

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

AN ORDINANCE

AUTHORIZING A TASK ORDER TO A JOB ORDER CONTRACT FOR IMPROVEMENTS TO A PERIMETER FENCE AT THE JAPANESE TEA GARDENS, IN AN AMOUNT NOT TO EXCEED \$153,965.24, PAYABLE TO ALPHA BUILDING COMPANY, A 2012 BOND FUNDED PROJECT, LOCATED IN COUNCIL DISTRICT 1.

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WHEREAS, this project provides construction of a perimeter fence that includes panels, posts, pedestrian gates and vehicular gates at various locations, for access to the garden; and

WHEREAS, this project will extend the fencing in a perimeter around the bulk of the property of the Japanese Tea Garden, to provide security for the property during times when the facility is closed; and

WHEREAS, there will be two (2) profiles of fence; and

WHEREAS, the first, a non-climb fence profile with aesthetic qualities is dark green in color, approximately 1050 linear feet in areas where the fence will be highly visible to those who use the facility; and

WHEREAS, the second profile will be approximately 1025 linear feet of typical chain-link fence with a 3-barbed wire set along the top for those areas that are not visible by the public; and

WHEREAS, project construction is anticipated to begin August 2014 and estimated to be completed by October 2014; and

WHEREAS, this is Phase 1 of the project, Phase 2 is the scoping phase and will be completed at a later date; and

WHEREAS, this project was selected to utilize the Job Order Contracting (JOC) method, an alternative project delivery method, which 10 contractors were approved through Ordinance 2011-01-20-0053 by City Council on January 20, 2011; 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, familiarity with a specific facility, expertise in completing specific task(s) and/or managing a specific trade needed to carry out the requested repair or rehabilitation; and

WHEREAS, of the 10 contractors, Alpha Building Company was selected to submit a cost estimate and project schedule; and

WHEREAS, the JOC contract associated with this agreement was advertised in 2010, prior to the implementation of the revised Small Business Economic Development Advocacy (SBEDA) ordinance; and

WHEREAS, therefore, the solicitation required respondent to make a good faith effort to meet goals aspired to in utilizing small, woman and minority-owned businesses as subcontractors; and

WHEREAS, the Economic Development Department has reviewed and approved the subcontracting plan submitted by Alpha Building Company; 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 her designee or the Director of the Transportation and Capital Improvements Department or his designee, is authorized to execute a task order to a Job Order Contract for improvements to a perimeter fence at the Japanese Tea Gardens, in an amount not to exceed \$153,965.24, payable to Alpha Building Company, a 2012 Bond funded Project, located in Council District 1.

SECTION 2. Payment in the amount not to exceed \$153,965.24 in SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 40-00361, Japanese Tea Gardens, is authorized to be encumbered and made payable to Alpha Building Company, for construction services.

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.

SW/vv
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Item #14-1500

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 _____.

M A Y O R
Ivy T. Taylor

ATTEST:

APPROVED AS TO FORM:

Leticia M. Vacek, City Clerk

Robert F. Greenblum, City Attorney

DRAFT