

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

ORDINANCE

**AWARDING THE 2022-2023 TASK ORDER CONTRACT FOR
FLATWORK AND STREET IMPROVEMENTS, PACKAGE 2 TO F.D.
CONCRETE, LLC IN AN AMOUNT NOT TO EXCEED \$5,344,777.00 OF
WHICH \$240,000.00 WILL BE REIMBURSED BY SAN ANTONIO WATER
SYSTEM FOR THE NECESSARY ADJUSTMENTS TO THEIR EXISTING
INFRASTRUCTURE. FUNDS ARE AVAILABLE AND INCLUDED IN
THE FY 2022 – FY 2027 CAPITAL IMPROVEMENTS PROGRAM AND
MAY ALSO BE FUNDED FROM VARIOUS FUNDING SOURCES TO
INCLUDE, BUT NOT LIMITED TO, THE GENERAL FUND, THE
ADVANCED TRANSPORTATION DISTRICT FUND, DEBT PROCEEDS,
OR OTHER FUNDING SOURCES.**

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WHEREAS, as part of the adopted FY 2022 Budget, City Council approved \$14.7 million for the Sidewalk Maintenance Program, a component of the Infrastructure Management Program (IMP) for sidewalk and pedestrian-related projects citywide; and

WHEREAS, as part of the proposed FY 2023 budget, City Council will be considering the approval of a \$13 million Sidewalk Maintenance Program budget; and

WHEREAS, this authorizes one contract for FY 2022-2023 totaling \$5,344,777.00 for the construction of sidewalks and driveway approaches, wheelchair ramp improvements, and any other required work for the completion of projects located throughout the City; and

WHEREAS, the 2022-2023 Task Order Contract for Flatwork and Street Improvements Package 2 Task Order Contract was advertised on April 29, 2022 and six (6) bids were received and opened on June 3, 2022 with F.D. Concrete, LLC submitting the lowest responsive bid; and

WHEREAS, this contract will be awarded in compliance with the Small Business Economic Development Advocacy (SBEDA) Program, the Goal Setting Committee setting a 23% Minority/Women Business Enterprise (M/WBE) and 5% African American Business Enterprise (AABE) subcontracting goal that F.D. Concrete, LLC has committed to meeting; and

WHEREAS, this ordinance accepts the lowest responsive bid and awards the 2022-2023 Task Order Contract for Flatwork and Street Improvements, Package 2 to F.D. Concrete, LLC in an amount not to exceed \$5,344,777.00 of which \$240,000.00 will be reimbursed by San Antonio Water System (SAWS) 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 approve a task order contract to F.D. Concrete, LLC in the amount not to exceed \$5,344,777.00, of which \$240,000.00 will be reimbursed by SAWS for necessary adjustments to their existing infrastructure, for the 2022-2023 Task Order Contract for Flatwork and Street Improvements Package 2. Funds are available and included in the FY 2022 – FY 2027 Capital Improvements Program and may also be funded from various funding sources to include, but not limited to, the General Fund, the Advanced Transportation District Fund, debt proceeds, or other funding sources.

SECTION 2. Payment is authorized to be encumbered and made payable F.D. Concrete, LLC in an amount not to exceed \$5,344,777.00. Payment is in support of the ATD FY 2022 Sidewalks Project using Fund 40099000 with the WBS element 23-03808-05-02-01 and GL account 5201140. Funding for this project is provided by ATD and is in the FY2022-FY2027 CIP Budget. Reimbursement of \$240,000.00 will be received from SAWS.

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 _____ day of _____, 2022.

M A Y O R

Ron Nirenberg

ATTEST:

APPROVED AS TO FORM

Debbie Racca-Sittre, Acting City Clerk

Andrew Segovia, City Attorney