

AN ORDINANCE 2019-01-31-0099

**AWARDING A CONSTRUCTION CONTRACT TO TCL CONSTRUCTION ENTERPRISES, LLC IN THE AMOUNT OF \$3,750,000.00 FUNDED FROM THE 2015 SALES TAX VENUE FUNDS INCLUDED IN THE FY 2019 TO FY 2024 CAPITAL IMPROVEMENT PROGRAM TO PERFORM CONSTRUCTION WORK FOR THE SALADO CREEK GREENWAY (LOOP 1604 TO EISENHOWER PARK) PROJECT LOCATED IN COUNCIL DISTRICT 9; AND AUTHORIZING AN ACCESS AGREEMENT WITH THE TEXAS DEPARTMENT OF TRANSPORTATION (TXDOT) TO ALLOW FOR THE CONSTRUCTION AND MAINTENANCE OF TRAIL IMPROVEMENTS WHERE THEY CROSS TXDOT'S RIGHT-OF-WAY.**

\* \* \* \* \*

**WHEREAS**, this ordinance authorizes a construction contract with TCL Construction Enterprises, LLC for the Salado Creek Greenway (Loop 1604 to Eisenhower Park) Project and authorizes the execution of an access agreement with TxDOT to allow for the construction and maintenance of the Salado Creek Greenway improvements within TxDOT's right-of-way at Loop 1604 and at NW Military Hwy; and

**WHEREAS**, design work was performed by Bain Medina Bain, Inc. The Salado Creek Greenway (Loop 1604 to Eisenhower Park) Project consists of a 10 foot wide concrete trail, approximately four miles in length and will include trailhead improvements where it connects to Eisenhower Park; and

**WHEREAS**, trailhead amenities include signage, custom paving, and minor landscaping; and

**WHEREAS**, the proposed project is part of a growing network of interconnected hike and bike trails known as the Howard W. Peak Greenway Trails system, which is funded through sales tax initiatives approved by voters in 2000, 2005, 2010, and 2015; and

**WHEREAS**, the objectives of the program are to acquire and preserve open space along San Antonio creekways and to develop multi-use hike and bike trails, trailheads, signage and associated amenities for use by San Antonio residents and visitors; and

**WHEREAS**, the Request for Low Qualified Bids was advertised the third and fourth weeks of November and the first week of December 2018 in the Hart Beat, the Texas Electronic State Business Daily, the City's website, and announced on the City's public access station TVSA; and

**WHEREAS**, one (1) bid was received. After reviewing the bidder's qualifications, TCL Construction Enterprises, LLC was selected with a qualified bid of \$3,750,000.00; and

**WHEREAS**, a summary of the bids is shown on **Exhibit I**; and

**WHEREAS**, it is anticipated that construction will begin in February 2019 and will be completed by Spring of 2020; and

**WHEREAS**, this contract will be awarded in compliance with the Small Business Economic Development Advocacy (SBEDA) Program; and

**WHEREAS**, TCL Construction Enterprises, LLC is a small minority-owned firm that will be self-performing the 24% Minority and/or Women-Owned Business Enterprise (M/WBE) subcontracting goal and has committed to satisfying the 3% African American Business Enterprise (AABE) subcontracting goal; **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 \$3,750,000.00 from TCL Construction Enterprises, LLC to perform work for the Salado Creek Greenway (Loop 1604 to Eisenhower Park) 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 TCL Construction Enterprises, LLC.

**SECTION 3.** The City Manager or her designee or the Director of the Parks and Recreation Department or his designee is hereby authorized to execute of an access agreement with TxDOT to allow for the construction and maintenance of trail improvements where they cross TxDOT's right-of-way.

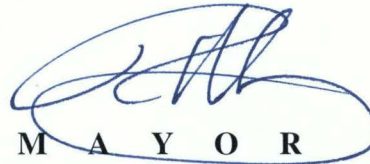
**SECTION 4.** Payment in the amount up to \$3,750,000.00 in SAP Fund 40005000, Park Improvements, SAP Project Definition 26-00673, Salado North (1604 To Eisenhower Park), is authorized to be encumbered and made payable to TCL Construction Enterprises, LLC, to perform construction work for the Salado Creek Greenway (Loop 1604 to Eisenhower Park) Project.

**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.

SW/ah  
1/31/19  
Item No. 8

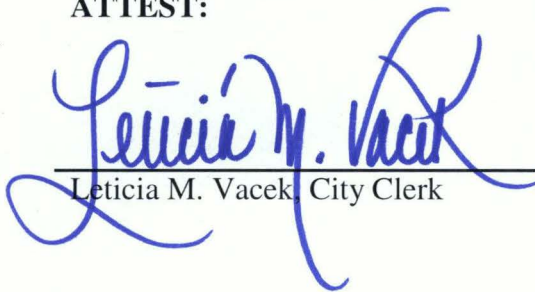
**SECTION 6.** This Ordinance is effective immediately upon the receipt of eight affirmative votes; otherwise, it is effective ten days after passage.

**PASSED AND APPROVED this 31<sup>st</sup> day of January, 2019.**



**M A Y O R**  
Ron Nirenberg

**ATTEST:**



Leticia M. Vacek, City Clerk

**APPROVED AS TO FORM:**



Andrew Segovia, City Attorney

<b>Agenda Item:</b>	<b>8 ( in consent vote: 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21 )</b>						
<b>Date:</b>	01/31/2019						
<b>Time:</b>	09:57:54 AM						
<b>Vote Type:</b>	Motion to Approve						
<b>Description:</b>	Ordinance awarding a construction contract to TCL Construction Enterprises, LLC in the amount of \$3,750,000.00 funded from the 2015 Sales Tax Venue funds included in the FY 2019 to FY 2024 Capital Improvement Program to perform construction work for the Salado Creek Greenway (Loop 1604 to Eisenhower Park) Project located in Council District 9; and approving an access agreement with the Texas Department of Transportation to allow for the construction and maintenance of trail improvements that cross TxDOT right-of-way. [María Villagómez, Assistant City Manager; Xavier D. Urrutia, Director, Parks & Recreation]						
<b>Result:</b>	Passed						
<b>Voter</b>	<b>Group</b>	<b>Not Present</b>	<b>Yea</b>	<b>Nay</b>	<b>Abstain</b>	<b>Motion</b>	<b>Second</b>
Ron Nirenberg	Mayor		x				
Roberto C. Treviño	District 1		x			x	
Art A. Hall	District 2		x				x
Rebecca Viagran	District 3		x				
Rey Saldaña	District 4		x				
Shirley Gonzales	District 5		x				
Greg Brockhouse	District 6		x				
Ana E. Sandoval	District 7		x				
Manny Pelaez	District 8		x				
John Courage	District 9		x				
Clayton H. Perry	District 10		x				

# EXHIBIT I

**EXHIBIT 1****Salado North (1604 to Eisenhower Park)**

	Bidder	BASE BID
1	TCL CONSTRUCTION ENTERPRISES, LLC	\$3,750,000.00