

101828

AN ORDINANCE

**ACCEPTING THE LOW, QUALIFIED BID BY F. A. NUNNELLY COMPANY, A SBE FIRM, TO PERFORM CONSTRUCTION WORK IN CONNECTION WITH THE NANI FALCONE COMMUNITY PARK IMPROVEMENTS PROJECT – PHASE II IN DISTRICT 7 FOR THE BASE BID AMOUNT OF \$479,000.00 AND WITH BID ALTERNATE 1 OF \$101,000.00 FOR A TOTAL CONTRACT AMOUNT OF \$580,000.00; AUTHORIZING THE EXECUTION OF A STANDARD CONSTRUCTION CONTRACT; ALLOCATING \$108,077.56 FOR CONSTRUCTION CONTINGENCY AND \$6,668.25 FOR ARCHITECT CONTINGENCY; TRANSFERRING \$10,250.00 FROM WITHIN THE PROJECT BUDGET; AUTHORIZING APPROPRIATIONS OF \$646,381.63 FROM 2003-2007 PARK BOND FUNDS AND \$38,114.18 FROM REVENUES COLLECTED FOR THE UNIFIED DEVELOPMENT CODE (UDC) IN LIEU OF PARK LAND DEDICATION; AND PROVIDING FOR PAYMENT.**

\* \* \* \* \*

**WHEREAS**, funding was approved in the 2003 Park Bond Issue for improvements to Nani Falcone Community Park, located at 7625 Mystic Park Drive in City Council District 7; and

**WHEREAS**, the project will consist of approximately 1.25 miles of trail, a large pavilion, wetlands area, landscape and irrigation, design enhancements and installation of a disc golf course with landscape trees and irrigation; and

**WHEREAS**, a professional services agreement was approved with Laffoon Associates, Inc. for architect services associated with this project; and

**WHEREAS**, the construction bid was advertised on the last week of August and the first week of September 2005 in the Commercial Recorder, San Antonio Informer, and La Prensa De San Antonio; and

**WHEREAS**, five qualified bids were received and F. A. Nunnelly Company, a SBE firm, was selected with the low base bid of \$479,000.00 and bid alternate 1 of \$101,000.00 for a total amount of \$580,000.00; **NOW THEREFORE:**

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

**Section 1.** The low qualified bid of \$479,000.00 with bid alternate 1 of \$101,000.00 for a total contract amount of \$580,000.00 from F. A. Nunnelly Company for capital improvements as part of the City's Nani Falcone Community Park Improvements Project – Phase II is hereby accepted. The City Manager, or her 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 will be deemed rejected upon the execution of a contract by the successful bidder and the deposit of all required bonds and insurance certificates or the expiration of sixty (60) days from the effective date of this ordinance accepting the low bid, whichever event occurs first.

**Section 2.** The amount of \$38,114.18 is appropriated in fund 29088000, Park Acquisition Fund, GL account 6102100 – Interfund Transfer out entitled Transfer to 26-00345-90-06. The amount of \$38,114.18 is authorized to be transferred to fund 45804000.

**Section 3.** The budget in fund 45804000, Project Definition 26-00345, Nani Falcone Community Park Improvement Phase 2 shall be revised by increasing WBS element 26-00345-90-06, entitled Transfer from 29088000 GL account 6101100 – Interfund Transfer In, by the amount of \$38,114.18.

**Section 4.** The budget in fund 45804000, Project Definition 26-00345, Nani Falcone Community Park Improvement Phase 2 shall be revised by decreasing WBS elements 26-00345-01-19-03 and 26-00345-01-19-04, in the amounts of \$10,000.00 and \$250.00, respectively.

**Section 5.** The amount of \$694,745.81 is appropriated in Fund 45982000, 1999 Parks Improvement General Obligation Bonds, Project Definition 26-00345, Nani Falcone Community Park Improvement Phase 2. The amount of \$580,000.00 is authorized to be encumbered in WBS element 26-00345-05-08 and made payable to F.A. Nunnelly Company.

**Section 6.** The amount of \$108,077.56 in Fund 4580400, Project Definition 26-00345 Nani Falcone Community Park Improvement Phase 2, WBS element 26-00345-05-07-03 is authorized to be encumbered and made payable for construction contingencies.

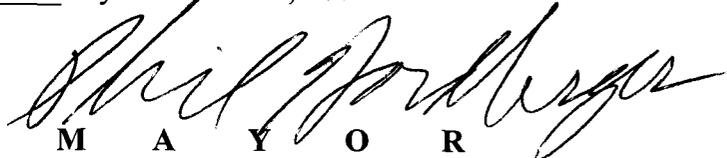
**Section 7.** The amount of \$6,668.25 in Fund 4580400, Project Definition 26-00345 Nani Falcone Community Park Improvement Phase 2, WBS element 26-00345-05-07-03 is authorized to be encumbered and made payable for architect contingencies.

**Section 8.** 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 allocations 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.

SW/mgc  
12/15/05  
Item No. 20

**Section 9.** This ordinance shall be effective on and after 25<sup>th</sup> day of December, 2005.

PASSED AND APPROVED this \_\_\_\_\_ day of December, 2005.

  
M A Y O R  
PHIL HARDBERGER

ATTEST: Lucia M. Vacca  
City Clerk

APPROVED AS TO FORM: Hollis Young  
for City Attorney

Exhibit I  
Construction Bids  
Nani Falcone Community Park Improvements Project - Phase II

<u>Bidder</u>	<u>Base Bid</u>	<u>Bid Alternate #1</u>	<u>Total Bid</u>
F. A. Nunnally Company	\$479,000.00	\$ 101,000.00	\$580,000.00
Charlie & Company	\$550,000.00	\$ 110,000.00	\$660,000.00
GG&G Construction, Inc.	\$599,000.00	\$ 123,625.00	\$722,625.00
Ortiz Construction	\$599,183.00	\$ 112,171.00	\$711,354.00
Pronto Sandblasting	\$717,180.00	\$ 137,180.00	\$854,360.00



# Site Map

## Nani Falcone



Section 00300  
**BID FORM SUBMITTED TO THE  
CITY OF SAN ANTONIO, TEXAS  
FOR THE CONSTRUCTION OF**

**Nani Falcone Community Park Improvements Phase 2**

**IN SAN ANTONIO, TEXAS**

The undersigned, as Bidder, declares that the only person or parties interested in this bid as principals are those named herein; that this bid is made without collusion with any other person, firm, corporation; that Bidder has carefully examined the Project Manual and plans therein referred to, and has carefully examined the requirements of the proposed work; and agrees that the Bidder will provide all the necessary machinery, tools, apparatus, and other means of construction, and will do all the work and furnish all the materials called for in the Project Manual and plans in the manner prescribed therein and according to the requirements of the Director of Public Works as therein set forth.

It is understood and agreed that the work is to be completed in full on or before one hundred twenty ( 120 ) calendar days.

Accompanying this Bid is a Bid Guaranty in the amount of five Percent (5%) percent of the greatest total amount of the Bid. Said Bid Guaranty, in the form of a Certified or Cashier's Check on a State or National Bank, or Bid Bond, is submitted as a guaranty of the good faith of the Bidder and that the Bidder will execute and enter into a written contract to do the work, if his bid is accepted. The Bidder by submitting this completed form hereby agrees that if he/she fails to execute the written contract and furnish satisfactory bond, within ten (10) calendar days after City Council award, the City of San Antonio shall, in any of such events, be entitled and is hereby given the right to retain said Bid Guaranty as liquidated damages. It is understood that the City of San Antonio reserves the right to reject any and all proposals whenever the City Council deems it in the interest of the City to do so, and also the right to waive any informalities in a bid.

In the event of the award of a contract to the undersigned, the undersigned will execute same on Construction Contract (General Form) and make bond for the full amount of the contract, to secure proper compliance with the terms and provisions of the contract, and to insure and guarantee the work until final completion and acceptance or the end of the guarantee period where so stipulated, and to guarantee payment of all lawful claims for labor performed and materials furnished in the fulfillment of the contract.

The work proposed to be done shall be accepted when fully completed and finished to the entire satisfaction of the Director of Public Works. The undersigned certifies all prices contained in this bid have been carefully checked and are submitted as correct and final.

The Bidder by submitting this bid acknowledges that they have received Addenda/Addendum number(s)  /

The Bidder is:

A sole proprietorship;

A partnership composed of \_\_\_\_\_

and \_\_\_\_\_

A corporation chartered under the laws of the State of Texas, acting by its officers pursuant to its by-laws or a resolution of its Board of Directors.

(Affix Corporate Seal here)

F.A. Nunnelly Company

Official Business name

By: Doug Nunnelly, Secretary/Treasurer

Type or print name/title of representative

By: Doug Nunnelly 09/28/2005

Signature

Date

Attest:

Jeaneline R. Ott

**I. BASE BID**

Amount of Base Bid (Insert Amount in Words and Numbers):

Four Hundred Seventy-Nine Thousand Dollars \$ 479,000.00

**II. Alternates**

Amount of each Alternate (if applicable) insert in Numbers:

1. ADD \$ 101,000.00

(Disc Golf Facilities including landscape and irrigation)

F.A. Nunnelly Company

Official Name of Company (legal)

(210) 227-7070

Telephone No.

2922 N. Pan Am Expressway

Address

(210) 227-7072

Fax No.

San Antonio, Texas 78208

City, State and Zip Code

doug@fanunnelly.com

E-mail Address

Proposal Form Attachment

**Certification of Non-Collusion**

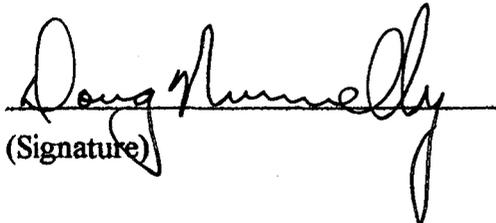
"The undersigned affirms that they are duly authorized to execute the proposed contract, that this company, corporation, firm, partnership or individual has not prepared this Bid in collusion with any other Bidder, and that the contents of this Bid as to prices, terms or conditions of said Bid have not been communicated by the undersigned nor by any employee or agent to any other person engaged in this type of business prior to the official opening of this Bid.

By: Doug Nunnelly

(Print or Type Name)

Secretary/Treasurer

(Print or Type Title/Position with Business)



(Signature)

09/28/2005

(Date)

End of Section 00300

Nani Falcone Community Park Improvements Phase 2

<u>Description:</u>	<u>Current Budget:</u>	<u>Revisions:</u>	<u>Revised Budget:</u>
REVENUES:			
2003 Park Bond Funds (\$750,000.00)	\$103,618.37	\$646,381.63	\$750,000.00
UDC Funds (\$38,114.18)	<u>\$0.00</u>	<u>\$38,114.18</u>	<u>\$38,114.18</u>
Total:	\$103,618.37	\$684,495.81	\$788,114.18
EXPENDITURES:			
Transfer to Park Specifications Project	\$918.37	\$0.00	\$918.37
26-00345-01-19-01 Architect Fees	\$77,000.00	\$0.00	\$77,000.00
26-00345-01-19-02 Architect Contingency	\$7,700.00	\$6,668.25	\$14,368.25
26-00345-01-10 Bid Advertising/Printing	\$2,000.00	\$0.00	\$2,000.00
26-00345-01-19-03 Design Enhancement Allowance	\$10,000.00	(\$10,000.00)	\$0.00
26-00345-01-19-04 Mandatory Project Fees	\$6,000.00	(\$250.00)	\$5,750.00
26-00345-05-08 Construction Contract	\$0.00	\$580,000.00	\$580,000.00
26-00345-05-07-03 Construction Contingency	<u>\$0.00</u>	<u>\$108,077.56</u>	<u>\$108,077.56</u>
Total:	\$103,618.37	\$684,495.81	\$788,114.18