

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

ORDINANCE

APPROVING A CONSTRUCTION CONTRACT WITH RCO CONSTRUCTION, L.L.C. IN AN AMOUNT NOT TO EXCEED \$641,180.00 FOR THE HUEBNER CREEK TRAILHEAD PROJECT AT CRYSTAL HILL, LOCATED IN COUNCIL DISTRICT 7. FUNDING IN THE AMOUNT OF \$591,680.00 IS AVAILABLE FROM THE VOTER APPROVED SALES TAX VENUE FUNDS AND IS PART OF THE ADOPTED FY 2021 – FY 2026 CAPITAL IMPROVEMENT PROGRAM. THIS ORDINANCE ALSO APPROPRIATES \$49,500.00 FROM THE FY 2021 TREE CANOPY PRESERVATION AND MITIGATION FUND WHICH WILL BE USED FOR TREE PLANTINGS AROUND THE TRAILHEAD AND SUPPORTING IRRIGATION.

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WHEREAS, the Huebner Creek Trailhead project at Crystal Hill includes site work, concrete, shade elements, a drinking fountain, lighting, a crosswalk, and minor trailhead amenities such as signage, benches, tree plantings, and landscaping; and

WHEREAS, the City will receive a San Antonio River Authority (SARA) Watershed Wise Rebate in the amount of \$157,673.25 to build a Low Impact Development (LID) bioswale feature, which will be recouped into the Sales Tax Venue fund; and

WHEREAS, design work was performed by Terra Design Group. It is anticipated that construction will begin in Summer 2021 and be completed before the end of Spring 2022; and

WHEREAS, this project was advertised on December 23, 2020 in the Hart Beat, the Texas Electronic State Business Daily, the City’s website, TVSA and the electronic bidding site CivCast. Bids were opened on January 29, 2021 and eight (8) bids were received. One bidder was deemed non-responsive due to not meeting the subcontracting requirements. After reviewing the bids, RCO Construction, L.L.C. was deemed the lowest responsive bidder; and

WHEREAS, this contract will be executed 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. The Goal Setting Committee set a 24% Minority/Women Business Enterprise (M/WBE) subcontracting goal and a 3% African American Business Enterprise (AABE)

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subcontracting goal. RCO Construction, L.L.C. is certified S/MBE and has committed to satisfying the AABE subcontracting goal; and

WHEREAS, this construction contract was developed utilizing the low bid process. Therefore, a Contracts Disclosure Form is not required; **NOW THEREFORE**:

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

SECTION 1. The lowest responsive bid in the total amount of \$641,180.00 from RCO Construction, L.L.C. for the Huebner Creek Trailhead project 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. A construction contract is hereby awarded to, RCO Construction, L.L.C.

SECTION 3. Payment is authorized to be encumbered and made payable to RCO Construction, L.L.C. in an amount not to exceed \$641,180.00. 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. Payment of \$360,467.00 is in support of the Trail Connections, Parking and Other ENH Project using Fund 40005000 with WBS element 26-00675-05-02-01 and GL account 5201140. Funding for this project is provided by Linear Parks 2015 Fund and is in the FY2021-FY2026 CIP Budget.

SECTION 5. Payment of \$231,213.00 is in support of the Creekway Low Impact Development Project using Fund 40005000 with WBS element 26-00653-05-02-10 and GL account 5201140. Funding for this project is provided by Linear Parks 2015 Fund and is in the FY2021-FY2026 CIP Budget.

SECTION 6. Funding in the amount of \$49,500.00 is available in Fund 29619000, Cost Center 2616010001 and General Ledger 5202020 as part of the Fiscal Year 2021 Budget approved by City Council.

SECTION 7. 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 8. This Ordinance is effective immediately upon the receipt of eight affirmative votes; otherwise, it is effective ten days after passage.

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PASSED AND APPROVED this ____ day of April, 2021.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Tina J. Flores, City Clerk

Andrew Segovia, City Attorney

DRAFT