

City of San Antonio



AGENDA

City Council A Session

Municipal Plaza Building
114 W. Commerce Street
San Antonio, Texas 78205

Thursday, June 6, 2024

9:00 AM

Municipal Plaza Building

The City Council will hold its regular meeting in the Norma S. Rodriguez Council Chamber in the Municipal Plaza Building beginning at the above referenced date and time for the following items. Once convened, the City Council will take up the following items in any order during the meeting but no sooner than the designated times.

9:00AM: Call to Order

Members of the public can comment on items on the agenda. To sign up to speak visit www.saspeakup.com. Click on meetings and events and select the meeting you'd like to participate in. Sign up to speak or submit a written comment. Questions relating to these rules may be directed to the Office of the City Clerk at (210) 207-7253.

Individuals signing up for public comment may register for VIA bus fare or parking validation at www.saspeakup.com. VIA bus fare or parking at City Tower Garage (located at 100 Blk N. Main) will be provided to individuals who request the assistance. Staff will provide VIA bus fare passes and parking validation tickets in the lobby of City Council Chambers.

To view the Live meeting please view our [Live Stream](#)

During the meeting, the City Council may meet in executive session for consultation with the City Attorney's Office concerning attorney-client matters under Chapter 551 of the Texas

Government Code.

ACCESS STATEMENT

The City of San Antonio ensures meaningful access to City meetings, programs and services by reasonably providing: translation and interpretation, materials in alternate formats, and other accommodations upon request. To request these services call (210) 207-2098 or Relay Texas 711 or by requesting these services online at <https://www.sanantonio.gov/gpa/LanguageServices>. Providing at least 72 hours' notice will help to ensure availability.

Intérpretes en español estarán disponibles durante la junta del consejo de la ciudad para los asistentes que lo requieran. También se proveerán intérpretes para los ciudadanos que deseen exponer su punto de vista al consejo de la ciudad. Para más información, llame al (210) 207-7253.

For additional information on any item on this agenda, please visit www.sanantonio.gov or call (210) 207-7080.

14.

2024-06-06-0389

Ordinance awarding the 2024 Street Rehabilitation Task Order Contract Package 15 to H. L. Zumwalt Construction, Inc. in an amount not to exceed \$9,645,791, of which \$228,900 will be reimbursed by San Antonio Water System and \$11,812.50 will be reimbursed by CPS Energy for necessary adjustments to their existing infrastructure. Funding of \$1,183,879.25 is from FY 2023 and \$8,221,199.25 is from FY 2024 General Fund, Advanced Transportation District Fund, 2022 General Obligation Bond Program, debt proceeds, and other funding sources included in the FY 2024 – FY 2029 Capital Improvement Program. [John Peterek, Interim Assistant City Manager; Razi Hosseini, Director, Public Works]

THE CITY COUNCIL MAY RECESS FOR LUNCH AND RECONVENE TO CONSIDER ANY UNFINISHED COUNCIL BUSINESS

6:00 P.M. – If the Council has not yet adjourned, the presiding officer shall entertain a motion to continue the council meeting, postpone the remaining items to the next council meeting date, or recess and reconvene the meeting at a specified time on the following day.

Printed on: 04/06/2025 07:59 AM



City of San Antonio

Agenda Memorandum

File Number:

Agenda Item Number: 14

Agenda Date: June 6, 2024

In Control: City Council A Session

DEPARTMENT: Public Works Department

DEPARTMENT HEAD: Razi Hosseini

COUNCIL DISTRICTS IMPACTED: Citywide

SUBJECT:

Contract Award: 2024 Street Rehabilitation Task Order Contract Package 15

SUMMARY:

An ordinance accepting the lowest responsive bid and awarding the 2024 Street Rehabilitation Task Order Contract Package 15 to H. L. Zumwalt Construction, Inc. in an amount not to exceed \$9,645,791, of which \$228,900 will be reimbursed by San Antonio Water System (SAWS), and \$11,812.50 will be reimbursed by CPS Energy for necessary adjustments to their existing infrastructure. Funds in the amount of \$1,183,879.25 are available from FY 2023 and \$8,221,199.25 from FY 2024 General Fund, Advanced Transportation District Fund, 2022 General Obligation Bond Program, debt proceeds, and other funding sources included in the FY 2024 – FY 2029 Capital Improvement Program.

BACKGROUND INFORMATION:

Project Background

With the adoption of the FY 2024 Budget on September 14, 2023, City Council approved a \$116 million budget for the Street Maintenance Program (SMP). Of the program total, \$102 million is allocated based on 100% street condition per City Council District and \$14 million funded in the 2022 Bond Program is allocated based on 50% street network size and 50% street condition per

City Council District.

The \$116 million will be comprised of \$13.7 million in-house and \$102.3 million contractual street maintenance projects. This ordinance authorizes one contract for FY 2024 totaling \$9,645,791 for the construction of street maintenance projects. Additional contracts are scheduled to be awarded at a later date for the remaining SMP.

Procurement of Services

This project was advertised on March 13, 2024 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. Bids were opened on April 16, 2024, and five (5) bids were received. Of these, H. L. Zumwalt Construction, Inc. was the lowest responsive bidder, as indicated in the attached bid summary.

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 on the contract. The Goal Setting Committee set a 9% Minority/Women Business Enterprise (M/WBE) subcontracting goal and a 3% African American Business Enterprise (AABE) subcontracting goal. H. L. Zumwalt Construction, Inc. has committed to meeting the subcontractor participation goals.

This construction contract was developed using the low-bid process; therefore, a Contract Disclosure Form is not required.

This vendor has acknowledged to comply with the Heat Illness Prevention Ordinance, approved on August 31, 2023 through Ordinance #2023-08-31-0585.

ISSUE:

This ordinance accepts the lowest responsive bid and awards the 2024 Street Rehabilitation Task Order Contract Package 15 to H. L. Zumwalt Construction, Inc. in an amount not to exceed \$9,645,791, of which \$228,900 will be reimbursed by San Antonio Water System (SAWS), and \$11,812.50 will be reimbursed by CPS Energy for necessary adjustments to their existing infrastructure.

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 Street Maintenance Program (SMP).

The 2024 Street Rehabilitation Task Order Contract Package 15 includes but is not limited to the repair of a street's base structure, asphalt surface overlay, wheelchair ramps improvements and any other required work to complete the SMP projects located throughout the City. Projects may also include SAWS and CPS 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.

ALTERNATIVES:

Alternatively, the City Council could choose not to approve this contract and require staff to re-solicit the project. However, this would significantly impact the timely delivery of Street Maintenance Program projects.

FISCAL IMPACT:

This ordinance accepts the lowest responsive bid and awards the 2024 Street Rehabilitation Task Order Contract Package 15 to H. L. Zumwalt Construction, Inc. in an amount not to exceed \$9,645,791, of which \$228,900 will be reimbursed by SAWS, and \$11,812.50 will be reimbursed by CPS Energy for necessary adjustments to their existing infrastructure. Funds in the amount of \$1,183,879.25 are available from FY 2023 and \$8,221,199.25 from FY 2024 General Fund, Advanced Transportation District Fund, 2022 General Obligation Bond Program, debt proceeds, and other funding sources included in the FY 2024 – FY 2029 Capital Improvement Program.

Requirements and associated work activities will be detailed in individual task orders. The City makes no minimum guarantee pertaining to the volume of work. Expenditures for these task orders are subject to available funding. If funding for any work activities is not previously appropriated, funding will be identified and appropriated through subsequent City Council action.

RECOMMENDATION:

Staff recommends approving the 2024 Street Rehabilitation Task Order Contract Package 15 to H. L. Zumwalt Construction, Inc. in the amount not to exceed \$9,645,791 to complete street maintenance projects identified in the Street Maintenance Program.

APPARENT LOW BIDDERS**2024 Street Rehabilitation TOC Package 15**

Bid Summary	
Engineers Estimate	\$9,750,000.00
Total Bids	5
AMLT \$	\$553,549.00
AMLT %	5.74%
Average Bid	\$11,311,510.50

	Bidder	BASE BID
1	H. L. Zumwalt Construction, Inc. <i>Submitted: 4/16/2024 1:54:08 PM</i>	\$9,645,791.00
2	Clark Construction of Texas <i>Submitted: 4/16/2024 1:24:20 PM</i>	\$10,199,340.00
3	J&P Paving Co Inc <i>Submitted: 4/16/2024 1:41:23 PM</i>	\$10,789,641.30
4	Keeley Construction <i>Submitted: 4/16/2024 9:12:26 AM</i>	\$12,902,253.92
5	Platinum Paving LLC <i>Submitted: 4/16/2024 8:18:58 AM</i>	\$13,020,526.27

Bids opened at: 4/16/2024 2:01:16 PM

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

ORDINANCE

**AWARDING THE 2024 STREET REHABILITATION TASK ORDER
CONTRACT PACKAGE 15 TO H. L. ZUMWALT CONSTRUCTION,
INC. IN AN AMOUNT NOT TO EXCEED \$9,645,791, OF WHICH
\$228,900 WILL BE REIMBURSED BY SAN ANTONIO WATER
SYSTEM AND \$11,812.50 WILL BE REIMBURSED BY CPS
ENERGY FOR NECESSARY ADJUSTMENTS TO THEIR EXISTING
INFRASTRUCTURE. FUNDS IN THE AMOUNT OF \$1,183,879.25
ARE AVAILABLE FROM FY 2023 AND \$8,221,199.25 FROM FY 2024
GENERAL FUND, ADVANCED TRANSPORTATION DISTRICT
FUND, 2022 GENERAL OBLIGATION BOND PROGRAM, DEBT
PROCEEDS, AND OTHER FUNDING SOURCES INCLUDED IN
THE FY 2024 – FY 2029 CAPITAL IMPROVEMENT PROGRAM**

* * * * *

WHEREAS, as part of the FY 2024 Budget, adopted on September 14, 2023, City Council approved a \$116 million budget for the Street Maintenance Program (SMP), of which total \$102 million is allocated based on 100% street condition per City Council District and \$14 million funded in the 2022 Bond Program is allocated based on 50% street network size and 50% street condition per City Council District; and

WHEREAS, this ordinance authorizes one contract for FY 2024 totaling \$9,645,791 for the construction of street maintenance 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 SMP; and

WHEREAS, the 2024 Street Rehabilitation Task Order Contract Package 15 includes but is not limited to the reconstruction of a street's base structure, asphalt surface overlay, wheelchair ramp improvements, and any other required work to complete the SMP projects located throughout the City, and may also include SAWS and CPS utility infrastructure adjustments and associated work where required; 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, this project was advertised for construction bids on March 13, 2024, and five (5) bids were received and opened on May 3, 2024, of which H.L. Zumwalt Construction, 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 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 to 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 2024 Street Rehabilitation Task Order Contract Package 15 to H. L. Zumwalt Construction, Inc. in an amount not to exceed \$9,645,791, of which \$228,900 will be reimbursed by San Antonio Water System (SAWS), and \$11,812.50 will be reimbursed by CPS Energy for 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 award the 2024 Street Rehabilitation Task Order Contract Package 15 to H. L. Zumwalt Construction, Inc. in an amount not to exceed \$9,645,791, of which \$228,900 will be reimbursed by San Antonio Water System (SAWS), and \$11,812.50 will be reimbursed by CPS Energy for necessary adjustments to their existing infrastructure.

SECTION 2. Funds in the amount of \$858,605.00 are available in Fund 43099000, Project 23-04100, WBS Element 23-04100-04-05-02-01 and GL Account 5201140.

SECTION 3. Funds in the amount of \$325,274.25 are available in Fund 40099000, Project 23-04085, WBS Element 23-04085-11-05-02-01 and GL Account 5201140.

SECTION 4. Funds in the amount of \$1,018,133.00 are available in Fund 40099000, Project 23-04129, WBS Element 23-04129-10-05-02-01 and GL Account 5201140.

SECTION 5. Funds in the amount of \$122,062.50 are available in Fund 40099000, Project 23-04129, WBS Element 23-04129-10-05-02-02-07 and GL Account 5201245.

SECTION 6. Funds in the amount of \$106,837.50 are available in Fund 40099000, Project 23-04129, WBS Element 23-04129-10-05-02-02-08 and GL Account 5201245.

SECTION 7. Funds in the amount of \$11,812.50 are available in Fund 40099000, Project 23-04129, WBS Element 23-04129-10-06-05 and GL Account 5201245.

SECTION 8. Funds in the amount of \$651,055.69 are available in Fund 45099000, Project 23-03875, WBS Element 23-03875-14-05-02-01 and GL Account 5201140.

SECTION 9. Funds in the amount of \$464,032.54 are available in Fund 45099000, Project 23-03877, WBS Element 23-03877-16-05-02-01 and GL Account 5201140.

SECTION 10. Funds in the amount of \$429,352.61 are available in Fund 45099000, Project 23-03881, WBS Element 23-03881-05-05-02-01 and GL Account 5201140.

SECTION 11. Funds in the amount of \$545,680.65 are available in Fund 45099000, Project 23-03883, WBS Element 23-03883-05-05-02-01 and GL Account 5201140.

SECTION 12. Funds in the amount of \$559,978.02 are available in Fund 45099000, Project 23-03883, WBS Element 23-03883-04-05-02-01 and GL Account 5201140.

SECTION 13. Funds in the amount of \$1,031,933.35 are available in Fund 45099000, Project 23-03883, WBS Element 23-03883-07-05-02-01 and GL Account 5201140.

SECTION 14. Funds in the amount of \$777,940.92 are available in Fund 45099000, Project 23-03888, WBS Element 23-03888-10-05-02-01 and GL Account 5201140.

SECTION 15. Funds in the amount of \$209,995.60 are available in Fund 45099000, Project 23-03897, WBS Element 23-03897-11-05-02-01 and GL Account 5201140.

SECTION 16. Funds in the amount of \$886,291.94 are available in Fund 45099000, Project 23-03897, WBS Element 23-03897-04-05-02-01 and GL Account 5201140.

SECTION 17. Funds in the amount of \$379,346.16 are available in Fund 45099000, Project 23-03897, WBS Element 23-03897-06-05-02-01 and GL Account 5201140.

SECTION 18. Funds in the amount of \$75,475.37 are available in Fund 45099000, Project 23-03897, WBS Element 23-03897-05-05-02-01 and GL Account 5201140.

SECTION 19. Funds in the amount of \$1,191,983.40 are available in Fund 45099000, Project 23-03897, WBS Element 23-03897-18-05-02-01 and GL Account 5201140.

SECTION 20. Payment not to exceed \$9,645,791.00 is authorized to be encumbered with a purchase order and made payable to H. L. Zumwalt Construction, Inc. Payment is in support of various street rehabilitation projects. Funding is provided by the General Fund, Advanced Transportation District funds, General Obligation bond funds, Certificates of Obligation bond funds, Tax Notes and Right of Way funds and is included in the FY 2024 - FY 2029 CIP Budget. \$228,900.00 will be reimbursed by San Antonio Water System and \$11,812.50 will be reimbursed by CPS Energy. These reimbursements are authorized to be appropriated into Project 23-04129.

SECTION 21. 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

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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 22. 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



City Council A-Session

**Item 14- Contract Award: 2024 Street Rehabilitation
Task Order Contract Package 15**

June 6, 2024

Razi Hosseini, P.E., R.P.L.S., Director/City Engineer, Public Works Department

Background



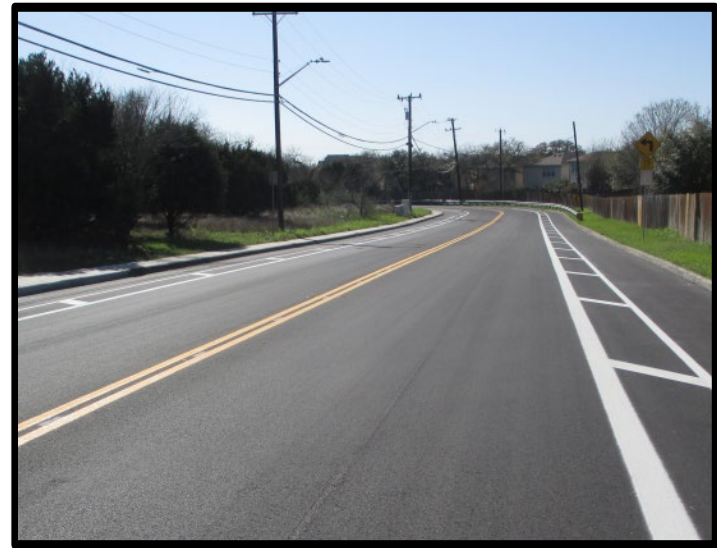
- Street Maintenance Program (SMP) is a component of the 5-Year Infrastructure Management Program (IMP).
- The FY 2024 SMP Budget included \$116 million for the completion of pavement preservation and rehabilitation projects. The \$116 million will be comprised of \$14 million in-house and \$102 million contractual street maintenance projects.
- This contract will facilitate the completion of pavement rehabilitation projects.



Scope of Work

This contract will be used for completion of IMP pavement rehabilitation projects, which will include:

- Street base repair
- Street mill and overlay
- Flatwork and wheelchair ramps
- Any associated required work





Recommendation

Approval of one (1) SMP contract package as follows:

Contractor	Package	Not to Exceed
H.L. Zumwalt Construction, Inc.	2024 Street Rehabilitation Task Order Contract Package 15	\$9,645,791.00

City Council A-Session



PUBLIC WORKS

**Item 14- Contract Award: 2024 Street Rehabilitation Task
Order Contract Package 15**