

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

ORDINANCE

**AWARDING THE 2023 PAVEMENT PRESERVATION PACKAGE 4 –
BASE REPAIR TASK ORDER CONTRACT TO J&P PAVING CO., INC.
IN AN AMOUNT NOT TO EXCEED \$1,976,895.94 OF WHICH \$20,375.00
WILL BE REIMBURSED BY SAN ANTONIO WATER SYSTEM AND
\$4,950.00 WILL BE REIMBURSED BY CPS ENERGY FOR THE
NECESSARY ADJUSTMENTS TO THEIR EXISTING
INFRASTRUCTURE. FUNDS ARE CONTINGENT UPON APPROVAL
OF THE FY 2023 BUDGET 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 proposed FY 2023 Budget, City Council will be considering the approval of a \$120 million annual budget for the Street Maintenance Program (SMP), comprised of \$12 million for in-house and \$88 million for contractual street maintenance projects; and

WHEREAS, this authorizes one contract for FY 2023 totaling \$1,976,895.94 for the construction of street maintenance projects; and

WHEREAS, 2023 Task Order Contract for Pavement Preservation Package 4 – Base Repair Task Order Contract includes, but is not limited to, includes, but is not limited to, the repair of a street's base structure, asphalt surface overlay, wheelchair ramp improvements and any other required work for the completion of the SMP Preservation projects located throughout the City;

WHEREAS, the 2023 Task Order Contract for Pavement Preservation Package 4 – Base Repair Task Order Contract was advertised on May 27, 2022 and two (2) bids were received and opened on July 12, 2022 with J&P Paving Co., Inc. 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 17% Minority/Women Business Enterprise (M/WBE) and 4% African American Business Enterprise (AABE) subcontracting goal that J&P Paving Co., Inc. has committed to meeting; and

WHEREAS, this ordinance accepts the lowest responsive bid and awards the 2023 Task Order Contract for Pavement Preservation Package 4 – Base Repair to J&P Paving Co., Inc. in an amount not to exceed \$1,976,895.94 of which \$20,375.00 will be reimbursed by San Antonio Water System (SAWS) and \$4,950.00 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 approve a task order contract to J&P Paving Co., Inc. in the amount not to exceed \$1,976,895.94, of which \$20,375.00 will be reimbursed by SAWS and \$4,950.00 will be reimbursed by CPS Energy for necessary adjustments to their existing infrastructure, for the 2023 Task Order Contract for Pavement Preservation Package 4 – Base Repair. Funds are contingent upon approval of the FY 2023 Budget 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 to J&P Paving Co., Inc. in an amount not to exceed \$1,976,895.94. Payment is in support of the FY 2023 Street Maintenance Program (SMP) Project, 2023 Pavement Preservation Package 4, using Fund 40099000 with the WBS element 23-04085-05-05-02-03-02 and GL account 5201140. Funding for this project is provided by CO Bonds, ATD, ROW, and General Fund and is contingent upon City Council approval of the FY 2023-FY 2028 CIP Budget. Reimbursement of \$20,375.00 will be received from SAWS and reimbursement of \$4,950.00 will be received from CPS.

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