUNDING IN THE AMOUNT OF \$512,842.00 IS AVAILABLE THROUGH PREVIOUSLY AUTHORIZED CERTIFICATES OF OBLIGATION AND INCLUDED IN THE FY 2022 – FY 2027 CAPITAL IMPROVEMENT PROGRAM. THIS ORDINANCE ALSO AUTHORIZES A REALLOCATION OF \$462,000.00 FROM PREVIOUSLY AUTHORIZED TAX NOTES AND GENERAL FUND TO THE PATROL NORTH UNDERGROUND FUEL STORAGE TANK REPLACEMENT PROJECT FOR COSTS RELATED TO CONSTRUCTION AND UNFORESEEN CONDITIONS.**

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**WHEREAS,** the San Antonio Police Department (SAPD) Patrol North Substation has is an existing fuel facility at this location which allows SAPD patrol vehicles to refuel on site; and

**WHEREAS,** due to the age and deterioration of the existing underground fuel storage tanks (USTs), the fuel site has reached the end of its operational lifecycle; and

**WHEREAS,** the purpose of this project is to remove existing and install new USTs, piping, dispensers, and automatic tank gauge system which will allow the City to continue to maintain the integrity of all fueling systems while protecting the environment in accordance with the Texas Commission on Environmental Quality; and

**WHEREAS,** due to the anticipated UST delivery time, the project is scheduled to start November 2022 and be completed by February 2023; and

**WHEREAS,** the bid submitted by JF Petro Group failed to meet the City's specifications and/or requirements for the North Patrol Underground Fuel Storage Tank Replacement project; and

**WHEREAS,** D&H United Fueling Solutions, Inc., submitted the lowest responsive bid including one additive alternate for a total cost of \$817,112.50; and

**WHEREAS,** funding in the amount of \$512,842.00 is available through previously authorized Certificates of Obligation and Tax Notes and included in the FY 2022 - FY 2027 Capital Improvement Program; **NOW THEREFORE:**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:**

**SECTION 1.** The lowest responsive bid from D&H United Fueling Solutions, Inc., for the Patrol North Underground Fuel Storage Tank Replacement project in the amount of \$817,112.50 is hereby accepted. All other bids will be considered rejected upon execution of a contract by the successful bidder and the deposit of all required bonds, performance deposits, insurance certificates and endorsements.

**SECTION 2.** It has been found and declared that the bid submitted by JF Petro Group failed to meet the City's specifications and/or requirements for the North Patrol Underground Fuel Storage Tank Replacement project.

**SECTION 3.** The budget in SAP Fund 45099000, Other Capital Projects, Project 35-00001, FY 2022 NP Underground Fuel Storage Tank Replace, shall be revised by decreasing the WBS Elements and GL Accounts by the amounts in the tables below each totaling \$462,000.00.

WBS	GL	AMOUNT
35-00001-90-03-20-01	6101100	\$121,783.77
35-00001-90-03-21-01	6101100	230,561.06
35-00001-90-14-11	6101100	109,655.17
TOTAL		\$462,000.00

WBS	GL	AMOUNT
35-00001-05-08	5201140	\$231,439.00
35-00001-05-09	5201140	230,561.00
TOTAL		\$462,000.00

**SECTION 4.** The amount of \$462,000.00 is reverted from Fund 45099000, Other Capital Projects, Project 35-00001 and authorized to be transferred to Fund 29660000 Special Projects, Project 35-00235.

**SECTION 5.** The budget in SAP Fund 29660000, Special Projects, Project 35-00235, FY 2022 NP Underground Fuel Storage Tank Replace, shall be revised by increasing the WBS elements and GL Accounts by the amounts in the tables below each totaling \$462,000.00.

WBS	GL	AMOUNT
35-00235-90-03-20-02	6101100	\$121,783.77
35-00235-90-03-21-01	6101100	230,561.06
35-00235-90-14-01	6101100	109,655.17
TOTAL		\$462,000.00

WBS	GL	AMOUNT
35-00235-01-01	5201170	\$20,000.00
35-00235-02-01	5201140	347,000.00

35-00235-02-03	5201140	90,000.00
35-00235-03-01	5201040	5,000.00
TOTAL		\$462,000.00

**SECTION 6.** Payment is authorized to be encumbered and made payable to D&H United Fueling Solutions, Inc., in an amount not to exceed \$817,112.50. Payment is in support of the FY 2022 NP Underground Fuel Storage Tank Replace Project using Fund 29660000 with the WBS element 35-00235-02-01 and GL account 5201140. Funding for this project is provided by CO Bonds, Tax Notes, and BESD Swap Fund and is included in the FY 2022 – FY 2027 CIP Budget.

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 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 designee, correct allocations to specific SAP Fund Numbers, SAP Project Definitions, SAP WBS Elements, SAP Internal Orders, SAP Fund Centers, SAP Cost Centers, SAP Functional Areas, SAP Funds Reservation Document Numbers, and SAP GL Accounts as necessary to carry out the purpose of this ordinance.

**SECTION 8.** This ordinance is effective immediately upon passage by eight affirmative votes; otherwise it is effective on the tenth day after passage.

**PASSED and APPROVED** this \_\_\_ day of \_\_\_, 2022.

**M A Y O R**  
Ron Nirenberg

**ATTEST:**

**APPROVED AS TO FORM:**

\_\_\_\_\_  
Debbie Racca-Sittre, City Clerk

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Andrew Segovia, City Attorney