

AN ORDINANCE 2009-01-15-0011

**AWARDING A CONSTRUCTION CONTRACT IN THE AMOUNT OF \$2,238,424.00 TO SHORTY, INC. DBA CHARLIE & COMPANY, AND AMENDING A PROFESSIONAL SERVICES AGREEMENT FOR ADDITIONAL DESIGN SERVICES IN THE AMOUNT OF \$253,434.00 WITH STEPHEN STIMSON ASSOCIATES LANDSCAPE ARCHITECTS FOR THE VOELCKER PARK PROJECT, AN AUTHORIZED 2007-2012 PARK BONDS WITH CERTIFICATES OF OBLIGATION FUNDED PROJECT LOCATED IN COUNCIL DISTRICTS 8 AND 9.**

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**WHEREAS**, the Voelcker Park Master Plan was approved by City Council on May 8, 2008 through Ordinance No. 2008-05-08-0365; and

**WHEREAS**, Phase 1A will provide public access on the eastern parcel of the Park through the construction of an entrance into a new parking lot off Blanco Road, as well as, construct a mile-long loop trail system and Phase 1B will initiate the South Field, 2.7 acre Oak Savanna restoration, and entry road off NW Military Hwy in preparation for the work to be accomplished; and

**WHEREAS**, bids were submitted in connection with the Voelcker Park Project; and

**WHEREAS**, this Ordinance accepts the lowest responsive bid submitted by **Shorty, Inc., dba Charlie & Company** in the amount of \$2,238,424.00 and authorizes payment in the amount of \$462,000 for associated projects costs; and

**WHEREAS**, Ordinance No. 2008-05-08-0366 awarded a professional services contract to Stephen Stimson Associates for landscape architectural services in the amount of \$852,907.00; and

**WHEREAS**, this Ordinance also amends the professional services contract with **Stephen Stimson Associates** for additional design services in the amount of \$253,434.00; and

**WHEREAS**, approval of this Ordinance will improve safety within this area along Commerce Street and at the River Walk and will be a continuation of City Council policy to complete 2007-2012 Bond projects; **NOW THEREFORE**,

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

**SECTION 1.** The lowest responsive bid of **Shorty, Inc., dba Charlie & Company** in the amount of \$2,238,424.00 in connection with the Voelcker Park Project is hereby accepted. All other bids will be considered rejected upon the execution of a contract by the successful bidder and the deposit of all required bonds and insurance certificates or the expiration of ninety (90) days from the effective date hereof, whichever occurs first.

**SECTION 2.** The City Manager or her designee is hereby authorized to enter into a contract covering said Project.

**SECTION 3.** The professional services agreement between the City of San Antonio and **Stephen Stimson Associates** is amended to add \$253,434.00 in connection with the Voelcker Park Project. The City Manager or her designee is hereby authorized to execute said amendment.

**SECTION 4.** The following financial adjustments are hereby approved:

- a) The budget in SAP Fund 43099000, Certificates of Obligation Capital Projects, SAP Project Definition 26-00075, Voelcker Property Park Land Acquisition, shall be revised by decreasing SAP WBS Element 26-00075-01-19-04, entitled Architect Contingency-Master Plan, SAP GL Account 5201100 in the amount of \$253,434.00.
- b) The budget in SAP Fund 43099000, Certificates of Obligation Capital Projects, SAP Project Definition 26-00075, Voelcker Property Park Land Acquisition, shall be revised by increasing SAP WBS Element 26-00075-01-19-06, entitled Architectural Fees, SAP GL Account 5201100 in the amount of \$253,434.00 and is authorized to be made payable to Stephen Stimson Associates Landscape Architects for design services.
- c) The budget in SAP Fund 43099000, Certificates of Obligation Capital Projects, SAP Project Definition 26-00075, Voelcker Property Park Land Acquisition, shall be revised by decreasing SAP WBS Element 26-00075-05-07, entitled Contingency, SAP GL Account 5201140 in the amount of \$2,472,424.00.
- d) The budget in SAP Fund 43099000, Certificates of Obligation Capital Projects, SAP Project Definition 26-00075, Voelcker Property Park Land Acquisition, shall be revised by increasing SAP WBS Element 26-00075-05-08-04, entitled Construction Costs, SAP GL Account 5201140 in the amount of \$2,238,424.00 and is authorized to be made payable to Shorty, Inc. DBA Charlie & Company for construction services.
- e) The budget in SAP Fund 43099000, Certificates of Obligation Capital Projects, SAP Project Definition 26-00075, Voelcker Property Park Land Acquisition, shall be revised by increasing SAP WBS Element 26-00075-01-20, entitled Design Capital Admin Costs, SAP GL Account 5402010 in the amount of \$20,000.00.
- f) The budget in SAP Fund 43099000, Certificates of Obligation Capital Projects, SAP Project Definition 26-00075, Voelcker Property Park Land Acquisition, shall be revised by increasing SAP WBS Element 26-00075-01-21, entitled Program Management Costs, SAP GL Account 5201040 in the amount of \$2,000.00.
- g) The budget in SAP Fund 43099000, Certificates of Obligation Capital Projects, SAP Project Definition 26-00075, Voelcker Property Park Land Acquisition, shall be revised by increasing SAP WBS Element 26-00075-04-01, entitled Environmental Capital Admin Costs, SAP GL Account 5402010 in the amount of \$7,000.00.

- h) The budget in SAP Fund 43099000, Certificates of Obligation Capital Projects, SAP Project Definition 26-00075, Voelcker Property Park Land Acquisition, shall be revised by increasing SAP WBS Element 26-00075-05-06, entitled Material Testing, SAP GL Account 5201040 in the amount of \$45,000.00.
- i) The budget in SAP Fund 43099000, Certificates of Obligation Capital Projects, SAP Project Definition 26-00075, Voelcker Property Park Land Acquisition, shall be revised by increasing SAP WBS Element 26-00075-05-08-05, entitled Construction Capital Admin Costs, SAP GL Account 5402010 in the amount of \$160,000.00.

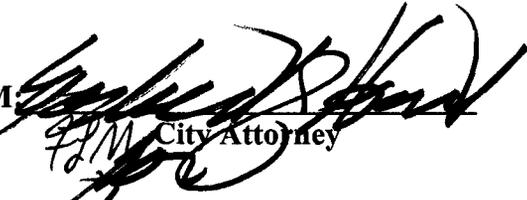
**SECTION 5.** The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director of Finance may, subject to concurrence by the City Manager or the City Manager's designee, correct allocation to specific SAP Fund Numbers, SAP Project Definitions, 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 6.** This Ordinance shall take effect on the tenth day after passage.

**PASSED AND APPROVED** this 15th day of January, 2009.

  
M A Y O R  
PHIL HARDBERGER

**ATTEST:**  
  
City Clerk

**APPROVED AS TO FORM:**  
  
City Attorney