

AN ORDINANCE 100510

SELECTING BENDER WELLS CLARK DESIGN (SBE/DBE/WBE) TO PROVIDE PROFESSIONAL ARCHITECTURAL SERVICES IN CONNECTION WITH THE ROOSEVELT PARK COMMUNITY BUILDING AND PARK IMPROVEMENTS PROJECT, LOCATED IN COUNCIL DISTRICT 5 AND ABANDONING THE "LONE STAR BREWERY SITE PARK LAND ACQUISITION AND DEVELOPMENT" PROJECT FROM THE 1999 PARK BOND AUTHORIZATION; AUTHORIZING THE NEGOTIATION AND EXECUTION OF A PROFESSIONAL SERVICES CONTRACT IN AN AMOUNT NOT TO EXCEED \$91,250.00; AUTHORIZING \$9,125.00 FOR ARCHITECTURAL CONTINGENCY EXPENSES; AUTHORIZING \$1,500.00 FOR BID ADVERTISING AND PRINTING EXPENSES, AUTHORIZING \$5,000.00 FOR ENVIRONMENTAL ASSESSMENT EXPENSES, FOR A TOTAL AMOUNT OF \$106,875.00 FROM 1999-2004 PARK BOND FUNDS; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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WHEREAS, the 1999-2003 Bond Issue approved \$1,000,000.00 for the Lone Star Brewery Site Park Land Acquisition and Development Project; and

WHEREAS, after discussions with property owner, it was determined that the purchase of the property at this site would have exceeded available funds; and

WHEREAS, the consensus from the District 5 councilperson and the local community was to utilize the funds for further improvements to Roosevelt Park and this plan of action has been approved by Bond Counsel as an appropriate use of the funds because Roosevelt Park was another listed bond project approved in 1999; and

WHEREAS, the firm of Bender Wells Clark Design has submitted a proposal to design improvements which will include a community building, replacement of the park pavilion, additional outdoor restrooms and other park amenities to form a complex with the existing bath house and the existing restrooms; and

WHEREAS, the community building will be available to the public as a rental facility for meetings or social functions; and

WHEREAS, the services provided by this contract will include architecture, topographical surveying, soil testing, mechanical/engineering/plumbing, and civil engineering; and

WHEREAS, the firm of Bender Wells Clark Design, a SBE/DBE/WBE firm, was selected through the City's standard Request for Qualification process and selected by the Public Works Architectural and Engineering Selection Committee as the best-qualified of six respondents to the City's solicitation; and

WHEREAS, it is necessary to establish the 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 “Lone Star Brewery Site Park Land Acquisition and Development” Project from the 1999 Park Bond Authorization is hereby abandoned because the purchase price is unacceptable and pursuing the project would therefore be an unwise and unnecessary expenditure of public funds.

Section 2. Bender Wells Clark Design is hereby selected to provide landscape architectural design, construction plan and construction administration services in connection with the Roosevelt Park Community Building and Park Improvements Project.

Section 3. The Interim City Manager or in his stead, either an Assistant City Manager, or an Assistant to the City Manager or the Director of Public Works is hereby authorized and directed to commence negotiations with said firm to reach an agreement on a contract for the fair and reasonable amount not to exceed \$91,250.00 for Architect services. Upon execution, copies of said contract shall be filed with the Department of Public Works and the Department of Parks and Recreation.

Section 4. If a contract can be negotiated corresponding in form and content to the standard contract used by the City of San Antonio for such services, and for the amount stated herein, then the Interim City Manager, or his designee is hereby authorized to execute such contract without further City Council action.

Section 5. The amount of \$ 91,250.00 is appropriated in SAP fund 45982000, 1999 General Obligation Park Bonds, SAP Project definition 26-00147 Roosevelt Park Community Bldg. and Park Project, General Ledger Account 5201100, WBS Element 26-00147-01-19-01, entitled “Landscape Architectural Fees”, and is authorized to be encumbered and made payable to Bender Wells Clark Design, in connection with the Roosevelt Park Community Bldg. and Park Improvements Project.

Section 6. The amount of \$ 9,125.00 is appropriated in SAP fund 45982000, 1999 General Obligation Park Bonds, SAP Project definition 26-00147 Roosevelt Park Community Bldg. and Park Project, General Ledger Account 5201100, WBS Element 26-00147-01-19-02, entitled “Landscape Architectural Contingency”, and is authorized to be encumbered for architectural contingency, in connection with the Roosevelt Park Community Bldg. and Park Improvements Project.

Section 7. The amount of \$ 1,500.00 is appropriated in SAP fund 45982000, 1999 General Obligation Park Bonds, SAP Project definition 26-00147 Roosevelt Park Community Bldg. and Park Project, General Ledger Account 5201150, WBS Element 26-00147-01-10, entitled “Bid

Advertising and Printing”, and is authorized to be encumbered for bid advertising and printing, in connection with the Roosevelt Park Community Bldg. and Park Improvements Project.

Section 8. The amount of \$ 5,000.00 is appropriated in SAP fund 45982000, 1999 General Obligation Park Bonds, SAP Project definition 26-00147 Roosevelt Park Community Bldg. and Park Project, General Ledger Account 5201180, WBS Element 26-00147-01-19-03, entitled “Environmental Assessment Fees”, and is authorized to be encumbered for environmental assessment fees, in connection with the Roosevelt Park Community Bldg. and Park Improvements Project.

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, 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 10. This ordinance shall be effective on and after March 20, 2005.

PASSED AND APPROVED this 10th day of March, 2005.



M A Y O R

EDWARD D. GARZA

ATTEST: *Lucia N. Valet*
City Clerk

APPROVED AS TO FORM: *Guillermo*
City Attorney