SW/vv
09/03/15
Item #5

AN ORDINANCE 2015-09-03-0733

ACCEPTING THE LOWEST RESPONSIVE BID AND AWARDING A CONSTRUCTION CONTRACT TO TCL CONSTRUCTION ENTERPRISES, INC., IN THE AMOUNT OF $2,727,480.00 FOR A LABOR AND MATERIAL CONTRACT FOR CONCRETE WORK IN SAN ANTONIO PARKS FOR A DURATION OF UP TO THREE (3) YEARS, AND PROVIDING THE PROCUREMENT OF 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 July 8, 2015, and July 15, 2015, on the City's website and in the Electronic State Business Daily; and

WHEREAS, bids were opened on August 4, 2015, with three bidders submitting their bid; and

WHEREAS, TCL Construction Enterprises, Inc. was the lowest responsive bidder with a bid amount of $2,727,480.00; 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 is within the scope of the Small Business Economic Development Advocacy (SBEDA) Program; and

WHEREAS, TCL Construction Enterprises, Inc. has committed to achieving 16% M/WBE and 1% AABE subcontracting participation; and

WHEREAS, TCL Construction Enterprises, Inc. is also a certified small and minority-owned business; **NOW THEREFORE:**

SW/vv
09/03/15
Item #5

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

SECTION 1. The lowest responsive bid in the amount of $2,727,480.00, from TCL Construction Enterprises, Inc., for a Labor and Material contract for concrete work in San Antonio, parks, 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 $2,727,480.00 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 2016 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 3rd day of September, 2015.

Ivy R. Taylor

M A Y O R
Ivy R. Taylor

ATTEST:

Leticia M. Vacek, City Clerk

APPROVED AS TO FORM:

Hollis Young
for Martha G. Sepeda, Acting City Attorney

Agenda Item:	**5 (in consent vote: 5, 6, 7, 8, 9, 11, 12, 13, 14, 15, 16, 18, 19, 20)**
Date:	09/03/2015
Time:	09:20:53 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 $2,727,480.00 for a duration of up to three (3) years, and providing the procurement of labor and concrete material for park operations as needed and in accordance with the annual adopted budget approved by City Council. [Xavier D. Urrutia, Interim Assistant City Manager; Janet A. Martin, Acting Director, Parks & Recreation]
Result:	Passed

Voter	Group	Not Present	Yea	Nay	Abstain	Motion	Second
Ivy R. Taylor	Mayor		x				
Roberto C. Treviño	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: July 8, 2015**
ID NO.: 2601010001

(010) FORMAL INVITATION FOR BIDS (IFB) to CONTRACT ANNUAL CONTRACT FOR LABOR & 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, August 4, 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, July 15, 2015 at 9:00 A.M. **Deadline for questions: 4:00 P.M., July 24, 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

This is a contract duration is for up to 3 years (**1095 calendar days**) or until the contract capacity has been exhausted.

The contract capacity for all labor and materials included in this Agreement shall not exceed, **TWO MILLION EIGHT HUNDRED THIRTY THREE THOUSAND FOUR HUNDRED FIFTY FIVE & NO/100 DOLLARS ($2,833,455.00).** This project requires 0 project sign(s).

Small Business Economic Development Advocacy (SBEDA) Program Compliance – Respondents shall meet the subcontracting requirements as stated on Form 050.01 and on the Subcontractor/Supplier Utilization 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): TCH Construction Enterprises, Inc.

Lourdes Valdez 08/04/15 Signer's Name: Lourdes Valdez
Original Signature of Person Authorized to Sign Bid/Contract Date (Please Print or Type)

CITY OF SAN ANTONIO

Project Name: Annual Contract for Labor & Materials for Concrete Work for Park Operations
Date Issued: July 8, 2015
ID NO.: 2601010001

020

BID FORM

I. BASE BID

The estimated construction budget for this contract is **$2,833,455.00**

Amount of Construction Base Bid (Insert Amount in Words and Numbers):
(Two Million Seven Hundred and Twenty Seven Thousand Four Hundred and Eighty Dollars and 00/100) - **$2,727,480.00**

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

(Two Million Seven Hundred and Twenty Seven Thousand Four Hundred and Eighty Dollars and 00/100) - **$2,727,480.00**

II. UNIT PRICES

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

TCL CONSTRUCTION ENERPRISES, INC.	210 436 8612
Official Name of Company (legal)	Telephone No.
1131 BABCOCK STE 150	210 436 0529
Address	Fax No.
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 AUG -4 PM 12:08

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 $5.00 /SF**	SF	24,000	$ 5.00	$120,000.00	
				5' Wide X 5" Thick with 8" X 8" outside beams. **FLAT RATE / COST PER ITEM OVER 350 SF $7.00 /SF**	SF	24,000	$ 7.00	$168,000.00	
				6' Wide X 5" Thick with 8" X 8" outside beams. **FLAT RATE / COST PER ITEM OVER 350 SF $7.00 /SF**	SF	24,000	$ 7.00	$168,000.00	
				8' Wide X 5" Thick with 8" X 8" outside beams. **FLAT RATE / COST PER ITEM OVER 350 SF $7.00 /SF**	SF	24,000	$ 7.00	$168,000.00	
				10' Wide X 5" Thick with 8" X 8" outside beams. **FLAT RATE / COST PER ITEM OVER 350 SF $7.00 /SF**	SF	24,000	$ 7.00	$168,000.00	
				4' Wide X 5" Thick with 8" X 8" outside beams. **FLAT RATE / COST PER ITEM UNDER 350 SF $4.00 /SF**	SF	15,000	$ 4.00	$60,000.00	
				5' Wide X 5" Thick with 8" X 8" outside beams. **FLAT RATE / COST PER ITEM UNDER 350 SF $4.00 /SF**	SF	15,000	$ 4.00	$60,000.00	
				6' Wide X 5" Thick with 8" X 8" outside beams. **FLAT RATE / COST PER ITEM UNDER 350 SF $4.00 /SF**	SF	15,000	$ 4.00	$60,000.00	
				8' Wide X 5" Thick with 8" X 8" outside beams. **FLAT RATE / COST PER ITEM UNDER 350 SF $3.90 /SF**	SF	15,000	$ 3.90	$58,500.00	
				10' Wide X 5" Thick with 8" X 8" outside beams. **FLAT RATE / COST PER ITEM UNDER 350 SF $3.90 /SF**	SF	15,000	$ 3.90	$58,500.00	
				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 $7.50 /SF**	SF	33,000	$ 7.50	$247,500.00	
				5" Thick with 12" X 16' outside beams & cross beams. **FLAT RATE/COST PER ITEM $6.00 /SF**	SF	33,000	$ 6.00	$198,000.00	
				5" Thick with 12" X 20" outside beams & cross beams. **FLAT RATE/COST PER ITEM $6.00 /SF**	SF	33,000	$ 6.00	$198,000.00	
				5" Thick with 12" X 24" outside beams & cross beams. **FLAT RATE/COST PER ITEM $7.50 /SF**	SF	33,000	$ 7.50	$247,500.00	
				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 -$20.00 SF	SF	150	$ 20.00	$3,000.00	
				Pervious concrete pad					
				6' X 6' X 5" Thick with 8" X 8" outside beams -$10.00 SF	SF	60	$ 10.00	$600.00	
				Picnic Unit Pad					
				15' feet X 17' X 5" Thick with 8" X 8" outside beams -$9.00 SF	SF	90	$ 9.00	$810.00	
				Portable Toilet Pad					
				10' 6" X 10' 6" X 5" Thick with 8" X 8" outside beams -$12.00 SF	SF	150	$ 12.00	$1,800.00	
				ITEM NO. 3 - CURBS, APPROACHES & DRIVEWAY CURBING					
				All curbs need to have 2 #4 rebar.					
				6" X 18" Curbs FLAT RATE/COST PER ITEM $7.50 LF	LF	12,000	$ 7.50	$90,000.00	
				12" X 18" Curbs FLAT RATE/COST PER ITEM $13.00 LF	LF	12,000	$ 13.00	$156,000.00	
				FLAT WORK CURBING FLAT RATE/COST PER ITEM $1.00 LF	LF	12,000	$ 1.00	$12,000.00	
				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	6,150	$ 7.00	$43,050.00	
				COST IF INSPECTED BY DEVELOPMENT SERVICES					
				FLAT RATE / COST PER ITEM $7.00 /SF	SF	6,150	$ 7.00	$43,050.00	
				ITEM NO. 4 – RETAINING WALLS					
				All retaining walls need to have all #4 rebar.					
				FLAT RATE / COST PER ITEM $400.00 /CY	CY	75	$ 400.00	$30,000.00	
				ITEM NO. 5 – CONCRETE DEMOLITION					
				FLAT RATE / COST PER ITEM $3.50 /SF	SF	15,000	$ 3.50	$52,500.00	
				ITEM NO. 6 - REPAIR SWIMMING POOL APRON, WALLS & FLOOR					
				FLAT RATE / COST PER ITEM $5.00 /SF	SF	3,000	$ 5.00	$15,000.00	
				ITEM NO. 7 – POOL DEMOLITON					
				FLAT RATE / COST PER ITEM $3.50 /SF	SF	3,000	$ 3.50	$10,500.00	
				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	0	$ -	$0.00	
				ITEM NO. 9 – CONCRETE RIP-RAP					
				FLAT RATE / COST PER ITEM OVER $400.00 /CY	CY	150	$ 400.00	$60,000.00	

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 $4.00 /SY**	SY	3,000	$ 4.00	$12,000.00	
				LIMESTONE BOULDERS (3x3x3) **FLAT RATE / COST PER ITEM $50.00 /EA**	EA	150	$ 50.00	$7,500.00	
				ROCK RIP RAP **FLAT RATE / COST PER ITEM $40.00 /CY**	CY	150	$ 40.00	$6,000.00	
				GABION BASKETS (3x3) **FLAT RATE / COST PER ITEM $175.00 /EA**	EA	60	$ 175.00	$10,500.00	
				CONCRETE PUMP **FLAT RATE / COST PER ITEM $500.00 /EA**	EA	60	$ 500.00	$30,000.00	
				*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	1500	$ 12.00	$18,000.00	
				12" X 16" beams **FLAT RATE/COST PER ITEM $6. 00 /LF**	LF	1500	$ 6.00	$9,000.00	
				12" X 20" beams **FLAT RATE/COST PER ITEM $6.00 /LF**	LF	1500	$ 6.00	$9,000.00	
				12" X 24" beams **FLAT RATE/COST PER ITEM $14.00 /LF**	LF	1500	$ 14.00	$21,000.00	
				ITEM NO. 12 – Vertical Footing					
				FLAT RATE / COST PER ITEM $100.00 /CY	CY	600	$ 100.00	$60,000.00	
				ITEM NO. 13 – Colored Concrete Additive					
				COLORED CONCRETE ADDITIVE $20.00 /CY	CY	900	$ 20.00	$18,000.00	
				ITEM NO. 14 – Supplemental Excavation					
				FLAT RATE /COST PER ITEM $35.00 /CY	CY	600	$ 35.00	$21,000.00	
				ITEM NO. 15– Irrigation Replacement					
				REPLACEMENT OF SPRINKLER HEAD	EA	150	$ 25.00	$3,750.00	
				REPLACEMENT OF IRRIGATION LINE	LF	228	$ 15.00	$3,420.00	
							Total Bid Amount:	**$2,727,480.00**	

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: Date: 08/04/15

Title: President

CITY OF SAN ANTONIO

Issued By: Transportation & Capital Improvements **Date Issued: July 8, 2015**
ID NO.: 2601010001

(010) FORMAL INVITATION FOR BIDS (IFB) to CONTRACT ANNUAL CONTRACT FOR LABOR & 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, August 4, 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, July 15, 2015 at 9:00 A.M. **Deadline for questions: 4:00 P.M., July 24, 2015.**

This invitation includes the following Contract Documents:

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

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
2.) 020 Bid Form
3.) 025 Unit Pricing Form
4.) Bid Bond
5.) Subcontractor/Supplier Utilization Commitment form
6.) Signed Addenda Acknowledgement Forms

This is a contract duration is for up to 3 years (**1095 calendar days**) or until the contract capacity has been exhausted.

The contract capacity for all labor and materials included in this Agreement shall not exceed, **TWO MILLION EIGHT HUNDRED THIRTY THREE THOUSAND FOUR HUNDRED FIFTY FIVE & NO/100 DOLLARS ($2,833,455.00).** This project requires 0 project sign(s).

Small Business Economic Development Advocacy (SBEDA) Program Compliance – Respondents shall meet the subcontracting requirements as stated on Form 050.01 and on the Subcontractor/Supplier Utilization 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): TCA Construction Enterprises, Inc.

Lourdes Valdes | 08/04/15 | Signer's Name: Lourdes Valdes
Original Signature of Person Authorized to Sign Bid/Contract | Date | (Please Print or Type)

CITY OF SAN ANTONIO

Project Name: Annual Contract for Labor & Materials for Concrete Work for Park Operations
Date Issued: July 8, 2015
ID NO.: 2601010001

020

BID FORM

I. BASE BID

The estimated construction budget for this contract is **$2,833,455.00**

Amount of Construction Base Bid (Insert Amount in Words and Numbers):
(Two Million Seven Hundred and Twenty Seven Thousand Four Hundred and Eighty Dollars and 00/100) - **$2,727,480.00**

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

(Two Million Seven Hundred and Twenty Seven Thousand Four Hundred and Eighty Dollars and 00/100) - **$2,727,480.00**

II. UNIT PRICES

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

TCL CONSTRUCTION ENERPRISES, INC.	210 436 8612
Official Name of Company (legal)	Telephone No.
1131 BABCOCK STE 150	210 436 0529
Address	Fax No.
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 AUG -4 PM 12:08

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 $5.00 /SF**	SF	24,000	$ 5.00	$120,000.00	
				5' Wide X 5" Thick with 8" X 8" outside beams. **FLAT RATE / COST PER ITEM OVER 350 SF $7.00 /SF**	SF	24,000	$ 7.00	$168,000.00	
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				10' Wide X 5" Thick with 8" X 8" outside beams. **FLAT RATE / COST PER ITEM OVER 350 SF $7.00 /SF**	SF	24,000	$ 7.00	$168,000.00	
				4' Wide X 5" Thick with 8" X 8" outside beams. **FLAT RATE / COST PER ITEM UNDER 350 SF $4.00 /SF**	SF	15,000	$ 4.00	$60,000.00	
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				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 $7.50 /SF**	SF	33,000	$ 7.50	$247,500.00	
				5" Thick with 12" X 16" outside beams & cross beams. **FLAT RATE/COST PER ITEM $6.00 /SF**	SF	33,000	$ 6.00	$198,000.00	
				5" Thick with 12" X 20" outside beams & cross beams. **FLAT RATE/COST PER ITEM $6.00 /SF**	SF	33,000	$ 6.00	$198,000.00	
				5" Thick with 12" X 24" outside beams & cross beams. **FLAT RATE/COST PER ITEM $7.50 /SF**	SF	33,000	$ 7.50	$247,500.00	
				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 -$20.00 SF	SF	150	$ 20.00	$3,000.00	
				Pervious concrete pad					
				6' X 6' X 5" Thick with 8" X 8" outside beams -$10.00 SF	SF	60	$ 10.00	$600.00	
				Picnic Unit Pad					
				15' feet X 17' X 5" Thick with 8" X 8" outside beams -$9.00 SF	SF	90	$ 9.00	$810.00	
				Portable Toilet Pad					
				10' 6" X 10' 6" X 5" Thick with 8" X 8" outside beams -$12.00 SF	SF	150	$ 12.00	$1,800.00	
				ITEM NO. 3 - CURBS, APPROACHES & DRIVEWAY CURBING					
				All curbs need to have 2 #4 rebar.					
				6" X 18" Curbs FLAT RATE/COST PER ITEM $7.50 LF	LF	12,000	$ 7.50	$90,000.00	
				12" X 18" Curbs FLAT RATE/COST PER ITEM $13.00 LF	LF	12,000	$ 13.00	$156,000.00	
				FLAT WORK CURBING FLAT RATE/COST PER ITEM $1.00 LF	LF	12,000	$ 1.00	$12,000.00	
				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	6,150	$ 7.00	$43,050.00	
				COST IF INSPECTED BY DEVELOPMENT SERVICES					
				FLAT RATE / COST PER ITEM $7.00 /SF	SF	6,150	$ 7.00	$43,050.00	
				ITEM NO. 4 - RETAINING WALLS					
				All retaining walls need to have all #4 rebar.					
				FLAT RATE / COST PER ITEM $400.00 /CY	CY	75	$ 400.00	$30,000.00	
				ITEM NO. 5 – CONCRETE DEMOLITION					
				FLAT RATE / COST PER ITEM $3.50 /SF	SF	15,000	$ 3.50	$52,500.00	
				ITEM NO. 6 - REPAIR SWIMMING POOL APRON, WALLS & FLOOR					
				FLAT RATE / COST PER ITEM $5.00 /SF	SF	3,000	$ 5.00	$15,000.00	
				ITEM NO. 7 – POOL DEMOLITON					
				FLAT RATE / COST PER ITEM $3.50 /SF	SF	3,000	$ 3.50	$10,500.00	
				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	0	$ -	$0.00	
				ITEM NO. 9 – CONCRETE RIP-RAP					
				FLAT RATE / COST PER ITEM OVER $400.00 /CY	CY	150	$ 400.00	$60,000.00	

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 $4.00 /SY**	SY	3,000	$ 4.00	$12,000.00	
				LIMESTONE BOULDERS (3x3x3) **FLAT RATE / COST PER ITEM $50.00 /EA**	EA	150	$ 50.00	$7,500.00	
				ROCK RIP RAP **FLAT RATE / COST PER ITEM $40.00 /CY**	CY	150	$ 40.00	$6,000.00	
				GABION BASKETS (3x3) **FLAT RATE / COST PER ITEM $175.00 /EA**	EA	60	$ 175.00	$10,500.00	
				CONCRETE PUMP **FLAT RATE / COST PER ITEM $500.00 /EA**	EA	60	$ 500.00	$30,000.00	
				*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	1500	$ 12.00	$18,000.00	
				12" X 16" beams **FLAT RATE/COST PER ITEM $6. 00 /LF**	LF	1500	$ 6.00	$9,000.00	
				12" X 20" beams **FLAT RATE/COST PER ITEM $6.00 /LF**	LF	1500	$ 6.00	$9,000.00	
				12" X 24" beams **FLAT RATE/COST PER ITEM $14.00 /LF**	LF	1500	$ 14.00	$21,000.00	
				ITEM NO. 12 – Vertical Footing					
				FLAT RATE / COST PER ITEM $100.00 /CY	CY	600	$ 100.00	$60,000.00	
				ITEM NO. 13 – Colored Concrete Additive					
				COLORED CONCRETE ADDITIVE $20.00 /CY	CY	900	$ 20.00	$18,000.00	
				ITEM NO. 14 – Supplemental Excavation					
				FLAT RATE /COST PER ITEM $35.00 /CY	CY	600	$ 35.00	$21,000.00	
				ITEM NO. 15– Irrigation Replacement					
				REPLACEMENT OF SPRINKLER HEAD	EA	150	$ 25.00	$3,750.00	
				REPLACEMENT OF IRRIGATION LINE	LF	228	$ 15.00	$3,420.00	
							Total Bid Amount:	**$2,727,480.00**	

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: Date: 08/04/15

Title: President

PHILADELPHIA
INSURANCE COMPANIES

A Member of the Tokio Marine Group

BID BOND

KNOW ALL MEN BY THESE PRESENTS: That We, [TCL Enterprises, Inc.], as Principal, and **Philadelphia Indemnity Insurance Company**, a corporation organized and existing under the laws of the State of Pennsylvania, and authorized to do business in the State of [Texas] as Surety, are held and firmly bound unto the [City of San Antonio], as Obligee, in the sum of [Five Percent Greatest Amount Bid] DOLLARS ($[5% GAB]), lawful money of the United States of America, to the payment of which sum well and truly to be made, the said Principal and Surety bind themselves, their and each of their heirs, executors, administrators, successors and assigns, jointly and severally by these presents.

THE CONDITION OF THIS OBLIGATION IS SUCH, that, if the Obligee shall make any award to the Principal for:

[**Annual Contract for Labor & Material for Concrete Work for Park Operations**]

according to the terms of the proposal or bid made by the Principal therefor, and the Principal shall duly make and enter into a contract with the Obligee in accordance with the terms of said proposal or bid and award and shall give bond for the faithful performance thereof, with the Surety or with other surety or sureties approved by the Obligee, or if the Principal shall, in case of failure so to do, pay to the Obligee the damages which the Obligee may suffer by reason of such failure not exceeding the penalty of this bond, then this obligation shall be null and void; otherwise it shall be and remain in full force and effect.

Signed, sealed and dated this [4th] day of [August , 2015].

TCL CONSTRUCTION ENT. INC. CORPORATE SEAL 2002 TEXAS

[**TCL Enterprises, Inc.**]
(Principal) (Seal)

By: _____

Philadelphia Indemnity Insurance Company
(Surety) (Seal)

By: _____
[**Gary Timmons**], **Attorney-In-Fact**

PHILADELPHIA INDEMNITY INSURANCE COMPANY
231 St. Asaph's Rd., Suite 100
Bala Cynwyd, PA 19004-0950

Power of Attorney

KNOW ALL PERSONS BY THESE PRESENTS: That **PHILADELPHIA INDEMNITY INSURANCE COMPANY** (the Company), a corporation organized and existing under the laws of the Commonwealth of Pennsylvania, does hereby constitute and appoint, **Gary Timmons** its true and lawful Attorney-in-fact with full authority to execute on its behalf bonds, undertakings, recognizances and other contracts of indemnity and writings obligatory in the nature thereof, issued in the course of its business and to bind the Company thereby, in an amount not to exceed $25,000,000.00.

This Power of Attorney is granted and is signed and sealed by facsimile under and by the authority of the following Resolution adopted by the Board of Directors of PHILADELPHIA INDEMNITY INSURANCE COMPANY at a meeting duly called the 1st day of July, 2011.

RESOLVED: That the Board of Directors hereby authorizes the President or any Vice President of the Company to: (1) Appoint Attorney(s) in Fact and authorize the Attorney(s) in Fact to execute on behalf of the Company bonds and undertakings, contracts of indemnity and other writings obligatory in the nature thereof and to attach the seal of the Company thereto; and (2) to remove, at any time, any such Attorney-in-Fact and revoke the authority given. And, be it

FURTHER RESOLVED: That the signatures of such officers and the seal of the Company may be affixed to any such Power of Attorney or certificate relating thereto by facsimile, and any such Power of Attorney so executed and certified by facsimile signatures and facsimile seal shall be valid and biding upon the Company in the future with the respect to any bond or undertaking to which it is attached.

IN TESTIMONY WHEREOF, PHILADELPHIA INDEMNITY INSURANCE COMPANY HAS CAUSED THIS INSTRUMENT TO BE SIGNED AND ITS CORPORATE SEALTO BE AFFIXED BY ITS AUTHORIZED OFFICE THIS 10TH DAY OF JUNE 2013.

(Seal)

Robert D. O'Leary Jr., President & CEO
Philadelphia Indemnity Insurance Company

On this 10th day of June 2013, before me came the individual who executed the preceding instrument, to me personally known, and being by me duly sworn said that he is the therein described and authorized officer of the **PHILADELPHIA INDEMNITY INSURANCE COMPANY**; that the seal affixed to said instrument is the Corporate seal of said Company; that the said Corporate Seal and his signature were duly affixed.

COMMONWEALTH OF PENNSYLVANIA
Notarial Seal
Kimberly A. Kessleski, Notary Public
Lower Merion Twp. Montgomery County
My Commission Expires Dec. 18, 2016
MEMBER, PENNSYLVANIA ASSOCIATION OF NOTARIES

Notary Public: _____

residing at: Bala Cynwyd, PA

(Notary Seal)

My commission expires: December 18, 2016

I, Edward Sayago, Corporate Secretary of PHILADELPHIA INDEMNITY INSURANCE COMPANY, do herby certify that the foregoing resolution of the Board of Directors and this Power of Attorney issued pursuant thereto on this 10TH day of June 2013 true and correct and are still in full force and effect. I do further certify that Robert D. O'Leary Jr., who executed the Power of Attorney as President, was on the date of execution of the attached Power of Attorney the duly elected President of PHILADELPHIA INDEMNITY INSURANCE COMPANY,

In Testimony Whereof I have subscribed my name and affixed the facsimile seal of each Company this 4TH day of August, 2015.

Edward Sayago, Corporate Secretary
PHILADELPHIA INDEMNITY INSURANCE COMPANY

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:

1-877-438-7459

You may also write Philadelphia Indemnity Insurance Company at:

One Bala Plaza, Suite 100
Bala Cynwyd, PA 19004
Attention: Senior Vice President and Director of Surety

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

ADVISO IMPORTANTE

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

1-877-438-7459

Usted tanbien puede escribir a Philadelphia Indemnity Insurance Company:

One Bala Plaza, Suite 100
Bala Cynwyd, PA 19004
Attention: Senior Vice President and Director of Surety

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
Email: 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 ESTE AVISO A SU FIANZA DE GARANTIA: Este aviso es solo para proposito de informacion y no se convierte en parte o condicion del documento adjunto.

City of San Antonio
Subcontractor/Supplier Utilization Commitment Form

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

Respondent Name: TEN 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 Valdés — Signature

08/04/15 — Date

Lourdes Valdés / President — Printed Name & Title

Version 5/9/13

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, AUGUST 4, 2015 AT 2:00 P.M.**

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

Company Name: TCR Construction Enterprises, Inc.

Address: 1131 Babcock Suite 150

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

Date: 08/04/15

Leandro Valdez

Signature

Leandro Valdez / President

Print Name/Title

CITY OF SAN ANTONIO
TRANSPORTATION & CAPITAL IMPROVEMENTS

2 ✓

Note: Addenda Acknowledgement Form for Addendum 2 is attached herein. This form must be signed and submitted with the bid package.

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, AUGUST 4, 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: 08/04/15

Loreda Valdez

Signature

Loardes Valdés / President

Print Name/Title