

AN ORDINANCE 100211

ACCEPTING THE LOW, RESPONSIVE BID OF V.W. BROOKS IN THE AMOUNT OF \$121,000.00 TO PERFORM CONSTRUCTION WORK IN CONNECTION WITH THE SUNKEN GARDEN THEATER ADA MODIFICATIONS PROJECT, LOCATED IN COUNCIL DISTRICT 9; AUTHORIZING THE EXECUTION OF A CONSTRUCTION CONTRACT; AUTHORIZING \$2,000.00 FOR MANDATORY PROJECT FEES; AUTHORIZING \$18,500.00 FOR CONSTRUCTION CONTINGENCY EXPENSES; AUTHORIZING \$1,000.00 FOR PARK MATERIALS, FOR A TOTAL AMOUNT OF \$142,500.00 FROM CERTIFICATES OF OBLIGATION; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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WHEREAS, the Sunken Garden Theater is located within Brackenridge Park in City Council District 9; and

WHEREAS, the facility was built without the current level of accessibility standards that the City must meet for its public facilities, as established in the Americans with Disabilities Act (ADA); and

WHEREAS, the City desires to utilize 2003 Certificate of Obligation Funds to provide for these ADA modifications to the Sunken Garden Theater; and

WHEREAS, the firm Durand-Hollis Rupe Architects, Inc. was hired to prepare a schematic design, design drawings, cost estimates and construction documents for the ADA modifications, as well as construction administration; and

WHEREAS the City staff has selected the lowest bid out of seven qualified bidders for the construction of the modifications; and

WHEREAS, it is necessary to authorize execution of a professional services contract, establish a project budget and allocate funds for these professional services; **NOW THEREFORE:**

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

Section 1. The low qualified base bid of \$121,000.00 from V. W. Brooks, Inc. is hereby accepted to provide services in connection with the Sunken Garden Theater ADA Modifications Project. The Interim City Manager or his designee 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 Sunken Garden Theater ADA Modifications Project, 26-00265, is hereby designated for use in the accounting for the above project.

Section 3. The amount of \$121,000.00 is appropriated in SAP fund 43182000, 2002 PARKS IMPRVMT, Project 26-00265, WBS Element 26-00265-05-08, entitled "Construction Costs", and is authorized to be encumbered and made payable to V. W. Brooks, Inc. for construction costs in connection with the Sunken Garden Theater ADA Modifications project, when the purchase order is issued.

Section 4. The amount of \$2,000.00 is appropriated in SAP fund 43182000, 2002 PARKS IMPRVMT, Project 26-00265, WBS Element 26-00265-05-09, entitled "Mandatory Project Fees", and is authorized to be encumbered and made payable to V. W. Brooks, Inc., for project costs in connection with the Sunken Garden Theater ADA Modifications project, when the purchase order is issued.

Section 5. The amount of \$18,500.00 is appropriated in SAP fund 43182000, 2002 PARKS IMPRVMT, Project 26-00265, WBS Element 26-00265-05-07, entitled "Contingency", and is authorized to be encumbered for construction contingency costs in connection with the Sunken Garden Theater ADA Modifications project.

Section 6. The amount of \$1,000.00 is appropriated in SAP fund 43182000, 2002 PARKS IMPRVMT, Project 26-00265, WBS Element 26-00265-05-08-01, entitled "Park Materials", and is authorized to be encumbered and made payable for park material costs in connection with the Sunken Garden Theater ADA Modifications project, when the purchase order is issued.

Section 7. 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 Interim City Manager, or the Interim City Manager's designee, correct allocation to specific SAP Fund Numbers, SAP Project Definitions, SAP WBS Elements, SAP Internal Orders, SAP Fund Centers, SAP Cost Centers, SAP Functional Areas, SAP Funds Reservation Document Numbers, and SAP GL Accounts as necessary to carry out the purpose of this Ordinance.

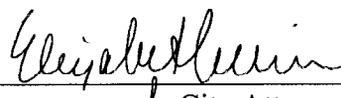
Section 8. This ordinance shall become effective on and after January 16, 2005.

PASSED AND APPROVED this 6th day of January, 2005.



M A Y O R
EDWARD D. GARZA

ATTEST: 
City Clerk

APPROVED AS TO FORM: 
City Attorney