

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

ORDINANCE

APPROVING A CONSTRUCTION CONTRACT WITH JERDON ENTERPRISE, LP, IN AN AMOUNT NOT TO EXCEED \$2,195,148.00, OF WHICH \$367,775.00 WILL BE REIMBURSED BY SAN ANTONIO WATER SYSTEM (SAWS) AND \$235,974.00 WILL BE REIMBURSED BY CPS ENERGY FOR THE BREEDEN- W. RUSSEL PLACE AREA DRAINAGE PHASE 1A PROJECT LOCATED IN COUNCIL DISTRICT 1. FUNDS ARE AVAILABLE FROM THE STORM WATER OPERATING FUND AND STREET MAINTENANCE PROGRAM INCLUDED IN THE FY 2022-FY 2027 CAPITAL IMPROVEMENT PROGRAM.

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WHEREAS, necessary drainage improvements to Breeden Avenue will relieve properties affected by area flooding, and this project phase will provide for an underground storm drain system, inlets, street reconstruction along South Flores to Breeden Avenue including curbs, sidewalks, driveway approaches and associated joint-bid utility improvements; and

WHEREAS, this project was advertised on August 20, 2021, for construction bids in the San Antonio Hart Beat, on the City's website, on the Texas Electronic State Business Daily, on TVSA, and through the electronic bidding website CivCast, and bids were opened on September 24, 2021 with Jerdon Enterprise, L.P. 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 be reviewed by a Goal Setting Committee to establish a requirement and/or incentive unique to the particular contract in an effort to maximize the amount of small, minority, and women-owned business participation on the contract; and

WHEREAS, construction is anticipated to begin in February 2022 and is estimated to be completed in November 2022; and

WHEREAS, this is a one-time capital improvement expenditure in the amount of \$2,195,148.00 payable to Jerdon Enterprise, L.P. with funds available from the Stormwater Operating Fund and Street Maintenance Program included in the FY 2022 – FY 2027 Capital Improvement Program, and of this amount \$367,775.00 will be reimbursed by SAWS and \$235,974.00 will be reimbursed by CPS Energy; **NOW THEREFORE**,

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

SECTION 1. The lowest responsive bid of Jerdon Enterprise, L.P. in the total amount not to exceed \$2,195,148.00, of which \$367,775.00 will be reimbursed by SAWS and \$235,974.00 will be reimbursed by CPS Energy, for the Breeden- W. Russel Place Area Drainage Phase 1A Project,

is hereby approved and a copy of which is included as Attachment I. 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. A contract is hereby awarded to Jerdon Enterprise, L.P.

SECTION 3. Payment is authorized to be encumbered and made payable to Jerdon Enterprise, L.P. in an amount not to exceed \$2,195,148.00.

Payment of \$1,341,049.00 is in support of the Breeden-W Russell Pl Area Drainage Ph I Project using Fund 40099000 with the WBS elements and GL accounts in the table below. Funding for this project is provided by the Storm Water Operating Fund and is in the FY2022-FY2027 CIP Budget. Reimbursement of \$367,775.00 will be received from SAWS and reimbursement of \$235,974.00 from CPS.

Payment of \$854,099.00 is in support of the FY 2021 Street Maintenance Project using Fund 40099000 with the WBS elements and GL accounts in the table below. Funding for this project is provided by GO bonds, CO Bonds, Tax Notes, ATD and General Fund and is in the FY2022-FY2027 CIP Budget.

WBS	GL	AMOUNT
23-03794-05-02-01	5201140	\$737,300.00
23-01874-11-03-02	5201140	854,099.00
23-03794-04-02-04	5201245	214,212.00
23-03794-04-02-03	5201245	153,563.00
23-03794-04-02-06	5201245	235,974.00
TOTAL		\$2,195,148.00

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 shall be effective immediately upon passage by eight affirmative votes; otherwise it shall be effective on the tenth day after passage hereof.

PASSED and APPROVED this ____ day of _____, 2022.

JH
0/0/2022
Item No.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Debbie Racca-Sittre, Acting City Clerk

Andrew Segovia, City Attorney

DRAFT