

AN ORDINANCE

97847

ACCEPTING THE LOW BID WITH BID ALTERNATES 1 AND 2 OF 3TI, INC. IN AN AMOUNT NOT TO EXCEED \$191,865.00 IN CONNECTION WITH FISCAL YEAR 2002 FACILITY IMPROVEMENT MAINTENANCE PROGRAM (FIMP) AND COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDED FISCAL YEAR 2003 PLAYGROUND IMPROVEMENTS - PACKAGE B PROJECT, LOCATED IN COUNCIL DISTRICTS 1 AND 2; AUTHORIZING THE NEGOTIATION AND EXECUTION OF A CONSTRUCTION CONTRACT; AUTHORIZING \$37,372.65 FOR MISCELLANEOUS CONSTRUCTION CONTINGENCY EXPENSES; AUTHORIZING \$1,062.35 FOR BID ADVERTISING AND PRINTING EXPENSES; AUTHORIZING \$2,200.00 FOR PERMIT FEE EXPENSES FOR A TOTAL AMOUNT OF \$232,500.00; AUTHORIZING THE TRANSFER OF \$170,000.00 IN FISCAL YEAR 2002 FACILITY IMPROVEMENT MAINTENANCE PROGRAM (FIMP) FUNDS; REVISING THE PROJECT BUDGET; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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WHEREAS, the City Council has approved the Fiscal Year 2003 Playground Improvements – Package B Project as part of the Community Development Block Grant (CDBG) Program; and

WHEREAS, funds for such construction Project exist from the Fiscal Year 2003 Reprogrammed Community Development Block Grant (CDBG) funds and Fiscal Year 2002 Facility Improvement Maintenance Program (FIMP) funds; and

WHEREAS, in connection with said Project, there exists a need for installation of one swing set on a rubber tire cushion area at Healy Murphy Park, replacement of two existing playgrounds at Kenwood Park and access modification to existing walks and installation of a new playground at Pittman Sullivan Park; and

WHEREAS, in connection with said Project, the bid alternates shall include installation of a drinking fountain and extension water line; and

WHEREAS, in order to commence performance of such work, it is necessary to accept the low bid of 3TI, Inc.; **NOW THEREFORE:**

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

SECTION 1. The low bid with bid alternates 1 and 2 of 3TI, Inc. in an amount not to exceed \$191,865.00 for the above-described construction work in connection with the Fiscal Year 2003 Playground Improvements - Package B Project is hereby accepted. The City Manager or, in her stead, either the Deputy City Manager, an Assistant City Manager, an Assistant to the City Manager or the Director of Public Works is hereby authorized to execute a standard form public works construction contract for the job. A copy of the contractor's bid is affixed hereto and incorporated herein as Attachment I.

SECTION 2. All other bids received on this Project are rejected upon the occurrence of either the execution of a contract by the low, qualified bidder and deposit of all required bonds and insurance certificates, or the expiration of sixty (60) days from the date of this Ordinance.

SECTION 3. The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director may, subject to concurrence by the City Manager or the City Manager's designee, correct allocations to specific Index Codes and Fund Numbers as necessary to carry out the purpose of this Ordinance.

SECTION 4. Fund No. 26-013536, entitled "FY2003 PLAYGROUND IMPROVEMENTS - PACKAGE B," is hereby designated for all transactions, and the sum of \$232,500.00 is hereby appropriated in said fund as set out in the detailed budget affixed hereto and incorporated herein for all purposes as Attachment II.

SECTION 5. The following sums are hereby authorized for encumbrance in and payment from Fund No. 26-013536:

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| \$191,865.00 | for construction expenses payable to 3TI, Inc., Index No. 373142; |
| \$ 37,372.65 | for miscellaneous construction contingency expenses, Index No. 373159; |
| \$ 1,062.35 | for bid advertising and printing expenses, Index No. 373183; |
| \$ 1,600.00 | for TDLR fee expenses, Index No. 373175; and |
| \$ 600.00 | for Stormwater fee expenses, Index No. 373167. |

SECTION 6. This ordinance shall become effective on and after the tenth (10th) day after passage hereof.

PASSED AND APPROVED this 26th day of June, 2003.

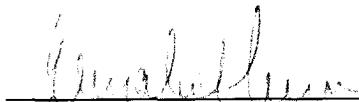


M A Y O R
EDWARD D. GANZA

ATTEST:


City Clerk

APPROVED AS TO FORM:


City Attorney