

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

ORDINANCE

APPROVING A TASK ORDER TO A JOB ORDER CONTRACT WITH LEE CONSTRUCTION AND MAINTENANCE COMPANY IN THE AMOUNT OF \$1,700,202.32 FOR THE TEZEL ROAD CITY FACILITY PROJECT, A 2017 BOND FUNDED PROJECT LOCATED IN COUNCIL DISTRICT 6; AND, AUTHORIZING THE APPROPRIATION AND AMENDING OF THE FY 2022 - FY 2027 CAPITAL IMPROVEMENT PROGRAM WITH \$489,000.00 FROM PREVIOUSLY APPROPRIATED GENERAL FUNDS TO THE TEZEL ROAD CITY FACILITY PROJECT. FUNDING IN THE AMOUNT OF \$1,211,202.32 IS AVAILABLE FROM THE 2017 - 2022 GENERAL OBLIGATION BOND PROGRAM INCLUDED IN THE FY 2022 - FY 2027 CAPITAL IMPROVEMENT PROGRAM.

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WHEREAS, on May 6, 2017, voters approved the 2017 Bond Program, which authorized \$2,500,000.00 to develop a City facility for various uses, including the Park Bike Patrol Substation adjacent to the Howard W. Peak Greenway Trails System to will provide for the construction of the new 3,600 square foot building, including a District 6 field office, a flexible use meeting room, restrooms, an assembly hall and storage space; and

WHEREAS, on February 10, 2022, City Council, through Ordinance 2022-02-10-0086, approved a task order to a Job Order Contract with Tejas Premier Building Contractor, Inc. in the amount of \$1,511,182.04 for the Tezel Road City Facility project; and

WHEREAS, significant price increases earlier this year prevented the City from executing the original task order to the Job Order Contract with this contractor, thus the City has since approved selecting another contractor, Lee Maintenance and Construction Company, who could provide reasonable cost savings for the Tezel Road Facility project; and

WHEREAS, this task order will provide for the construction of the new 3,600 square foot building, including a District 6 field office, a flexible use/meeting room, restrooms, an assembly hall, and storage space, and the existing metal canopy system and carwash building will be updated for outdoor community activities, parking and park police use; and

WHEREAS, this task order utilizes the Job Order Contracting (JOC) approved through Ordinance 2022-02-17-0107 by City Council on February 17, 2022; and

WHEREAS, construction is anticipated to begin in July 2022 and is estimated to be completed by May 2023; and

WHEREAS, this contract will be awarded in compliance with the Small Business Economic Development Advocacy (SBEDA) Program with the Goal Setting Committee set a 24% Minority/Women Business Enterprise (M/WBE) subcontracting goal and a 3% African American Business Enterprise subcontracting goal and Lee Construction and Maintenance Company has committed to subcontractor participation and goals; and

WHEREAS, this ordinance will also reallocate \$489,000 from previously appropriated General Funds to the Tezel Road Facility Project and amend of the FY 2022 - FY 2027 Capital Improvement Program; and

WHEREAS, this ordinance approves a task order to a Job Order Contract with Lee Construction and Maintenance Company in the amount of \$1,700,202.32 for the Tezel Road City Facility project, a 2017 Bond funded project located in Council District 6.; the reallocate \$489,000 from previously appropriated General Funds to the Tezel Road Facility Project; and amend of the FY 2022 - FY 2027 Capital Improvement Program. Funding in the amount of \$1,211,202.32 is available from the 2017 - 2022 General Obligation Bond Program included in the FY 2022 - FY 2027 Capital Improvement Program; **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 approve a task order to a Job Order Contract (JOC) with Lee Construction and Maintenance Company, in the amount of \$1,700,202.32 for the Tezel Road City Facility project, a 2017 Bond funded project located in Council District 6; is authorized to reallocate \$489,000 from previously appropriated General Funds to the Tezel Road Facility Project; and is authorized to amend of the FY 2022 - FY 2027 Capital Improvement Program.. Funding is available from the 2017 - 2022 General Obligation Bond Program and is included in the FY 2022 - FY 2027 Capital Improvement Program.

SECTION 2. The amount of \$489,000.00 is authorized to be transferred from Fund 11001000 General Fund to Fund 45099000 General Obligation Capital Projects, Project 23-01736 Tezel Road City Facility.

SECTION 3. The budget in Project 23-01736 shall be revised by increasing the WBS 23-01736-90-xx-xx-xx with GL 6101100 and WBS 23-01736-05-02-01 with GL 52011140 each by \$489,000.00.

SECTION 4. Payment is authorized to be encumbered and made payable Lee Construction and Maintenance Company in an amount not to exceed \$1,700,202.32. Payment is in support of the Tezel Road City Facility Project using Fund 45099000 with the WBS element 23-01736-05-02-01 with GL account 5201140. Funding for this project is provided by GO Bonds and is in the FY2022-FY2027 CIP Budget.

Payment is limited to the amounts budgeted in the Operating and/or Capital Budget funding sources identified. All expenditures will comply with approved operating and/or capital budgets for current and future fiscal years.

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 its passage by eight or more affirmative votes; otherwise it is effective on the tenth day after passage.

PASSED and APPROVED this ____ day of _____, 2022.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Debbie Racca-Sittre, City Clerk

Andrew Segovia, City Attorney