

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

ORDINANCE

**AUTHORIZING A DONATION ACCEPTING FUNDS IN THE
AMOUNT OF \$100,000.00 FROM THE SAN ANTONIO PARKS
FOUNDATION FOR CONSTRUCTION AT MAVERICK PARK.**

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WHEREAS, on May 6, 2017, voters approved the 2017 Bond Program which authorized \$1,250,000.00 for improvements to the Downtown Parks Package; and

WHEREAS, this package included four park locations: Maverick Park, Milam Park, Travis Park and Columbus Park; and

WHEREAS, the Maverick Park project will provide for the construction of a fenced-in dog park with associated amenities such as sidewalks, lighting, drinking fountains, landscape planting and associated park furniture (to include benches and tables), as well as a new restroom structure and associated utilities; and

WHEREAS, construction is anticipated to begin in May 2020 and is estimated to be completed by November 2020; and

WHEREAS, the San Antonio Parks Foundation is a 501(c)(3) nonprofit organization that supports enhancements to the parks of the City of San Antonio and Bexar County; and

WHEREAS, the Foundation was organized in 1981 and works closely with the City of San Antonio's Departments of Parks and Recreation and Downtown Operations in addition to Bexar County; and

WHEREAS, the Foundation is donating funding in the amount of \$100,000.00 to the City for the construction of improvements to Maverick Park; and

WHEREAS, on September 13, 2019, the Midtown TIRZ Board of Directors approved a Resolution (attached) authorizing the execution of the First Amendment to Funding Agreement with Midtown TIRZ Board to provide available tax increment funding in the total amount not to exceed \$160,000.00 for construction of improvements for Maverick Park; and

WHEREAS, the task order associated with this project utilizes 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 repair or rehabilitation; and

WHEREAS, of the ten contractors, Amstar, Inc. was selected to submit an estimate and project schedule for this project.

WHEREAS, this task order will be executed in compliance with the Small Business Economic Development Advocacy (SBEDA) Program requirements awarded with the JOC, which 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, Amstar, Inc. 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 Parks and Recreation Department or designee, is authorized to accept and appropriate the of a donation from the San Antonio Parks Foundation in an amount not to exceed \$100,000.00 for the construction of park improvements at Maverick Park. The acceptance of the donated funds is necessary to ensure full funding of all of the associated community requested scope items for Maverick Park, a Downtown Parks 2017 Bond funded project, located in Council District 1.

SECTION 2. 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 3. This ordinance is effective immediately upon the receipt of eight affirmative votes; otherwise, it is effective ten days after passage.

PASSED AND APPROVED this _____th day of _____, 2020.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Tina Flores, Interim, City Clerk

Andrew Segovia, City Attorney