

ORDINANCE 2022-09-29-0733

**AWARDING THE 2023 STREET REHABILITATION TASK ORDER CONTRACT PACKAGE 1 TO CLARK CONSTRUCTION OF TEXAS, INC. IN AN AMOUNT NOT TO EXCEED \$10,188,825.60, OF WHICH \$226,000.00 WILL BE REIMBURSED BY SAN ANTONIO WATER SYSTEM (SAWS) AND \$9,750.00 WILL BE REIMBURSED BY CPS ENERGY FOR NECESSARY ADJUSTMENTS TO THEIR EXISTING INFRASTRUCTURE. FUNDS ARE AVAILABLE AND INCLUDED IN THE FY 2023 – FY 2028 CAPITAL IMPROVEMENTS PROGRAM AND MAY BE FUNDED FROM VARIOUS FUNDING SOURCES INCLUDING, BUT NOT LIMITED TO, THE GENERAL FUND, THE ADVANCED TRANSPORTATION DISTRICT FUND, DEBT PROCEEDS, OR OTHER FUNDING SOURCES.**

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

**WHEREAS**, this task order contract will enable Public Works to execute multiple projects delivered through the Infrastructure Management Program (IMP); and

**WHEREAS**, this ordinance authorizes one contract for FY 2023 totaling \$10,188,825.60 for the construction of street maintenance projects including, but 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 IMP Rehabilitation projects located throughout the City; and

**WHEREAS**, this project was advertised on June 22, 2022 and six (6) bids were received and opened on July 19, 2022, with Clark Construction of Texas, Inc. submitting the lowest responsive bid; and

**WHEREAS**, this task order contract will be awarded in compliance with the Small Business Economic Development Advocacy (SBEDA) Program and 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 and Clark Construction of Texas, Inc. has committed to meeting the subcontracting goal; and

**WHEREAS**, this ordinance accepts the lowest responsive bid and awards the 2023 Street Rehabilitation Task Order Contract Package 1 to Clark Construction of Texas, Inc. in an amount not to exceed \$10,188,825.60, of which \$226,000.00 will be reimbursed by San Antonio Water System (SAWS) and \$9,750.00 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 accept the lowest responsive bid and award the 2023 Street Rehabilitation Task Order Contract Package 1 to Clark Construction of Texas, Inc. in an amount not to exceed \$10,188,825.60 of which \$226,000.00 will be reimbursed by San Antonio Water System (SAWS) and \$9,750.00 will be reimbursed by CPS Energy o complete street maintenance projects identified in the Infrastructure Management Program.

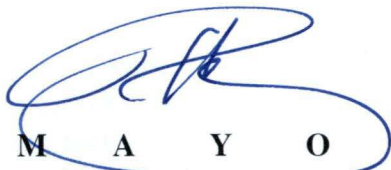
**SECTION 2.** Payment is authorized to be encumbered and made payable to Clark Construction of Texas, Inc. in an amount not to exceed \$10,188,825.60. Payment is in support of the FY 2023 Street Maintenance Program (SMP) Project, 2023 Street Rehabilitation Package 1, using Fund 40099000 with the WBS element 23-04085-08-05-02-01 and GL account 5201140. Funding for this project is provided by CO Bonds, ATD, ROW, and General Fund and is included in the FY 2023-FY 2028 CIP Budget. Reimbursement and appropriation of \$226,000.00 will be received from SAWS and reimbursement of \$9,750.00 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.

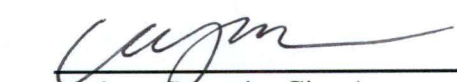
**PASSED AND APPROVED this 29<sup>th</sup> day of September 2022.**

  
M A Y O R  
Ron Nirenberg

**ATTEST:**

  
Debbie Racca-Sittre, City Clerk

**APPROVED AS TO FORM:**

  
Andrew Segovia, City Attorney





## City of San Antonio

### City Council Meeting September 29, 2022

18.

2022-09-29-0733

Ordinance awarding the 2023 Street Rehabilitation Task Order Contract Package 1 to Clark Construction of Texas, Inc. in an amount not to exceed \$10,188,825.60, of which \$226,000 will be reimbursed by San Antonio Water System and \$9,750 will be reimbursed by CPS Energy for necessary adjustments to their existing infrastructure. Funds are from the FY 2023 – FY 2028 Capital Improvements Program and may be funded from various funding sources including the General Fund, the Advanced Transportation District Fund, debt proceeds, or other funding sources. [Roderick Sanchez, Assistant City Manager; Razi Hosseini, Public Works]

Councilmember Rocha Garcia moved to Approve on the Consent Agenda. Councilmember Courage seconded the motion. The motion carried by the following vote:

<b>Aye:</b>	Nirenberg, Bravo, McKeeRodriguez, Viagran, Rocha Garcia, Cabello Havrda, Sandoval, Pelaez, Courage, Perry
<b>Absent:</b>	Castillo