

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

**ORDINANCE**

**AWARDING A CONSTRUCTION CONTRACT TO D. PLATA CONSTRUCTION COMPANY, LLC IN THE AMOUNT OF \$814,816.29 WITH REIMBURSEMENT FROM SAN ANTONIO WATER SYSTEM IN AN AMOUNT CONSISTENT WITH THEIR EXISTING INFRASTRUCTURE FOR THE PARHAM STREET DRAINAGE IMPROVEMENTS PROJECT LOCATED IN COUNCIL DISTRICT 7. FUNDS ARE AVAILABLE FROM THE STORM WATER OPERATING FUND AND ARE INCLUDED IN THE FY 2022 – FY 2027 CAPITAL IMPROVEMENT PROGRAM.**

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**WHEREAS**, this project will consist of drainage improvements and street reconstruction including sidewalks, curbs and driveway approaches on Parham Street from West Commerce Street to the dead end, including the installation of a new inlet, box culverts to capture water runoff to convey the water to an existing channel and sewer joint-bid utility work; and

**WHEREAS**, construction is anticipated to begin in December 2021 and is estimated to be completed by June 2022; and

**WHEREAS**, this project was advertised on July 7, 2021 and four bids were received and opened on August 6, 2021 with D. Plata Construction Company, LLC submitting the lowest responsive bid; and

**WHEREAS**, this contract will be awarded in compliance with the Small Business Economic Development Advocacy (SBEDA) Program, which requires contracts to be reviewed by a Goal Setting Committee to establish a requirement and/or incentive unique to the particular contract and maximize the amount of small, minority and women-owned business participation on the contract; and

**WHEREAS**, the Goal Setting Committee set a 25% Minority/Women Business Enterprise (M/WBE) subcontracting goal and a 4% African American Business Enterprise (AABE) subcontracting goal that D. Plata Construction Company, LLC has committed to meeting the subcontractor participation goal; and

**WHEREAS**, this ordinance accepts the lowest responsive bid and awards a construction contract to D. Plata Construction Company, LLC in the amount of \$814,816.29 of which \$47,482.56 will be reimbursed by SAWS. Funds are available from the Storm Water Operating Fund and are included in the FY 2022 – FY 2027 Capital Improvement Program; **NOW THEREFORE:**

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

**SECTION 1.** The lowest responsive bid in the amount of \$814,816.29 from D. Plata Construction Company, LLC for drainage improvements and street reconstruction including sidewalks, curbs and driveway approaches on Parham Street from West Commerce Street to the dead end, of which \$47,482.56 will be reimbursed by San Antonio Water System (SAWS), is hereby accepted. All other bids will be considered rejected upon the execution of a contract by the successful bidder and the deposit of all required bonds and insurance certificates or the expiration of ninety (90) days from the effective date hereof, whichever occurs first.

**SECTION 2.** Payment is authorized to be encumbered and made payable D. Plata Construction Company, LLC in an amount not to exceed \$814,816.29. Payment is in support of the Parham Street Drainage Improvements Project using Fund 40099000 with the WBS element 23-0179-05-02-01 and GL account 5201140. Funding for this project is provided by Stormwater Operating Fund. Funding is in the FY2022-FY2027 CIP Budget. Reimbursements of \$47,482.56 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 \_\_\_\_\_, 2021.

**M A Y O R**  
Ron Nirenberg

**ATTEST:**

**APPROVED AS TO FORM:**

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Debbie Racca-Sittre, Acting City Clerk

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Andrew Segovia, City Attorney