

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

**ORDINANCE**

**APPROVING A ONE-TIME CAPITAL IMPROVEMENT  
EXPENDITURE IN THE AMOUNT OF \$2,158,839.00 PAYABLE TO  
TCL CONSTRUCTION ENTERPRISES, LLC, FOR THE BEITEL  
CREEK GREENWAY TRAIL PROJECT FROM PERRIN BEITEL TO  
SALADO CREEK. FUNDING IS AVAILABLE FROM SALES TAX  
VENUE FUNDS AND THE TREE CANOPY PRESERVATION AND  
MITIGATION FUND AND IS INCLUDED IN THE FY 2024 – FY 2029  
CAPITAL IMPROVEMENT PROGRAM.**

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**WHEREAS**, this ordinance approves a construction contract with TCL Construction Enterprises, LLC for the Beitel Creek Greenway Trail Project from Perrin Beitel to Salado Creek, a tributary trail that provides walkable/bikeable access from several adjacent neighborhoods to the larger Salado Creek Greenway; and

**WHEREAS**, the project provides a new .6-mile long trail expansion from the existing Salado Creek Greenway just north of Austin Highway, along Beitel Creek to the corner of Perrin Beitel Road and Briar Glen; and

**WHEREAS**, project includes a trailhead and parking lot with 12 pervious parking stalls that will drain into a low impact development bio-swale of stone and native plants. Project amenities will include a drinking fountain, signage, landscaping, accessible parking stalls, tree planting, irrigation, and other minor trailhead amenities. In addition, this project will include two pre-fabricated bridges, a low-water crossing, and a section of elevated trail; and

**WHEREAS**, design work was performed by 6S Engineering, Inc. Construction is expected to begin in Spring 2024 with projected completion by Spring 2025; and

**WHEREAS**, the Howard W. Peak Greenway Trails System is a growing network of approximately 101 miles of developed multi-use and accessible trails built through the natural landscapes along the San Antonio waterways and tributaries. The program includes the acquisition and preservation of open space along with the development of multi-use hike and bike trails, trailheads, signage, and associated amenities; and

**WHEREAS**, this project was advertised on November 8, 2023 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 December 12, 2023 and

seven (7) 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 14% Minority/Women Business Enterprise (M/WBE) subcontracting goal and a 3% African-American Business Enterprise (AABE) subcontracting goal. TCL Construction Enterprises, LLC has committed to meeting the subcontractor participation goal; and

**WHEREAS**, this construction contract was developed utilizing the low qualified 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 the Parks and Recreation Department or designee is authorized to approve a one-time capital improvement expenditure in the amount of \$2,158,839.00 payable to TCL Construction Enterprises, LLC, for the Beitel Creek Greenway Trail Project from Perrin Beitel to Salado Creek. Funding is available from Sales Tax Venue Funds and the Tree Canopy Preservation and Mitigation Fund and is included in the FY 2024 – FY 2029 Capital Improvement Program.

**SECTION 2.** Payment to exceed \$2,158,839.00 is authorized to be encumbered with purchase orders and made payable to TCL Construction Enterprises, LLC. Payment is in support of Project 26-00661 Beitel Creek (Salado to Briar) and 26-00653 Creekway Low Impact Development. Payment will come from WBS 26-00661-05-02-01, 26-00661-05-02-03 and 26-00653-05-02-18 with GL Account 5201140. Funding is provided by Sales Tax Venue funds and the Tree Canopy Preservation and Mitigation funds and is in the FY 2024 - FY 2029 CIP Budget.

**SECTION 3.** The budget in Fund 40099000, Project 26-00710 is authorized to be reduced in the amount of \$193,220.00 per the table below and funds are authorized to be reallocated to Project 26-00661.

Amount	-193,220.00	193,220.00	-193,220.00
WBS Element/Internal Order	26-00710-01-05-02-01	26-00710-90-14-01	390000003011
General Ledger	5201140	6101100	6102100

**SECTION 4.** The budget in Fund 40005000, Project 26-00661 is authorized to be appropriated in the amount of \$193,220.00 per the table below and funds are authorized to be reallocated from Project 26-00710.

Amount	193,220.00	-193,220.00	193,220.00
WBS Element/Internal Order	39000000xxxx	26-00710-90-14-01	26-00661-05-02-03
General Ledger	6102100	6101100	5201140

**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 15th day of February, 2024.**

**M A Y O R**  
Ron Nirenberg

**ATTEST:**

**APPROVED AS TO FORM:**

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Debbie Racca-Sittre, City Clerk

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Andrew Segovia, City Attorney