

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

ORDINANCE

**AUTHORIZING A TASK ORDER TO A JOB ORDER
CONTRACT IN THE AMOUNT OF \$224,629.94 TO CON-COR,
INC. FOR THE DISTRICT 5 PARKS (BENAVIDES PARK
PROJECT), A 2017-2022 BOND FUNDED PROJECT, IN
COUNCIL DISTRICT 5.**

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WHEREAS, under the voter approved 2017-2022 Bond Program, \$187.313 million was allocated for Parks, Recreation and Open Space Improvements; and

WHEREAS, as part of the Bond Program, funds in the total amount of \$1,000,000.00 was approved for improvements to Benavides, Collins Garden, Kennedy and Vidaurri Parks located within District 5; and

WHEREAS, on June 12, 2018, a public meeting was held to gather community input on improvements to Benavides Park; and

WHEREAS, as part of a back-to-school backpack distribution event held on August 3, 2018, additional input was gathered from children and their parents of the community on improvements to the park; and

WHEREAS, results of the surveys revealed consensus amongst the District 5 community to include the construction of a splash pad for Benavides Park; and

WHEREAS, project construction is anticipated to begin June 2019 and estimated to be completed in November 2019; and

WHEREAS, Transportation & Capital Improvements (TCI) staff will coordinate with Parks and Recreation to ensure accommodations are made to keep Benavides Park accessible to patrons and residents during construction; 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 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, Con-Cor, Inc. was selected to submit an estimate and project schedule for this Project; 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 24% Minority/Women Business Enterprise (M/WBE) subcontracting goal and a 4% African American Business Enterprise subcontracting goal; and

WHEREAS, Con-Cor, Inc. has committed to 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 Transportation and Capital Improvements Department or designee, is authorized to execute a task order to a Job Order Contract with Con-Cor, Inc. for the District 5 Parks (Benavides Park Project) a 2017-2022 Bond funded Project, in Council District 5, in the amount not to exceed of \$224,629.94, funded from the 2017-2022 Bond Funded Project. A copy of the task order is attached hereto and incorporated herein for all purposes as **Attachment I**.

SECTION 2. Payment is authorized to be encumbered and made payable to Con-Cor, Inc. for the District 5 Parks (Benavides Park Project), in the amount not to exceed \$224,629.94 in Fund 45099000, WBS Element 23-01656-05-02-01, and GL 5201140.

SECTION 3. 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 4. 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 5. 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 _____, 2019.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Leticia M. Vacek, City Clerk

Andrew Segovia, City Attorney