

CITY OF SAN ANTONIO  
ITEM NO. 21

**CITY OF SAN ANTONIO  
PARKS AND RECREATION DEPARTMENT  
CITY COUNCIL AGENDA MEMORANDUM**

**TO:** Mayor and City Council

**FROM:** Malcolm Matthews, Director, Parks and Recreation Department

**SUBJECT:** Southside Lions (East) Park Playground Project

**DATE:** December 15, 2005

**SUMMARY AND RECOMMENDATIONS**

This ordinance accepts the low, qualified bid by Shorty, Inc. dba Charlie & Company to perform construction work in connection with the Southside Lions (East) Park Playground Project in City Council District 3 for a total contract cost of \$212,222.00; authorizes the execution of a standard construction contract; allocates \$7,751.38 for construction contingency; authorizes appropriations of \$196,810.00 from CDBG funds, \$8,163.38 from revenue collected for UDC fees in lieu of park land dedication and \$15,000.00 from 1999-2004 Park Bond funds; and provides for payment.

Staff recommends approval of this ordinance.

**BACKGROUND INFORMATION**

Funding was approved in the Community Development Block Grant (CDBG) Program and the 1999 Bond Issue for improvements to Southside Lions Park in City Council District 3. This portion of the project includes development of a new park playground and new modular skate park on the eastern section of the park near Pecan Valley Lake. C. F. Zavala Group has completed the landscape architect services to design the new improvements as authorized through Ordinance 100370 on February 3, 2005, including associated parking and access walks.

The construction bid was advertised in September 2005 in the Commercial Recorder, San Antonio Informer, and La Prensa De San Antonio. Three (3) qualified bids were received and Shorty, Inc. dba Charlie & Company was selected with the low bid of \$212,222.00. A summary is shown on Exhibit 1. A standard construction contract will be executed. The firm has no current City projects. The construction is for ninety (90) calendar days and work is anticipated to begin in January 2006 and will be completed in April 2006.

There are several other funded projects in Southside Lions Park that are in various development stages. The lake dam and spillway replacement project is under design. The construction contract will be bid, then completed with HUD 108 funding when it is received. The pool drain line relocation project, funded with CDBG funds, is in the construction bid phase. It is anticipated that a contract will be awarded in January. An additional drainage project on the west area of the park has also been funded through the CDBG program. It is being coordinated with the Council Office and Public Works Department to determine methodology and location of the line. Finally, the ballfield

restroom and concession building, also funded through CDBG, has required additional consultation with the Environmental Services Department to address geotechnical concerns on the old landfill. This process will be completed in December 2005 and it will be determined how to proceed.

### **POLICY ANALYSIS**

This ordinance is consistent with the approved Community Development Block Grant program and the 1999 Park Bond Issue. The construction contract was advertised and selected in accordance with established bid procedures.

### **FISCAL IMPACT**


Funds of \$237,000.00 in the 30<sup>th</sup> Year CDBG funds were approved for the Southside Lions (East) Park Playground Project. This project is listed in the FY2006/FY2011 Capital Improvement Program. A total of \$40,190.00 was previously encumbered. The proposed ordinance will appropriate additional funds of \$8,163.38 from UDC fees and \$15,000.00 of available 1999-2004 Bond Funds. The project will utilize \$212,222.00 for the construction contract and \$7,751.38 for construction contingency. There will be on-going maintenance and security costs associated with the new park improvements, which are available within the Parks and Recreation Department's General Fund budget.

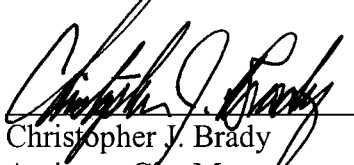
### **COORDINATION**

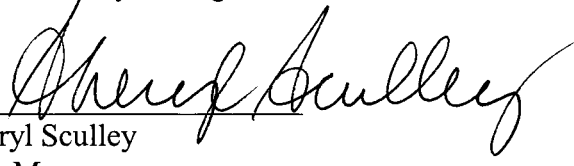
The project has been coordinated with the Historic Design and Review Commission, the Environmental Services Department, the Public Works Department, Finance Department and the Office of Management and Budget.

### **SUPPLEMENTARY COMMENTS**

A Discretionary Contract Disclosure statement is not required.

  
\_\_\_\_\_  
Malcolm Matthews  
Director of Parks and Recreation

  
\_\_\_\_\_  
Christopher J. Brady  
Assistant City Manager

  
\_\_\_\_\_  
Sheryl Sculley  
City Manager

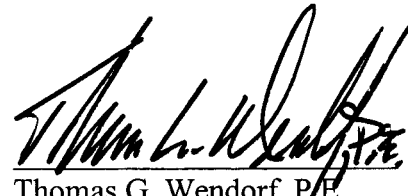
  
\_\_\_\_\_  
Thomas G. Wendorf, P.E.  
Director of Public Works

Exhibit I  
Construction Bids  
Southside Lions (East) Park Playground

| <u>Bidder</u>      | <u>Base Bid</u> |
|--------------------|-----------------|
| Charlie & Company  | \$212,222.00    |
| Ortiz Construction | \$213,919.00    |
| 3TI, Inc.          | \$236,000.00    |

# Site Map

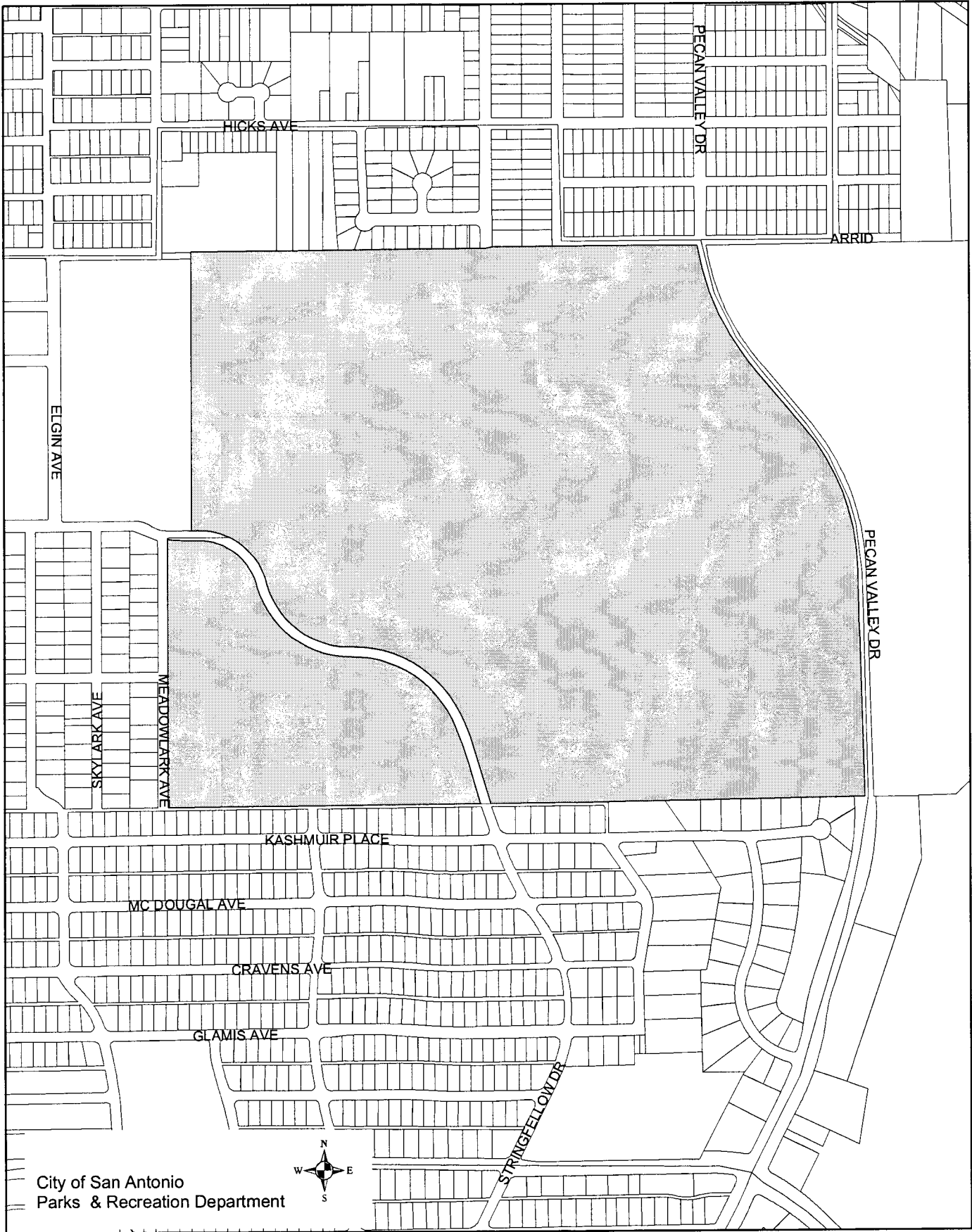
## Southside Lions Park



City of San Antonio  
Parks and Recreation Department

Site Map

# Southside Lions Park



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

**Southside Lions (East) Park Playground & Skate Plaza  
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 Ninety (90) 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.

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Bid Form

The Bidder by submitting this bid acknowledges that they have received  
Addenda/Addendum number(s) #1- 9/19) #2- 9/22) #3- 9/28) #4- 10/5  
#5- 10/12) #6- 10/14)

The Bidder is:

☐ A sole proprietorship;

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

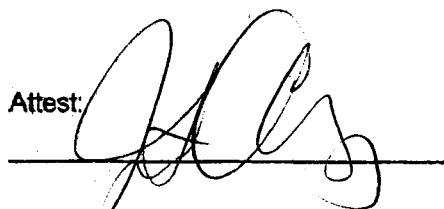
and \_\_\_\_\_

☒ 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)

Shorly Inc, dba Charlie + Company  
Official Business name

Attest:



By: Charles G. Cleary, President  
Type or print name/title of representative

By: [Signature] 10-19-05  
Signature Date

#### I. BASE BID

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

Two hundred Twelve Thousand Two hundred Twenty-Two.00 \$ 212,222.00

#### II. Alternates

Amount of each Alternates (if applicable) insert in Words and Numbers:

1. **Additive Alternate** – Amount for all Material, Labor & Equipment to install concrete edger curb and rubber mulch safety surface for younger children's (2-5 year old) play area.

Sixteen Thousand One hundred four.00 \$ 16,104.-

2. **Additive Alternate** – Amount for all Material, Labor & Equipment to install younger children (2-5 year old) play structure in rubber mulch safety surface.

Eleven Thousand Eight hundred Thirty-four.00 \$ 11,834.-

3. **Additive Alternate** – Amount for all Material, Labor & Equipment to install Sof Tile Playground Safety Surface over concrete slab at younger children's (2-5 year old) play structure as shown on plans per square foot.

Seven Thousand Nine hundred Eighty.00 \$ 7,980.-

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Bid Form

4. **Additive Alternate** – Amount for all Material, Labor & Equipment to install concrete slab to receive Sof Tile Safety Surface at younger children's (2-5 year old) play structure as shown on plans per square foot.

EIGHTEEN THOUSAND SIX HUNDRED SIXTY-SIX. <sup>00</sup>/<sub>100</sub> \$ 18,666. <sup>00</sup>

5. **Additive Alternate** – Amount for all Material, Labor & Equipment to install younger children (2-5 year old) play structure over Sof Tile Safety Surface and concrete slab.

ELEVEN THOUSAND EIGHT HUNDRED THIRTY-FOUR. <sup>00</sup>/<sub>100</sub> \$ 11,834. <sup>00</sup>

6. **Additive Alternate** – Amount for all Material, Labor & Equipment to install Sof Tile Playground Safety Surface over concrete slab at older children's (5-12 year old) play structure as shown on plans per square foot.

THIRTY-THREE THOUSAND FOUR HUNDRED TWENTY-FOUR. <sup>00</sup>/<sub>100</sub> \$ 23,424. <sup>00</sup>

7. **Additive Alternate** – Amount for all Material, Labor & Equipment to install concrete slab to receive Sof Tile Safety Surface at older children's (5-12 year old) play structure as shown on plans per square foot.

THIRTY-FIVE THOUSAND THREE HUNDRED EIGHTY. <sup>00</sup>/<sub>100</sub> \$ 35,380. <sup>00</sup>

8. **Additive Alternate** – Amount for all Material, Labor & Equipment to install older children (5-12 year old) play structure at Sof Tile Safety Surface and concrete slab.

NO CHANGE <sup>00</sup>/<sub>100</sub> \$ 0. <sup>00</sup>

III. **Unit Prices** Amount of each Unit Price (if applicable) insert in Numbers. Identify with "add" or "deduct" in front of each amount.

1. \_\_\_\_\_

2. \_\_\_\_\_

Charlie & Company  
Official Name of Company (legal)

(210) 733-3600  
Telephone No.

239 Furr Dr.  
Address  
San Antonio, TX 78201  
City, State and Zip Code

(210) 732-0807  
Fax No.  
charlieandco@shcglobal.net  
E-mail Address

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Bid Form



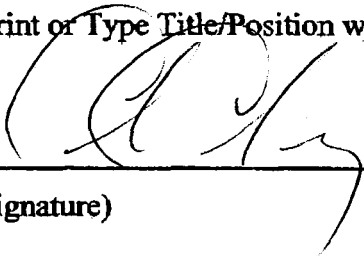
Proposal Form Attachment

**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: Charles G. Cleary  
(Print or Type Name)

President  
(Print or Type Title/Position with Business)

  
(Signature)

10-19-05  
(Date)

End of Section 00300

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Bid Form

Attachment I

Southside Lions (East) Park Playground  
Project 26-00047

| <u>Description:</u>                     |                                  | <u>Current<br/>Budget:</u> | <u>Revisions:</u>  | <u>Revised<br/>Budget:</u> |
|---|----------------------------------|----------------------------|--------------------|----------------------------|
| <b>REVENUES:</b>                        |                                  |                            |                    |                            |
| 30th Year CDBG (\$237,000)              |                                  | \$40,190.00                | \$196,810.00       | \$237,000.00               |
| UDC Fee Acct. (29-0880040) (\$2,709.91) |                                  | \$0.00                     | \$2,709.91         | \$2,709.91                 |
| UDC Fee Acct. (29-088000) (\$5,453.47)  |                                  | \$0.00                     | \$5,453.47         | \$5,453.47                 |
| 1999 Park Bond Funds (\$15,000)         |                                  | <u>\$0.00</u>              | <u>\$15,000.00</u> | <u>\$15,000.00</u>         |
| Total:                                  |                                  | \$40,190.00                | \$219,973.38       | \$260,163.38               |
| <b>EXPENDITURES:</b>                    |                                  |                            |                    |                            |
| 26-00047-01-19-01                       | Architectural Design Fees        | \$28,190.00                | \$0.00             | \$28,190.00                |
| 26-00047-01-19-02                       | Architectural Design Contingency | \$2,800.00                 | \$0.00             | \$2,800.00                 |
| 26-00047-01-10                          | Bid Advertising & Printing Fees  | \$1,500.00                 | \$0.00             | \$1,500.00                 |
| 26-00047-01-19-03                       | Madatory Project Fees            | \$7,700.00                 | \$0.00             | \$7,700.00                 |
| 26-00047-05-08                          | Construction Contract            | \$0.00                     | \$212,222.00       | \$212,222.00               |
| 26-00047-05-07                          | Construction Contingency         | <u>\$0.00</u>              | <u>\$7,751.38</u>  | <u>\$7,751.38</u>          |
| Total:                                  |                                  | \$40,190.00                | \$219,973.38       | \$260,163.38               |