

**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 TCL CONSTRUCTION ENTERPRISES, LLC, IN THE AMOUNT OF \$597,632.40 FOR THE AL RHODE PARK IMPROVEMENTS PROJECT AND FOR THE CONSTRUCTION OF A PEDESTRIAN BRIDGE AND TRAILHEAD IMPROVEMENTS AS PART OF THE LINEAR GREENWAY TRAILS (CITYWIDE GREENWAY CONNECTIONS & ENHANCEMENTS) PROJECT LOCATED IN COUNCIL DISTRICT 8. FUNDS ARE AVAILABLE FROM THE 2022 GENERAL OBLIGATION BOND PROGRAM FUNDS INCLUDED IN THE FY 2024 – FY 2029 CAPITAL IMPROVEMENT PROGRAM. THIS ORDINANCE ALSO APPROVES THE REALLOCATION OF \$85,926.00 FROM THE TREE PLANTING INITIATIVE PROJECT TO THE AL RHODE PROJECT FOR TREE PLANTING AND IRRIGATION

* * * * *

WHEREAS, on May 7, 2022, voters approved the 2022 Bond Program, which included \$500,000.00 for improvements to Al Rhode Park, located at 11777 Spring Rain in Council District 8, to construct park improvements, including sidewalks, lighting upgrades, playground shade structures, landscaping, and irrigation, and, as an additive alternate included in this contract, constructing a half-basketball court; and

WHEREAS, funding in the amount of \$250,000.00 from the Linear Greenway Trails (Citywide Greenway Connections & Enhancements) project will be used towards the construction of the pedestrian bridge and trail connection from Al Rhode Park to the adjacent Buddy Calk Trailhead, trailhead improvements, including a concrete plaza, a shade structure, parking lot lighting, and other trailhead enhancements; and

WHEREAS, the reallocation of funds in the additional amount of \$85,926.00 in Tree Preservation Funds from the Tree Planting Initiative Project will be used for tree planting and irrigation; and

WHEREAS, this project was advertised for construction bids on January 24, 2024, and six (6) bids were received and opened on February 23, 2024, of which TCL Construction Enterprises, 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 an 18% Minority/Women Business Enterprise (M/WBE)

subcontracting goal and a 4% African American Business Enterprise (AABE) subcontracting goal. TCL Construction Enterprises, LLC has committed to meeting the subcontractor participation goal; 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 a construction contract to TCL Construction Enterprises, LLC, in the amount of \$597,632.40 for the Al Rhode Park Improvements project and for the construction of a pedestrian bridge and trailhead improvements as part of the Linear Greenway Trails (Citywide Greenway Connections & Enhancements) project; and

WHEREAS, this ordinance also approves the reallocation of \$85,926.00 from the Tree Planting Initiative Project to the Al Rhode Project for tree planting and irrigation; and

WHEREAS, construction is anticipated to begin in Spring 2024 and be substantially complete by Winter 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 execute a construction contract to TCL Construction Enterprises, LLC, in the amount of \$597,632.40 for the Al Rhode Park Improvements project and for the construction of a pedestrian bridge and trailhead improvements as part of the Linear Greenway Trails (Citywide Greenway Connections & Enhancements) project.

SECTION 2. Funds in the amount of \$85,296.00 are authorized to be reduced in Fund 40099000, Project 26-00710, WBS Element 26-00710-01-05-02-01 and GL Account 5201140.

SECTION 3. Funds in the amount of \$85,296.00 are authorized to be reduced in Fund 40099000, Project 26-00710, WBS Element 26-00710-90-14-01 and GL Account 6101100.

SECTION 4. Funds in the amount of \$85,296.00 are authorized to be appropriated in Fund 29619000, Internal Order 390000002954 and GL Account 6102100.

SECTION 5. Funds in the amount of \$85,296.00 are authorized to be appropriated in Fund 29619000, Internal Order 390000003011 and GL Account 6102100.

SECTION 6. Funds in the amount of \$85,296.00 are authorized to be appropriated in Fund 45099000, Project 23-03951, WBS Element 23-03951-90-14-01 and GL Account 6101100.

SECTION 7. Funds in the amount of \$99,553.00 are authorized to be appropriated in Fund 45099000, Project 23-03951, WBS Element 23-03951-05-02-02 and GL Account 5201140.

SECTION 8. Funds in the amount of \$13,267.00 are authorized to be reduced in Fund 45099000, Project 23-03951, WBS Element 23-03951-01-02-08 and GL Account 5201170.

SECTION 9. Funds in the amount of \$161,706.40 are available in Fund 45099000, Project 23-03951, WBS Element 23-03951-05-02-01 and GL Account 5201140. Funding is provided by General Obligation bond funds and is in the FY 2024 - FY 2029 CIP Budget.

SECTION 10. Funds in the amount of \$185,926.00 are available in Fund 45099000, Project 23-03951, WBS Element 23-03951-05-02-02 and GL Account 5201140. Funding is provided by General Obligation bond funds and the Tree Canopy Fund and is in the FY 2024 - FY 2029 CIP Budget.

SECTION 11. Funds in the amount of \$250,000.00 are available in Fund 45099000, Project 23-04053, WBS Element 23-04053-03-05-02-01 and GL Account 5201140. Funding is provided by General Obligation bond funds and is in the FY 2024 - FY 2029 CIP Budget.

SECTION 12. Payment not to exceed \$597,632.40 is authorized to be encumbered with a purchase order and made payable to TCL Construction Enterprises, LLC for the Al Rhode Park Improvements project and for the construction of a pedestrian bridge and trailhead improvements as part of the Linear Greenway Trails (Citywide Greenway Connections & Enhancements) project.

SECTION 13. 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 14. This Ordinance is effective immediately upon the receipt of eight affirmative votes; otherwise, it is effective ten days after passage.

PASSED AND APPROVED this 6th day of June, 2024.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Debbie Racca-Sittre, City Clerk

Andrew Segovia, City Attorney