

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

**ORDINANCE**

**AWARDING THE 2023 TASK ORDER CONTRACT FOR  
FLATWORK AND STREET IMPROVEMENTS PACKAGE 2 TO F.D.  
CONCRETE, LLC IN AN AMOUNT NOT TO EXCEED \$4,544,777.00,  
OF WHICH \$223,765.00 WILL BE REIMBURSED BY SAN ANTONIO  
WATER SYSTEM FOR NECESSARY ADJUSTMENTS TO THEIR  
EXISTING INFRASTRUCTURE. FUNDS ARE AVAILABLE FROM  
THE GENERAL FUND, THE ADVANCED TRANSPORTATION  
DISTRICT FUND AND DEBT PROCEEDS INCLUDED IN THE FY  
2023 – FY 2028 CAPITAL IMPROVEMENTS PROGRAM.**

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**WHEREAS**, with the adoption of the FY 2023 Budget, City Council has approved a \$19 million Sidewalk Maintenance Program; 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 \$4,544,777.00 for the construction of sidewalks, driveway approaches, wheelchair ramps improvements, or any other required work for the completion of projects located throughout the City; and

**WHEREAS**, this project was advertised on September 9, 2022 and four (4) bids were received and opened on October 14, 2022, with F.D. Concrete, LLC 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 recommendation of a 26% Minority/Women Business Enterprise (M/WBE) subcontracting goal and a 3% 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 2023 Task Order Contract for Flatwork and Street Improvements Package 2 to F.D. Concrete, LLC in an amount not to exceed \$4,544,777.00, of which \$223,765.00 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 accept the lowest responsive bid and award the 2023 Task Order Contract for Flatwork and Street Improvements Package 2 to F.D. Concrete, LLC in an amount not to exceed \$4,544,777.00, of which \$223,765.00 will be reimbursed by San Antonio Water System (SAWS) for necessary adjustments to their existing infrastructure.

**SECTION 2.** Payment is authorized to be encumbered and made payable to F.D. Concrete, LLC in an amount not to exceed \$4,544,777.00. Payment is in support of the ATD FY2023 Sidewalks Project using Fund 40099000 with the WBS Element 23-04071-05-02-01 and GL Account 5201140. Funding for this project is provided by General Fund and ATD Fund and is in the FY2023-FY2028 CIP Budget. Reimbursement of \$223,765.00 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 \_\_th day of December 2022.**

**M A Y O R**  
Ron Nirenberg

**ATTEST:      APPROVED AS TO FORM:**

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Debbie Racca-Sittre, City Clerk

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Andrew Segovia, City Attorney