

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

ORDINANCE

**AWARDING A TASK ORDER CONTRACT TO TCL
CONSTRUCTION ENTERPRISES, LLC FOR CONCRETE WORK IN
SAN ANTONIO PARKS FOR A TOTAL CONTRACT AMOUNT OF
UP TO \$7,500,369 FOR A TERM OF THREE YEARS IN
ACCORDANCE WITH THE ANNUAL ADOPTED BUDGET
APPROVED BY CITY COUNCIL.**

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WHEREAS, this proposed contract supplies labor and concrete material used by the Parks and Recreation Department for project and maintenance repairs on the greenway trail system, and deferred maintenance projects, including compliance with the Americans with Disabilities Act Requirements. The contract term is for a period of 3 years; and

WHEREAS, the City of San Antonio utilizes annual contracts for procuring high volume repetitive purchases. 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. Utilization of annual contracts allows the City to procure numerous different commodities in support of normal daily operations; and

WHEREAS, the City makes no minimum guarantee pertaining to the volume of work. If funding for any work activities is not previously appropriated, funding will be identified and appropriated through subsequent City Council action

WHEREAS, this project was advertised on September 13, 2024, for construction bids in the San Antonio Hart Beat, the City's website, the Texas Electronic State Business Daily, on TVSA, and through the electronic bidding website CivCast. Bids were opened on October 15, 2024, and two bids were received. Of these, TCL Construction Enterprises, LLC submitted the lowest responsive bid as indicated in the attached bid summary; 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 19% Minority/Women Business Enterprise (M/WBE) subcontracting goal and a 2% African-American Business Enterprise (AABE) subcontracting goal. TCL Construction Enterprises, LLC has committed to meeting the goals; and

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

WHEREAS, this vendor has acknowledged to comply with the Heat Illness Prevention Ordinance, approved on August 31, 2023, through Ordinance #2023-08-31-0585.

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 Parks and Recreation or designee is authorized to award a Task Order contract to TCL Construction Enterprises, LLC for concrete work in San Antonio parks for a total contract amount of up to \$7,500,369 for a term of three years in accordance with the annual Adopted Budget approved by City Council. A copy of the Task Order Contract is attached hereto and incorporated herein for all purposes as **Exhibit I**.

SECTION 2. 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 Cost Centers, WBS Elements, Internal Orders, General Ledger Accounts, and Fund Numbers as necessary to carry out the purpose of this Ordinance.

SECTION 3. This Ordinance is effective immediately upon the receipt of eight affirmative votes; otherwise, it is effective ten days after passage.

PASSED AND APPROVED this 30th day of January, 2025.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Debbie Racca-Sittre, City Clerk

Andrew Segovia, City Attorney