

AN ORDINANCE 2010-02-04-0089

AWARDING A CONSTRUCTION CONTRACT TO LVA CONSTRUCTION INC. FOR UP TO \$284,000.00 FOR THE ELMENDORF LAKE PARK IMPROVEMENTS PROJECT, AN AUTHORIZED 2007-2012 GENERAL OBLIGATION BOND PROJECT LOCATED IN COUNCIL DISTRICT 5.

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WHEREAS, this ordinance awards a construction contract for park rehabilitation of the existing historic stage and boat dock structure, baseball field lighting, and Americans with Disabilities Act (ADA) modifications; and

WHEREAS, the historic stage originally sculpted by the local renowned artist Dionicio Rosales in the early 1940s, has deteriorated over time and now requires restoration; and

WHEREAS, the proposed restoration work has been coordinated through the Historic and Design Review Commission (HDRC) and the Texas Historical Commission (THC) who have endorsed the project; and

WHEREAS, the bid was advertised in three local papers in September 2009, the Commercial Recorder, the San Antonio Observer and La Prensa; and

WHEREAS, an announcement was also made on TVSA and through the Small Business Economic Development Advocacy (SBEDA) Office; and

WHEREAS, plans were also available for review by potential bidders at local plan rooms and available through Rialto Studio, Inc., 2425 Broadway, San Antonio; and

WHEREAS, bids for this project were opened on October 28, 2009 and three bidders responded; and

WHEREAS, of these, LVA Construction Inc., submitted the lowest responsive bid; and

WHEREAS, the Economic Development Department has approved the Good Faith Effort Plan submitted by LVA Construction, Inc; **NOW THEREFORE:**

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

SECTION 1. The low qualified bid of \$284,000.00, from LVA Construction, Inc. for capital improvements as part of the Elmendorf Lake Park Improvements Project 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. All other bids will be considered rejected upon the Contract becoming effective or the expiration of sixty (60) days from the effective date hereof, whichever occurs first. A copy of the contractor's executed Formal Invitation for Bids and Contract is on file with the Capital Improvements Management Services Department (CIMS) and is incorporated herein by reference.

SW/mgc
02/04/10
Item # 10

SECTION 2. The budget in SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 40-00080, Elmendorf Lake Park, shall be revised by increasing\decreasing the SAP WBS Elements as follows:

WBS NO.	WBS NAME	G/L	G/L NAME	CURRENT PLAN VERSION 0 (Optional)	PLAN VERSION 0 REVISION/ Appropriation	REVISED PLAN VERSION 0 (Optional)
40-00080-01-03	Consultant Contract Fees	5201170	Engineering Fees	\$55,327.50	-\$827.50	\$54,500.00
40-00080-01-04	Consultant Contingency	5201170	Engineering Fees	\$0.00	\$1,200.00	\$1,200.00
40-00080-01-05	Topographic Survey	5201040	Fees to Prof Contractors	\$0.00	\$2,500.00	\$2,500.00
40-00080-05-02	Construction Costs	5201140	Construction Cost	\$368,850.00	-\$368,850.00	\$0.00
40-00080-05-02-01	Construction - City	5201140	Construction Cost	\$0.00	\$284,000.00	\$284,000.00
40-00080-05-02-02	Park Materials	5201040	Fees to Prof Contractors	\$0.00	\$32,858.22	\$32,858.22
40-00080-05-05	Construction Mandatory Fees	5201040	Fees to Prof Contractors	\$0.00	\$10,000.00	\$10,000.00
40-00080-05-06	Material Testing	5201040	Fees to Prof Contractors	\$0.00	\$5,000.00	\$5,000.00
40-00080-05-07	Project Contingency	5201140	Construction Cost	\$23,220.26	\$19,379.74	\$42,600.00
40-00080-05-08	Construction Capital Admin	5402010	Cap Prog Admin Cost	\$5,049.23	\$14,739.54	\$19,788.77
			TOTALS	\$452,446.99	\$0.00	\$452,446.99

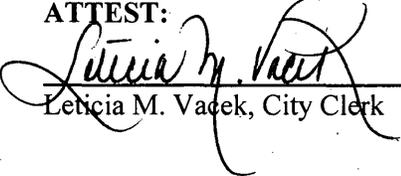
SECTION 3. The amount of \$284,000.00 in SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 40-00080, Elmendorf Lake Park, is authorized to be encumbered and made payable to LVA Construction Inc., for construction services. Payment for services is contingent upon the availability of funds and the sale of future City of San Antonio, General Obligation Bonds for SAP Project Definition 40-00080, Elmendorf Lake Park, in accordance with the adopted capital budget.

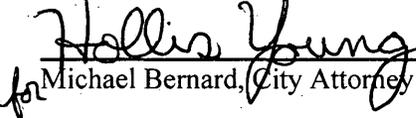
SECTION 4. The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director of Finance may, subject to concurrence by the City Manager or the City Manager's designee, correct allocations to specific SAP Fund Numbers, SAP Project Definitions, 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.

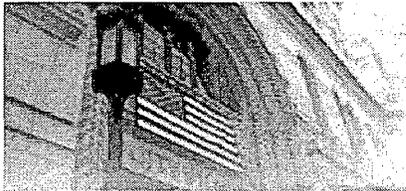
SECTION 5. This ordinance shall become effective immediately upon passage by eight (8) or more affirmative votes of the entire City Council; otherwise, said effective date shall be ten (10) days from the date of passage hereof.

PASSED AND APPROVED this 4th day of February, 2010.

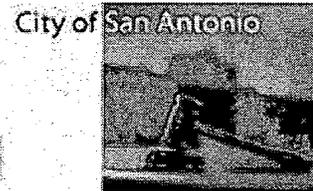

M A Y O R
Julián Castro

ATTEST:

Leticia M. Vacek, City Clerk

APPROVED AS TO FORM:

for Michael Bernard, City Attorney



Request for
**COUNCIL
ACTION**



Agenda Voting Results - 10

Name:	7, 8, 9, 10, 11, 12A, 13, 14, 16, 17A, 17B, 17C, 17D, 17E, 17F, 17G, 17H, 17J, 17K, 17L, 17M, 17N						
Date:	02/04/2010						
Time:	01:58:11 PM						
Vote Type:	Motion to Approve						
Description:	An Ordinance awarding a construction contract to LVA Construction for up to \$284,000.00 for the Elmendorf Lake Park Improvements Project, an authorized 2007-2012 General Obligation Bond project located in Council District 5. [Pat DiGiovanni, Deputy City Manager; Mike Frisbie, Director, Capital Improvements Management Services]						
Result:	Passed						
Voter	Group	Not Present	Yea	Nay	Abstain	Motion	Second
Julián Castro	Mayor		x				
Mary Alice P. Cisneros	District 1		x			x	
Ivy R. Taylor	District 2		x				
Jennifer V. Ramos	District 3		x				
Philip A. Cortez	District 4		x				
David Medina Jr.	District 5	x					
Ray Lopez	District 6		x				
Justin Rodriguez	District 7		x				
W. Reed Williams	District 8	x					
Elisa Chan	District 9		x				x
John G. Clamp	District 10		x				