

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 QUALIFIED BID FOR THE MARTIN LUTHER KING PARK IMPROVEMENTS PROJECT AND AWARDING A CONSTRUCTION CONTRACT, INCLUDING THREE ALTERNATES, IN THE AMOUNT OF \$2,612,414.04, TO J3 COMPANY, LLC, A 2012-2017 GENERAL OBLIGATION BOND-FUNDED PROJECT, LOCATED IN COUNCIL DISTRICT 2.

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WHEREAS, the 2012-2017 Bond Program approved \$2 million for improvements at Martin Luther King Park Project; and

WHEREAS, in addition, funds in the total amount of \$2 million in streets, bridges and sidewalks bond funds have been identified for use on this project due to the evolution and increase in the project's scale during and public input process; and

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

WHEREAS, as developed and approved through the public input process, this project provides for the demolition of the existing low water crossing at the Salado Creek within Martin Luther King Park and the construction of a bridge structure at the same low water crossing location; and

WHEREAS, in addition, construction will include new asphalt paving leading up to the bridge, modifications to existing parking stalls, modifications to the existing Salado Greenway Hike and Bike Trail and installation of gates and post and cable barriers within the Wheatley Sports Complex north of the new bridge; and

WHEREAS, in addition, the project provides for new entry signage at Martin Luther King Drive and modified entry signage at Houston Street; and

WHEREAS, project construction is anticipated to begin December 2016 and estimated to be completed by October 2017; and

WHEREAS, this project was advertised for construction bids in September 2016 in the San Antonio Hart Beat, on the City's website, on the Texas Electronic State Business Daily and on TVSA; and

WHEREAS, bids for this project were opened on October 4, 2016 and four (4) bidders responded; and

WHEREAS, of these, J3 Company, LLC submitted the lowest responsive bid; and

WHEREAS, Small Business Office applied a 23% Minority/ Women-Owned Business Enterprise (M/WBE) and 4% African American Business Enterprise (AABE) subcontracting goal to this solicitation and J3 Company, a Small Business Enterprise, committed to 6.91% M/WBE subcontracting goal; 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 \$2,612,414.04 from J3 Company, LLC, including three alternates for construction of the Martin Luther King Park Improvement 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 J3 Company, LLC.

SECTION 3. Payment in the amount not to exceed \$2,000,000.00 in SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 40-00294, Citywide Bridge Program, is authorized to be encumbered and made payable to J3 Company, LLC, for construction services.

SECTION 4. Payment in the amount not to exceed \$612,414.04 in SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 40-00374, Martin Luther King Park, is authorized to be encumbered and made payable to J3 Company, LLC, for construction services.

SECTION 5. 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 6. 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:

Leticia M. Vacek, City Clerk

City Attorney

DRAFT