

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

**ORDINANCE**

**APPROVING A CONTRACT WITH BERGKAMP, INCORPORATED TO  
PROVIDE A REPLACEMENT SLURRY SEAL APPLICATOR FOR THE  
PUBLIC WORKS DEPARTMENT FOR A TOAL COST OF \$369,700.00.  
FUNDING IS FROM THE FY 2023 EQUIPMENT RENEWAL AND  
REPLACEMENT FUND BUDGET.**

\* \* \* \* \*

**WHEREAS**, an offer was submitted by Bergkamp, Incorporated to provide one replacement slurry seal applicator for the City of San Antonio Public Works Department for a total cost of \$369,700.00, using the Houston-Galveston Area Council contract # SM10-20; and

**WHEREAS**, this purchase meets the requirements under the terms of the Houston/Galveston Area Council of Governments Cooperative Purchasing Agreement adopted by the City of San Antonio on October 10, 1996 through Resolution No. 96-41-48, **NOW THEREFORE:**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:**

**SECTION 1.** The offer submitted by Bergkamp, Incorporated to provide one replacement slurry seal applicator for the Public Works Department for a total cost of \$369,700.00 is hereby accepted, subject to and contingent upon the deposit of all required bonds, performance deposits, insurance certificates and endorsements. A copy of the bid tabulation and contract is attached hereto and incorporated herein for all purposes as **Exhibit I**.

**SECTION 2.** Funding for this ordinance in the amount of \$368,200.00 is available in Fund 72001000, Cost Center 3503200001 and General Ledger 5709080 as part of the Fiscal Year 2023 Adopted Budget approved by City Council.

**SECTION 3.** Funding for this ordinance in the amount of \$1,000.00 is available in Fund 72001000, Cost Center 3503200001 and General Ledger 5201040 as part of the Fiscal Year 2023 Adopted Budget approved by City Council.

**SECTION 4.** Payment is authorized to Bergkamp, Incorporated and should be encumbered with a purchase order.

**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 designee, correct allocations to specific SAP Fund Numbers, SAP Project Definitions, SAP WBS Elements, SAP Internal Orders, SAP Fund Centers, SAP Cost Centers, SAP Functional Areas, SAP Funds Reservation Document Numbers, and SAP GL Accounts as necessary to carry out the purpose of this ordinance.

LC  
\_\_/\_\_/23  
Item No. \_\_

**SECTION 6.** This ordinance is effective immediately upon passage by eight affirmative votes; otherwise it is effective on the tenth day after passage.

**PASSED and APPROVED** this \_\_ day of \_\_\_\_\_, 2023.

**M A Y O R**  
Ron Nirenberg

**ATTEST:**

**APPROVED AS TO FORM:**

\_\_\_\_\_  
Debbie Racca-Sittre, City Clerk

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Andrew Segovia, City Attorney