

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

**AN ORDINANCE**

**ACCEPTING THE LOWEST RESPONSIVE BID PLUS FOUR ADDITIONAL ALTERNATES AND AWARDING A CONSTRUCTION CONTRACT TO MYERS CONCRETE CONSTRUCTION, LP, IN THE AMOUNT OF \$564,690.50 FOR THE GOLD CANYON PARK IMPROVEMENTS PROJECT, A 2012-2017 BOND-FUNDED PROJECT, LOCATED IN COUNCIL DISTRICT 9.**

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**WHEREAS**, Property was donated to the Parks Department in 2010 and included in the 2012 Bond for development as a park; and

**WHEREAS**, according to Ordinance 2010-02-04-0094, KB Homes had requested the City of San Antonio's Parks and Recreation Department consider accepting approximately 7.117 acres of property; and

**WHEREAS**, the property had been assessed as valuable open space for the City to consider accepting and met the criteria for park land donation; and

**WHEREAS**, the land is located over the Edwards Aquifer Recharge Zone and abuts 65 acres of park land already owned by the City; and

**WHEREAS**, this donation brought Gold Canyon Park from 65 acres to 72 acres and provide the potential for future trail development; and

**WHEREAS**, the 2012-2017 General Obligation Bond Program authorized \$1,000,000.00 for construction improvements at Gold Canyon Park, located in Council District 9; and

**WHEREAS**, as part of that program, funds in the total amount of \$564,690.50 will be spent on the construction contract; and

**WHEREAS**, the balance of the Project funds will be used for design services, environmental services and project management, with any funds remaining to be realized as bond savings; and

**WHEREAS**, two separate public input meetings were held in November 2013 and May 2014 to gather feedback for the Gold Canyon Park Project; and

**WHEREAS**, as a result of the community input and as dictated by the Bond Program language, Gold Canyon Park improvements will provide for the construction of a parking lot, partially paved loop trail and a new trail section to complete a full loop around the park; and

**WHEREAS**, four alternates also were selected in addition to the base bid; and

**WHEREAS**, the alternates include a new unpaved trail, new restroom enclosure, trail amenities and steel fence that separates a nearby private park from this park; and

**WHEREAS**, this Project was advertised for construction bids in April 2015 in the San Antonio Hart Beat, on the City's website, on the Texas Electronic State Business Daily, on TVSA and through the TCI Small Business Office; and

**WHEREAS**, plans also were available to potential bidders at the office of IDC, Inc., 8632 Fredericksburg Road, Suite 200, San Antonio, Texas 78240; and

**WHEREAS**, bids were opened on May 19, 2015 and eleven (11) bids were received; and

**WHEREAS**, of these, Myers Concrete Construction, LP submitted 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**, the Goal Setting Committee set a 13% Minority/Women Business Enterprise (M/WBE) subcontracting goal and a 2% African American Business Enterprise (AABE) subcontracting goal; and

**WHEREAS**, Myers Concrete Construction, LP has committed to meeting the required SBEDA subcontracting goals; and

**WHEREAS**, this construction contract was developed utilizing the low bid process; therefore, a Discretionary 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 qualified bid in the amount of \$564,690.50, from Myers Concrete Construction, LP plus four additional alternates, for the Gold Canyon Park Improvements Project, a 2012-2017 Bond-funded project located in Council District 9, is hereby accepted. The contract described herein shall become effective upon the deposit of all required bonds and insurance certificates so long as such deposits are accomplished within sixty (60) days from the effective date of this ordinance. A copy of the contractor's executed Formal Invitation for Bids and Contract is attached hereto and incorporated herein for all purposes as **Attachment I**.

**SECTION 2.** Payment in an amount not to exceed \$564,690.50 in SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 40-00354, Gold Canyon Park, is authorized to be encumbered and made payable to Myers Concrete Construction, LP, for a construction contract.

**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 \_\_\_\_\_.

**M A Y O R**  
Ivy R. Taylor

**ATTEST:**

**APPROVED AS TO FORM:**

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Leticia M. Vacek, City Clerk

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Martha G. Sepeda, Acting City Attorney