SW/vv
05/07/15
Item #9

**AN ORDINANCE** 2015-05-07-0365

**AUTHORIZING A TASK ORDER TO A JOB ORDER CONTRACT WITH CON-COR, INC., FOR THE CONSTRUCTION OF A SKATE PARK, SIDEWALKS, AND SEATING AREA, AND THE REHABILITATION OF A GAZEBO FOR HERITAGE DUCK POND PARK, FOR AN AMOUNT NOT TO EXCEED $268,526.61, A 2012-2017 BOND PROGRAM FUNDED PROJECT, LOCATED IN COUNCIL DISTRICT 4.**

* * * * *

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

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

**WHEREAS,** as part of that program, funds in the total amount of $400,000 in Parks, Recreation and Open Space Improvements Bond funds were approved for park improvements at Heritage Duck Pond Park located in Council District 4; and

**WHEREAS,** the balance of the Project funds approved by voters will be used for design services, environmental services, advertising and project management, with any funds remaining to be realized as bond savings; and

**WHEREAS,** three separate public input meetings were held in November 2013, February 2014 and April 2014 to gather feedback for the Heritage Duck Pond Park Project; and

**WHEREAS,** as a result of the community input, Heritage Duck Pond Park improvements will convert an area of the park into a skate park with associated sidewalk and seating areas, as well as the rehabilitation of an existing gazebo; and

**WHEREAS,** project construction is anticipated to begin May 2015 and estimated to be completed by September 2015; and

**WHEREAS,** coordination with the Parks and Recreation Department will be made to ensure accommodations are made to keep the remainder of Heritage Duck Pond Park accessible to patrons and residents during construction; and

**WHEREAS,** this project was selected to utilize the Job Order Contracting (JOC), an alternative Project delivery method which ten contractors were approved through Ordinance 2015-01-15-0013 by City Council on January 15, 2015; and

**WHEREAS,** the use of the JOC delivery method provides the City with on-call construction, renovation and maintenance services for City buildings and facilities; and

**WHEREAS,** assignment of JOC contractors to specific jobs is based on the contractor's current workload, overall capacity, familiarity with a specific facility, expertise in completing specific task(s) and/or managing a specific trade needed to carry out the requested repair or rehabilitation; and

**WHEREAS,** of the ten contractors, Con-Cor, Inc. was selected to submit an estimate and project schedule for this Project; and

**WHEREAS,** the Job Order Contract was 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 23% Minority/Women Business Enterprise (M/WBE) subcontracting goal and a 3% African American Business Enterprise (AABE) subcontracting goal; and

**WHEREAS,** Con-Cor, Inc. has committed to meeting the assigned Job Order Contract subcontractor goals on a quarterly basis; and

**WHEREAS,** the Discretionary Contracts Disclosure Form, as required by the City's Ethics Ordinance for all Projects where subjective criteria are used to select the contractor or consultant rather than by low bid, is attached; **NOW THEREFORE:**

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

**SECTION 1.** The City Manager or her designee or the Director of the Transportation and Capital Improvements Department or his designee, is authorized to execute a task order to a Job Order Contract with Con-Cor Inc., in an amount not to exceed $268,526.61 for the construction of a skate park, sidewalks, and seating area, and the rehabilitation of a gazebo. A copy of the task order is attached hereto and incorporated herein for all purposes as **Attachment I**.

**SECTION 2.** Payment in the amount not to exceed $268,526.61 in SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 40-00358, Heritage Duck Pond Park, is authorized to be encumbered and made payable to Con-Cor Inc, for a skate park with associated sidewalk and seating areas, as well as the rehabilitation of an existing gazebo.

**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

SW/vv
05/07/15
Item #9

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 7th day of May, 2015.

Ivy R. Taylor

**M A Y O R**
**Ivy R. Taylor**

**ATTEST:**

Leticia M. Vacek

Leticia M. Vacek, City Clerk

**APPROVED AS TO FORM:**

Hollis Young

for Martha G. Sepeda, Acting City Attorney

| | |
|---|---|
| **Agenda Item:** | **9 ( in consent vote: 5, 6, 7, 8, 9, 10, 12, 13, 15, 17, 18, 19, 22, 24, 25B )** |
| **Date:** | 05/07/2015 |
| **Time:** | 09:27:20 AM |
| **Vote Type:** | Motion to Approve |
| **Description:** | An Ordinance for Heritage Duck Pond Park, a 2012-2017 Bond Program funded Project, located in Council District 4, authorizing a Job Order Contract to Con-Cor Inc., in an amount not to exceed $268,526.61 for the construction of a skate park, sidewalks, and seating area, and the rehabilitation of a gazebo. [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 | | | | x |
| Alan Warrick | District 2 | | x | | | 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 | | | | |

Attachment I

Con-Cor Inc.

426 Seguin Street ◇ San Antonio, TX 78208 ◇ Office 210.375.8484 ◇

# City of San Antonio
# Job Order Contract

Feb 27, 2014
Pat Schneider
Roger Carrillo AIA San Antonio JOC
332 W. Commerce St, Ste. 408
San Antonio, TX, 78205
O: 210-207-8747
BB: 210-389-7699
FAX: 210-207-2159

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Re: CIMS-San Antonio: Heritage Duck Pond Skate Park

| | |
|---|---|
| Owner: | City of San Antonio |
| COSA Contract Date: | Pending |
| Owner's Representative: | Pat Schneider |
| Contractor: | CON-COR, INC. |
| Project Manager: | Roger Carrillo |

Subject:

This Proposal is offered as set forth in the terms and conditions of the contract and the statement of work as amended by a more detailed statement of work attached.

1. All work shall be performed in accordance with the request for proposal.
2. As a Joint Scope in accordance with current industry standards, OSHA Safety compliance and all governing code requirements.
3. No other related work requirements are acknowledged.

Assumptions & Clarifications:

1. Excavate and install concrete skate area by Gridline
2. Provide tree protection
3. Demo items as shown on drawings

Con-Cor Inc.

426 Seguin Street ◇ San Antonio, TX 78208 ◇ Office 210.375.8484 ◇

4. Provide new concrete sidewalk as per drawings
5. Provide landscaping as per drawings to include setting of boulders
6. Provide temporary irrigation for 60 days
7. Provide grading per drawings
8. Provide metal fence per drawings
9. Spread excavated materials and spoils at site
10. Permit fee waived by City

Total Contract Amount: $268,526.61

Sincerely,

Cy Jary,
President
210-375-8484 x-203 Office
210-275-8494 Fax
210-410-4975 Cell
cyjary@con-corinc.com