

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

AN ORDINANCE

AUTHORIZING A TASK ORDER TO A JOB ORDER CONTRACT FOR THE DENMAN ESTATE PARK POND MODIFICATIONS PROJECT LOCATED IN COUNCIL DISTRICT 8, IN THE AMOUNT OF \$297,050.00, PAYABLE TO DAVILA CONSTRUCTION INC. THIS ORDINANCE ALSO AUTHORIZES THE APPROPRIATION OF \$238,088.32 INTO THE DENMAN POND PROJECT.

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WHEREAS, Denman Estate Park is a 12.5 acre park in Council District 8 that has a walking trail around a manmade pond in a natural setting; and

WHEREAS, in 2010, the City of Gwangju, South Korea, a sister city since 1981, donated and constructed a traditional Korean monument at ponds edge; and

WHEREAS, in order to reduce the use of potable water as a source for the pond, the department engaged an engineer to develop this modification plan; and

WHEREAS, this project provides for the construction of an earthen peninsula in the pond allowing for a sustainable maintenance plan without adversely impacting the aesthetics or ecological system of this park amenity such as the Bald Cypress trees; and

WHEREAS, additionally, the earthen peninsula will offer an enhanced perspective of the Korean monument by serving as a viewing area; and

WHEREAS, the scope of work also includes a clay pond liner and capping an existing drainage line; and

WHEREAS, during the construction, Denman Estate Park will remain open and accessible to the public; and

WHEREAS, this Project was selected to utilize the Job Order Contracting (JOC), an alternative Project delivery method which ten contractors were approved through Ordinance 2015-01-15-0013 by City Council on January 15, 2015; 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 tasks and/or managing a specific trade needed to carry out the requested repair or

rehabilitation; and

WHEREAS, based on this criteria, Davila Construction Inc. was selected to submit an estimate and project schedule for this Project; and

WHEREAS, Davila Construction Inc. has committed to 23% M/WBE and 3% AABE; **NOW THEREFORE**:

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

SECTION 1. The City Manager or her designee the Director of the Parks and Recreation Department or his designee, is authorized to execute a task order to a Job Order Contract with Davila Construction, Inc., for the Denman Estate Park Pond modifications project located in Council District 8, in the amount of \$297,050.00, payable to Davila Construction Inc. ordinance also authorizes the appropriation of \$238,088.32 into the Denman pond project. A copy of the task order is attached hereto and incorporated herein for all purposes as **Attachment I**.

SECTION 2. The amount of \$100,000.00 is appropriated in SAP Fund 11001000/2600, General Fund, SAP Internal Order # 390000002XXX, SAP GL account 6102100 - Interfund Transfer out entitled From 11001000 to 26-00642-90-14-02. The amount of \$100,000.00 is authorized to be transferred to SAP Fund 40099000.

SECTION 3. The budget in SAP Fund 40099000, Other Capital Projects, SAP Project Definition 26-00642, DM Parks - Denman Pond, shall be revised by increasing SAP WBS Element 26-00642-90-14-02 entitled Transfer from I/O# 390000002XXX, SAP GL Account 6101100 - Interfund Transfer In, by the amount \$100,000.00.

SECTION 4. The amount of \$110,056.07 is appropriated in SAP Fund 11001000/2600, General Fund, SAP Internal Order # 390000002XXX, SAP GL account 6102100 - Interfund Transfer out entitled From 11001000 to 26-00642-90-14-03. The amount of \$110,056.07 is authorized to be transferred to SAP Fund 40099000.

SECTION 5. The budget in SAP Fund 40099000, Other Capital Projects, SAP Project Definition 26-00642, DM Parks - Denman Pond, shall be revised by increasing SAP WBS Element 26-00642-90-14-03 entitled Transfer from I/O# 390000002XXX, SAP GL Account 6101100 - Interfund Transfer In, by the amount \$110,056.07.

SECTION 6. The amount of \$19,328.94 is appropriated in SAP Fund 29088134, Belcara 2 Sub, SAP Internal Order # 226000000530, SAP GL account 6102100 - Interfund Transfer out entitled From 29088134 to 26-00642-90-07-01. The amount of \$19,328.94 is authorized to be transferred to SAP Fund 40099000.

SECTION 7. The budget in SAP Fund 40099000, Other Capital Projects, SAP Project Definition 26-00642, DM Parks - Denman Pond, shall be revised by increasing SAP WBS Element 26-00642-90-07-01 entitled Transfer from I/O# 226000000530, SAP GL Account 6101100 - Interfund Transfer In, by the amount \$19,328.94.

SECTION 8. The amount of \$8,703.31 is appropriated in SAP Fund 29088157, Flash Construction LLC, SAP Internal Order # 226000000553, SAP GL account 6102100 - Interfund Transfer out entitled From 29088157 to 26-00642-90-07-02. The amount of \$8,703.31 is authorized to be transferred to SAP Fund 40099000.

SECTION 9. The budget in SAP Fund 40099000, Other Capital Projects, SAP Project Definition 26-00642, DM Parks - Denman Pond, shall be revised by increasing SAP WBS Element 26-00642-90-07-02 entitled Transfer from I/O# 226000000553, SAP GL Account 6101100 - Interfund Transfer In, by the amount \$8,703.31.

SECTION 10. The amount up to \$238,088.32 is appropriated in SAP Fund 40099000, Other Capital Projects, SAP Project Definition 26-00642, DM Parks - Denman Pond, SAP WBS Element 26-00642-05-08, entitled Construction Cost, SAP GL Account 5201140.

SECTION 11. Payment in the amount not to exceed \$297,050.00 in SAP Fund 40099000, Other Capital Projects, SAP Project Definition 26-00642, DM Parks - Denman Pond, is authorized to be encumbered and made payable to Davila Construction Inc., for construction services. 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 12. 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 13. 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 _____, 2018.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Leticia M. Vacek, City Clerk

Andrew Segovia, City Attorney