

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

ORDINANCE

**AWARDING THE 2023 PAVEMENT PRESERVATION PACKAGE
14 – MICROSURFACE TASK ORDER CONTRACT TO VIKING
CONSTRUCTION, LLC IN AN AMOUNT NOT TO EXCEED
\$5,423,123.54. FUNDS ARE AVAILABLE FROM THE GENERAL
FUND AND THE ADVANCED TRANSPORTATION DISTRICT
FUND INCLUDED IN THE FY 2023 – FY 2028 CAPITAL
IMPROVEMENTS PROGRAM.**

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WHEREAS, City Council has approved a \$116 million annual spending budget for the Street Maintenance Program (SMP) with the adoption of the FY 2023 Budget on September 15, 2022; and

WHEREAS, of the program total, \$100 million is allocated based on 100% street condition per Council District and \$6 million funding in the 2022 Bond is allocated based on 50% street network size and 50% street condition per Council District as stipulated by the Streets, Bridges & Sidewalks Bond Committee, and an additional \$10 million in one-time funding from the American Rescue Plan Act of 2021 is allocated based on the miles of F Streets per Council District; and

WHEREAS, the \$100 million is comprised of both \$12 million in-house and \$88 million in contractual street maintenance projects; and

WHEREAS, this ordinance authorizes one contract for FY 2023 totaling \$5,423,123.54 for the construction of street maintenance projects; and

WHEREAS, additional contracts are scheduled to be awarded at a later date for the remaining SMP; and

WHEREAS, this project was advertised on May 17, 2023, for construction bids in the San Antonio Hart Beat, the City's website, the Texas Electronic State Business Daily, on TVSA, and through the electronic bidding website CivCast; and

WHEREAS, two (2) bids were received, which were opened on June 9, 2023, and of these, Viking Construction, LLC submitted the lowest responsive bid; and

WHEREAS, this contract will be awarded in compliance with Small Business Economic Development Advocacy (SBEDA) Program, and Viking Construction, LLC has committed to become a mentor in the City's Mentor Protege Program for two years; and

WHEREAS, this ordinance accepts the lowest responsive bid and awards the 2023 Pavement Preservation Package 14 – Microsurface Task Order Contract to Viking Construction, LLC in an amount not to exceed \$5,423,123.54; 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 SMP; and

WHEREAS, the 2023 Pavement Preservation Package 14 – Microsurface Task Order Contract will be utilized to provide for micro surface projects and any other required work to complete the SMP Pavement Preservation projects located throughout the City; **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 award the 2023 Pavement Preservation Package 14 – Microsurface Task Order Contract to Viking Construction, LLC in an amount not to exceed \$5,423,123.54.

SECTION 2. Payment is authorized to be encumbered and made payable to Viking Construction LLC in an amount not to exceed \$5,423,123.54. Payment is in support of the Street Maintenance Program Project using WBS Element 23-04085-05-05-02-03-02 with GL Account 5201140. Funding for this project is from Certificates of Obligation, Tax Notes, ARPA, General Fund, ATD and ROW Funds and is included in the FY 2023 - FY 2028 Capital Improvement Program.

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

PASSED AND APPROVED this 31st day of August, 2023.

M A Y O R
Ron Nirenberg

DAH
8/31/23
Item No.

ATTEST:

APPROVED AS TO FORM:

Debbie Racca-Sittre, City Clerk

Andrew Segovia, City Attorney

DRAFT