

**THIS IS A PROPOSED DRAFT AND WILL BE REPLACED BY THE FINAL, SIGNED ORDINANCE OR RESOLUTION ADOPTED BY THE CITY COUNCIL.**

**ORDINANCE**

**AWARDING A CONSTRUCTION CONTRACT TO MARC III GENERAL CONTRACTORS, LLC IN THE AMOUNT NOT TO EXCEED \$1,128,968.48 FOR THE CONSTRUCTION OF THE DISTRICT 2 PARK IMPROVEMENTS PROJECT, LOCATED IN COUNCIL DISTRICT 2 AND THE REALLOCATION OF \$20,000 FROM THE TREE PRESERVATION FUND TO THE DISTRICT 2 PARK IMPROVEMENTS PROJECT. FUNDS ARE AVAILABLE FROM THE 2022 GENERAL OBLIGATION BOND PROGRAM FUNDS INCLUDED IN THE FY 2025 – FY 2030 CAPITAL IMPROVEMENT PROGRAM**

\* \* \* \* \*

**WHEREAS**, on May 7, 2022, voters approved the 2022 Bond Program, which included \$1,500,000 for the District 2 Park Improvements project, which includes Dellcrest Park, located at 1701 Diane Road, and Milam Wesley Tealer Park, located at 5640 Lakefront Street, which have both been integral to our community, providing recreational activities since 1958 and 1998; and

**WHEREAS**, the proposed improvements as part of this project include a new concrete loop trail with pedestrian lighting, a new picnic pavilion, park furnishings, accessibility upgrades, fishing pier replacement, pedestrian lighting along a portion of the existing trail, park furnishings, accessibility upgrades at Milam Wesley Tealer Park, and an underground irrigation system using the existing meter connection and the planting and establishment of fifty (50) proposed trees per the plans and specifications; and

**WHEREAS**, the additive alternate in this contract includes the construction of the interior cross trail and associated pedestrian lighting in conjunction with the proposed trail improvements at Dellcrest Park; and

**WHEREAS**, funding in the amount of \$20,000 from the Tree Preservation Fund project will be used for tree planting and irrigation at Dellcrest Park, located at 1701 Diane Road; and

**WHEREAS**, this project was advertised for construction bids on July 15, 2024, and seven (7) bids were received and opened on August 16, 2024, of which Marc III General Contractors, LLC, submitted the lowest responsive bid; 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 to maximize the amount of small, minority and women-owned business participation on the contract. The Goal Setting Committee set a 16% Minority/Women Business Enterprise (M/WBE)

subcontracting goal and a 2% African-American Business Enterprise (AABE) subcontracting goal. Marc III General Contractors, LLC has committed to meeting the subcontractor participation goals; and

**WHEREAS**, this vendor has acknowledged and will comply with the Heat Illness Prevention Ordinance, approved on August 31, 2023 through Ordinance #2023-08-31-0585; and

**WHEREAS**, this ordinance accepts the lowest responsive bid and awards Marc III General Contractors, LLC, a construction contract in an amount not to exceed \$1,128,968.48 for the construction of the District 2 Park Improvements project located in Council District 2 and the reallocation of \$20,000 from the Tree Preservation Fund to the District 2 Park Improvements project. Funds are available from the 2022–2027 General Obligation Bond and Tree Preservation funds included in the FY 2025 – FY 2030 Capital Improvement Program; and

**WHEREAS**, construction is anticipated to begin in Fall 2024 and be completed by Summer 2025;  
**NOW THEREFORE:**

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

**SECTION 1.** The City Manager or designee, or the Director of the Public Works Department or designee, is authorized to award Marc III General Contractors, LLC, a construction contract in an amount not to exceed \$1,128,968.48 for the construction of the District 2 Park Improvements project located in Council District 2, and to reallocate \$20,000 from the Tree Preservation Fund to the District 2 Park Improvements project.

**SECTION 2.** Funds for this ordinance in the amount of \$1,108,968.48 is available in Fund 45099000, Project 23-03970, WBS Element 23-03970-01-05-02-01 and GL Account 5201140.

**SECTION 3.** Funds for this ordinance in the amount of \$20,000.00 is available in Fund 45099000, Project 23-03970, WBS Element 23-03970-01-05-02-09 and GL Account 5201140.

**SECTION 4.** Payment not to exceed \$1,128,968.48 is authorized to be encumbered with a purchase order and made payable to Marc III General Contractors, LLC. Payment is in support of the construction of the District 2 Park Improvements project. Funding is provided by 2022 General Obligation bond funds and is included in the FY 2025 - FY 2030 CIP Budget.

**SECTION 5.** The financial allocations in this Ordinance are subject to approval by the Deputy Chief Financial Officer, City of San Antonio. The Deputy Chief Financial Officer may, subject to concurrence by the City Manager or the City Manager's designee, correct allocations to specific Fund Numbers, Project Definitions, WBS Elements, Internal Orders, Fund Centers, Cost Centers, Functional Areas, Funds Reservation Document Numbers, and GL Accounts as necessary to carry out the purpose of this Ordinance.

**SECTION 6.** 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 November, 2024.**

DAH  
11/7/2024  
Item No.

**M A Y O R**  
Ron Nirenberg

**ATTEST:**

**APPROVED AS TO FORM:**

\_\_\_\_\_  
Debbie Racca-Sittre, City Clerk

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Andrew Segovia, City Attorney

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