SW/vv
03/12/15
Item #13

AN ORDINANCE 2015-03-12-0185

ACCEPTING THE LOWEST RESPONSIVE QUALIFIED BID AND AWARDING A CONSTRUCTION CONTRACT IN THE AMOUNT OF $479,000.00 TO CGC GENERAL CONTRACTORS, INC., FOR THE SOUTHSIDE LIONS PARK IMPROVEMENTS PROJECT, A 2012-2017 BOND-FUNDED PROJECT, LOCATED IN COUNCIL DISTRICT 3.

* * * * *

WHEREAS, under the voter approved 2012-2017 Bond Program, $87.15 million was allocated for Parks, Recreation and Open Space Improvements; and

WHEREAS, the Bond Program funds will be used on various capital improvement projects to address community infrastructure needs and improve the overall quality of life in San Antonio; and

WHEREAS, as part of that program, funds in the total amount of $750,000.00 in Parks, Recreation and Open Space Improvements Bond funds were approved for park improvements at Southside Lions Park, located in Council District 3; 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 funds remaining to be realized as bond savings; and

WHEREAS, Southside Lions Park improvements provide for the construction of a 17 vehicle parking lot with 610 linear feet of associated concrete sidewalk with picnic units and trash/recycle receptacles, toilet enclosure and landscaping as well as a .52 Mile concrete walking trail complete with rest areas and trash receptacles linking the Community Center on the west side of the park with the Lake on the east; and

WHEREAS, these improvements will open up an area of the park for public use and improve accessibility between the Community Center and the Lake. Project construction is anticipated to begin in March 2015 and estimated to be completed by August 2015; and

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

WHEREAS, plans also were available for review by potential bidders at the office of Rehler Vaughn & Koone, Inc., located at 745 East Mulberry, San Antonio, TX 78212; and

WHEREAS, bids were opened on January 13, 2015 and two (2) bids were received; and

WHEREAS, of these, CGC General Contractors, Inc. submitted the lowest responsive qualified bid; and

WHEREAS, this contract will be awarded in compliance with the new Small Business Economic Development Advocacy (SBEDA) Program, which requires contracts to 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 13% Minority/Women Business Enterprise (M/WBE) subcontracting goal and a 2% African-American Business Enterprise (AABE) subcontracting goal; and

WHEREAS, CGC General Contractors, Inc. has committed to 14% M/WBE and 2.5% AABE subcontractor participation; and

WHEREAS, CGC General Contractors, Inc. is also a certified small business; 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 $479,000.00 from CGC General Contractors, Inc., for the Southside Lions 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. A copy of the contractor's executed Formal Invitation for Bids and Contract is attached hereto and incorporated herein for all purposes as **Attachment I.**

SECTION 2. Payment in the amount of $479,000.00 in SAP Fund 45099000, General Obligation Capital Project, SAP Project Definition 40-00393, Southside Lions Park, is authorized to be encumbered and made payable to the CGC General Contractors, Inc., for construction services.

SECTION 3. 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/vv
03/12/15
Item #13

SECTION 4. This ordinance is effective immediately upon the receipt of eight affirmative votes; otherwise, it is effective ten days after passage.

PASSED AND APPROVED this 12th day of March, 2015.

M A Y O R
Ivy R. Taylor

ATTEST:

Leticia M. Vacek, City Clerk

APPROVED AS TO FORM:

for Martha G. Sepeda, Acting City Attorney

Agenda Item:	**13**
Date:	03/12/2015
Time:	10:09:59 AM
Vote Type:	Motion to Approve
Description:	An Ordinance for the Southside Lions Park Improvements Project, a 2012-2017 Bond-funded project, located in Council District 3, accepting the lowest responsive bid and awarding a construction contract in the amount of $479,000.00 to CGC General Contractors, Inc. [Peter Zanoni, Deputy City Manager; Mike Frisbie, Director, Transportation and Capital Improvements]
Result:	Passed

Voter	Group	Not Present	Yea	Nay	Abstain	Motion	Second
Ivy R. Taylor	Mayor		x				
Roberto C. Trevino	District 1		x				
Alan Warrick	District 2		x				x
Rebecca Viagran	District 3		x			x	
Rey Saldaña	District 4		x				
Shirley Gonzales	District 5		x				
Ray Lopez	District 6	x					
Cris Medina	District 7		x				
Ron Nirenberg	District 8		x				
Joe Krier	District 9		x				
Michael Gallagher	District 10		x				

CITY OF SAN ANTONIO

Issued By: Transportation and Capital Improvements **Date Issued: December 3, 2014**
ID NO.: 40-00393

(010) FORMAL INVITATION FOR BIDS (IFB) to CONTRACT SOUTHSIDE LIONS PARK IMPROVEMENTS PROJECT #40-00393

Sealed bids, subject to the Terms and Conditions of this Invitation for Bids and other contract provisions, will be received at the Office of the City Clerk, City Hall, 100 Military Plaza, 2nd floor San Antonio, Tx 78205 until **2:00 P.M. CST** on **Tuesday, January 13, 2015** and publicly read aloud in **City Council Chambers at 114 W. Commerce, Municipal Plaza Building**. This is the ***solicitation deadline.*** Bids must be submitted in a sealed envelope and clearly marked with the due date of bid, bidder name, Project Name and ID NO. The City is not responsible for submissions not clearly and appropriately marked. Late submissions will be rejected and returned to bidder. A **Mandatory Pre-bid meeting** will be held at 114 W. Commerce, San Antonio, TX 78205 in the 9th fl. conference room on Monday, December 15, 2014 at 2:00 P.M. **Deadline for questions: 4:00 P.M., January 2, 2015.**

This invitation includes the following Contract Documents:

010	Invitation for Bids and Contract Signature Page	¤	Subcontractor/Supplier Utilization Plan
020	Bid Form	060	Supplemental Conditions
024	Unit Pricing Form	075	Performance Bond
040	Standard Instructions to Respondent	076	Payment Bond
050.01	SBEDA Guidelines	081	General Conditions for Construction Contracts
¤	Wage Decision		

Plans, Specifications and Special Conditions may be purchased at a cost of **$100.00** per set (tax included) from the office of **Rehler Vaughn Koone, Inc., 745 E. Mulberry, 6th Floor, San Antonio, TX 78212; Phone: (210) 733-3535.** No refund will be made for plan sets that are returned. Changes to Plans, Specifications and Special Conditions will be included in an addendum and will be posted on the web at www.sanantonio.gov/rfplistings along with this solicitation. Bidder understands and agrees that bidder is responsible for obtaining addenda and adhering to all requirements in addenda. City is not responsible for incorrect information obtained through other sources.

The following documents (fully completed and with original signatures) constitute the required information to be submitted as a part of the bid proposal:

1.)	010 Invitation for Bids and Contract Signature Page	4.)	Bid Bond
2.)	020 Bid Form	5.)	Subcontractor/Supplier Utilization Plan
3.)	024 Unit Pricing Form	6.)	Signed Addenda Acknowledgement Forms

It is understood and agreed that the work is to be substantially completed on or before **180** calendar days. This project does not include hazardous environmental work. This project requires **one (1)** project sign(s).

Small Business Economic Development Advocacy (SBEDA) Program Compliance – Respondents shall meet the subcontracting requirements as stated on Form 050.01 and on the Subcontractor/Supplier Utilization Plan posted with this solicitation on the City's website.

Wage Decision – Respondent shall meet the prevailing wage rate requirements established for this contract and shall reference the wage decision posted with this solicitation on the City's website.

The undersigned, by his/her signature, represents that he/she is authorized to bind the bidder to fully comply with Contract Documents for the amount(s) shown on the accompanying bid sheet(s). The work proposed to be done shall be accepted when fully completed and finished to the entire satisfaction of the City. The undersigned certifies all prices contained in this bid have been carefully checked and are submitted as correct and final. The bidder by submitting this bid and signing below, acknowledges that he/she has received & read the entire Bid and Contract document and agrees to be bound by the terms therein, has received all Addenda, and agrees to the terms, conditions, and requirements of the bidder's bid proposal and all documents listed in the tables above and the enabling Ordinance and associated documentation that form the entire Contract upon approval by the City Council.

Official Name of Company (legal): CGC General Contractors, Inc.

William C. / Jan. 13, 2015 Signer's Name: William Cleary
Original Signature of Person Authorized to Sign Bid/Contract Date (Please Print or Type)

RECEIVED
CITY OF SAN ANTONIO
CITY CLERK
2015 JAN 13 PM 1:56

CITY OF SAN ANTONIO

Project Name: Southside Lions Park Improvements
ID NO.: 40-00393
The estimated construction budget for this contract is $461,000.00

Date Issued: December 3, 2014

020

BID FORM

I. BASE BID

Total Amount of Base Bid (Insert Amount in Words and Numbers):

Four hundred seventy nine thousand dollars $ 479,000.00

II. ALTERNATES

Amount of each Alternate (if applicable) insert in Numbers:

Additive Alternate #1 - _Electrical Service: Provide electrical service connection to security lights at pavilion structure including all of the following, but not limited to, light fixtures, poles; per Sheet E1.10 of the Construction Documents.

Total Amount of Bid for Additive Alternate #1 (Insert Amount in Words and Numbers):

Thirty thousand five hundred dollars $ 30,500.00

Additive Alternate #2 – Overlook Station: Install overlook platform per Sheet S2.10 of the Construction Documents including all of the following, but not limited to, support piers, foundations, steel arch panels.

Total Amount of Bid for Additive Alternate #2 (Insert Amount in Words and Numbers):

Seventy five thousand dollars $ 75,000.00

Additive Alternate #3 – Shade Structures for Picnic Units (2): Install two (2) shade structures, one at each unit shown on the plans per Sheets L2.01 and L3.04 of the Construction Documents. Includes all of the following, but is not limited to, posts, framing, footings, and roof material.

Total Amount of Bid for Additive Alternate #3 (Insert Amount in Words and Numbers):

fifteen thousand eight hundred dollars $ 15,800.00

Additive Alternate #4 – Parking Lot Expansion (10 spaces): Full depth parking lot expansion as shown on Sheet C2.00 of the Construction Documents; includes all of the following, but is not limited to, excavation, base materials, asphalt, concrete curb. BASE BID includes: Topsoil, solid sod, and tree planting. Solid sod to be installed in the parking lot expansion area if this alternate is not accepted.

Total Amount of Bid for Additive Alternate #4 (Insert Amount in Words and Numbers):

Eight thousand dollars $ 8,000.00

Additive Alternate #5 – Prefabricated Steel Pavilion: Purchase and install prefabricated steel pavilion per Sheets C4.01, L3.01, and S2.00 of the Construction Documents. Includes all of the following, but is not limited to, concrete slab, concrete paving, boulders, grill, picnic tables, trash receptacles, prefabricated steel structure.

Total Amount of Bid for Additive Alternate #5 (Insert Amount in Words and Numbers):

Sixty three thousand dollars $ 63,000.00

Additive Alternate #6 – Picnic Units: Install four (4) concrete picnic units. Includes all of the following, but not limited to, concrete furniture, grill, trash receptacles, and sidewalk connections per details 7/C7.1 and 4/L3.02 of the Construction documents.

Total Amount of Bid for Additive Alternate #6 (Insert Amount in Words and Numbers):

Twenty eight thousand Dollars $ 28,000

III. UNIT PRICES

Bidders shall submit unit pricing on the 024 Unit Pricing form, and it shall be attached immediately following this sheet.

CGC	210-733-3600
Official Name of Company (legal)	Telephone No.
239 Furr Dr.	210-732-0807
Address	Fax No.
San Antonio, Tx. 78201	bill@cgcgeneralcontractors.com
City, State and Zip Code	E-mail Address

Name of the proposed **Project Manager:** William Cleary

Name of the proposed **Site Superintendent:** Robert Mellard

CITY OF SAN ANTONIO
024 UNIT PRICING FORM

PROJECT NAME: SOUTHSIDE LIONS PARK IMPROVEMENTS
PROJECT NO. 40-00393

ALT. NO.	DESC. CODE	BID ITEM DESCRIPTION	UNIT OF MEASURE	APPROX. QUANTITIES	UNIT BID PRICE
		The City only will accept bid pricing to the hundredths. Any pricing extended out to three decimal points will be truncated to two decimal points in the City's favor.			
1		Electrical Service (per 020 Bid Form)	LUMP SUM		7,000.00
2		Overlook Station (per 020 Bid Form)	LUMP SUM		74755
3		Shade Structures for Picnic Units (per 020 Bid Form)	LUMP SUM		15,600
4		Parking Lot Expansion (per 020 Bid Form)	LUMP SUM		7366
5		Prefabricated Steel Pavilion (per 020 Bid Form)	LUMP SUM		62,700
6		Picnic Units (per 020 Bid Form)	LUMP SUM		27,500
	1	Silt Fence	1 L.F.		2.5
	2	Invasive plant removal in trail corridor	1000 S.F.		220
	3	Misc. debris removal in trail corridor	1000 S.F.		220
	4	Excavation / trenching (rock wheel trencher) - 12" depth	10 L.F.		15
	5	Trail edge beam in Det. 2/C7.1; 12" depth	10 L.F.		27.25
	6	Concrete trail (5" thickness), Det. 5/C7.1	1 S.Y.		56.4
	7	Concrete sidewalk (5" thickness), Det. 7/C7.1	1 S.Y.		49
	8	Asphalt pavement 2" depth, Sheet C7.0	1 S.Y.		18
	9	Abrasive blast finish to expose aggregate surface of concrete work; concrete finishing	10 S.F.		7.5
	10	Paint Crosswalk striping; Sheet C7.0	1 L.F.		12
	11	Toilet enclosure including concrete slab; Sheet L3.00	1 EACH		12,725
	12	Double trash receptacles; Det. 1/L3.02	1 EACH		1,995
	13	Removable bollards; Det. 2/L3.02	1 EACH		750
	14	Import boulders (traffic control / aesthetics); Det. 3/L3.03	1 TON		275
	15	Import boulders for seating; Det. 2/L3.03	1 TON		400
	16	Wayfinding sign (wood post and steel cap); Det. 1/L3.04	1 EACH		225
	17	Accessible parking sign; Sheet C6.00	1 EACH		275
	18	Wayfinding sign panel; Det. 2/L3.04	1 EACH		55
	19	Native Trail seed mix, Section 329219	1000 S.F.		165
	20	Live Oak (Quercus virginiana) tree, 3" caliper	EACH		675
	21	Cedar elm (Ulmus crassifolia) tree, 3" caliper	EACH		600

CITY OF SAN ANTONIO
024 UNIT PRICING FORM

PROJECT NAME: SOUTHSIDE LIONS PARK IMPROVEMENTS
PROJECT NO. 40-00393

	22	Concrete flush curb, Sheet C7.0	1 L.F.		15
	23	Treegator drip irrigation bags	1 EACH		75
	24	Temporary irrigation	1 MONTH		2,000
	25	Rest node (concrete and boulders)	1 EACH		6,100
	26	Sawcut existing asphalt or concrete paving	10 L.F.		30
	27	Asphalt removal and disposal	1 C.Y.		28
	28	Concrete removal and disposal	1 C.Y.		32
	29	Mutt-Mitt post and assembly labor; Dtl. 3/L3.02	1 EACH		115
	30	Project Sign; refer to specifications	1 EACH		500
	31	Flexible base	10 S.Y.		120
	32	Prime coat	1 GALLON		7
	33	Tack coat	1 GALLON		7
	34	Hot mix asphaltic pavement	20 S.Y.		400
	35	Concrete curb	10 L.F.		160
	36	Concrete sidewalk (5" thickness), Det. 7/C7.1	10 S.Y.		490
	37	Portland cement concrete driveway	10 S.Y.		785
	38	Hot applied thermoplastic pavement markings	1 L.F.		12
	39	Flowable fill	1 C.Y.		90
	40	Concrete Picnic Unit: Includes slab, furniture, grill and trash receptacles; Refer to Dtl. 4/L3.02	1 EACH		5,760

I, William Cleary hereby certifies that the unit prices shown on this form in this bid proposal are the unit prices intended for this project. These unit prices are 'complete and in place', and include but are not limited to: necessary superintendence, labor, machinery, equipment, tools, materials, mobilization, insurance, overhead and other miscellaneous items and cost to complete the proposed work. It is further understood that these unit prices will be used by the City of San Antonio to adjust the final bid or contract amount through additions to or deletions form the scope and amount of work for the project, at the sole discretion of the City of San Antonio.

I, William Cleary agrees to the terms, conditions, and requirements of the bidder's bid proposal.

Signed: [signature] Date: 1/13/15

Title: Vice President

Liberty Mutual. SURETY

Document A310™ – 2010

Conforms with The American Institute of Architects AIA Document 310

Bid Bond

6336592

CONTRACTOR:
(Name, legal status and address)
CGC General Contractors, Inc. dba CGC
239 Furr Drive
San Antonio, TX 78201

SURETY:
(Name, legal status and principal place of business)
Liberty Mutual Insurance Company
175 Berkeley Street
Boston, MA 02116

Mailing Address for Notices
Liberty Mutual Insurance Company
Attention: Surety Claims Department
1001 4th Avenue, Suite 1700
Seattle, WA 98154

OWNER:
(Name, legal status and address)
City of San Antonio - City Clerk
100 Military Plaza, 2nd Floor, City Hall
San Antonio, TX 78205

This document has important legal consequences. Consultation with an attorney is encouraged with respect to its completion or modification.

Any singular reference to Contractor, Surety, Owner or other party shall be considered plural where applicable.

BOND AMOUNT: 5% of Bid Amount Five Percent of Bid Amount

PROJECT:
(Name, location or address, and Project number, if any)
Southside Lions Park Improvements

The Contractor and Surety are bound to the Owner in the amount set forth above, for the payment of which the Contractor and Surety bind themselves, their heirs, executors, administrators, successors and assigns, jointly and severally, as provided herein. The conditions of this Bond are such that if the Owner accepts the bid of the Contractor within the time specified in the bid documents, or within such time period as may be agreed to by the Owner and Contractor, and the Contractor either (1) enters into a contract with the Owner in accordance with the terms of such bid, and gives such bond or bonds as may be specified in the bidding or Contract Documents, with a surety admitted in the jurisdiction of the Project and otherwise acceptable to the Owner, for the faithful performance of such Contract and for the prompt payment of labor and material furnished in the prosecution thereof; or (2) pays to the Owner the difference, not to exceed the amount of this Bond, between the amount specified in said bid and such larger amount for which the Owner may in good faith contract with another party to perform the work covered by said bid, then this obligation shall be null and void, otherwise to remain in full force and effect. The Surety hereby waives any notice of an agreement between the Owner and Contractor to extend the time in which the Owner may accept the bid. Waiver of notice by the Surety shall not apply to any extension exceeding sixty (60) days in the aggregate beyond the time for acceptance of bids specified in the bid documents, and the Owner and Contractor shall obtain the Surety's consent for an extension beyond sixty (60) days.

If this Bond is issued in connection with a subcontractor's bid to a Contractor, the term Contractor in this Bond shall be deemed to be Subcontractor and the term Owner shall be deemed to be Contractor.

When this Bond has been furnished to comply with a statutory or other legal requirement in the location of the Project, any provision in this Bond conflicting with said statutory or legal requirement shall be deemed deleted herefrom and provisions conforming to such statutory or other legal requirement shall be deemed incorporated herein. When so furnished, the intent is that this Bond shall be construed as a statutory bond and not as a common law bond.

Signed and sealed this 12th day of January , 2015 .

(Witness)

CGC General Contractors, Inc. dba CGC
(Principal) *(Seal)*

Janet Cleary
(Title) President

(Witness)

Liberty Mutual Insurance Company
(Surety)

Lana Sund
(Title) Lana Sund, Attorney-in-Fact

LIBERTY MUTUAL INSURANCE COMPANY INCORPORATED 1912 MASSACHUSETTS

LMS-10054 08/10

THIS POWER OF ATTORNEY IS NOT VALID UNLESS IT IS PRINTED ON RED BACKGROUND.

This Power of Attorney limits the acts of those named herein, and they have no authority to bind the Company except in the manner and to the extent herein stated.

Certificate No. 6336592

American Fire and Casualty Company
The Ohio Casualty Insurance Company

Liberty Mutual Insurance Company
West American Insurance Company

POWER OF ATTORNEY

KNOWN ALL PERSONS BY THESE PRESENTS: That American Fire & Casualty Company and The Ohio Casualty Insurance Company are corporations duly organized under the laws of the State of New Hampshire, that Liberty Mutual Insurance Company is a corporation duly organized under the laws of the State of Massachusetts, and West American Insurance Company is a corporation duly organized under the laws of the State of Indiana (herein collectively called the "Companies"), pursuant to and by authority herein set forth, does hereby name, constitute and appoint, ********** David E. Sund, Lana Sund, Kimberly R. Huoni, Kim Huoni, David T. Sund **********

all of the city of San Antonio state of Texas each individually if there be more than one named, its true and lawful attorney-in-fact to make, execute, seal, acknowledge and deliver, for and on its behalf as surety and as its act and deed, any and all undertakings, bonds, recognizances and other surety obligations, in pursuance of these presents and shall be as binding upon the Companies as if they have been duly signed by the president and attested by the secretary of the Companies in their own proper persons.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Companies and the corporate seals of the Companies have been affixed thereto this 13th day of May, 2014

American Fire and Casualty Company
The Ohio Casualty Insurance Company
Liberty Mutual Insurance Company
West American Insurance Company

By: David M. Carey, Assistant Secretary

State of Pennsylvania
County of Montgomery ss:

On this 13th day of May, 2014, before me personally appeared Gregory W. Davenport, who acknowledged himself to be the Assistant Secretary of American Fire and Casualty Company, Liberty Mutual Insurance Company, The Ohio Casualty Company, and West American Insurance Company, and that he, as such, being authorized so to do, execute the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my notarial seal at Seattle, Washington, on the day and year first above written.

COMMONWEALTH OF PENNSYLVANIA
Notarial Seal
Teresa Pastella, Notary Public
Plymouth Twp., Montgomery County
My Commission Expires March 28, 2017
Member, Pennsylvania Association of Notaries

By: Teresa Pastella, Notary Public

This Power of Attorney is made and executed pursuant to and by authority of the following By-laws and Authorizations of American Fire and Casualty Company, The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company which resolutions are now in full force and effect reading as follows:

ARTICLE IV – OFFICERS – Section 12. Power of Attorney. Any officer or other official of the Corporation authorized for that purpose in writing by the Chairman or the President, and subject to such limitation as the Chairman or the President may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Corporation to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact, subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Corporation by their signature and execution of any such instruments and to attach thereto the seal of the Corporation. When so executed, such instruments shall be as binding as if signed by the President and attested to by the Secretary. Any power or authority granted to any representative or attorney-in-fact under the provisions of this article may be revoked at any time by the Board, the Chairman, the President or by the officer or officers granting such power or authority.

ARTICLE XIII – Execution of Contracts – SECTION 5. Surety Bonds and Undertakings. Any officer of the Company authorized for that purpose in writing by the chairman or the president, and subject to such limitations as the chairman or the president may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Company by their signature and execution of any such instruments and to attach thereto the seal of the Company. When so executed such instruments shall be as binding as if signed by the president and attested by the secretary.

Certificate of Designation – The President of the Company, acting pursuant to the Bylaws of the Company, authorizes Gregory W. Davenport, Assistant Secretary to appoint such attorneys-in-fact as may be necessary to act on behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations.

Authorization – By unanimous consent of the Company's Board of Directors, the Company consents that facsimile or mechanically reproduced signature of any assistant secretary of the Company, wherever appearing upon a certified copy of any power of attorney issued by the Company in connection with surety bonds, shall be valid and binding upon the Company with the same force and effect as though manually affixed.

I, Gregory W. Davenport, the undersigned, Assistant Secretary, of American Fire and Casualty Company, The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company do hereby certify that the original power of attorney of which the foregoing is a full, true and correct copy of the Power of Attorney executed by said Companies, is in full force and effect and has not been revoked.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this 12th day of January, 2015

By: Gregory W. Davenport, Assistant Secretary

4CompanyPOA_092012

Not valid for mortgage, note, loan, letter of credit, currency rate, interest rate or residual value guarantees.

To confirm the validity of this Power of Attorney call 1-610-832-8240 between 9:00 am and 4:30 pm EST on any business day.

Liberty Mutual.
SURETY

Important Notice

TO OBTAIN INFORMATION OR TO MAKE A COMPLAINT:

You may write to Liberty Mutual Surety at:

Liberty Mutual Surety
Interchange Corporate Center
450 Plymouth Road, Suite 400
Plymouth Meeting, PA 19462-8284

You may contact the Texas Department of Insurance to obtain information on companies, coverages, rights or complaints at:

1-800-252-3439

You may write the Texas Department of Insurance:

P. O. Box 149104
Austin, TX 78714-9104
Fax: (512) 475-1771
Web: http://www.tdi.state.tx.us
E-mail: ConsumerProtection@tdi.state.tx.us

Premium or Claim Disputes

Should you have a dispute concerning a premium, you should contact the agent first. If you have a dispute concerning a claim, you should contact the company first. If the dispute is not resolved, you may contact the Texas Department of Insurance.

Attach This Notice To Your Policy:

This notice is for information only and does not become a part or condition of the attached document.

CITY OF SAN ANTONIO
ECONOMIC DEVELOPMENT
DEPARTMENT

CITY OF SAN ANTONIO
SUBCONTRACTOR/SUPPLIER UTILIZATION PLAN

SOLICITATION NAME: ***Southside Lions Park Improvements***

RESPONDENT NAME: CGC

SOLICITATION API: ***Minority / Women-Owned Business Enterprise (M/WBE) Subcontracting Program and African American Business Enterprise (AABE) Subcontracting Program***

API REQUIREMENTS: Respondents must demonstrate commitment to satisfy a ***thirteen percent (13%) M/WBE subcontracting goal.*** Moreover, **two percent (2%)** out of the thirteen (13%) subcontracting goal is to be subcontracted to **AABE firms.** Segmented AABE goals target the participation of AABEs within select industries (Construction, Professional Services & Other Services) as identified by the availability in the Central Vendor Registry. Participation by AABE subcontractors automatically counts toward the M/WBE subcontracting goal.
Pursuant to the SBEDA Ordinance, M/WBEs and AABEs must also be certified as SBEs with the South Central Texas Regional Certification Agency (SCTRCA) and be headquartered or have a Significant Business Presence in the San Antonio Metropolitan Statistical Area to satisfy the above-stated goals.

Self-performance by M/WBE and/or AABE prime respondents does not count towards these subcontracting goals. Commitment to meet subcontracting requirements must be demonstrated by writing the **company name, SAePS vendor number of each subcontractor/supplier, dollar value or percentage of participation on the contract, and type of work to be performed**.**

In the absence of a waiver granted by the Small Business Office, failure of a Respondent to commit to satisfying the M/WBE and AABE subcontracting goals shall render its response NON-RESPONSIVE. For further clarification, please contact Celeste Flores at (210) 207-8110.

Enter Respondent's (Prime) proposed contract participation level.

	PARTICIPATION DOLLAR AMOUNT	% LEVEL OF PARTICIPATION	CERTIFICATION TYPE AND NUMBER	TYPE OF WORK TO BE PERFORMED (BY NIGP CODE)
Prime: CGC SAePS Vendor #: V1004627	$ 262,000	55 %	WBE, SBE, ESBE, HUB SCTRCA #: 214044195	90924

List ALL subcontractors/suppliers that will be utilized for the entire contract period, excluding possible extensions, renewals and/or alternates. Use additional pages if necessary.

Sub: STRAIGHT LINE MANAGEMENT SAePS Vendor #:	$ 12,000.00	2.5 %	AABE, WBE, SBE, MBE SCTRCA #: 2130609250	98952
Sub: VALRAM SAePS Vendor #:	$ 55,000.00	11.5 %	MBE, SBE SCTRCA #: 2140935946	91347
Sub: DUTCH CONSTRUCTION SAePS Vendor #:	$ 150,000.00	31 %	SBE SCTRCA #:	91223

*** Prime respondent and all subcontractors/suppliers must be registered in the City of San Antonio Electronic Procurement System (SAePS). To learn more about how to register, please call (210) 207-0118 or visit http://www.sanantonio.gov/purchasing/saeps.aspx.*

Sub:	$	%		
SAePS Vendor #:			SCTRCA #:	
Sub:	$	%		
SAePS Vendor #:			SCTRCA #:	
Sub:	$	%		
SAePS Vendor #:			SCTRCA #:	
Sub:	$	%		
SAePS Vendor #:			SCTRCA #:	
Sub:	$	%		
SAePS Vendor #:			SCTRCA #:	

A.Total Prime Participation:	$	%	*A. Total base bid amount to be kept by prime.*
B.Total Sub Participation:	$ 217,000	45 %	*B. Total amount prime will pay to certified and non-certified subcontractors/suppliers*
C.Total Certified Sub Participation:	$ 217,000	45 %	*C. Total amount prime will pay to certified subcontractors/suppliers per the eligibility requirements stated above*
D.Total Prime & Sub Participation*:	$ 479,000	100 %	*D. Total prime and subcontractor(s)/supplier(s) participation must equal your base bid amount (A+B)*

If a business is not certified, please call the Small Business Program Office at (210) 207-3900 for information and details on how subcontractors and suppliers may obtain certification.

I HEREBY AFFIRM THAT I POSSESS DOCUMENTATION FROM ALL PROPOSED SUBCONTRACTORS/SUPPLIERS CONFIRMING THEIR INTENT TO PERFORM THE SCOPE OF WORK FOR THE PRICE INDICATED ABOVE. I FURTHER AFFIRM THAT THE ABOVE INFORMATION IS TRUE AND COMPLETE TO THE BEST OF MY KNOWLEDGE AND BELIEF. I UNDERSTAND AND AGREE THAT, IF AWARDED THE CONTRACT, THIS DOCUMENT SHALL BE ATTACHED THERETO AND BECOME A BINDING PART OF THE CONTRACT.

Print Name: William Cleary **Sign:** **Title:** Vice President
Date: Jan. 13, 2015

****

FOR CITY USE

Action Taken: **Approved**_____ **Denied**_____

ASSISTANT DIRECTOR
ECONOMIC DEVELOPMENT DEPARTMENT

CITY OF SAN ANTONIO
TRANSPORTATION & CAPITAL IMPROVEMENTS

RECEIPT OF ADDENDUM NUMBER(S) 1 IS HEREBY ACKNOWLEDGED FOR PLANS AND

SPECIFICATIONS FOR CONSTRUCTION OF **Southside Lions Park Improvements (TCI ID No. 40-00393)**

FOR WHICH BIDS WILL BE OPENED ON **Tuesday, January 13, 2015, at 2:00 PM CST**

THIS ACKNOWLEDGEMENT MUST BE SIGNED AND RETURNED WITH THE BID PACKAGE.

Company Name: CGC

Address: 239 Furr Dr.

City/State/Zip Code: San Antonio, Tx. 78201

Date: Jan. 13, 2015

Signature

William Cleary / Vice President

Print Name/Title

CITY OF SAN ANTONIO
TRANSPORTATION & CAPITAL IMPROVEMENTS

RECEIPT OF ADDENDUM NUMBER(S) 2 IS HEREBY ACKNOWLEDGED FOR PLANS AND

SPECIFICATIONS FOR CONSTRUCTION OF **Southside Lions Park Improvements (TCI ID No. 40-00393)**

FOR WHICH BIDS WILL BE OPENED ON **Tuesday, January 13, 2015, at 2:00 PM CST**

THIS ACKNOWLEDGEMENT MUST BE SIGNED AND RETURNED WITH THE BID PACKAGE.

Company Name: CGC

Address: 239 Furr Dr.

City/State/Zip Code: San Antonio, Tx. 78201

Date: Jan. 13, 2015

Signature

William Cleary / Vice President
Print Name/Title