

AN ORDINANCE

**98648**

ACCEPTING THE LOW, RESPONSIVE BID WITH BID ALTERNATES 1, 2 AND 3 BY SHEAMAR, INC. TO PERFORM CONSTRUCTION WORK IN CONNECTION WITH THE ALDERETE PARK IMPROVEMENTS PROJECT IN CITY COUNCIL DISTRICT 5 FOR A TOTAL CONTRACT COST OF \$109,490.00; APPROPRIATING \$120,000.00 IN 1999 PARK BOND FUNDS; AUTHORIZING \$8,250.00 FOR MISCELLANEOUS CONSTRUCTION CONTINGENCY EXPENSES; AUTHORIZING \$1,100.00 FOR MANDATORY PROJECT FEES; AUTHORIZING \$1,160.00 FOR BID ADVERTISING/PRINTING EXPENSES; AND PROVIDING FOR PAYMENT.

\* \* \* \* \*

**WHEREAS**, the 1999 Parks General Obligation Bond Issue approved funding for rehabilitation improvements to Alderete Park, located at 400 Aurora in City Council District 5; and

**WHEREAS**, the basic construction work will consist of Americans with Disability Act modifications, including replacement of existing walks with accessible walks, construction of a new playground and installation of one accessible picnic unit; and

**WHEREAS**, bid alternate 1 includes replacement of the existing drinking fountain with an accessible drinking fountain; bid alternate 2 consists of playground excavation, backfill and sodding; and bid alternate 3 includes additional walks, curbs and handicapped ramp; and

**WHEREAS**, the project was designed in-house by Parks and Recreation landscape architect staff; and

**WHEREAS**, it is now necessary to accept the low qualified bid of Sheamar, Inc. for said work, authorize a standard public works construction contract for said project, to establish the project's budget and appropriate 1999 GO Bond funds into this budget, to authorize a construction contingency, and to provide for project related fee expenses; **NOW THEREFORE:**

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

**Section 1.** The low qualified base bid with bid alternates 1, 2 and 3 of \$109,490.00 from Sheamar, Inc. for capital improvements to Alderete Park Improvements 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 for all purposes as Attachment I. All other bids are hereby rejected.

**Section 2.** The Alderete Park Improvements Project, Fund 45-982037, is hereby designated for use in the accounting for the above project.

**Section 3.** The budget in fund 45-982095, 1999 Park Improvements, Sold in 2001, shall be revised by reducing index code 695551, entitled Unallocated Appropriations: Proceeds, by the amount of \$120,000.00.

**Section 4.** The amount of \$109,490.00 is appropriated in Fund 45-982037 in Index Code 519637, entitled Construction Contract and is authorized to be encumbered and made payable to Sheamar, Inc. for construction expenses.

**Section 5.** The amount of \$8,250.00 is appropriated in Fund 45-982037 in Index Code 519991, entitled Construction Contingency and is authorized to be encumbered and made payable for Construction Contingency including miscellaneous contingency expenses, code requirements, unknown hidden conditions and project betterment.

**Section 6.** The amount of \$1,100.00 is appropriated in Fund 45-982037 in Index Code 520437, entitled Mandatory Project Fees and is authorized to be encumbered and made payable for Texas Department of License and Regulation expenses, inspection fees or similar costs.

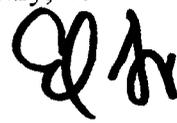
**Section 7.** The amount of \$1,160.00 is appropriated in Fund 45-982037 in Index Code 523415, entitled Bid Advertising/Printing and is authorized to be encumbered and made payable for bid advertising and printing expenses.

**Section 8.** Funds may be moved between index codes in the budget 45-982037, Alderete Park Improvements Project in accordance with established financial procedures.

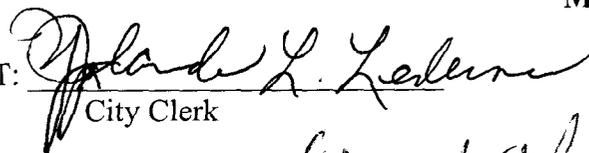
**Section 9.** The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director of Finance, may subject to concurrence by the City Manager or the City Manager's designee, correct allocation to specific index codes and fund numbers as necessary to carry out the purpose of this Ordinance.

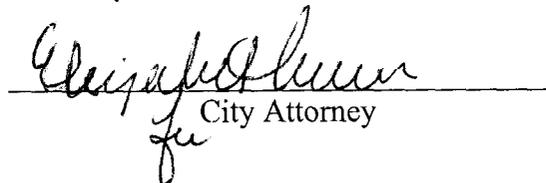
**Section 10.** This ordinance shall be effective on and after the tenth (10th) day after passage hereof.

PASSED AND APPROVED this 8<sup>th</sup> day of January, 2004.



M A Y O R  
EDWARD D. GARZA

ATTEST:   
City Clerk

APPROVED AS TO FORM:   
City Attorney