SW/vv
03/12/15
Item #8

AN ORDINANCE 2015-03-12-0180

ACCEPTING THE LOWEST RESPONSIVE QUALIFIED BID AND AWARDING A CONTRACT IN THE AMOUNT OF $729,930.50 TO TCL CONSTRUCTION ENTERPRISES, INC., FOR A LABOR AND MATERIAL CONTRACT FOR CONCRETE WORK IN SAN ANTONIO PARKS, PROVIDING LABOR AND CONCRETE MATERIAL FOR PARK OPERATIONS AS NEEDED AND IN ACCORDANCE WITH THE ANNUAL ADOPTED BUDGET APPROVED BY CITY COUNCIL.

* * * * *

WHEREAS, the City of San Antonio utilizes annual contracts for procuring high volume repetitive purchases; and

WHEREAS, annual contracts are an efficient method of securing the best prices through volume purchasing and reducing large amounts of work related to the bid process; and

WHEREAS, utilization of annual contracts allows the City to procure numerous different commodities in support of the normal daily operations; and

WHEREAS, the formal competitive bid was advertised in The Hart Beat on December 10, 2014, and December 15, 2014, on the City's website and in the Electronic State Business Daily; and

WHEREAS, bids were opened on Tuesday, January 13, 2015, with four (4) bidders submitting their bid; and

WHEREAS, TCL Construction Enterprises, Inc. was the lowest responsive qualified bidder with a bid amount of $729,930.50; and

WHEREAS, this purchasing contract was developed utilizing the low bid process; therefore, a Discretionary Contracts Disclosure Form is not required; and

WHEREAS, this contract will be awarded in compliance with the Small Business Economic Development Advocacy (SBEDA) Program, which requires contracts be reviewed by a Goal Setting Committee to establish a requirement and/or incentive unique to the particular contract in an effort to maximize the amount of small, minority, and women-owned business participation on the contract; and

WHEREAS, the Goal Setting Committee set a Minority/Women Business Enterprise (M/WBE) subcontracting goal of sixteen percent (16%) and an African American Enterprise (AABE) subcontracting goal of one percent (1%); and

SW/vv
03/12/15
Item #8

WHEREAS, TCL Construction Enterprises, Inc. has committed to the Minority/Women Business Enterprise (M/WBE) subcontracting goal of sixteen percent (16%) and an African American Enterprise (AABE) subcontracting goal of one percent (1%) subcontractor participation; **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 $729,930.50, from TCL Construction Enterprises, Inc. for a labor and material contract for concrete work in San Antonio parks, providing labor and concrete material for park operations as needed and in accordance with the annual adopted budget approved by City Council, 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. The amount up to $729,930.50 will be encumbered upon issuance of purchase orders, and payment is authorized to TCL Construction Enterprises, Inc. All expenditures will be in accordance with the Fiscal Year 2015 and subsequent budgets that fall within the term period of this contract approved by City Council.

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.

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.

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:	**8 (in consent vote: 7, 8, 9, 10, 11, 12, 14, 17, 18B, 19A, 19B, 20, 21, 22, 24, 25, 26, 28, 30, 31)**
Date:	03/12/2015
Time:	10:06:53 AM
Vote Type:	Motion to Approve
Description:	An Ordinance awarding a contract to TCL Construction Enterprises, Inc. for a Labor and Material Contract for Concrete Work in San Antonio parks for an estimated amount of $729,930.50, providing labor and concrete material for park operations as needed and in accordance with the annual adopted budget approved by City Council. [Gloria Hurtado, Assistant City Manager; Xavier Urrutia, Director, Parks and Recreation]
Result:	Passed

Voter	Group	Not Present	Yea	Nay	Abstain	Motion	Second
Ivy R. Taylor	Mayor		x				
Roberto C. Trevino	District 1		x				x
Alan Warrick	District 2		x				
Rebecca Viagran	District 3		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			x	

CITY OF SAN ANTONIO

Issued By: Transportation & Capital Improvements **Date Issued: December 10, 2014**
ID NO.: 2601010001

(010) FORMAL INVITATION FOR BIDS (IFB) to ANNUAL CONTRACT FOR LABOR AND MATERIALS FOR CONCRETE WORK FOR PARK OPERATIONS

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 Non-Mandatory Pre-bid meeting will be held at 114 W. Commerce, San Antonio, TX 78205 in the 9th fl. conference room on Wednesday, December 17, 2014 at 10:30 A.M. **Deadline for questions: 4:00 P.M., January 6, 2015.**

This invitation includes the following Contract Documents:

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

Plans, Specifications and Special Conditions and all addenda will be posted on the web at **www.sanantonio.gov/rfplistings** along with this solicitation. Changes to Plans, Specifications and Special Conditions will be included in an addendum and may be obtained from the above mentioned site. 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 Commitment form
3.)	025 Unit Pricing Form	6.)	Signed Addenda Acknowledgement Forms

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 Commitment Form 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): T&A Construction Enterprises, Inc.

Lourdes Valdés / 01/13/15 Signer's Name: Lourdes Valdés

Original Signature of Person Authorized to Sign Bid/Contract Date (Please Print or Type)

CITY OF SAN ANTONIO

Project Name: Annual Contract for Labor and Materials for Concrete Work for Park Operations
Date Issued: December 10, 2014
ID NO.: 2601010001

020

BID FORM

I. BASE BID

The estimated construction budget for this contract is **$750.000.00**

Amount of Construction Base Bid (Insert Amount in Words and Numbers):
(Seven Hundred & Twenty Nine Thousand Nine Hundred & Thirty Dollars & 50/100) $ 729, 930.50

Total Amount of Base Bid (Insert Amount in Words and Numbers):
(Seven Hundred & Twenty Nine Thousand Nine Hundred & Thirty Dollars & 50/100) $ 729, 930.50

II. UNIT PRICES

Bidders shall submit unit pricing on the 025 Unit Pricing form, and it shall be attached immediately following this sheet.

TEL Construction Enterprises, Inc.	(210) 436-8612
Official Name of Company (legal)	Telephone No.
1131 Babcock Suite 150	(210) 436-0529
Address	Fax No.
San Antonio, TX 78201	LuDaGaJa@aol.com
City, State and Zip Code	E-mail Address

Name of the proposed **Project Manager:** Carlos Abelar Sr.

Name of the proposed **Site Superintendent:** Carlos J. Abelar Jr.

RECEIVED
CITY OF SAN ANTONIO
CITY CLERK
2015 JAN 13 PM 12:04

CITY OF SAN ANTONIO

025 UNIT PRICING FORM

Project Name: Annual Contract for Labor Materials for Concrete Work for Park Operations
Project Number: 2601010001

ALT. NO.	ITEM NO.	DESC. CODE	S.P. NO	BID ITEM DESCRIPTION	UNIT OF MEASURE	APPROX. QUANTITIES	UNIT BID PRICE	AMOUNT	ITEM SEQUENCE NO.
				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.					
				ITEM NO. 1 - SIDEWALKS					
				4' Wide X 5" Thick with 8" X 8" outside beams. **FLAT RATE / COST PER ITEM OVER 350 SF $7.08 /SF**	SF	5,000	$ 7.08	$ 35,400.00	
				5' Wide X 5" Thick with 8" X 8" outside beams. **FLAT RATE / COST PER ITEM OVER 350 SF $7.08 /SF**	SF	5,000	$ 7.08	$ 35,400.00	
				6' Wide X 5" Thick with 8" X 8" outside beams. **FLAT RATE / COST PER ITEM OVER 350 SF $7.08 /SF**	SF	5,000	$ 7.08	$ 35,400.00	
				8' Wide X 5" Thick with 8" X 8" outside beams. **FLAT RATE / COST PER ITEM OVER 350 SF $7.08 /SF**	SF	5,000	$ 7.08	$ 35,400.00	
				10' Wide X 5" Thick with 8" X 8" outside beams. **FLAT RATE / COST PER ITEM OVER 350 SF $7.08 /SF**	SF	5,000	$ 7.08	$ 35,400.00	
				4' Wide X 5" Thick with 8" X 8" outside beams. **FLAT RATE / COST PER ITEM UNDER 350 SF $4.60 /SF**	SF	1,000	$ 4.60	$ 4,600.00	
				5' Wide X 5" Thick with 8" X 8" outside beams. **FLAT RATE / COST PER ITEM UNDER 350 SF $4.60 /SF**	SF	1,000	$ 4.60	$ 4,600.00	
				6' Wide X 5" Thick with 8" X 8" outside beams. **FLAT RATE / COST PER ITEM UNDER 350 SF $4.60 /SF**	SF	1,000	$ 4.60	$ 4,600.00	
				8' Wide X 5" Thick with 8" X 8" outside beams. **FLAT RATE / COST PER ITEM UNDER 350 SF $4.60 /SF**	SF	1,000	$ 4.60	$ 4,600.00	
				10' Wide X 5" Thick with 8" X 8" outside beams. **FLAT RATE / COST PER ITEM UNDER 350 SF $4.60 /SF**	SF	1,000	$ 4.60	$ 4,600.00	
				ITEM NO. 2 - SLABS AND OTHER FLAT WORK					
				All slabs need to have #3 rebar 12" on center. All beams 10" and up need to have #3 stir ups 18" on center and 4 continuous #4 rebar					
				5" Thick with 12" X 12" outside beams & cross beams. **FLAT RATE/COST PER ITEM $6.78 /SF**	SF	4,200	$ 6.78	$ 28,476.00	
				5" Thick with 12" X 16" outside beams & cross beams. **FLAT RATE/COST PER ITEM $6.78 /SF**	SF	4,200	$ 6.78	$ 28,476.00	
				5" Thick with 12" X 20" outside beams & cross beams. **FLAT RATE/COST PER ITEM $6.78 /SF**	SF	4,200	$ 6.78	$ 28,476.00	
				5" Thick with 12" X 24" outside beams & cross beams. **FLAT RATE/COST PER ITEM $7.50 /SF**	SF	9,000	$ 7.50	$ 67,500.00	
				Pads					
				All pads need to have #3 rebar 12" on center. All 8" beams need to have 1 continuous #4 rebar					
				Drinking Fountain Pad					
				6' X 6' X 5" Thick with 8" X 8" outside beams - $10.00 SF	SF	500	$ 10.00	$ 5,000.00	
				Pervious concrete pad					
				6' X 6' X 5" Thick with 8" X 8" outside beams - $10.00 SF	SF	1000	$ 10.00	$ 10,000.00	
				Picnic Unit Pad					
				15' feet X 17' X 5" Thick with 8" X 8" ontside beams - $6.00 SF	SF	3,100	$ 6.00	$ 18,600.00	
				Portable Toilet Pad					
				10' 6" X 10' 6" X 5" Thick with 8" X 8" outside beams - $6.00 SF	SF	900	$ 6.00	$ 5,400.00	
				ITEM NO. 3 - CURBS, APPROACHES & DRIVEWAY CURBING					
				All curbs need to have 2 #4 rebar.					
				6" X 18" Curbs FLAT RATE/COST PER ITEM $8.00 LF	LF	1,800	$ 8.00	$ 14,400.00	
				12" X 18" Curbs FLAT RATE/COST PER ITEM $14.00 LF	LF	1,800	$ 14.00	$ 25,200.00	
				FLAT WORK CURBING FLAT RATE/COST PER ITEM $5.50 LF	LF	1,800	$ 5.50	$ 9,900.00	
				APPROACHES					
				Various sizes – Must be performed and completed in accordance with City Code.					
				COST IF INSPECTED BY PARKS & RECREATION					
				FLAT RATE / COST PER ITEM $7.00 /SF	SF	2,050	$ 7.00	$ 14,350.00	
				COST IF INSPECTED BY DEVELOPMENT SERVICES					
				FLAT RATE / COST PER ITEM $7.50 /SF	SF	2,050	$ 7.50	$ 15,375.00	
				ITEM NO. 4 - RETAINING WALLS					
				All retaining walls need to have all #4 rebar.					
				FLAT RATE / COST PER ITEM $250.00 /CY	CY	500	$ 250.00	$ 125,000.00	
				ITEM NO. 5 – CONCRETE DEMOLITION					
				FLAT RATE / COST PER ITEM $2.25 /SF	SF	11,000	$ 2.25	$ 24,750.00	
				ITEM NO. 6 - REPAIR SWIMMING POOL APRON, WALLS & FLOOR					
				FLAT RATE / COST PER ITEM $4.75 /SF	SF	2,450	$ 4.75	$ 11,637.50	
				ITEM NO. 7 – POOL DEMOLITON					
				FLAT RATE / COST PER ITEM $2.00 /SF	SF	2,450	$ 2.00	$ 4,900.00	
				ITEM NO. 8 – EMERGENCY RESPONSE					
				Emergency Response ***Flat Fee $ 0.00*** Contractor must respond within 2 working hours from Park Operations notification/call to the Contractor for safety hazards, emergencies, vandalism, and special events.	DOL		$ -	$ -	
				ITEM NO. 9 – CONCRETE RIP-RAP					
				FLAT RATE / COST PER ITEM OVER $210.00 /CY	CY	100	$ 210.00	$ 21,000.00	

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CITY OF SAN ANTONIO

025 UNIT PRICING FORM

Project Name: Annual Contract for Labor Materials for Concrete Work for Park Operations
Project Number: 2601010001

ALT. NO.	ITEM NO.	DESC. CODE	S.P. NO	BID ITEM DESCRIPTION	UNIT OF MEASURE	APPROX. QUANTITIES	UNIT BID PRICE	AMOUNT	ITEM SEQUENCE NO.
				ITEM NO. 10 – INCIDENTALS*					
				GRASS SEEDING-BERMUDA **FLAT RATE / COST PER ITEM $2.00 /SY**	SY	1,000	$ 2.00	$ 2,000.00	
				LIMESTONE BOULDERS (3x3x3) **FLAT RATE / COST PER ITEM $50.00 /EA**	EA	50	$ 50.00	$ 2,500.00	
				ROCK RIP RAP **FLAT RATE / COST PER ITEM $50.00 /CY**	CY	50	$ 50.00	$ 2,500.00	
				GABION BASKETS (3x3) **FLAT RATE / COST PER ITEM $100.00 /EA**	EA	20	$ 100.00	$ 2,000.00	
				CONCRETE PUMP **FLAT RATE / COST PER ITEM $500.00 /EA**	EA	20	$ 500.00	$ 10,000.00	
				*NOTE: ALL MATERIALS AND LABOR INCIDENTAL TO ITEMS LISTED ABOVE WILL BE INCLUDED IN UNIT PRICES FOR THOSE ITEMS. OTHER MISCELLANEOUS NECESSARY INCIDENTALS WILL BE REQUESTED/SUBMITTED ON AN AS NEEDED BASIS. QUANTITIES TO BE DETERMINED.					
				ITEM NO. 11 – BEAMS					
				12" X 12" beams **FLAT RATE/COST PER ITEM $12.00 /LF**	LF	200	$ 12.00	$ 2,400.00	
				12" X 16" beams **FLAT RATE/COST PER ITEM $12.00 /LF**	LF	200	$ 12.00	$ 2,400.00	
				12" X 20" beams **FLAT RATE/COST PER ITEM $12.00 /LF**	LF	200	$ 12.00	$ 2,400.00	
				12" X 24" beams **FLAT RATE/COST PER ITEM $12.00 /LF**	LF	200	$ 12.00	$ 2,400.00	
				ITEM NO. 12 – Vertical Footing					
				FLAT RATE / COST PER ITEM $50.00 /CY	CY	150	$ 50.00	$ 7,500.00	
				ITEM NO. 13 – Colored Concrete Additive					
				COLORED CONCRETE ADDITIVE **$10.00 /CY**	CY	300	$ 10.00	$ 3,000.00	
				ITEM NO. 14 – Supplemental Excavation					
				FLAT RATE /COST PER ITEM $30.00 /CY	CY	1,000	$ 30.00	$ 30,000.00	
				ITEM NO. 15– Irrigation Replacement					
				REPLACEMENT OF SPRINKLER HEAD - FLAT RATE/COST PER ITEM $25.00 EA	EA	50	$ 25.00	$ 1,250.00	
				REPLACEMENT OF IRRIGATION LINE - FLAT RATE/COST PER ITEM $15.00 EA	LF	76	$ 15.00	$ 1,140.00	
							Total Bid Amount	$ 729,930.50	

TCL Construction Enterprises, Inc certifies that the unit prices shown on this complete computer print-out for all of the bid items and the alternates contained in this proposal are the unit prices intended and that its bid will be tabulated using these unit prices and no other information from this print-out. TCL Construction Enterprises, Inc Acknowleged and agrees that the total bid amount shown will be read as its total bid and further agrees that the official total bid amount will be determined by multiplying the unit bid prices shown in this print-out by the respective estimated quantities shown in the proposal and then totaling all of the extended amounts. TCL Construction Enterprises, Inc. agrees to the terms, conditions, and requirements of the bidder's bid proposal.

Signed: [signature] Date: 01/13/15

Title: President

2/2
L.V.

City of San Antonio
Subcontractor/Supplier Utilization Commitment Form

Solicitation Name: ***Annual Contract for Labor & Materials for Concrete Work for Park Operations***

Respondent Name: TCA Construction Enterprises, Inc.

Initial each statement and sign below.

L.V. In responding to this solicitation for a task order contract, I hereby affirm my firm's commitment to meet the subcontracting requirements indicated in the solicitation.

L.V. I understand a Minority/Women Business Enterprise (M/WBE) subcontracting goal of **sixteen** percent (16%) applies to this solicitation.

L.V. I understand an African American Enterprise (AABE) subcontracting goal of **one** percent (1%) applies to this solicitation.

L.V. I understand that self-performance by S/M/WBE prime respondents does not count toward these subcontracting goals.

L.V. I understand that absent a waiver approved by the Small Business Office, failure to include a completed, signed copy of this Commitment Form to satisfy the subcontracting goals for this solicitation will render this response NON-RESPONSIVE.

L.V. I understand my firm is required to submit the Subcontractor/Supplier Utilization Plan to CITY on a quarterly basis based on the SBO's job order, on-call, and/or indefinite delivery contracts reporting schedule resulting from this solicitation (except for the last quarter of this contract term, during which my firm shall submit for each accepted task order).

L.V. I understand in the absence of a waiver granted by the SBO, the failure of firm to attain these subcontracting goals for S/M/WBE firm participation in the performance of a Commercially Useful Function under the terms of its contract shall be a material breach and grounds for termination of the contract with the CITY, and may result in debarment from performing future CITY contracts, withholding of payment for retainage equal to the dollar amount of the under-utilization below the agreed-upon subcontracting goals, and/or shall be subject to any other remedies available under the terms of this Agreement for violations of the SBEDA Ordinance, or under any other law.

Lourdes Valdes — Signature

01/13/15. — Date

Lourdes Valdes / President — Printed Name & Title

INSCO INSURANCE SERVICES, INC.
Underwriting Manager for:
Developers Surety and Indemnity Company
Indemnity Company of California
17771 Cowan, Suite 100 Irvine, California 92614 (949) 263-3300
www.InscoDico.com

Bond No. BID

BID BOND

KNOW ALL PERSONS BY THESE PRESENTS,

That we, TCL Construction Enterprises, Inc.,

as Principal, and Developers Surety and Indemnity Company, a corporation

authorized to transact a general surety business in the State of Texas, as Surety, are held and firmly bound unto

The City of San Antonio

(hereinafter called the Obligee)

in the full and just sum of Five Percent Greatest Amount Bid

Dollars, ($ 5% GAB) for the payment whereof in lawful money of the United States,

we bind ourselves, our heirs, administrators, executors, successors and assigns, jointly and severally, firmly by these presents.

WHEREAS, the said PRINCIPAL has submitted the accompanying bid for
Annual Contractor for Labor and Materials
Concrete Work in Parks

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, or in the event of the failure of the Principal to enter such Contract, 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 13th day of January, 2015 (Year).

TCL Construction Enterprises, Inc.

Principal

Developers Surety and Indemnity Company
Surety

By: Becky Landry
Becky Landry — Attorney-in-fact

Becky Landry, Resident Agent
Authorized Representative (Name and Title)

By:
Signature of Authorized Representative

POWER OF ATTORNEY FOR
DEVELOPERS SURETY AND INDEMNITY COMPANY
PO Box 19725, IRVINE, CA 92623 (949) 263-3300

KNOW ALL BY THESE PRESENTS that except as expressly limited, DEVELOPERS SURETY AND INDEMNITY COMPANY, does hereby make, constitute and appoint:

Gregory LeJune, Becky Landry, Ana Tomes, Mary F. Gainer, jointly or severally

as its true and lawful Attorney(s)-in-Fact, to make, execute, deliver and acknowledge, for and on behalf of said corporation, as surety, bonds, undertakings and contracts of suretyship giving and granting unto said Attorney(s)-in-Fact full power and authority to do and to perform every act necessary, requisite or proper to be done in connection therewith as each of said corporation could do, but reserving to each of said corporation full power of substitution and revocation, and all of the acts of said Attorney(s)-in-Fact, pursuant to these presents, are hereby ratified and confirmed.

This Power of Attorney is granted and is signed by facsimile under and by authority of the following resolution adopted by the Board of Directors of DEVELOPERS SURETY AND INDEMNITY COMPANY, effective as of January 1st, 2008.

RESOLVED, that a combination of any two of the Chairman of the Board, the President, any Executive Vice-President, Senior Vice-President or Vice-President of the corporation be, and that each of them hereby is, authorized to execute this Power of Attorney, qualifying the attorney(s) named in the Power of Attorney to execute, on behalf of the corporation, bonds, undertakings and contracts of suretyship; and that the Secretary or any Assistant Secretary of the corporation be, and each of them hereby is, authorized to attest the execution of any such Power of Attorney;

RESOLVED, FURTHER, that the signatures of such officers may be affixed to any such Power of Attorney or to any certificate relating thereto by facsimile, and any such Power of Attorney or certificate bearing such facsimile signatures shall be valid and binding upon the corporation when so affixed and in the future with respect to any bond, undertaking or contract of suretyship to which it is attached.

IN WITNESS WHEREOF, DEVELOPERS SURETY AND INDEMNITY COMPANY has caused these presents to be signed by its officers and attested by its Secretary or Assistant Secretary this November 21, 2013.

By: Daniel Young
Daniel Young, Senior Vice-President

By: Mark J. Lansdon
Mark J. Lansdon, Vice-President

DEVELOPERS SURETY AND INDEMNITY COMPANY CORPORATE OCT. 10 1936 IOWA

State of California
County of Orange

On November 21, 2013 (Date) before me, Antonio Alvarado, Notary Public (Here Insert Name and Title of the Officer)

personally appeared Daniel Young and Mark J. Lansdon (Name(s) of Signer(s))

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature Antonio Alvarado
Antonio Alvarado, Notary Public

ANTONIO ALVARADO
COMM. # 2033656
NOTARY PUBLIC CALIFORNIA
ORANGE COUNTY
My comm. expires Aug. 9, 2017

Place Notary Seal Above

CERTIFICATE

The undersigned, as Secretary or Assistant Secretary of DEVELOPERS SURETY AND INDEMNITY COMPANY does hereby certify that the foregoing Power of Attorney remains in full force and has not been revoked and, furthermore, that the provisions of the resolution of the Board of Directors of said corporation set forth in the Power of Attorney are in force as of the date of this Certificate.

This Certificate is executed in the City of Irvine, California, this 13th day of January, 2015

By: Cassie J. Berrisford
Cassie J. Berrisford, Assistant Secretary

ID-1438(Rev.11/13)

IMPORTANT NOTICE

To obtain information or make a complaint:

You may call the Surety's toll free telephone number for information or to make a complaint at:

1-800-782-1546

You may also write to the Surety at:

P.O. Box 19725
Irvine, CA 92623-9725

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

1-800-252-3439

You may write the Texas Department of Insurance at:

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 your premium or about a claim you should contact the Surety 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.

AVISO IMPORTANCE

Para obtener informacion o para someter una queja:

Usted puede llamar al numero de telefono gratis de para informacion o para someter una queja al:

1-800-782-1546

Usted tanbien puede escribir a Surety at:

P.O. Box 19725
Irvine, CA 92623-9725

Puede comunicarse con el Departamento de Seguros de Texas para obtener informacion acerca de companias, coberturas, derechos o quejas al:

1-800-252-3439

Puede escribir al Departmento de Seguros de Texas

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

DISPUTAS SOBRE PRIMAS O RECLAMOS: Si tiene una disputa concerniente a su prima o a un reclamo, debe comunicarse con el Surety primero. Si no se resuelve la disputa, puede entonces comunicarrse con el departamento (TDI).

UNA ESTEAVISOA SU POLIZA: Este aviso es solo para proposito de informacion y no se convierte en parte o condicion del documento adjunto.

Insco Insurance Services, Inc.
Underwriting Manager for:
Developers Surety and Indemnity Company • Indemnity Company of California
17771 Cowan, Suite 100
Irvine, CA 92614
1-800-782-1546
www.InscoDico.com

CITY OF SAN ANTONIO
TRANSPORTATION & CAPITAL IMPROVEMENTS

Note: Addenda Acknowledgement Form for Addendum 1 is attached herein. This form must be signed and submitted with the bid package.

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

SPECIFICATIONS FOR CONSTRUCTION OF **ANNUAL CONTRACT ANNUAL FOR LABOR AND MATERIALS FOR CONCRETE WORK FOR PARK OPERATIONS – 2601010001**

FOR WHICH BIDS WILL BE OPENED ON **TUESDAY, JANUARY 13, 2015 AT 2:00 P.M.**

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

Company Name: TCK Construction Enterprises, Inc

Address: 1131 Babcock Suite 150

City/State/Zip Code: San Antonio, TX 78201

Date: 01/13/15

Loudes Valdes
Signature

Loudes Valdes
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 **ANNUAL CONTRACT ANNUAL FOR LABOR AND MATERIALS FOR CONCRETE WORK FOR PARK OPERATIONS – 2601010001**

FOR WHICH BIDS WILL BE OPENED ON **TUESDAY, JANUARY 13, 2015 AT 2:00 P.M.**

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

Company Name: TCI Construction Enterprises, Inc.

Address: 1131 Babcock Suite 150

City/State/Zip Code: San Antonio, TX 78201

Date: 01/13/15

Lourdes Valdés
Signature

Lourdes Valdés / President
Print Name/Title

CITY OF SAN ANTONIO
TRANSPORTATION & CAPITAL IMPROVEMENTS

RECEIPT OF ADDENDUM NUMBER(S) 3 IS HEREBY ACKNOWLEDGED FOR PLANS AND

SPECIFICATIONS FOR CONSTRUCTION OF **ANNUAL CONTRACT ANNUAL FOR LABOR AND MATERIALS FOR CONCRETE WORK FOR PARK OPERATIONS – 2601010001**

FOR WHICH BIDS WILL BE OPENED ON **TUESDAY, JANUARY 13, 2015 AT 2:00 P.M.**

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

Company Name: TCL Construction Enterprises, Inc

Address: 1131 Babcock Suite 150

City/State/Zip Code: San Antonio, TX 78201

Date: 01/13/15

Lourdes Valdés

Signature

Lourdes Valdés / President

Print Name/Title

CITY OF SAN ANTONIO
TRANSPORTATION & CAPITAL IMPROVEMENTS

Note: Addenda Acknowledgement Form for Addendum 4 is attached herein. This form must be signed and submitted with the bid package.

RECEIPT OF ADDENDUM NUMBER(S) 4 IS HEREBY ACKNOWLEDGED FOR PLANS AND

SPECIFICATIONS FOR CONSTRUCTION OF **ANNUAL CONTRACT ANNUAL FOR LABOR AND MATERIALS FOR CONCRETE WORK FOR PARK OPERATIONS – 2601010001**

FOR WHICH BIDS WILL BE OPENED ON **TUESDAY, JANUARY 13, 2015 AT 2:00 P.M.**

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

Company Name: TCL Construction Ent, Inc

Address: 1131 Babcock Suite 150

City/State/Zip Code: San Antonio, TX 78201

Date: 01/13/15

Lourdes Valdés
Signature

Lourdes Valdés
Print Name/Title