

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

ORDINANCE

AWARDING A CONSTRUCTION CONTRACT TO E-Z BEL CONSTRUCTION, LLC IN THE AMOUNT OF \$9,696,608.40 OF WHICH \$2,309,173.20 WILL BE REIMBURSED BY SAN ANTONIO WATER SYSTEM AND \$919,558.11 WILL BE REIMBURSED BY CPS ENERGY FOR THE NORTH MAIN AVENUE & SOLEDAD STREET (PECAN STREET TO NAVARRO STREET) PROJECT LOCATED IN COUNCIL DISTRICT 1. FUNDS ARE AVAILABLE FROM THE 2017-2022 GENERAL OBLIGATION BOND PROGRAM AND ARE INCLUDED IN THE FY 2022 – FY 2027 CAPITAL IMPROVEMENTS PROGRAM.

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WHEREAS, on May 6, 2017, voters approved the 2017 Bond Program, which authorized \$9,000,000.00 for roadway reconstruction for North Main Avenue & Soledad Street (Pecan Street to Navarro Street) Project located in Council District 1; and

WHEREAS, an additional \$9,000,000.00 was authorized in the 2017 Bond Program for District 1 Pedestrian Mobility & Streets of which \$660,000.00 will be used to fund pedestrian enhancements on North Main Avenue & Soledad Street; and

WHEREAS, the project will provide for the reconstruction of North Main Avenue and Soledad Street from Pecan Street to Navarro Street, including the construction of roadway improvements, sidewalks, bike amenities, pedestrian illumination, landscaping, irrigation, storm sewer upgrades, as well as traffic and pedestrian signal upgrades; and

WHEREAS, also included as part of this project will be joint-bid SAWS and CPS Energy utility work; and

WHEREAS, this project was advertised on September 3, 2021 and three bids were received and opened in October 5, 2021 with E-Z Bel Construction, LLC submitting the lowest responsive; and

WHEREAS, this contract will be awarded in compliance with the Small Business Economic Development Advocacy (SBEDA) Program, the Goal Setting Committee set a 25% Minority/Women Business Enterprise (M/WBE) subcontracting goal and a 2% African American Business Enterprise (AABE) subcontracting goal; and

WHEREAS, construction is anticipated to begin in January 2022 and is estimated to be completed in August 2023; and

WHEREAS, this ordinance accepts the lowest responsive bid and awards a construction contract to E-Z Bel Construction, LLC in the amount of \$9,696,608.40 of which \$2,309,173.20 will be reimbursed by SAWS and \$919,558.11 will be reimbursed by CPS Energy for the North Main Avenue & Soledad Street (Pecan Street to Navarro Street) Project, a 2017 Bond funded project, located in Council District 1; **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 \$9,696,608.40 from E-Z Bel Construction, LLC, of which \$2,309,173.20 will be reimbursed by SAWS and \$919,558.11 will be reimbursed by CPS Energy for the North Main Avenue & Soledad Street (Pecan Street to Navarro Street) Project, a 2017 Bond funded project, located in Council District 1. 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 E-Z Bel Construction, LLC in an amount not to exceed \$9,696,608.40.

SECTION 3. Payment of \$9,036,608.40 is in support of the N Main Ave & Soledad St (Pecan - Navarro) Project using Fund 45099000 with the WBS element 23-01598-05-02-01 and GL account 5201140. Funding for this project is provided by GO Bonds and is in the FY2022-FY2027 CIP Budget. Reimbursement of \$919,558.11 will be received from CPS and reimbursement of \$2,309,173.20 will be received from SAWS.

SECTION 4. Payment of \$660,000.00 is in support of the District 1 Pedestrian Mobility & Streets Project using Fund 45099000 with the WBS element 23-01571-14-0-02-01 and GL account 5201140. Funding for this project is provided by GO Bonds and the San Pedro Pedestrian Improvement Fund and is in the FY2022-FY2027 CIP Budget.

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 4. 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 5. 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:

Debbie Racca-Sittre, Acting City Clerk

Andrew Segovia, City Attorney