

**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 PAVEMENT PRESERVATION PACKAGE 2
- MICRO SURFACE TASK ORDER CONTRACT TO
INTERMOUNTAIN SLURRY SEAL, INC., IN AN AMOUNT NOT TO
EXCEED \$4,096,570.17. FUNDS IN THE AMOUNT OF \$2,260,293.66
ARE AVAILABLE FROM THE GENERAL FUND, THE ADVANCED
TRANSPORTATION DISTRICT FUND AND OTHER FUNDING
SOURCES INCLUDED IN THE FY 2024 – FY 2029 CAPITAL
IMPROVEMENTS PROGRAM AND \$1,836,276.51 IS CONTINGENT
UPON APPROVAL OF THE FY 2025 ADOPTED BUDGET**

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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 \$4,096,570.17 for the construction of street maintenance projects; and

WHEREAS, funds in the amount of \$2,260,293.66 are available from the General Fund, the Advanced Transportation District Fund and other funding sources included in the FY 2024 – FY 2029 Capital Improvements Program and \$1,836,276.51 contingent upon approval of the FY 2025 Adopted Budget; and

WHEREAS, this project was advertised for construction bids on December 15, 2023, and two (2) bids were received and opened on January 30, 2024, of which Intermountain Slurry Seal, 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 17% Minority/Women Business Enterprise (M/WBE) subcontracting goal. J&P Paving Co., 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, 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 Street Maintenance Program (SMP); and

WHEREAS, the 2024 Pavement Preservation Package 2 - Micro Surface Task Order Contract will be utilized to complete micro-surface projects and any other required associated work to complete SMP pavement preservation projects located throughout the City; and

WHEREAS, this ordinance accepts the lowest responsive bid and awards the 2024 Pavement Preservation Package 2 - Micro Surface Task Order Contract to Intermountain Slurry Seal, Inc. in an amount not to exceed \$4,096,570.17; **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 2024 Pavement Preservation Package 2 - Micro Surface Task Order Contract with Intermountain Slurry Seal, Inc. in an amount not to exceed \$4,096,570.17.

SECTION 2. Funding in the amount of \$2,260,293.66 is available in Fund 40099000, WBS Element 23-04129-05-05-02-01-05 and GL Account 5201140.

SECTION 3. Additional funding in the amount of \$1,836,276.51 is contingent upon City Council approval of the Fiscal Year 2025 budget.

SECTION 4. Payment not to exceed \$4,096,570.17 is authorized to be encumbered with purchase orders and made payable to Intermountain Slurry Seal, Inc. for the 2024 Street Rehabilitation program. Funding is provided by the General Fund and the ATD Fund and is in the FY 2024 - FY 2029 CIP Budget.

SECTION 5. 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 6. This Ordinance is effective immediately upon the receipt of eight affirmative votes; otherwise, it is effective ten days after passage.

PASSED AND APPROVED this 11th day of April, 2024.

M A Y O R
Ron Nirenberg

DAH
4/11/2024
Item No.

ATTEST:

APPROVED AS TO FORM:

Debbie Racca-Sittre, City Clerk

Andrew Segovia, City Attorney

DRAFT