SW/vv
05/21/15
Item #10

AN ORDINANCE 2015-05-21-0429

FOR PEARSALL PARK, A 2012-2017 GENERAL OBLIGATION BOND PROJECT, LOCATED IN COUNCIL DISTRICT 4, AUTHORIZING THE EXECUTION OF A CONSTRUCTION CONTRACT TO MJ BOYLE GENERAL CONTRACTOR, INC.IN AN AMOUNT NOT TO EXCEED $5,492,456.00 FOR IMPROVEMENTS TO THE FAMILY FUN ZONE AND FITNESS CHALLENGE ZONE, AND APPROPRIATING $300,000.00 IN PROPOSITION 2 SALES TAX VENUE FUNDS AND $38,755.93 IN UNIFIED DEVELOPMENT CODE FEE IN LIEU OF PARK LAND DEDICATION FUNDS FROM THE PARKS AND RECREATION DEPARTMENT.

* * * * *

WHEREAS, under the voter approved 2012-2017 Bond Program, $7.5 million was allocated for Pearsall Park Improvements; and

WHEREAS, two separate public meetings were held in December 2013 and August 2014 to gather feedback for the Pearsall Park Project; and

WHEREAS, as a result of the community input, the Pearsall Park Project will provide for improvements to the Family Fun Zone and Fitness Challenge Zone to include a large and small pavilion, playground facility, splashpad, terrain play, skatepark, restroom and pump room building, basketball courts, fitness equipment, exercise facilities, lighting, landscaping, irrigation, parking, site furniture, fencing, site work and grading, sidewalks, and trail paving; and

WHEREAS, project construction is anticipated to begin in June 2015 and estimated to be completed by June 2016; and

WHEREAS, the existing playground and adjacent parking will be closed for construction; and

WHEREAS, coordination with the Parks and Recreation Department will be made during the construction of this project; and

WHEREAS, a Request for Competitive Sealed Proposals (RFCSP) was released in December 2014; and

WHEREAS, this RFCSP was advertised in the San Antonio Hart Beat, on the City's website, on the Texas Electronic State Business Daily, on TVSA and through the Transportation and Capital Improvements Small Business Office; and

WHEREAS, responses were due on February 3, 2015; and

WHEREAS, a selection committee consisting of representatives from the Transportation and Capital Improvements Department, representatives from the Parks and Recreation Department and the City Manager's Office evaluated and ranked the submissions and scored the proposals; and

WHEREAS, scoring was based on the published evaluation criteria, which included Evaluation of Experience and Qualifications of the Prime Firm, Key Sub-Contractors and Key Personnel, Team's Experience with San Antonio Region issues, Skate Park Construction, Landfill-related Project Experience, past experience with City of San Antonio contracts, Price Proposal and participation in the SBE Prime Contractor Program; 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 applied the Small Business Enterprise Prime Contract Program with fifteen (15) evaluation preference points awarded to M.J. Boyle General Contractor, Inc. as they are a certified SBE firm located within the San Antonio Metropolitan Statistical Area; and

WHEREAS, additionally, the Goal Setting Committee set a 13% Minority/Women Business Enterprise (M/WBE) subcontracting goal and 2% African American Business Enterprise (AABE) subcontracting goal; and

WHEREAS, the Economic Development Department approved a partial waiver submitted by M.J. Boyle General Contractor, Inc. because the contractor demonstrated a good faith effort to provide subcontracting opportunities for small, minority, and women-owned businesses; and

WHEREAS, this contract was developed utilizing a formal request for qualifications and proposal process; therefore, as required by the Ethics Ordinance, a Discretionary Contracts Disclosure Form has been included herein as an attachment; **NOW THEREFORE:**

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

SECTION 1. The City Manager or her designee, or the Director of the Department of Transportation and Capital Improvements or his designee, is authorized to execute a construction contract for Pearsall Park, in an amount not to exceed $5,492,456.00, payable to MJ Boyle General Contractor, Inc. A copy of the construction contract, in substantially final form, is attached hereto and incorporated herein for all purposes as **Attachment I.**

SECTION 2. The amount of $338,755.93 is appropriated in the listed SAP Funds. The amount of $338,755.93 is authorized to be transferred to SAP Fund 45099000.

FUND NO. OR INTERNAL ORDER NO.	FUND NAME OR INTERNAL ORDER NAME	G/L	Fund	PLAN VERSION 0 REVISION/ Appropriation
390000001XXX (2005 Fund 29083000)	Trf to 40-00385-90-14-05	6102100	29083000	30,371.00
390000001XXX (2010 Fund 29101001)	Trf to 40-00385-90-14-10	6102100	29101001	269,629.00
I/O 226000000359 (Fund 29088017)	Trf to 40-00385-90-15-01	6102100	29088017	12,659.74
I/O 226000000261 (Fund 29088019)	Trf to 40-00385-90-15-02	6102100	29088019	13,955.57
I/O 226000000475 (Fund 29088109)	Trf to 40-00385-90-15-03	6102100	29088109	12,140.62
			Totals	338,755.93

SW/vv
05/21/15
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SECTION 3. The budget in SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 40-00385, Pearsall Park, shall be revised by increasing SAP WBS Elements as follows:

FUND NO. OR INTERNAL ORDER NO.	FUND NAME OR INTERNAL ORDER NAME	G/L	G/L NAME	PLAN VERSION 0 REVISION/ Appropriation
40-00385-90-14-05	Trf fr 390000001XXX (2005 Fund 29083000)	6101100	Transfer In	-30,371.00
40-00385-90-14-10	Trf fr 390000001XXX (2010 Fund 29101001)	6101100	Transfer In	-269,629.00
40-00385-90-15-01	Trf Fr UDC Fees - I/O 226000000359 (Fund 29088017)	6101100	Transfer In	-12,659.74
40-00385-90-15-02	Trf Fr UDC Fees - I/O 226000000261 (Fund 29088019)	6101100	Transfer In	-13,955.57
40-00385-90-15-03	Trf Fr UDC Fees - I/O 226000000475 (Fund 29088109)	6101100	Transfer In	-12,140.62
			Totals	-338,755.93

SECTION 4. The amount up to $338,755.93 is appropriated in SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 40-00385, Pearsall Park, SAP WBS Element 40-00385-05-02-01, entitled Construction-City, SAP GL Account 5201140.

SECTION 5. Payment in the amount not to exceed $5,492,456.00 in SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 40-00385, Pearsall Park, is authorized to be encumbered and made payable to MJ Boyle General Contractor, Inc., for construction services.

SECTION 6. 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 7. This ordinance is effective immediately upon the receipt of eight affirmative votes; otherwise, it is effective ten days after passage.

PASSED AND APPROVED this 21st day of May, 2015.

Ivy R. Taylor

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:	**10**
Date:	05/21/2015
Time:	10:03:53 AM
Vote Type:	Motion to Approve
Description:	An Ordinance for Pearsall Park, a 2012-2017 General Obligation Bond Project, located in Council District 4, authorizing the execution of a construction contract to MJ Boyle General Contractor, Inc.in an amount not to exceed $5,492,456.00 for improvements to the Family Fun Zone and Fitness Challenge Zone, and appropriating $300,000.00 in Proposition 2 Sales Tax Venue Funds and $38,755.93 in Unified Development Code fee in lieu of park land dedication funds from the Parks and Recreation Department. [Peter Zanoni, Deputy City Manager; Mike Frisbie, Director, Transportation & Capital Improvements]
Result:	Passed

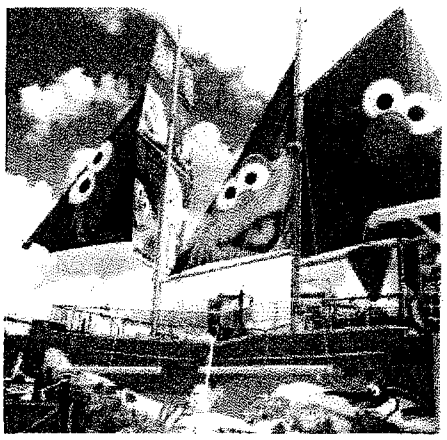
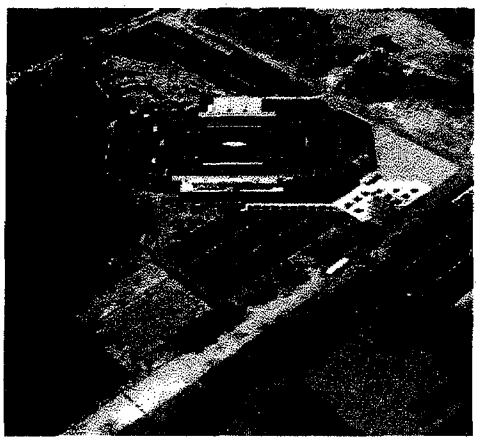
Voter	Group	Not Present	Yea	Nay	Abstain	Motion	Second
Ivy R. Taylor	Mayor		x				
Roberto C. Trevino	District 1		x				
Alan Warrick	District 2		x				
Rebecca Viagran	District 3		x				x
Rey Saldaña	District 4		x			x	
Shirley Gonzales	District 5		x				
Ray Lopez	District 6		x				
Cris Medina	District 7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

Attachment I

MJ BOYLE
GENERAL CONTRACTOR INC.

A SPECIAL PRESENTATION FOR

Request for Competitive Sealed Proposals for Pearsall Park
Project No. 40-00385B

San Antonio's Blue Chip Contractor

NEW CONSTRUCTION - RENOVATION
PROJECT MANAGEMENT

MJ BOYLE GENERAL CONTRACTOR INC. 1919 N. St. Mary's • San Antonio, Texas 78212-4543 • (210) 227-1919 • Fax (210) 229-9802

February 3, 2015

City Clerk's Office, Trasnportation & Capital Improvements Management Services Department
Attn: Contract Service Division
100 Military Plaza
2nd Floor, City Hall
San Antonio, TX 78205

RE: REQUEST FOR COMPETITIVE SEALED PROPOSAL FOR PEARSALL PARK
PROJECT NO. 40-00385B

M.J. Boyle General Contractor, Inc. is excited about the opportunity to participate in the RFCSP for the City of San Antonio's Pearsall Park. Our experience with construction of similar projects utilizing similar construction techniques, makes us uniquely qualified for this project. We have successfully completed some of the areas most valued structures, including:

- Restoration of the Empire Theatre for Las Casas Foundation
- Renovation of many office buildings along Houston Street for Federal Realty Investment Trust
- Renovation and restoration of the old Frost Bank lobby in the Main Plaza Building, transforming it into San Antonio's City Council Chamber
- Restoration of La Villita
- Renovations to Spanish Governor's Palace
- Restoration of Sisters of Charity of the Incarnate Word - Motherhouse Chapel

These projects represent the finest quality and workmanship in this area. They also demonstrate our commitment to recognize and overcome challenges inherent to downtown, urban projects such as:

- Managing the complex logistics of working in occupied, inner-city settings
- Recognizing the number of "eyes" on us, we take our role as Construction Manager seriously; we manage the
- relationships as well as the work, involving all stakeholders as needed to manage expectations while pushing the work
- Developing relationships with all stakeholders to deal with ever-changing site requirements and schedules
- Being nimble. We understand the varied interests held by each stakeholder. We strive to modify our schedule and processes to accommodate the needs of our client
- Empowering our office and site personnel to make decisions to effectively execute the work. We have assembled a team of qualified construction managers with experience in this type of work
- Managing subcontractors so their workforce is aligned with the above considerations
- Being reasonable with costs. Our ability to self-perform the demolition and concrete portions of the work enables us to fully understand and estimate the cost of the work. We verify the costs from subcontractors to ensure any changes are handled fairly.

Our commitment to providing opportunities for SMWBE firms enables us to reach established goals for the project. We are committed to meet or exceed the goals established for this project. Our participation in Mentor-Protege programs give us great insight into the problems encountered by small, emerging firms. We work with small firms to enable them to successfully complete their work.

We hope your review of the attached information will show us to be the best choice.

Thank you for the opportunity to work with you on this important project.

Sincerely

M.J. BOYLE GENERAL CONTRACTOR, INC.

Mike Boyle
President

MJ BOYLE
GENERAL CONTRACTOR INC.

CITY OF SAN ANTONIO
P. O. BOX 839966
SAN ANTONIO, TEXAS 78283-3966

FORM 1
SUBMITTAL COVER/CONTRACT SIGNATURE PAGE

		REQUEST FOR COMPETITIVE SEALED PROPOSALS:
RFCSP POSTING DATE:	December 19, 2014	Name of Project and Project Number Pearsall Park Project No. 40-00385B
DATE OF CLOSING:	February 3, 2014	RFCSP: TCI-12192014SY
TIME OF CLOSING:	NO LATER THAN 2:00 P.M. LOCAL TIME	DEPARTMENT/DIVISION:
SUBMIT TO:	City of San Antonio Office of the City Clerk 100 Military Plaza 2nd Floor, City Hall San Antonio, TX 78205	Transportation & Capital Improvements

READ AND SIGN BELOW. UNSIGNED SUBMITTAL COVER/CONTRACT SIGNATURE PAGE SHALL NOT BE ACCEPTED BY CITY

Legal Name of Firm: M. J. Boyle General Contractor, Inc.	
Address: 1919 N. St. Mary's street	
City: San Antonio	
State: Texas	Zip Code: 78212
Contact Person: Mike Boyle	
Office Phone Number: (210) 227-1919	Alternate Phone Number:
E-Mail Address: mikeb@mjboyle.com	Fax Number: (210) 229-9802

BY MY SIGNATURE BELOW, I certify I legally am authorized to bind Respondent to the terms and conditions contained in this submitted RFCSP Proposal. I further certify the information contained in this submittal accurately reflects data regarding my organization/firm, the work to be performed and the estimates of planned/delivered services. By signing this Submittal Cover/Contract Signature Page, I understand and agree, if awarded a contract in response to this RSCSP, Respondent shall be ready, willing and able to comply with all representations made by Respondent in this Submittal and during the RFCSP Solicitation process.

Respondent certifies it fully shall comply with all of Contract Documents, pursuant to this RFCSP solicitation, for the amount(s) shown and details contained in Respondent's accompanying Proposal Form. Respondent confirms all work proposed by this RFCSP, when fully completed, shall be performed and acceptable to the entire satisfaction of the City. As the legal representative of Respondent, I certify all prices contained in this proposal carefully have been checked and are submitted as true, correct and final.

As the legally authorized representative of Respondent, I submit this proposal and, by my signature below, acknowledge that I have received and read the entire RFCSP and each of the RFSCP attachments and agree, on behalf Respondent, to be bound by the terms therein. I further acknowledge I have received all Addenda and agree with and Respondent shall be bound by the terms, conditions and requirements of this submitted proposal, all documents listed in the RFCSP Submittal Checklist and Table of Contents, the enabling City Ordinance and all of the associated documentation that form the entire Contract to which Respondent shall be bound, upon the approval of the San Antonio City Council.

I certify any objections Respondent may have with the General Conditions for City of San Antonio Construction Contracts, labeled as RFCSP **"Exhibit A"** hereto and incorporated herein, have been listed and included in Respondent's written comments under **Tab 8** hereto. I further certify all provisions contained in this submitted Proposal shall remain valid for 120 calendar days following the posted deadline date for submissions and, if Respondent is awarded a contract, throughout the entire term of the awarded contract.

Signature of Authorized Individual

Mike Boyle
Typed Name of Authorized Individual

February 3, 2015
Date

President
Typed Title of Authorized Individual

RFCSP: Pearsall Park
Project No. 40-00385B

MD BOYLE GENERAL CONTRACTOR INC.

FORM 2

SUBMITTAL CHECKLIST AND TABLE OF CONTENTS

The materials and information listed on this checklist shall be submitted as part of the submittal. Failure to submit any of the requested materials or provide adequate explanation may eliminate the submittal from consideration.

Materials shall be included in the submittal in the order identified on the checklist. Respondent shall indicate the corresponding page numbers in the space provided hereon.

Page No.	Form No.	Form Title
1	No Form	Executive Summary
2	Form 1	Proposal Cover / Contract Signature Page – Indexed and labeled as Tab "1"
3	Form 2	Proposal Checklist (Table of Contents) – Indexed and labeled as Tab "2"
4	Form 3	Discretionary Contracts Disclosure Form – Indexed and labeled as Tab "3" in the original submittal only
8	Form 4	Litigation Disclosure Form – Indexed and labeled as Tab "4"
10	Form 5	SBEDA: Subcontractor/Supplier Utilization Commitment Form - Indexed and labeled as Tab "5" in the original submittal only
13	Form 6	Price Proposal Form – Indexed and labeled as Tab "6" in the original submittal only
20	No Form	Proposal Guarantee (Bid Bond) – Indexed and labeled as Tab "7" in the original submittal only
22	No Form (Document attached hereto)	Comments to General Conditions for City of San Antonio Construction Contracts – Indexed and labeled as Tab "8"
23	No Form	Proof of Insurability – Indexed and labeled as Tab "9"
24	No Form	Letters of Reference – Indexed and labeled as Tab "10"
30 31 34 35 38 39 42 43 44 46	No Form	**Statement of Qualifications:** **Criteria A: Experience and Qualifications of Prime Firm, Key Subcontractors and Key Personnel with similar Park Projects** 1. Experience - Indexed and labeled as Tab "11" 2. Project Sheets – Indexed and labeled as Tab "12" 3. Proposed Key Personnel/Organizational Chart – Indexed and labeled as Tab "13" 4. Resumes – Indexed and labeled as Tab "14" **Criteria B: Experience of Subcontractor with Skate Park Construction** 1. Experience – Indexed and labeled as Tab "15" 2. Project Sheets – Indexed and labeled as Tab "16" **Criteria C: Experience of prime firm, key sub-contractors, and key personnel working on projects with contaminated soils and landfill related projects** 1. Experience - Indexed and labeled as Tab "17" **Criteria D: Understanding of the Project and Proposed Management Plan** 1. Project Understanding – Indexed and labeled as Tab "18" 2. Construction Management – Indexed and labeled as Tab "18" **Criteria E: Respondent's Team's Experience with San Antonio Region Issues and Past Experience with City of San Antonio Contracts** 1. Experience – Indexed and labeled as Tab "19"

Submission includes: one (1) **original unbound** Qualification Statement signed in ink, five (5) printed copies of the submittal, ~~as well as one (1) Adobe PDF version of entire submittal on a CD~~. Check Here: X

RFCSP: Pearsall Park
Project No. 40-00385B

MJ BOYLE
GENERAL CONTRACTOR INC.

* = Required fields

City of San Antonio
Contracts Disclosure Form

Office of the City Clerk

Please fill out this form online, print completed form and submit with proposal to originating department. All questions must be answered.

For details on use of this form, see Section 2-59 through 2-61 of the City's Ethics Code.

*This is a ◉ New Submission or ◯ Correction or ◯ Update to previous submission.

***1. Name of person submitting this disclosure form.**

First: Mike M.I. ____ Last: Boyle Suffix: ____

***2. Contract information.**

a) Contract or project name: Pearsall Park (project no. 40-00385B

b) Originating department: TCI

***3. Name of individual(s) or entity(ies) seeking a contract with the city (i.e. parties to the contract).**

M.J. Boyle General Contractor, Inc.

***4. List any individual(s) or entity(ies) that is a partner, parent, joint venture, or subsidiary entity(ies) of the individual or entity listed in Question 3.**

☑ Not applicable. Contracting party(ies) does not have partner, parent, joint venture, or subsidiary entities.

☐ Names of partner, parent, joint venture or subsidiary entities, and all the board members, executive committee members, and officers of each entity:

***5. List any individuals or entities that will be subcontractors on this contract.**

☑ Not applicable. No subcontractors will be retained for this contract.

☐ Subcontractors may be retained, but have not been selected at the time of this submission.

☐ List of subcontractors, including the name of the owner(s), and business name:

***6. List any attorneys, lobbyists, or consultants retained by any individuals listed in Questions 3, 4, or 5 to assist in seeking this contract.**

☑ Not applicable. No attorneys, lobbyists, or consultants have been retained to assist in seeking this contract.

☐ List of attorneys, lobbyists, or consultants retained to assist in seeking this contract:

MJ BOYLE GENERAL CONTRACTOR INC.

* = Required fields

City of San Antonio
Contracts Disclosure Form

Office of the City Clerk

***7. Disclosure of political contributions.**

List any campaign or officeholder contributions made by the following individuals in the past 24 months totaling more than $100 to any current member of City Council, former member of City Council, any candidate for City Council, or to any political action committee that contributes to City Council elections:

a) any individual seeking contract with the city (Question 3)
b) any owner or officer of entity seeking contract with the city (Question 3)
c) any individual or owner or officer of an entity listed above as a partner, parent, or subsidiary business (Question 4)
d) any subcontractor or owner/officer of subcontracting entity retained for the contract (Question 5)
e) the spouse of any individual listed in response to (a) through (d) above
f) any attorney, lobbyist, or consultant retained to assist in seeking contract (Question 6)

☑ Not applicable. No campaign or officeholder contributions have been made in preceding 24 months by these individuals.

☐ List of contributions:

Updates on Contributions Required

Information regarding contributions must be updated by submission of a revised form from the date of the submission of this form, up through the time City Council takes action on the contract identified in response to Question 2 and continuing for 30 calendar days after the contract has been awarded.

Notice Regarding Contribution Prohibitions for "High-Profile" Contracts

Under Section 2-309 of the Municipal Campaign Finance Code, the following listed individuals are prohibited from making a campaign or officeholder contribution to any member of City Council, candidate for City Council or political action committee that contributes to City Council elections from the 10th business day after a contract solicitation has been released until 30 calendar days after the contract has been awarded:

a) Legal signatory of a high-profile contract
b) Any individual seeking a high-profile contract
c) Any owner or officer of an entity seeking a high-profile contract
d) The spouse of any of individual listed in response to (a) through (c) above
e) Any attorney, lobbyist, or consultant retained to assist in seeking a high-profile contract

Penalty. A high-profile contract cannot be awarded to the individual or entity if a prohibited contribution has been made by any of these individuals during the contribution "black-out" period, which is the 10th business day after a solicitation has been released until 30 calendar days after the contract has been awarded.

***8. Disclosure of conflict of interest.**

Are you aware of any fact(s) with regard to this contract that would raise a "conflict of interest" issue under Sections 2-43 or 2-44 of the City Ethics Code for any City Council member or board/commission member that has not or will not be raised by these city officials?

☑ I am not aware of any conflict(s) of interest issues under Section 2-43 or 2-44 of the City Ethics Code for members of City Council or a city board/commission.

☐ I am aware of the following conflict(s) of interest:

MJ BOYLE GENERAL CONTRACTOR INC.

* = Required fields

City of San Antonio
Contracts Disclosure Form

Office of the City Clerk

***9. Prohibited Interest in Contracts.**

Currently, or within the past twelve (12) months, have you, your spouse, sibling, parent, child or other family member within the first degree of consanguinity or affinity served on a City board or commission?

Currently, or within the past twelve (12) months, has an owner, partner or employee of a business entity in which you, your spouse, parent, child own 10% or more of the voting stock or shares, or 10% or more of the fair market value served on a City board or commission?

Currently, or within the past twelve (12) months, has an owner, partner, or employee of a business entity who owns 10% or more of the voting stock or shares, or 10% or more of the fair market value, that will be a subcontractor for this contract, served on a City board or commission?

☑ No

☐ Yes

Notice Regarding Prohibited Interest in Contracts.

Please be aware, the City's Charter and Ethics Code prohibits members of certain more-than-advisory boards and commissions, as well as their close family members and any businesses they or their families hold a 10% or greater ownership interest from obtaining a contract with the City during their board or commission service. The prohibition extends to subcontracts on City contracts, and would also apply to parent, subsidiary or partner businesses owned by the member of the board or commission and their family. Please see Section 141 of the City Charter and Section 2-52 of the City Ethics Code (Prohibited Interests in Contracts) for complete information.

Former members of certain more-than-advisory boards and commissions, their family members and the businesses they own will continue to be prohibited from obtaining any discretionary contracts for one year after leaving City service. Please see Section 2-58 of the City Ethics Code (Prohibited Interest in Discretionary Contracts) for complete information.

Please note that any contract in place at the time the applicant becomes a City officer may remain in effect, but cannot be amended, extended, modified, or changed in any manner during the officer's City service on the more-than-advisory board.

If you have any questions, please contact the Office of the City Attorney to request to speak with a member of the Ethics staff: (210) 207-8940.

Acknowledgements

***1. Updates Required**

☑ I understand that this form must be updated by submission of a revised form if there is any change in the information before the discretionary contract, housing and retail development incentive, or the purchase, sale,or lease of real estate to or from the City is the subject of action by the City Council, and no later than 5 business days after any change has occurred, whichever comes first. This includes information about political contributions made after the initial submission and up until 30 calendar days after contract has been awarded.

***2. No Contact with City Officials or Staff during Contract Evaluation**

☑ I understand that a person or entity who seeks or applies for a city contract or any other person acting on behalf of that person or entity is prohibited from contacting city officials and employees regarding the contract after a Request for Proposal (RFP), Request for Qualification (RFQ), or other solicitation has been released.

This no-contact provision shall conclude when the contract is posted as a City Council agenda item. If contact is required with city officials or employees, the contact will take place in accordance with procedures incorporated into the solicitation documents. Violation of this prohibited contacts provision set out in Section 2-61 of the City Ethics Code by respondents or their agents may lead to disqualification of their offer from consideration.

MJ BOYLE
GENERAL CONTRACTOR INC.

* = Required fields

City of San Antonio
Contracts Disclosure Form

Office of the City Clerk

***3. Contribution Prohibitions for "High-Profile" Contracts**

○ This is not a high-profile contract.

◉ This is a high-profile contract.

☑ I acknowledge that this contract has been designated as a high-profile contract by the city. I further acknowledge that the following individuals are prohibited from making campaign or officeholder contributions to members of City Council, candidates for City Council, or political action committees that make contributions to City Council elections from the 10th business day after the solicitation has been released until 30 calendar days after the contract has been awarded: legal signatory to contract individual(s) seeking the contract, owner or officer of an entity seeking the contract, the spouse of any of these individuals, and any attorney, lobbyist, or consultant retained to assist in seeking the contract.

☑ I warrant that no contributions have been made by these individuals in violation of Section 2-309 of the Municipal Campaign Finance Code.

***4. Conflict of Interest Questionnaire (CIQ)**

Chapter 176 of the Local Government Code requires all contractors and vendors to submit a Conflict of Interest Questionnaire Form (CIQ) to the Office of the City Clerk, even if contract is not designated as "High Profile".

☑ I acknowledge that I have been advised of the requirement to file a CIQ form under Chapter 176 of the Local Government Code.

***Oath**

☑ I swear or affirm that the statements contained in this Contracts Disclosure Form, including any attachments, to the best of my knowledge and belief are true, correct, and complete.

Your Name: Mike Boyle **Title:** President

Company Name or DBA: M.J. Boyle General Contractor, Inc. **Date:** 02/02/2015

Please fill this form out online, print completed form and submit with proposal to originating department. All questions must be answered.
If necessary to mail, send to:
Purchasing
P.O. Box 839966
San Antonio, Texas 78283-3966

MJ BOYLE GENERAL CONTRACTOR INC.

FORM 4

LITIGATION DISCLOSURE

Respond to each of the questions below by checking the appropriate box. Failure to fully and truthfully disclose the information required by this Litigation Disclosure form may result in the disqualification of your proposal from consideration or termination of the contract, once awarded.

1. Have you or any member of your Firm or Team to be assigned to this engagement ever been indicted or convicted of a felony or misdemeanor greater than a Class C in the last five (5) years?

   Yes ☐ No ☒

2. Have you or any member of your Firm or Team to be assigned to this engagement been terminated (for cause or otherwise) from any work being performed for the City of San Antonio or any other Federal, State or Local Government, or Private Entity?

   Yes ☐ No ☒

3. Have you or any member of your Firm or Team to be assigned to this engagement been involved in any claim or litigation with the City of San Antonio or any other Federal, State or Local Government, or Private Entity during the last ten (10) years?

   Yes ☒ No ☐

If you have answered "Yes" to any of the above questions, please indicate the name(s) of the person(s), the nature, and the status and/or outcome of the information, indictment, conviction, termination, claim or litigation, as applicable. Any such information should be provided on a separate page, attached to this form and submitted with your proposal.

MJ BOYLE
GENERAL CONTRACTOR INC.

Question 3
Have you or any memeber of your Firm or Team to be assigned to this engagement been involved in any claim or litigation with the City of San Antonio or any other Federal, State or Local Government, or Private Entity during the last ten (10) years?

Answer
Yes, M.J. Boyle has been involved in three lawsuits in the past 10 years. These suits related to claims from subcontractors or their suppliers. All claims we settled to our satisfaction, we have never been in a claim or litigation with the City of San Antonio.

CITY OF SAN ANTONIO
ECONOMIC DEVELOPMENT DEPARTMENT

CITY OF SAN ANTONIO
SUBCONTRACTOR/SUPPLIER UTILIZATION PLAN

M.J. BOYLE GENERAL CONTRACTOR INC.

SOLICITATION NAME: ***Pearsall Park***

RESPONDENT NAME: M.J. Boyle General Contractor, Inc.

SOLICITATION API: ***Small Business Enterprise (SBE) Prime Program, 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 percent (13%) M/WBE 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.

In order to receive the **fifteen (15)** evaluation preference points associated with the SBE Prime Contract Program, SBE Prime Respondents must document on this form that at least 51% of this contract shall be self-performed or shall be subcontracted to other certified Small Business Enterprises with a Significant Business Presence within the San Antonio Metropolitan Statistical Area.

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 the respondent to commit to satisfying the M/WBE and AABE subcontracting goals shall render its response NON-RESPONSIVE. For further clarification, please contact David Rodriguez at (210) 207-0071.

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: M.J. Boyle General Contractor, Inc.	$	%	SBE	912 - General Construction Services
SAePS Vendor #: 1003736			SCTRCA #: 213069481	

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

***** 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.***

Please See Attached

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:	$	%	*B. Total amount prime will pay to certified and non-certified subcontractors/suppliers*	
C.Total Certified Sub Participation:	$	%	*C. Total amount prime will pay to certified subcontractors/suppliers per the eligibility requirements stated above*	
D.Total Prime & Sub Participation*:	$	%	*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: Mike Boyle **Sign:** _____ **Title:** President

Date: February 3, 2015

****

FOR CITY USE

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

ASSISTANT DIRECTOR
ECONOMIC DEVELOPMENT DEPARTMENT

Version 01/21/2014

Please See Attached

MJ BOYLE GENERAL CONTRACTOR INC.

Pearsall Park Project #40-00385B	PARTICIPATION DOLLAR AMOUNT	% LEVEL OF PARTICIPATION	CERTIFICATION TYPE AND NUMBER	TYPE OF WORK TO BE PERFORMED (BY NIGP CODE)
Prime: M.J. Boyle General Contractor, Inc. SAePS Vendor # 1003736	$ 6,900,000 ~~7,000,000.00~~	100.00%	SBE SCTRCA # 213069481	912 - General construction services
Subcontractors				
Sub: River City Disposal SAePS Vendor # 10024925	$ 4,000.00	0.06%	SBE, AABE, MBE, ESBE SCTRCA #	90590 Waste disposal
Sub: Topside Contracting SAePS Vendor #	$ 89,684.	0.00%	SCTRCA #	~~91039 Janitorial~~ Roofing
Sub: Park Place Recreation Designs SAePS Vendor #	$ 401,185.00	5.73%	ESBE, SBE SCTRCA # 213067201	Playground equipment
Sub: DC Civil Construction SAePS Vendor #	$ 84,463	0.00%	SCTRCA #	~~91479 Steel Fabrication~~ Utilities
Sub: RP Plumbing SAePS Vendor #	$ 50,700.00	0.72%	SBE, MBE, ESBE, HABE SCTRCA #	91468 Plumbing
Sub: Mundo Verde SAePS Vendor #	$ 663,404.00	9.48%	213026640 SCTRCA #	Landscaping
Sub: Dodd Electric SAePS Vendor # 10019439	$ 513,408.00	7.33%	SBE, MBE, ESBE, HABE, VBE SCTRCA # 20056504	91438 Electrical
Sub: Debsteel SAePS Vendor #	$ 57,410.	0.00%	SCTRCA #	Steel Erection
Sub: SAePS Vendor #	$ -	0.00%	SCTRCA #	
Sub: SAePS Vendor #	$ -	0.00%	SCTRCA #	
Sub: SAePS Vendor #	$ -	0.00%	SCTRCA #	
A. Total Prime Participation	$ 7,000,000.00	100.00%	Bid alternates will greatly affect which subcontractors we will employ. This list is based on the base bid only.	
B. Total Sub participation	$ 4,419,000	0.00%		
C. Total Certified Sub Participation	$ 1,632,697.00	23.32%		
D. Total Prime & Sub Participation	$ 7,000,000.00	100.00%		

CITY OF SAN ANTONIO

Project Name: Pearsall Park
Project # 40-00385B

Date Issued: December 19, 2014

FORM 6 PROPOSAL FORM

The estimated construction budget for this contract is $4,630,000.00

I. BASE BID

Provide and install all materials, labor and construction operations necessary to complete the intended work described and shown in the plan-drawings and technical specifications, which includes but not limited to; site preparation and earthwork, excavation and backfill, forming work, concrete pouring and finishes, electrical and plumbing work, specialty picnic covers and restroom building, skatepark, splashpads, site furniture and accessories, specialty masonry, landscape, irrigation, lighting, cleanup, maintenance, and warranty, complete-in-place per:

Total Amount of Base Bid: Six million, nine hundred thousand. $ 6,900,000. *

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

II. ALTERNATES

Amount of each Alternates (if applicable) insert amount in numbers:

Additive Alternate #1 - Small Picnic Area Cover at Skatepark.

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

Seventy five thousand dollars $ 75,000

Additive Alternate #2 - Westernmost Basketball Court.

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

One hundred and two thousand dollars $ 102,000

Additive Alternate #3 - Small Splashpad at Large Picnic Area.

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

one hundred and twenty six thousand dollars $ 126,000

Additive Alternate #4 - Skatepark at Stone Wall.

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

one hundred and fifty four thousand dollars $ 154,000

Additive Alternate #5 - North Slope Trail Fill & Grading.

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

seventy two thousand dollars $ 72,000

Additive Alternate #6 - North Slope Trail.

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

MJ BOYLE GENERAL CONTRACTOR INC.

Forty one thousand dollars $ 41,000

Additive Alternate #7 - Additional Skatepark Lighting.

Total Amount of Bid for Additive Alternate #7 (Insert Amount in Words and Numbers):

Thirty seven thousand dollars $ 37,000

Additive Alternate #8 - Parking Lot at Large Covered Picnic Area.

Total Amount of Bid for Additive Alternate #8 (Insert Amount in Words and Numbers):

Thirty seven thousand dollars $ 37,000

Additive Alternate #9 - Teen Traveling Rings at Fitness Area.

Total Amount of Bid for Additive Alternate #9 (Insert Amount in Words and Numbers):

Seventy Eight thousand dollars $ 78,000

Additive Alternate #10 – Planter/Seating Boxes in Play Area.

Total Amount of Bid for Additive Alternate #10 (Insert Amount in Words and Numbers):

No Bid $ No Bid

Additive Alternate #11 – Picnic Units along east parking lot.

Total Amount of Bid for Additive Alternate #11 (Insert Amount in Words and Numbers):

NO Bid $ No Bid

Additive Alternate #12 – Concrete Half-Spheres throughout project.

Total Amount of Bid for Additive Alternate #12 (Insert Amount in Words and Numbers):

Twenty Three thousand dollars $ 23,000

Additive Alternate #13 – Small Picnic Area Cover at Play Area.

Total Amount of Bid for Additive Alternate #13 (Insert Amount in Words and Numbers):

Seventy Five Thousand dollars $ 75,000

III. UNIT PRICES

Bidders shall submit unit pricing on the 024 Unit Pricing form, and it shall be attached immediately following this sheet. The unit prices bid shall be the 'complete-in-place unit costs' that is necessary and required to complete the unit bid item work described.

The unit prices bid may be used by the City of San Antonio to change the intended scope and/or the final contract amount for this project by applying "additions-to" or "deletions-form" the scope of work, at the sole discretion of the City of San Antonio.

* Bid Exclusions:

-Tree Canopy fee, Tree Preservation fees, Tree mitigation fees, Regional Storm Water management fees, Commercial rights determination fees, Impervious cover fees

-Street Overlay

MJ BOYLE
GENERAL CONTRACTOR INC

IV. ALLOWANCES (if applicable)

No Allowance Given for this Bid Request

The Owner reserves the right to select alternates in the order of its choice and at its discretion.

BY MY SIGNATURE BELOW, I certify I legally am authorized to bind Respondent to the terms and conditions contained in this submitted RFCSP Proposal. I further certify the information contained in this submittal accurately reflects data regarding my organization/firm, the work to be performed and the estimates of planned/delivered services. By signing this Proposal Cover/Contract Signature Page, I understand and agree, if awarded a contract in response to this RSCSP, Respondent shall be ready, willing and able to comply with all representations made by Respondent in this Submittal and during the RFCSP Solicitation process.

Respondent certifies it fully shall comply with all of Contract Documents, pursuant to this RFCSP solicitation, for the amount(s) shown and details contained in Respondent's accompanying Proposal Form. Respondent confirms all work proposed by this RFCSP, when fully completed, shall be performed and acceptable to the entire satisfaction of City. As the legal representative of Respondent, I certify all prices contained in this proposal carefully have been checked and are submitted as true, correct and final.

As the legally authorized representative of Respondent, I submit this proposal and, by my signature below, acknowledge that I have received and read the entire RFCSP and each of the RFSCP attachments and agree, on behalf Respondent, to be bound by the terms therein. I further acknowledge I have received all Addenda and agree with and Respondent shall be bound by the terms, conditions and requirements of this submitted proposal, all documents listed in the RFCSP Submittal Checklist and Table of Contents, the enabling City Ordinance and all of the associated documentation that form the entire Contract to which Respondent shall be bound, upon the approval of the San Antonio City Council.

I certify any objections Respondent may have with the General Conditions for City of San Antonio Construction Contracts, labeled as RFCSP "Exhibit B" hereto and incorporated herein, have been listed and included in Respondent's written comments under Tab 8 hereto. I further certify all provisions contained in this submitted Proposal shall remain valid for 120 calendar days following the posted deadline date for submissions and, if Respondent is awarded a contract, throughout the entire term of the awarded contract.

M.J. Boyle General Contractor, Inc.	(210) 227-1919
Official Name of Company (legal)	Telephone No.
[signature]	Mike Boyle
Signature of Authorized Individual	Typed Name of Authorized Individual
February 3, 2015	President
Date	Typed Title of Authorized Individual
1919 N. St. Mary's street	(210) 220-0802
Company Address	Fax No.
San Antonio, TX 78212	mikeb@mjboyle.com
City, State and Zip Code	E-mail Address

Name of the proposed Project Manager: Jody Maley

Name of the proposed Site Superintendent: David Flores

CITY OF SAN ANTONIO
FORM 6 PROPOSAL FORM

PROJECT NAME: PEARSALL PARK
PROJECT NO. 40-00385B

ALT. NO.	DESC. CODE	BID ITEM DESCRIPTION	UNIT OF MEASURE	APPROX. QUANTITIES	UNIT BID PRICE	ITEM SEQUENCE
		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.				
ALTERNATES						
1		SMALL PICNIC AREA COVER (AT SKATEPARK)	EA	1	See bid form	
2		BASKETBALL COURT, SIDEWALK, BENCH, & BENCH PAD	LS	1	See bid form	
3		SMALL SPLASH PAD AT LARGE PICNIC AREA COVER	LS	1	See bid form	
4		SKATEPARK CONNECTION AT EXISTING STONE WALL	LS	1	See bid form	
5		NORTH SLOPE TRAIL - FILL & GRADING	LS	1	See bid form	
6		NORTH SLOPE TRAIL - CHIP SEAL TRAIL (8 FT. WIDE)	LS	1	See bid form	
7		5 LIGHT POLES/FIXTURES AT SKATE PARK	LS	1	See bid form	
8		PARKING LOT AT LARGE COVERED PICNIC AREA	LS	1	See bid form	
9		TEEN TRAVELING RINGS AT FITNESS AREA	LS	1	See bid form	
10		PLANTER / SEATING BOXES AT PLAY AREA	LS	1	See bid form	
11		FOUR PICNIC UNITS ALONG EAST PARKING LOT	LS	1	See bid form	
12		CONCRETE HALF SPHERES THROUGHOUT PROJECT	LS	1	See bid form	
13		SMALL PICNIC AREA COVER (AT PLAY AREA)	LS	1	See bid form	
UNIT PRICE ITEMS						
	100.1	MOBILIZATION	LS	1	No Bid	
	100.2	INSURANCE & BOND	LS	1	0.02	
	202.1	PRIME COAT	GAL	1	4.00	
	203.1	TACK COAT	GAL	1	6.00	
	205	HOT MIX ASPHALTIC PAVEMENT	SY	1	No Bid	
	209.1	CONCRETE PAVEMENT - 5" DEPTH	SY	1	72.00	
	500.1	CONCRETE CURB AT PARKING LOT	LF	1	18.00	
	500.1	CONCRETE CURB AT PARKING LOT - FLUSH	LF	1	18.00	
	502.1	CONCRETE SIDEWALK - 5" DEPTH	SY	1	60.00	
	531.3	R1-1 STOP SIGN - 30"	EA	1	250.00	
	535.2	4" WIDE WHITE LINE	LF	1	1.20	
		CONTRACTOR'S POLLUTION LIABILITY POLICY ($5 MILLION LIMIT)	EA	1	35,000.00	
		FILL SUPPLIED BY OTHERS (PLACED & COMPACTED)	CY	1	No bid	

CITY OF SAN ANTONIO
FORM 6 PROPOSAL FORM

PROJECT NAME: PEARSALL PARK
PROJECT NO. 40-00385B

ALT. NO.	DESC. CODE	BID ITEM DESCRIPTION	UNIT OF MEASURE	APPROX. QUANTITIES	UNIT BID PRICE	ITEM SEQUENCE
		FILL (SUPPLIED, PLACED & COMPACTED)	CY	1	No bid	
		SMALL PICNIC AREA COVER	EA	1	See Alternates	
		BALL WALL	EA	1	No Bid	
		BENCH 5	EA	1	1,650.00	
	f	BIKE RACK	EA	1	2,200.00	
		BOLLARDS - FIXED	EA	1	175.00	
		BOLLARDS - SLALOM	EA	1	No bid	
	l	BOULDERS	EA	1	385.00	
	s	CHIP SEAL TRAIL - 12 FT. WIDE	LF	1	No Bid	
	l	COBBLE - 8" DEPTH	CY	1	275.00	
	l	COBBLE SET IN CONCRETE	SF	1	29.00	
	x	CONCRETE STAIRS	CY	1	500.00	
	x	CONCRETE MOW STRIP	LF	1	22.00	
	x	CONCRETE FLUSH CURB AT ENGINEERED WOOD FIBER	LF	1	22.00	
	x	DRINKING FOUNTAIN ***No supply or waste piping**	EA	1*	8,000.00	
	x	ENGINEERED WOOD FIBER - 12" DEPTH	CY	1	2.25	
	x	HANDRAILS AT STAIRS - GALVANIZED STEEL	LF	1	65.00	
	l	LIMESTONE BLOCK SEATING	EA	1	330.00	
	p	PET STATION	EA	1	495.00	
	x	PICNIC TABLE 1	EA	1	3,200.00	
	x	POURED IN PLACE PLAY SURFACE	SF	1	13.33	
	l	PRE-CAST CONCRETE PLANTER (2'-6" BOX)	EA	1	No bid	
	l	PRE-CAST CONCRETE PLANTER (3'-0" BOX)	EA	1	No bid	
	l	PRE-CAST CONCRETE PLANTER (4'-0" BOX)	EA	1	No bid	
	x	SPHERES - CONCRETE HALVES (18")	EA	1	354.00	
	x	SPHERES - CONCRETE HALVES (24")	EA	1	481.00	
	x	SPHERES - CONCRETE HALVES (30")	EA	1	584.00	
	x	SPHERES - CONCRETE HALVES (36")	EA	1	854.00	
	5	STEEL FENCE - 5 FT. HEIGHT	LF	1	32.00	
	5	STEEL GATE - 6 FT. WIDE	EA	1	1,600.00	
	f	TRASH / RECYCLING RECEPTACLES	EA	1	495.00	
		WALL - LOW CONCRETE SEAT WALL	LF	1	No bid	

CITY OF SAN ANTONIO
FORM 6 PROPOSAL FORM

PROJECT NAME: PEARSALL PARK
PROJECT NO. 40-00385B

ALT. NO.	DESC. CODE	BID ITEM DESCRIPTION	UNIT OF MEASURE	APPROX. QUANTITIES	UNIT BID PRICE	ITEM SEQUENCE
		WALL - CONCRETE SEGMENTAL BLOCK	LF	1	No bid	
		WHEEL STOPS	EA	1	30.00	
		DRAIN PIPE - 6" PVC	LF	1	21.45	
		DRAIN PIPE - 12" PVC	LF	1	26.95	
		DRAIN PIPE - 4" HDPE	LF	1	9.35	
		DRAIN PIPE - 6" STRIP DRAIN	LF	1	7.15	
		IRRIGATION SLEEVES	LF	1	10.00	
		IRRIGATION MAINLINES	LF	1	9.00	
		IRRIGATION - DRIP	SF	1	1.45	
		IRRIGATION - AT TREES (2 BUBBLERS PER TREE)	EA	1	72.00	
		MULCH - 4" DEPTH	CY	1	53.00	
		TOPSOIL - 4" DEPTH	CY	1	26.00	
		SOD - ZOYSIA 'JAMUR'	SY	1	3.70	
		SOD - ZOYSIA 'JAMUR' WITH NETLON REINFORCING	SY	1	4.40	
		HYDROMULCHING - BERMUDA 'BLACKJACK'	SY	1	0.45	
		HYDROMULCHING - BERMUDA 'BLACKJACK' WITH NETLON REINFORCING	SY	1	0.53	
		HYDROMULCHING - HABITURF	SY	1	0.55	
		HYDROMULCHING - NATIVE GRASS SEED	SY	1	0.60	
		PLANTING SOIL MIX	SY	1	20.20	
		24" BOX TREE	EA	1	440.00	
		30 GAL. TREE	EA	1	440.00	
		45 GAL. TREE	EA	1	495.00	
		65 GAL. TREE	EA	1	825.00	
		1 GAL. SHRUB	EA	1	12.00	
		2 GAL. SHRUB	EA	1	28.00	
		3 GAL. SHRUB	EA	1	31.00	
		5 GAL. SHRUB	EA	1	33.00	
		15 GAL. SHRUB	EA	1	330.00	
		STEEL EDGE - 3/16" X 4"	LF	1	5.30	
		FILTER FABRIC AT COBBLE	SF	1	6.80	
		DIRECTIONAL SIGN	EA	1	240.00	
		NO MOW SIGN	EA	1	240.00	

BOYLE GENERAL CONTRACTOR INC.

CITY OF SAN ANTONIO
FORM 6 PROPOSAL FORM

PROJECT NAME: PEARSALL PARK
PROJECT NO. 40-00385B

ALT. NO.	DESC. CODE	BID ITEM DESCRIPTION	UNIT OF MEASURE	APPROX. QUANTITIES	UNIT BID PRICE	ITEM SEQUENCE
		Environmental unit prices per addendum #3				
	2.9.A.1	Site mobilization and prepatory activities	LS	1	No bid	
	2.9.A.2	Site prepatory work	LS	1	No bid	
		Preferred disposal company			To be determined	
	2.9.3	Excavation & Staging	CY	1	No bid	
	2.9.4.i	Load, haul & disposal of soil - class I non-hazardous waste	CY	1	No bid	
	2.9.4.ii	Load, haul & disposal of soil - class II non-hazardous waste	CY	1	No bid	
	2.9.5	Handling, transportation and disposal of non-hazardous water	Gal	1	No bid	
	2.9.6	Site specific health and safety plan	LS	1	No bid	
	2.9.7	Site safety and hazardous materials training	LS	1	No bid	
		In the event we need these services we will team with consultants and firms normally engaged with this tyoe of work. We were not able to get pricing for these scopes without additional design information.				

M.J. Boyle General Contractor, Inc. 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 wo
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.
M.J. Boyle General Contractor, Inc. agrees to the terms, conditions, and requirements of the bidder's bid proposal.

Signed: _____ Date: 2/3/2015

Title: President

THE AMERICAN INSTITUTE OF ARCHITECTS

RECEIVED
JAN 15 2015
M.J. BOYLE
GENERAL CONTRACTOR

AIA Document A310

Bid Bond

KNOW ALL MEN BY THESE PRESENTS, that we

M. J. Boyle General Contractor, Inc.
1919 N. St. Mary's
San Antonio TX 78212-4543

as Principal, hereinafter called the Principal, and

FEDERAL INSURANCE COMPANY
15 Mountain View Road
Warren NJ 07059

a corporation duly organized under the laws of the State of Indiana as Surety, hereinafter called the Surety, are held and firmly bound unto

City of San Antonio
100 Military Plaza, San Antonio, Texas 78205

as Obligee, hereinafter called the Obligee, in the sum of

Five Per Cent (5%) of Greatest Amount Bid by Principal ($ 5%),

for the payment of which sum well and truly to be made, the said Principal and the said Surety, bind ourselves, our heirs, executors, administrates, successors and assigns, jointly and severally, firmly by these presents.

WHEREAS, the Principal has submitted a bid for

Pearsall Park - Project No. 40-00385B

NOW, THEREFORE, if the Obligee shall accept the bid of the Principal and the Principal shall enter into a Contract with the Obligee in accordance with the terms of such bid, and give such bond or bonds as may be specified in the bidding or Contract Documents with good and sufficient surety for the faithful performance of such Contract for the prompt payment of labor and material furnished in the prosecution thereof, or in the event of the failure the Principal to enter such contract and give such bond or bonds, if the Principal shall pay to the Obligee the difference not to exceed the penalty hereof between the amount specified in said bid and such larger amount for which the Obligee 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.

Signed and sealed this **3rd** day of **February** **2015**

Jenna Lindsay Robinson
(Witness)

M. J. Boyle General Contractor, Inc.
(Principal) (Seal)
BY
Mike Boyle, President

Paul Poettgen
(Witness)

FEDERAL INSURANCE COMPANY
(Surety) (Seal)
BY
Paul W. Poettgen, Attorney-in-Fact

Chubb Surety	POWER OF ATTORNEY	Federal Insurance Company Vigilant Insurance Company Pacific Indemnity Company	Attn: Surety Department 15 Mountain View Road Warren, NJ 07059

Know All by These Presents, That **FEDERAL INSURANCE COMPANY**, an Indiana corporation, **VIGILANT INSURANCE COMPANY**, a New York corporation, and **PACIFIC INDEMNITY COMPANY**, a Wisconsin corporation, do each hereby constitute and appoint **Maryanna S. Christensen, Rick Jeter, John Poettgen and Paul W. Poettgen of San Antonio, Texas**----------

each as their true and lawful Attorney- in- Fact to execute under such designation in their names and to affix their corporate seals to and deliver for and on their behalf as surety thereon or otherwise, bonds and undertakings and other writings obligatory in the nature thereof (other than bail bonds) given or executed in the course of business, and any instruments amending or altering the same, and consents to the modification or alteration of any instrument referred to in said bonds or obligations.

In Witness Whereof, said **FEDERAL INSURANCE COMPANY, VIGILANT INSURANCE COMPANY**, and **PACIFIC INDEMNITY COMPANY** have each executed and attested these presents and affixed their corporate seals on this **20th** day of **August, 2014.**

Dawn M. Chloros, Assistant Secretary

David B. Norris, Jr., Vice President

STATE OF NEW JERSEY

ss.

County of Somerset

On this **20th** day of **August, 2014** before me, a Notary Public of New Jersey, personally came Dawn M. Chloros, to me known to be Assistant Secretary of FEDERAL INSURANCE COMPANY, VIGILANT INSURANCE COMPANY, and PACIFIC INDEMNITY COMPANY, the companies which executed the foregoing Power of Attorney, and the said Dawn M. Chloros, being by me duly sworn, did depose and say that she is Assistant Secretary of FEDERAL INSURANCE COMPANY, VIGILANT INSURANCE COMPANY, and PACIFIC INDEMNITY COMPANY and knows the corporate seals thereof, that the seals affixed to the foregoing Power of Attorney are such corporate seals and were thereto affixed by authority of the By- Laws of said Companies; and that she signed said Power of Attorney as Assistant Secretary of said Companies by like authority; and that she is acquainted with David B. Norris, Jr., and knows him to be Vice President of said Companies; and that the signature of David B. Norris, Jr., subscribed to said Power of Attorney is in the genuine handwriting of David B. Norris, Jr., and was thereto subscribed by authority of said By- Laws and in deponent's presence.

Notarial Seal

KATHERINE J. ADELAAR NOTARY PUBLIC NEW JERSEY

KATHERINE J. ADELAAR
NOTARY PUBLIC OF NEW JERSEY
No. 2316885
Commission Expires July 16, 2019

Notary Public

CERTIFICATION

Extract from the By- Laws of FEDERAL INSURANCE COMPANY, VIGILANT INSURANCE COMPANY, and PACIFIC INDEMNITY COMPANY:

> "All powers of attorney for and on behalf of the Company may and shall be executed in the name and on behalf of the Company, either by the Chairman or the President or a Vice President or an Assistant Vice President, jointly with the Secretary or an Assistant Secretary, under their respective designations. The signature of such officers may be engraved, printed or lithographed. The signature of each of the following officers: Chairman, President, any Vice President, any Assistant Vice President, any Secretary, any Assistant Secretary and the seal of the Company may be affixed by facsimile to any power of attorney or to any certificate relating thereto appointing Assistant Secretaries or Attorneys- in- Fact for purposes only of executing and attesting bonds and undertakings and other writings obligatory in the nature thereof, and any such power of attorney or certificate bearing such facsimile signature or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by such facsimile signature and facsimile seal shall be valid and binding upon the Company with respect to any bond or undertaking to which it is attached."

I, Dawn M. Chloros, Assistant Secretary of FEDERAL INSURANCE COMPANY, VIGILANT INSURANCE COMPANY, and PACIFIC INDEMNITY COMPANY (the "Companies") do hereby certify that

(i) the foregoing extract of the By- Laws of the Companies is true and correct,
(ii) the Companies are duly licensed and authorized to transact surety business in all 50 of the United States of America and the District of Columbia and are authorized by the U.S. Treasury Department; further, Federal and Vigilant are licensed in the U.S. Virgin Islands, and Federal is licensed in American Samoa, Guam, Puerto Rico, and each of the Provinces of Canada except Prince Edward Island; and
(iii) the foregoing Power of Attorney is true, correct and in full force and effect.

Given under my hand and seals of said Companies at Warren, NJ this 3rd day of February 2015.

Dawn M. Chloros, Assistant Secretary

IN THE EVENT YOU WISH TO NOTIFY US OF A CLAIM, VERIFY THE AUTHENTICITY OF THIS BOND OR NOTIFY US OF ANY OTHER MATTER, PLEASE CONTACT US AT ADDRESS LISTED ABOVE, OR BY Telephone (908) 903- 3493 Fax (908) 903- 3656 e-mail: surety@chubb.com

MJ BOYLE
GENERAL CONTRACTOR INC.

General Conditions for City of San Antonio Construction Contracts

We have reviewed the General Conditions included as part of the bid documents. We accept the terms of the contract as submitted.

Please know that all subcontracts include flow-down provisions. Some of the provisions of your contract may cause financial stress on our subcontractors and material suppliers. We will work to minimize that as much as possible.

MJ BOYLE GENERAL CONTRACTOR INC.

ACORD®

CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY): 9/19/2013

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER
Wortham Insurance & Risk Management
P.O. Box 795008
San Antonio, TX 78279

www.worthamsa.com

CONTACT NAME: Felicia Curtis
PHONE (A/C, No, Ext): 210-249-2330 FAX (A/C, No): Felicia.Curtis@
E-MAIL ADDRESS: felicia.curtis@worthaminsurance.com

INSURER(S) AFFORDING COVERAGE	NAIC #
INSURER A: Amerisure Mutual Insurance Company	
INSURER B: Amerisure Insurance Company	
INSURER C:	
INSURER D:	
INSURER E:	
INSURER F:	

INSURED
M. J. Boyle General Contractor, Inc.
1919 N. St. Mary's
San Antonio TX 78212

COVERAGES **CERTIFICATE NUMBER:** 17681594 **REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSR	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS	
A	GENERAL LIABILITY			CPP2013770	10/1/2013	10/1/2014	EACH OCCURRENCE	$ 1,000,000
	✓ COMMERCIAL GENERAL LIABILITY						DAMAGE TO RENTED PREMISES (Ea occurrence)	$ 50,000
	CLAIMS-MADE ✓ OCCUR						MED EXP (Any one person)	$ 5,000
							PERSONAL & ADV INJURY	$ 1,000,000
							GENERAL AGGREGATE	$ 2,000,000
	GEN'L AGGREGATE LIMIT APPLIES PER:						PRODUCTS - COMP/OP AGG	$ 2,000,000
	POLICY ✓ PRO-JECT LOC							$
A	AUTOMOBILE LIABILITY			CA2013771	10/1/2013	10/1/2014	COMBINED SINGLE LIMIT (Ea accident)	$ 1,000,000
	✓ ANY AUTO						BODILY INJURY (Per person)	$
	ALL OWNED AUTOS / SCHEDULED AUTOS						BODILY INJURY (Per accident)	$
	✓ HIRED AUTOS / ✓ NON-OWNED AUTOS						PROPERTY DAMAGE (Per accident)	$
								$
								$
B	✓ UMBRELLA LIAB / ✓ OCCUR			CU2013768	10/1/2013	10/1/2014	EACH OCCURRENCE	$ 5,000,000
	EXCESS LIAB / CLAIMS-MADE						AGGREGATE	$ 5,000,000
	DED ✓ RETENTION $0						Umbrella	$
							Form	$
								$
A	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY			WC2013767	10/1/2013	10/1/2014	✓ WC STATU-TORY LIMITS / OTH-ER	
	ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) Y/N: N	N/A					E.L. EACH ACCIDENT	$ 1,000,000
	If yes, describe under DESCRIPTION OF OPERATIONS below						E.L. DISEASE - EA EMPLOYEE	$ 1,000,000
							E.L. DISEASE - POLICY LIMIT	$ 1,000,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required)

Upon acceptance of bid all policies will be endorsed/and or issued as per insurance specifications.

CERTIFICATE HOLDER

SAMPLE
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CANCELLATION

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE

(SA) Michael N Venson

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