

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

ORDINANCE

**AUTHORIZING A TASK ORDER TO A JOB ORDER CONTRACT
WITH LMC CORPORATION IN THE AMOUNT OF \$132,769.32
TO CONSTRUCT PARK IMPROVEMENTS FOR THE NANI
FALCONE PARK PROJECT, A 2017 BOND FUNDED PROJECT,
LOCATED IN COUNCIL DISTRICT 7.**

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WHEREAS, on May 6, 2017, the City approved the 2017 Bond Program authorizing \$250,000.00 for improvements to Nani Falcone Park located in Council District 7; and

WHEREAS, this project will provide for park improvements to the existing shade structures and associated accessible walkways within the dog park including the addition of security lighting and wheel stops to the turf parking areas; and

WHEREAS, construction is anticipated to begin March 2020 and estimated to be completed by July 2020; and

WHEREAS, this is a task order utilizing Job Order Contracting (JOC), an alternative project delivery method in which ten contractors were approved through Ordinance 2019-02-21-0134 by City Council on February 21, 2019; and

WHEREAS, the use of the JOC delivery method provides the City with on-call construction, renovation and maintenance services for City buildings and facilities; and

WHEREAS, assignment of JOC contractors to specific jobs is based on the contractor's current workload, overall capacity, and familiarity with a specific facility, expertise in completing specific task and/or managing a specific trade needed to carry out the requested work; and

WHEREAS, of the ten contractors, LMC Corporation was selected to submit an estimate and project schedule for this project; and

WHEREAS, this task order will be issued in accordance with awarded JOC contract 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, the Goal Setting Committee set a 24% Minority/Women Business Enterprise (M/WBE) subcontracting goal and a 4% African American Business Enterprise subcontracting goal; and

WHEREAS, LMC Corporation has committed to a 24% M/WBE and 4% AABE subcontractor participation; and

WHEREAS, the Discretionary Contracts Disclosure Form, as required by the City's Ethics Ordinance for all Projects where subjective criteria are used to select the contractor or consultant rather than by low bid, is attached; **NOW THEREFORE**

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

SECTION 1. The City Manager or designee, or the Director of the Transportation and Capital Improvements Department or designee, is authorized to execute a task order to a Job Order Contract with LMC Corporation in an amount not to exceed \$132,769.32 for the Nani Falcone Park project.

SECTION 2. Payment is authorized to be encumbered and made payable to LMC Corporation in an amount not to exceed \$132,769.32. Payment is in support of the Nani Falcone Park 2017 Project, using Fund 45099000, WBS 23-01685-05-02-01, and GL 5201140. Funding is provided by GO Bonds, and is in the FY2020-FY2025 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 3. The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director of Finance may, subject to concurrence by the City Manager or the City Manager's 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.

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 _____, 2020.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Leticia M. Vacek, City Clerk

Andrew Segovia, City Attorney