

AN ORDINANCE **2008-10-09-0903**

APPROVING \$2,344,100.00 INCLUDING A CONSTRUCTION CONTRACT IN THE AMOUNT OF \$2,131,000.00 WITH MONTOYA ANDERSON CONSTRUCTION, INC., D/B/A MAC, INC. TO PERFORM CONSTRUCTION WORK IN CONNECTION WITH THE MEDINA RIVER GREENWAY (OLD APPLEWHITE ROAD TO MEDINA RIVER CROSSING) PROJECT LOCATED IN COUNCIL DISTRICT 3, A 2005 PROPOSITION 2 PARKS DEVELOPMENT AND EXPANSION VENUE PROJECT.

* * * * *

WHEREAS, improvements to the Medina River Greenway (Old Applewhite Road to Medina River Crossing) Project are funded from Sales Tax Initiative Funds; and

WHEREAS, the project will construct a hike and bike trail along the Medina River from Old Applewhite Road to Medina River Crossing with signage, bank stabilization retaining walls and associated trail amenities and improvements; and

WHEREAS, design work was performed by Halff Associates, Inc; and

WHEREAS, the construction bid was advertised the second, third, and fourth week of August 2008, in the Commercial Recorder, San Antonio Informer, and La Prensa De San Antonio; and

WHEREAS, twelve qualified bids were received and Montoya Anderson Construction, Inc., d/b/a Mac, Inc. was selected with the low base bid of \$1,881,000.00 and bid alternate 2 of \$20,000.00, bid alternate 3 of \$150,000.00, and bid alternate 4 of \$80,000.00 for a total amount of \$2,131,000.00; **NOW THEREFORE:**

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

SECTION 1. The low qualified bid of \$2,131,000.00 from Montoya Anderson Construction, Inc., d/b/a Mac, Inc. for capital improvements as part of the Medina River Greenway (Old Applewhite Road to Medina River Crossing) Project is hereby accepted. A copy of the contractor's executed Formal Invitation for Bids and Contract is attached hereto and incorporated herein for all purposes as **Attachment I**. All other bids received in connection with the Medina River Greenway (Old Applewhite Road to Medina River Crossing) Project will be deemed rejected upon the occurrence of either the execution of a contract by the low qualified 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, whichever occurs first.

SECTION 2. The amount of \$2,344,100.00 is appropriated in SAP Fund 29083000, Parks Development/Expansion Project, SAP Internal Order # 390000000729, SAP GL account 6102100 – Interfund Transfer out entitled Transfer to 26-00549-90-04. The amount of \$2,344,100.00 is authorized to be transferred to SAP Fund 40005000, Park Improvements.

SECTION 3. The budget in SAP Fund 40005000, Park Improvements, SAP Project Definition 26-00549, Medina River Greenway (Applewhite-River), shall be revised by increasing SAP WBS Element 26-00549-90-04 entitled Transfer From Internal Order # 390000000729, SAP GL Account 6101100 – Interfund Transfer In, by the amount of \$2,344,100.00.

SECTION 4. The amount of \$2,131,000.00 is appropriated in SAP Fund 40005000, Park Improvements, SAP Project Definition 26-00549, Medina River Greenway (Applewhite-River), SAP WBS Element 26-00549-05-08, entitled Construction Costs, SAP GL Account 5201140, and is authorized to be encumbered and made payable to Montoya Anderson Construction, Inc, dba Mac, Inc., for construction services.

SECTION 5. The amount of \$213,100.00 is appropriated in SAP Fund 40005000, Park Improvements, SAP Project Definition 26-00549, Medina River Greenway (Applewhite-River), SAP WBS Element 26-00549-05-07, entitled Contingency, SAP GL Account 5201140.

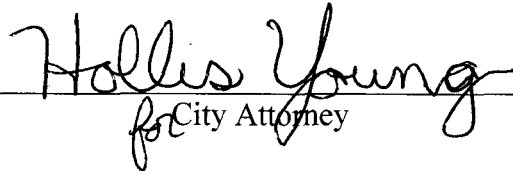
SECTION 6. The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director of Finance may, subject to concurrence by the City Manager or the City Manager's designee, correct allocations to specific SAP Fund Numbers, SAP Project Definitions, 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.

SECTION 7. This Ordinance shall become effective immediately upon passage by eight (8) affirmative votes of the entire City Council; otherwise, said effective date shall be ten (10) days from the date of passage hereof.

PASSED AND APPROVED this 9th day of October, 2008.


M A Y O R

ATTEST: 
City Clerk

APPROVED AS TO FORM: 
for City Attorney



Request for
**COUNCIL
ACTION**



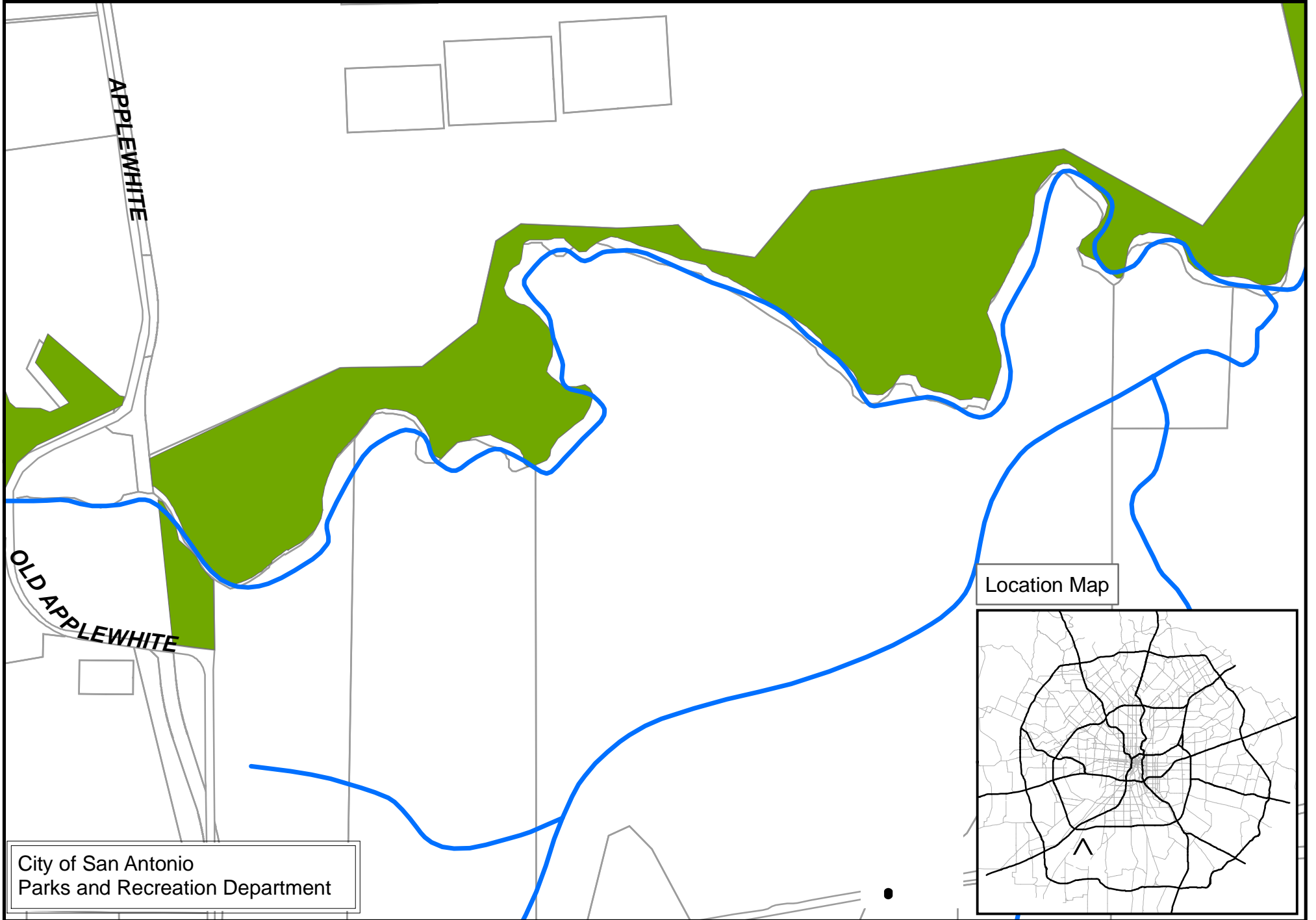
Agenda Voting Results - 12

Name:	6, 7, 8, 11, 12, 13, 14, 15A, 15D, 16, 17, 19, 20, 21, 22, 23, 24, 25A, 25B, 26, 28B, 28C, 29
Date:	10/09/2008
Time:	02:51:49 PM
Vote Type:	Motion to Approve
Description:	An Ordinance approving \$2,344,100.00 including a construction contract in the amount of \$2,131,000.00 with Montoya Anderson Construction, Inc., d/b/a Mac, Inc. to perform construction work in connection with the Medina River Greenway (Old Applewhite Road to Medina River Crossing) Project located in Council District 3, a 2005 Proposition 2 Parks Development and Expansion Venue Project. [A.J. Rodriguez, Deputy City Manager; Xavier Urrutia, Interim Director, Parks & Recreation]
Result:	Passed

Voter	Group	Not Present	Yea	Nay	Abstain	Motion	Second
Phil Hardberger	Mayor		x				
Mary Alice P. Cisneros	District 1		x				
Sheila D. McNeil	District 2		x				
Jennifer V. Ramos	District 3	x					
Philip A. Cortez	District 4	x					
Lourdes Galvan	District 5		x				
Delicia Herrera	District 6		x			x	
Justin Rodriguez	District 7		x				
Diane G. Cibrian	District 8		x				x
Louis E. Rowe	District 9		x				
John G. Clamp	District 10		x				

Site Map

Medina River Greenway (Old Applewhite Rd to Medina River Crossing)



City of San Antonio
Parks and Recreation Department

Location Map

CITY OF SAN ANTONIO

Issued By: Department of Parks and Recreation
ID NO.: IFB 26-00055-01

Date Issued: August 11, 2008
Page 1 of 1

**FORMAL INVITATION FOR BIDS (IFB) and CONTRACT
MEDINA RIVER GREENWAY PHASE 2 PROJECT NO. 26-00055**

Sealed bids in duplicate, subject to the Terms and Conditions of this Invitation for Bids and other contract provisions, will be received at the Office of the City Clerk, City Hall 100 Military Plaza, 2nd floor until **1:00 p.m.** local time on **Wednesday, September 10, 2008**. This is the *solicitation deadline*. Bids must be submitted in a sealed envelope and clearly marked with the due date of bid, bidder name, Project Name and ID NO. The City is not responsible for submissions not clearly and appropriately marked. Late submissions will be rejected and returned to bidder.

A Non-Mandatory pre-submittal conference will be held at Medina River Park on 15890 Highway 16 S at August 21, 2008 at 9:00 a.m.

TABLE A - This invitation includes the following Contract Documents:

010 Invitation for Bids and Contract Signature Page	053 Letter of Intent
020 Bid Form	054 Change of Subs Form
025 Unit Pricing Form	060 Supplemental Conditions
030 Contractor's Qualifications Statement	075 Performance Bond
040 Standard Instructions to Respondents	076 Payment Bond
050 Small Business/Economic Development Advocacy (SBEDA) Guidelines	085 General Conditions (Heavy Highway)
051 List of Subcontractors (required for contracts below \$200,000)	
052 Good Faith Effort Plan (required for contracts \$200,000 or above)	

Plans, Specifications and Special Conditions may be purchased at a cost of \$67.00 per set (tax included) from the office of Lone Star Reprographics, located 227 W. Nakoma St., San Antonio, Texas 78216 or by phone at (210) 366-4048. No refund will be made for plan sets that are returned. Addenda will be posted on the web at www.sanantonio.gov/irfp along with this solicitation. Changes to Plans, Specifications and Special Conditions will be included in an addendum and may be obtained from the office of Half Associates, Inc. Bidder understands and agrees that bidder is responsible for obtaining addenda and adhering to all requirements in addenda. City is not responsible for incorrect information obtained through other sources.

The following documents (fully completed and signed) constitute the required information to be submitted as a part of the bid proposal clearly marked on the outside of the sealed envelope with the due date of bid, bidder name, Project Name and ID NO as follows:

- | | |
|--|--|
| 1) 010 Invitation for Bids | 6) 051 List of Subcontractors/Suppliers (For projects less than \$200,000), or |
| 2) 020 Bid Form and unit prices | 7) 052 Good Faith Effort Plan (For projects \$200,000 and over) |
| 3) 025 Unit Pricing Form | 8) 053 Letter of Intent |
| 4) 030 Contractor's Qualifications Statement | 9) Signed Addenda Acknowledgement Forms |
| 5) Bid bond or cashiers check | |

It is understood and agreed that the work is to be completed in full on or before 180 calendar days. This project does not include hazardous environmental work. This project requires 2 project sign(s).

This is a Public Works Contract and chapter 2258 of the Texas Government Code requires that not less than the prevailing wage rate for work of a similar character in this locality shall be paid all laborers, workmen, and mechanics employed in the construction thereof. The Wage Decision Number TX080041 effective 2/28/2008 TX41 shall be used on this contract.

The undersigned, by his/her signature, represents that he/she is authorized to bind the bidder to fully comply with Contract Documents for the amount(s) shown on the accompanying bid sheet(s). The work proposed to be done shall be accepted when fully completed and finished to the entire satisfaction of the City. 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 and signing below, acknowledges that he/she has received & read the entire Bid and Contract document and agrees to be bound by the terms therein, has received all Addenda, and agrees to the terms, conditions, and requirements of the bidder's bid proposal and all documents listed in TABLE A above that form the entire Contract upon approval by the City Council.

Official Name of Company (legal): MONTAÑA ANDERSON CONSTRUCTION, INC. (DBA - MAC, INC)

[Signature] / 9/10/08 Signer's Name: Elias Anderson
Signature & Date of Person Authorized to Sign Bid/Contract (Please Print or Type)

CITY OF SAN ANTONIO

Project Name: MEDINA RIVER GREENWAY PHASE 2 (OLD APPLEWHITE ROAD TO THE MEDINA RIVER)

ID NO.: IFB 26-00055-01

page 1 of 2

020

BID FORM

Budget for this contract is \$2,247,292

I. BASE BID

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

ONE MILLION EIGHT HUNDRED EIGHTY ONE THOUSAND DOLLARS

\$ 1,881,000.00

II. Bid Alternates

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

1. Increase Construction Period from 180 Calendar Days to 240 Calendar Days (Insert Amount in Words and Numbers):

Four Thousand Dollars

(\$ 4,000.00)

DEDUCT

2. Boulder Placement and Installation, per Detail 4/C5.03 (Insert Amount in Words and Numbers):

Twenty Thousand Dollars

\$ 20,000.00

ADD

3. Cement Stabilized Trail Installation per Detail 5/C5.03 and Specification Section 02345 (Insert Amount in Words and Numbers):

One Hundred Fifty Thousand Dollars

\$ 150,000.00

ADD

4. Provide and Install Geo-textile Fabric for Trail Construction (Insert Amount in Words and Numbers):

Eighty Thousand Dollars

\$ 80,000.00

ADD

III. Unit Prices

Bidders shall submit unit pricing in any typewritten form, including, but not limited to an original computer printout sheet. All unit pricing documents should bear certification by and signature of the bidding firm and shall be attached immediately following this sheet.

MONTONA ANDERSON CONSTRUCTION, INC.
Official Name of Company (legal) (DBA - MAC, INC.)

(512) 326-3920

Telephone No.

P.O. Box 152710

(512) 326-3120

Address

Fax No.

AUSTIN, TX 78715-2710

elias@macintexas.com

City, State and Zip Code

E-mail Address

CITY OF SAN ANTONIO
025 UNIT PRICING FORM

PROJECT NAME: Medina River Greenway Phase II
PROJECT NO. 26-00055

ITEM NO.	BID ITEM DESCRIPTION	UNIT OF MEASURE	UNIT BID PRICE	AMOUNT
1	Clearing of New Trail Alignment	LS	\$ 20,000.00	\$
2	Sawcut Existing Asphalt or Concrete, Complete in Place	LF	\$ 5.00	\$
3	Excavation for Project Improvements	CY	\$ 20.00	\$
4	Grading for Project Improvements	CY	\$ 10.00	\$
5	Silt Fence, Complete in Place	LF	\$ 2.00	\$
6	2" HMAC w/Primer (Type D), Complete in Place	SY	\$ 20.00	\$
7	8" Caliche Base For Proposed Parking Area, Complete in Place	SY	\$ 25.00	\$
8	24" Curb and Gutter, Complete in Place	LF	\$ 20.00	\$
9	Parking Stops, Complete in Place	EA	\$ 100.00	\$
10	Parking Lot Striping, Complete in Place	LS	\$ 700.00	\$
11	Concrete Barrier Free Ramps (BFR), Complete in Place	EA	\$ 1,000.00	\$
12	Concrete Paving (Overlooks, Trail Heads), Complete in Place	SY	\$ 72.00	\$
13	Concrete Trail, Complete in Place	SY	\$ 54.00	\$
14	Concrete Trail with 36" Turndown Beam, Complete in Place	SY	\$ 100.00	\$
15	Trail Entry Columns, Complete in Place	EA	\$ 10,000.00	\$
16	MSE Walls -Bank Stabilization, Complete in Place	FF	\$ 21.00	\$
17	Compacted Limestone Base Trail, Complete in Place	SY	\$ 18.00	\$
18	Seat Walls, Complete in Place	LF	\$ 160.00	\$
19	8" Rock Rip Rap for Storm Drainage, Complete in Place	CY	\$ 60.00	\$
20	Erosion Control Blanket, Complete in Place	SY	\$ 5.00	\$
21	Trash receptacles, Complete in Place	EA	\$ 1,500.00	\$
22	Handicap Parking Signs, Complete in Place	EA	\$ 200.00	\$
23	Drinking Fountain (Installation Only)	EA	\$ 2,500.00	\$
24	Water Meter and Piping for Drinking Fountain, Complete in Place	EA	\$ 2,500.00	\$
25	Bicycle Rack (Installation Only)	EA	\$ 500.00	\$
26	Removable Bollards, Complete in Place	EA	\$ 2,000.00	\$
27	Fixed Bollards, Complete in Place	EA	\$ 1,000.00	\$

CITY OF SAN ANTONIO
025 UNIT PRICING FORM

PROJECT NAME: Medina River Greenway Phase II
PROJECT NO. 26-00055

28	Way-finding, Trail Difficulty Signs, Complete in Place	EA	\$ 500.00	\$
29	Mileage Markers, Complete in Place	EA	\$ 600.00	\$
30	Quarter Mile Markers, Complete in Place	EA	\$ 600.00	\$
31	Gateway Informational Sign, Complete in Place	EA	\$ 1,000.00	\$
32	Interpretive, Prohibitive, Classification Signs, Complete in Place	EA	\$ 2,000.00	\$
33	Project Sign, Complete and in Place	EA	\$ 300.00	\$
34	Mutt Mitt Post and Dispenser (Installation Only)	EA	\$ 100.00	\$
35	Toilet and Toilet Enclosure (Installation Only)	EA	\$ 1,000.00	\$
36	Vehicular Gate (Installation Only)	EA	\$ 1,000.00	\$
37	Seeding Mix Type A	SY	\$ 1.00	\$
38	Seeding Mix Type B	SY	\$ 1.00	\$
39	Seeding Mix Type C	SY	\$ 1.00	\$
40	7'W X 2'H X 8'L, Box Culverts, Complete in Place	EA	\$ 400.00	\$
41	8'W X 3'H X 8'L, Box Culverts, Complete in Place	EA	\$ 450.00	\$

BID ALTERNATE #2

1	Boulder Placement and Installation			\$
	Small Boulder Placement, Complete in Place	TON	\$ 90.00	\$
	Medium Boulder Placement, Complete in Place	TON	\$ 100.00	\$
	Large Boulder Placement, Complete in Place	TON	\$ 150.00	\$

BID ALTERNATE #3

1	Cement Stabilized Trail, Complete in Place	SY	\$ 28.00	\$
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BID ALTERNATE #4

1	Geotextile Fabric Placement, Complete in Place	SY	\$ 8.00	\$
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CITY OF SAN ANTONIO
025 UNIT PRICING FORM

3

PROJECT NAME: Medina River Greenway Phase II
PROJECT NO. 26-00055

MAC, INC. certifies that the unit prices shown on this complete computer print-out for all of the bid items and the alternates contained in this proposal are the unit prices intended and that its bid will be tabulated using these unit prices and no other information from this print-out.

MAC, INC. Acknowledged and agrees that the total bid amount shown will be read as its total bid and further agrees that the official total bid amount will be determined by multiplying the unit bid prices shown in this print-out by the respective estimated quantities shown in the proposal and then totaling all of the extended amounts. MAC, INC. agrees to the terms, conditions, and requirements of the bidder's bid proposal.

Signed: EOC

Date: 9/10/08

Title: President

Section 030
CONTRACTOR'S QUALIFICATION STATEMENT

1. Respondent Information: Provide the following information regarding the Respondent.

(NOTE: Co-Respondents are two or more entities proposing as a team or joint venture with each signing the contract, if awarded. Sub-contractors are not Co-Respondents and should not be identified here. If this proposal includes Co-Respondents, provide the required information in this Item #1 for each Co-Respondent by copying and inserting an additional block(s) before Item #1.2. If Joint Venture or Partnership, attach Joint Venture or Partnership Agreement.)

Respondent Name: MAC, Inc.

(NOTE: Give exact legal name as it will appear on the contract, if awarded.)

Principal Address: 7701 Cooper Lane

City: Austin State: TX Zip Code: 78715

Telephone No. 512.326.3920 Fax No: 512.326.3120

e-mail address: brad@macinctexas.com

List here, any other names under which Respondent has operated within the last 10 years. (add space as needed)

1.2 Business Structure: Check the box that indicates the business structure of the Respondent.

- Individual or Sole Proprietorship If checked, list Assumed Name, if any: _____
- Partnership
- Corporation If checked, check one: For-Profit Nonprofit
- Also, check one: Domestic Foreign
- Other If checked, list business structure: _____

1.3 Ownership: Does Respondent anticipate any mergers, transfer of organization ownership, management reorganization, or departure of key personnel within the next twelve (12) months?

Yes No

1.4 Is Respondent authorized and/or licensed to do business in Texas?

Yes No If "Yes", list authorizations/licenses.

Corporation authorized to do business in State of Texas

1.5 Where is the Respondent's corporate headquarters located? Austin, Texas

1.6 Local Operation: Does the Respondent have an office located in San Antonio, Texas?

Yes No If "Yes", respond to a. and b. below:

a. How long has the Respondent conducted business from its San Antonio office?

Years _____ Months _____

b. State the number of full-time employees at the San Antonio office. _____

1.7 **County Operation:** If the Respondent does not have a San Antonio office, does the Respondent have an office located in Bexar County, Texas?

Yes No If "Yes", respond to a. and b. below:

a. How long has the Respondent conducted business from its Bexar County office?

Years _____ Months _____

b. State the number of full-time employees at the Bexar County office. _____

1.8 **Organizational Chart:** Attach a one page copy of your business organizational chart for the portion of your business that will be involved with this project, complete with names and titles, identify as Attachment 1.8.

1.9 **Debarment/Suspension Information:** Has the Respondent or any of its principals been debarred or suspended from contracting with any public entity?

Yes No If "Yes", identify the public entity and the name and current phone number of a representative of the public entity familiar with the debarment or suspension, and state the reason for or circumstances surrounding the debarment or suspension, including but not limited to the period of time for such debarment or suspension.

1.10 **Surety Information:** Has the Respondent ever had a bond or surety canceled or forfeited?

Yes No If "Yes", state the name of the bonding company, date, amount of bond and reason for such cancellation or forfeiture.

1.11 **Bankruptcy Information:** Has the Respondent ever been declared bankrupt or filed for protection from creditors under state or federal proceedings?

Yes No If "Yes", state the date, court, jurisdiction, cause number, amount of liabilities and amount of assets.

1.12 **LITIGATION DISCLOSURE - Failure to fully and truthfully disclose the information required by this Litigation Disclosure may result in the disqualification of your bid/proposal from consideration or termination of the contract, once awarded.**

A. Have you or any member of your Firm or Team to be assigned to this engagement ever been indicted or convicted of a felony or misdemeanor greater than a Class C in the last five (5) years?

Yes No

B. Have you or any member of your Firm or Team been terminated (for cause or otherwise) from any work being performed for the City of San Antonio or any other Federal, State or Local Government, or Private Entity? Yes No

C. Have you or any member of your Firm or Team been involved in any claim or litigation with the City of San Antonio or any other Federal, State or Local Government, or Private Entity during the last ten (10) years? Yes No

If you have answered "Yes" to any of the above questions, please indicate the name(s) of the person(s), the nature, and the status and/or outcome of the information, indictment, conviction, termination, claim or litigation, as applicable. Any such information should be provided on a separate page and submitted with your bid/proposal as Attachment 1.12.

2. EXPERIENCE

2.1 How many years has your current organization been doing business as a construction general contractor? 9 years.

2.2 How many years have you been doing construction-contracting work under previous business name(s)? 4 years.

2.3 Type of work provided by your firm directly or through subcontractors with your firm acting as prime (mark with an "X" all that apply):

CSI Division		X
1	General Requirements	X
2	Existing site conditions	X
3	Concrete	X
4	Masonry	X
5	Metals	X
6	Wood, plastic, & composite	X
7	Thermal & moisture protect	X
8	Openings(windows/doors)	X
9	Finishes	X
10	Specialties	X
11	Equipment	X
12	Furnishings	X
13	Special construction	
14	Conveying Equipment	
22	Plumbing	X
23	HVAC	X
26	Electrical	X
28	Electronic Safety/security	X
31	Earthwork	X
32	Exterior Improvements	X
33	Utilities	X

Division		X
	Excavation	X
	Underground drain	X
	Concrete flat work	X
	Asphalt Road Work	X
	Sanitary Sewer	X
	Water system	X
	Gas Line	X
	Underground Electric	X
	Bridges	X
	List Others Below	

See Construction Specification Institute (CSI) Division Library for full explanation of Divisions.

2.4 STATEMENT ON PRESIDENT'S EXECUTIVE ORDERS

Has your firm previously performed work subject to the President's Executive Orders Numbers 11246 and 11375 or any preceding similar executive orders (Numbers 10925 and 11114)? Yes No

Contractors/Consultants/Vendors on work paid by federal funds will be required to comply with the president's executive order no. 11246, "Equal Employment Opportunity," as amended by executive order no. 11375, "amending executive order 11246 relating to equal employment opportunity," and as supplemented by regulations at 41 CFR part 60, Office of Federal Contract Compliance Programs, Equal Employment Opportunity, Department Of Labor.

2.5 Equipment & Facilities: List any special equipment or facilities available to do the required work accurately and expeditiously.

2.6 Complete attachment 2.6 entitled **RELEVANT EXPERIENCE LIST** (You may add lines to this form and provide explanations, as necessary)

2.7 SITE SUPERINTENDENT:

- 2.7.1 Name of the proposed **site superintendent**: Trey Jones
2.7.2 Number of years of superintendent experience (including previous employment) 7
2.7.3 Number of years employed with this organization 5
2.7.4 Names of similar projects of this organization where employed as superintendent and name of owner (add space as necessary) List no more than 5 relevant projects.

1. Upper Brush Creek Dam #20 Modifications – Upper Brushy Creek WCID
(Mike Erdman 512.617.3129)
2. Zilker Park Trail Improvements – City of Austin Parks & Recreation Department
(Tony Arnold 512.974.6767)
3. Austin City Hall – General Contractor – Hensel Phelps Construction
(Brad Winen 512.834.9848)
4. Almetris Duran Dorm – General Contractor – Hensel Phelps Construction
(Kirby Kuntz 512.834.9848)
5. Southeast Metro Park Phase III, Project 1 – Travis County (Roger Elkhoury 512.854.4579)

2.8.1 PROJECT MANAGER:

- 2.8.2 Name of the proposed **project manager** : Brad Bechtol
2.8.3 Number of years of project management experience (including previous employment) 15
2.8.4 Number of years employed with this organization 7
2.8.5 Names of similar projects of this organization where employed as project manager and name of owner (add space as necessary) List no more than 5 relevant projects.

1. Beitel Creek Channel Restoration – City of San Antonio (Anibal Gutierrez 210.207.7167)
2. Zilker Park Trail Improvements – City of Austin Parks & Recreation Department
(Tony Arnold 512.974.6767)
3. Plum Creek Watershed, Site 3 Repairs – USDA/NRCS (Kathleen Pinckney 254.742.9984)
4. Starke Park Bank Stabilization & Bowl Pavilion- City of Seguin Parks & Recreation Department
(Tim Patek 830.401.2482)
5. Cedar Creek Dam Improvements – Lower Colorado River Authority
(Gregor Forbes 512.473.3200 Ext. 8568)

2.9 **LETTERS OF REFERENCE** may be included as attachment 2.12. Letters of reference should be relevant to this project. Letters of reference are optional.

3. FINANCIAL

3.1 Please indicate the current limit of your BONDING CAPACITY: _____ . **This limit indication reduces your risk of forfeiting a bid bond.** Properly informing the CITY of your current capacity for BONDED work allows the determination of awards in cases where a CONTRACTOR has the low bids for multiple projects and that total amount exceeds the capacity for bonding. If this section is left blank, CONTRACTOR agrees to be fully responsible for all active bid submissions to the limit of their respective bid bonds.

3.2 How much work is your firm currently contracted to provide? I.E. current total amount of work in dollars from all sources.

\$4,200,000.00

ATTACHMENT 1.8 ORGANIZATIONAL CHART

MAC, Inc. intends to utilize the following employees on the above referenced project:

Company Principle: Elias Anderson

Project Manager: Brad Bechtol

Area Superintendent: Trey Jones

Field Engineer: Oswin Baugh

Site Superintendent: Alfred Montoya

ATTACHMENT 1.12 LITIGATION DISCLOSURE

MAC, Inc.'s contract No. 45954 with the Lower Colorado River Authority (LCRA) was terminated by the owners on November 17, 2007. MAC, Inc. and its surety, CNA Surety, have disputed LCRA's claims for terminating the contract. At this point and time it appears as though this dispute will be resolved in litigation.

Project: Fayette Power Plants Units 1 and 2
Contract No: 45954

Owner: Lower Colorado River Authority
P.O. Box 220
Austin, TX 78767
512.473.3200

Contractor: MAC, INC.
P.O. Box 152710
Austin, TX 78715
512.326.3920

Surety: CNA Surety
333 Walbash Ave.
Chicago, IL 60604
312.822.6541
Bryan M Siefert
Bond No. 929416790

Attachment 2.6 RELEVANT EXPERIENCE LIST

Name of Respondent: MAC, Inc.

Date of Project	Name of Project	Type of Design (Arch. Or Eng.)	Project Type *	Original Contract Amount (in dollars)	Final Contract Amount (in dollars)	Number Change Orders/Amendments	Location of Project (City/State)	Owner Name	Owner Contact Name	Owner Contact Phone #
1/31/2007	Beitel Creek Channel Restoration	Eng.	CM@risk LS	\$2,955,482.00	\$3,329,872.00	5	San Antonio, TX	COSA	Anibal Guterrez	210.207.7167
11/11/2007	Rockport Harbor Improvements	Eng.	CM@risk LS	\$2,993,465.00	In Progress		Rockport, TX	Aransas County Navigation District	Keith Barrett	361.729.6661
8/18/2006	Cedar Creek Dam Improvements	Eng.	CM@risk LS	\$515,000.00	\$2,881,301.00	3	La Grange, TX	Lower Colorado River Authority	Gregor Forbes	512.473.3200 Ext. 8568
1/15/2006	Zilker Park Trail Improvements	Eng.	CM@risk LS	\$958,975.00	\$1,087,564.00	4	Austin, TX	City of Austin	Tony Arnold	512.974.6767
12/15/2005	Plum Creek Dam, Site 3 Repairs	Eng.	CM@risk LS	\$416,745.00	\$416,495.00	1	Austin, TX	USDA-NRCS	Kathleen Pinckney	254.742.9984
2/1/2007	Upper Brushy Creek Dam #20	Eng.	CM@risk LS	\$331,000.00	\$348,100.00	3	Austin, TX	Brushy Creek WCID	Mike Erdman	512.617.3129
1/12/2007	Strake Park Bank Stabilization	Eng.	CM@risk LS	\$527,875.00	\$446,140.00	1	Seguin, TX	City of Seguin	Tim Patek	830.401.2482
4/7/2006	Lott Park Improvements	Arch.	CM@risk LS	\$441,000.00	\$457,835.00	1	Austin, TX	City of Austin	Robert Brennes	512.974.6767

List no more than 10 projects.

* Project Types are: Design-Bid-Build (DBB), Design-Build (DB), Construction Manager at-risk GMP (CM@risk GMP), Construction Manager at-risk Lump Sum (CM@risk LS)

052
GOOD FAITH EFFORT PLAN
(FOR CONTRACTS \$200,000 OR GREATER)

NAME OF PROJECT: MEDINA RIVER GREENWAY PHASE 2 – PROJ. #26-00055

BIDDER/PROPOSER INFORMATION:

Name of Bidder/Proposer: MAC, Inc.

Address: P.O. Box 152710

City: Austin State: TX Zip Code: 78715-2710

Telephone: 512-326-3920 E-mail Address: brad@macinctexas.com

Is your firm certified? Yes No (If yes, please submit Certification Certificate.)

1. List all subcontractors/suppliers that will be used for this contract. (Indicate all MBEs-WBEs-AABEs-SBEs. Use additional sheets as needed.)

NAME, ADDRESS AND E-MAIL OF SUBCONTRACTOR'S/SUPPLIER'S COMPANY	CONTRACT AMOUNT	% LEVEL OF PARTICIPATION	MBE-WBE-AABE-SBE CERTIFICATION NUMBER
Hanson Pipe & Precast 402 W.W. White SA, TX 78219	\$8,709.11	.5%	N/A
Moon Shade, L.L.C (Graph. Tech Signs) P.O. Box 3367 Bandera, TX 78003	\$24,043.00	1.3%	N/A
Alamo Concrete Products P.O. Box 34210 SA, TX 78265	\$120,000.00	6.5%	N/A
Bill Hall Trucking. 9610 Cognon San Antonio, TX 78252	\$8,000.00	.5%	207100484

Only companies certified as MBE, WBE, AABE or SBE by the City of San Antonio or its certifying organization can be applied toward the contracting goals. All MBE-WBE-AABE-SBE subcontractors or suppliers must submit a copy of their certification certificate through the Prime Contractor. Proof of certification must be attached to this form. If a business is not certified, please call the Small Business Program Office at (210) 207-3900 for information and details on how subcontractors may obtain certification.

It is understood and agreed that, if awarded a contract by the City of San Antonio, the Contractor will not make additions, deletions, or substitutions to this certified list without consent of the Director of Economic Development and Director of the appropriate contracting department (through the submittal of the Request for Approval of Change to Original Affirmed List of Subcontractors/Suppliers form).

NOTE: If MBE-WBE-AABE-SBE contracting goals were met, skip to #9.

2. If MBE-WBE-AABE-SBE contracting goals were not achieved in a percentage that equals or exceeds the City's goals, please give explanation.

MAC, Inc. self-performs most of the work required for
this project. Very few bids received from subcontractors.

3. List all MBE-WBE-AABE-SBE Listings or Directories utilized to solicit participation.

MAC, Inc. used the South Central Texas Regional
Certification Agency.

4. List all contractor associations and other associations solicited for MBE-WBE-AABE-SBE referrals.

N/A

5. Discuss all efforts aimed at utilizing MBE-WBE-AABE-SBE's.

Sent solicitations to vendors for scopes of work
that is not self-performed.

6. Indicate advertisement mediums used for soliciting bids from MBE-WBE-AABE-SBE's.

Faxed to Subcontractors. List Attached

7. List all MBE-WBE-AABE-SBE bids received but rejected. (Use additional sheets as needed.)

COMPANY NAME	MBE-WBE-AABE-SBE CERTIFICATION NUMBER	REASON FOR REJECTION

8. Please attach a copy of your company's MBE-WBE-AABE-SBE policy.

9. Name and phone number of person appointed to coordinate and administer the Good Faith Efforts of your company on this project.

Brad Bechtol - (512) 326-3920 brad@macinc.texas.com

10. This Good Faith Effort Plan is subject to the Economic Development Department's approval.

AFFIRMATION

I HEREBY AFFIRM THAT THE ABOVE INFORMATION IS TRUE AND COMPLETE TO THE BEST OF MY KNOWLEDGE AND BELIEF. I FURTHER UNDERSTAND AND AGREE THAT, IF AWARDED THE CONTRACT, THIS DOCUMENT SHALL BE ATTACHED THERETO AND BECOME A BINDING PART OF THE CONTRACT.



SIGNATURE OF AUTHORIZED OFFICIAL

President

TITLE OF OFFICIAL

9/10/08
DATE

512-326-3920
PHONE

FOR CITY USE

Plan Reviewed By: _____

Recommendation: Approval _____ Denial _____

Action Taken: Approved _____ Denied _____

DIRECTOR OF ECONOMIC DEVELOPMENT



SCTRCA

Small, Minority, Woman, African-American, Veteran, Disabled
Individual Business Enterprise
(S/M/W/AA/V/D/IBE) Program

Montoya Anderson Construction, Inc.

has filed the appropriate affidavit with the South Central Texas Regional Certification Agency (SCTRCA) and is hereby certified, in accordance with SCTRCA Policies and Procedures, as a:

Small Business Enterprise (SBE)

This Certification Certificate must be updated by submission of a Compliance Affidavit. You are required to notify the SCTRCA within 30 days of any change in circumstances affecting your ability to meet size, disadvantage status, ownership, or control requirements and any material changes in the information provided in the submission of the business application for certification.

CERTIFICATE EXPIRES: **June 30, 2010**

CERTIFICATE NO. **206082986**

Certified in the following work categories:
North American Industry Classification System (NAICS) codes(s):

NAICS-236220: CONSTRUCTION OF BUILDING (COMMERCIAL AND INSTITUTIONAL)
NAICS-237990: OTHER HEAVY AND CIVIL ENGINEERING CONSTRUCTION
NAICS-238110: POURED CONCRETE FOUNDATION AND STRUCTURE CONTRACTORS

Sheena D Morgan
EXECUTIVE DIRECTOR

MAC, Inc.
P.O. Box 152710
Austin, Texas 78715-2710
Ph. 512-326-3920 Fax 512-326-3120

Mac, Inc. is soliciting Subcontractors and /or Suppliers for the following project:

Name of Project: MEDINA RIVER GREENWAY PHASE 2

Project/Solicitation Number: 26-00055

Bid Date: September 10, 2008 at 1:00 P.M.

Bids Due: September 9, 2008 at 5:00 P.M.

Plans are available for purchase at \$67.00 per set from Lone Star Reprographics (227 W. Nakoma Blvd., San Antonio, TX 78216, 210-366-4048) and are in the San Antonio area plan rooms or they may be viewed in our office.

Scope of Work:

Furnish all material, labor, equipment, environmental controls, and miscellaneous work necessary to provide a new 4 mile trail at Medina River Park. Work includes excavation, grading, erosion controls, concrete sidewalks, concrete curb and gutter, asphalt paving, retaining walls, storm sewer, site amenities, stonework, and landscaping.

Please contact Brad Bechtol at 512-326-3920 or fax your bids to 512-326-3120

NAME OF SUBCONTRACTOR Thomas Brothers Trucking

Yes, we will be bidding on this project.
 No, we will not be bidding on this project.

PLEASE FAX BACK YOUR RESPONSE



MONTAYA ANDERSON CONSTRUCTION, INC.

Section 053

To Whom It May Concern:

Due to limited time between receiving bids close to bid time we are not able to get the Letters of Intent signed by the subcontractors prior to turning in the proposal.

We will get them signed post bid if necessary.

CITY OF SAN ANTONIO
LETTER OF INTENT FOR CONTRACTS
UTILIZING SMALL BUSINESS CONTRACTING GOALS

NAME OF PROJECT: MEDINA RIVER GREENWAY PHASE 2 - PROJECT NO. 26-00055

Name of bidder's/proposer's firm: MAC, Inc.

Address: P.O. Box 152710

City: Austin State: TX Zip: 78715



Name of Subcontractor/Supplier: Bill Hall Jr. Trucking

Address: 9610 Cagnon

City: San Antonio State: TX Zip: 78252

Telephone: 210-622-3019 Contact Person: George Vallejo

Is the above firm Certified: Yes No If certified, Certification No: 207100484

If firm is certified, please attach a copy of the Certification Certificate with this form.

Description of work to be performed by firm:

Hauling

The bidder/proposer is committed to utilizing the above-named firm for the work described above. The estimated dollar value of this work is \$ 8,000.00.

Affirmation

The above named firm affirms that it will perform the portion of the contract for the estimated dollar value as stated above.

By: _____
Signature of Firm's Representative Date

Title: _____

Submit this page for each Subcontractor/Supplier to be utilized on this contract/project.

CITY OF SAN ANTONIO
LETTER OF INTENT FOR CONTRACTS
UTILIZING SMALL BUSINESS CONTRACTING GOALS

NAME OF PROJECT: MEDINA RIVER GREENWAY PHASE 2 – PROJECT NO. 26-00055

Name of bidder's/proposer's firm: MAC, Inc.

Address: P.O. Box 152710

City: Austin State: TX Zip: 78715

Name of Subcontractor/Supplier: _____

Address: _____

City: _____ State: _____ Zip: _____

Telephone: _____ Contact Person: _____

Is the above firm Certified: Yes ___ No ___ If certified, Certification No: _____

If firm is certified, please attach a copy of the Certification Certificate with this form.

Description of work to be performed by firm:

The bidder/proposer is committed to utilizing the above-named firm for the work described above. The estimated dollar value of this work is \$ _____.

Affirmation

The above named firm affirms that it will perform the portion of the contract for the estimated dollar value as stated above.

By: _____
Signature of Firm's Representative Date

Title: _____



REQUEST FOR COMPETITIVE BIDS FOR
CONSTRUCTION OF MEDINA RIVER TRAILS GREENWAY PHASE 2

City of San Antonio, Texas

ADDENDUM # 1

PLAN AND SPECIFICATION CLARIFICATIONS AND CHANGES FOR

San Antonio Medina River Trails Greenway Phase 2

AT THE CITY OF SAN ANTONIO - 26-00055

HALFF ASSOCIATES PROJECT NUMBER 23179

Date: August 27, 2008

ADDENDA: The undersigned hereby acknowledges receipt of the following addenda to the Specifications, all of the provisions and requirements of which Addenda have been taken into consideration in the preparation of the foregoing bid.

ACKNOWLEDGEMENT OF RECEIPT

Name of Firm: MONTOYA ANDERSON CONSTRUCTION, INC. (DBA - MAC, INC.)

Name: (Print) Elias Anderson

Title: President

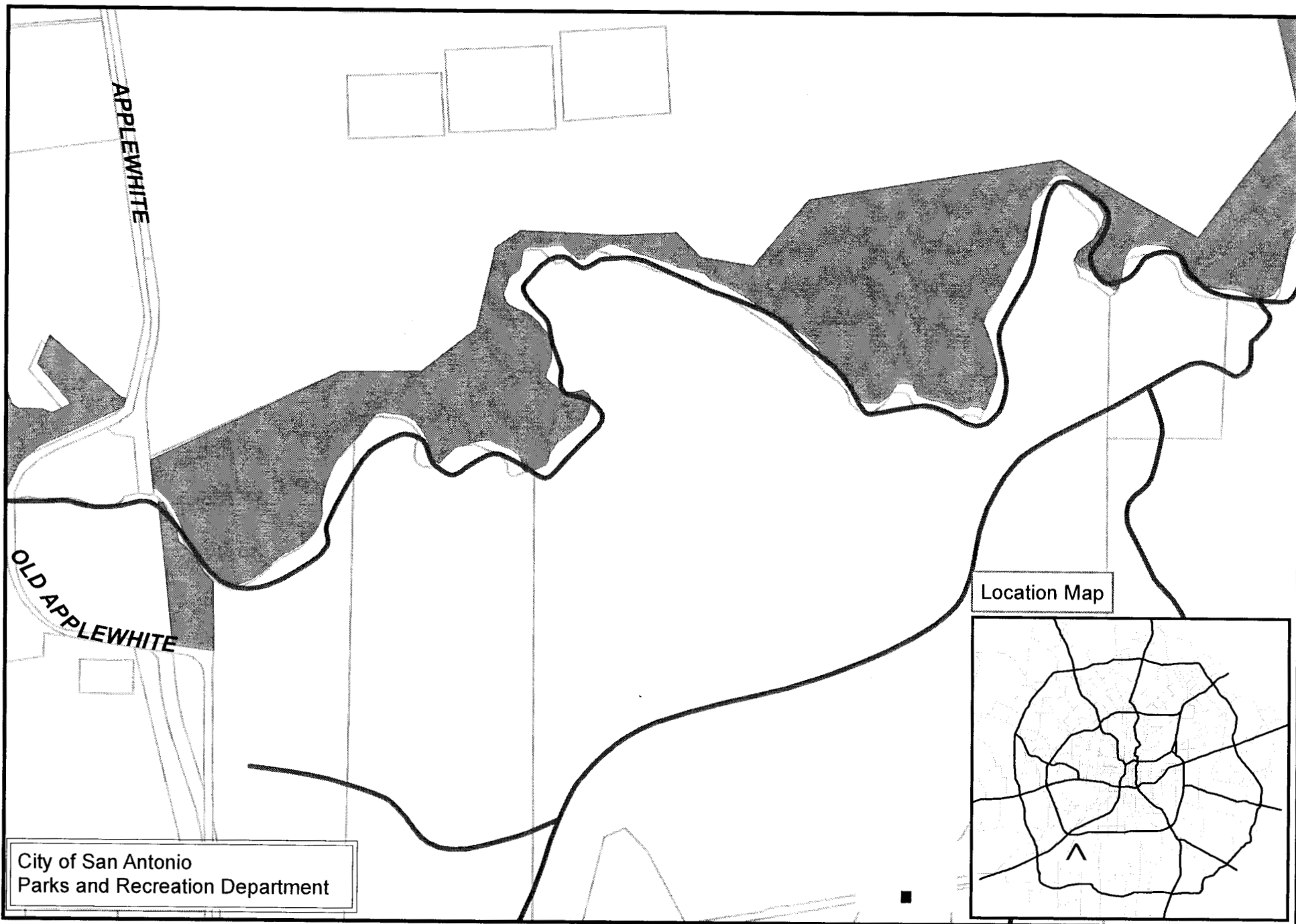
Signature: 

Date: 9/10/08

General Clarifications:

1. How many access points are located along the trail?
Answer: There are four points located along Phase Two of the trail for potential access and staging areas. See attached Exhibit 1.
2. Is the second access point along the trail an actual staging area?
Answer: Yes, the second access point could serve as a potential staging area.
3. How will access be controlled through the gates? How can we get the keys or combinations?
Answer: Contractors will be permitted to double lock all access gates. Any additional combination or keys needed will be provided to allow access to staging areas.
4. When is the construction start date?
Answer: The anticipated construction start date is toward the end of October.
5. When is the award date?

Site Map Medina River Greenway (Old Applewhite Rd to Medina River Crossing)



Public Works Bid Tabulation Sheet

Exhibit 1

Item:		Medina River Greenway Phase 2 (Old Applewhite Road to the Medina River)						
Date Opened:		September 09 2008						
Name of Bidder	Bond/Check	Total Bid	Base Bid	Increase of Calendar Days DEDUCT	Boulder Placement ADD (Alt. 2)	Cement Stabilized Trail Installation ADD (Alt. 3)	Geo-Textile Trail Construction ADD (Alt. 4)	
1	G & G General Construction, Inc.	y	\$ -	\$ 2,422,000.00	28,000.00	41,400.00	85,000.00	41,630.00
2	E-Z Bel Construction, LLC	y	\$ -	\$ 2,749,000.00	15,000.00	12,000.00	40,000.00	45,000,000.00
3	Davila Construction, Inc.	y	\$ -	\$ 2,132,935.00	-	40,000.00	143,394.00	43,278.00
4	MAC, Inc.	y	\$ -	\$ 1,881,000.00	4,000.00	20,000.00	150,000.00	80,000.00
5	Alamo City Constructors	y	\$ -	\$ 2,416,000.00	-	83,000.00	73,000.00	88,000.00
6	K-Bar Services, Inc	y	\$ -	\$ 2,148,849.00	5,000.00	100,000.00	340,000.00	50,000.00
7	Alamo 1	y		\$ 2,015,383.28		52,937.50	125,332.54	73,073.91
8	Salinas Construction Technologies	y		\$ 2,308,015.09	n/a	155,975.87	19,289.13	32,880.60
9	Shannon Monk, Inc.	y		\$ 2,764,000.00	10,000.00	155,000.00	318,000.00	70,000.00
10	Journeyman Construction	y		\$ 2,524,000.00	30,000.00	50,000.00	36,000.00	51,000.00
11	Charlie & Company	y		\$ 2,410,950.00		35,400.00	175,599.00	110,920.00
12	Jerdon Enterprise, L.P	y		\$ 2,286,000.00	2,000.00	70,000.00	82,000.00	6,000.00
			\$ -					
			\$ -					



CITY OF SAN ANTONIO
Request for Council Action

Agenda Item # 12
Council Meeting Date: 10/9/2008
RFCA Tracking No: R-3942

DEPARTMENT: Parks & Recreation

DEPARTMENT HEAD: Xavier Urrutia

COUNCIL DISTRICT(S) IMPACTED:
Council District 3

SUBJECT:
Medina River Greenway (Old Applewhite Road to Medina River Crossing) Project

SUMMARY:

This ordinance accepts the low qualified bid and awards a construction contract in the amount of \$2,131,000.00 payable to Montoya Anderson Construction, Inc., d/b/a Mac, Inc. to perform construction work in connection with the Medina River Greenway (Old Applewhite Road to Medina River Crossing) Project located in City Council District 3. This will also authorize the allocation of \$213,100.00 for construction contingency and the appropriation of a total amount of \$2,344,100.00 from 2005 Proposition 2 Parks Development and Expansion Venue Project Sales Tax Initiative Funds and provides for payment. This item represents \$2,344,100.00 of an estimated total project cost of \$2,655,297.48.

BACKGROUND INFORMATION:

Improvements to the Medina River Greenway (Old Applewhite Road to Medina River Crossing) Project are funded from Sales Tax Initiative Funds. The project will construct a hike and bike trail along the Medina River from Old Applewhite Road to Medina River Crossing with signage, bank stabilization retaining walls and associated trail amenities and improvements. Design work was performed by Halff Associates, Inc. These improvements will become unique additions to the municipal park system's creekways program for hiking, biking, and other recreational uses.

The construction bid was advertised the second, third, and fourth week of August 2008, in the Commercial Recorder, San Antonio Informer, and La Prensa De San Antonio. Twelve qualified bids were received and Montoya Anderson Construction, Inc., d/b/a Mac, Inc. was selected with the low base bid of \$1,881,000.00 and bid alternate 2 of \$20,000.00, bid alternate 3 of \$150,000.00, and bid alternate 4 of \$80,000.00 for a total amount of \$2,131,000.00. Bid alternate 2 consists of the installation of boulders throughout the trail, bid alternate 3 consists of an upgrade from limestone to cement stabilized trail, and bid alternate 4 consists of an upgrade to include geotextile fabric, a material used to strengthen the paved trail. A standard construction contract will be executed. A summary of the bids is shown on Exhibit 1. The recommended construction firm is not currently working on any City projects.

It is anticipated that construction will begin in October 2008 and will be completed by July 2009, adjusted for weather delays.

ISSUE:

This ordinance accepts the low qualified bid by Montoya Anderson Construction, Inc., d/b/a Mac, Inc. to perform construction work in connection with the Medina River Greenway (Old Applewhite Road to Medina River Crossing) Project and authorizes the appropriation of \$2,344,100.00 from 2005 Proposition 2 Parks Development and Expansion Venue Project Sales Tax Initiative Funds.

ALTERNATIVES:

This project is part of the voter approved Linear Creekways Development Projects; if this contract is not approved it will delay the construction work and increase costs. Any alternative use of sales tax funds would require redirecting funds to a similar project within the Linear Creekway Parks Development Project.

FISCAL IMPACT:

Funds have been previously encumbered in the amount of \$311,197.48 for the Medina River Greenway (Old Applewhite Road Road to Medina River Crossing) Project for design. This project is listed in the FY 2009-2014 Adopted Annual Capital Budget. This ordinance will appropriate \$2,344,100.00 from 2005 Proposition 2 Parks Development and Expansion Venue Project Sales Tax Initiative Funds. Funds are to be appropriated and payable as follows:

\$2,131,000.00	to Montoya Anderson Construction, Inc., d/b/a Mac, Inc.
\$213,100.00	for Construction Contingency

There will be on-going park maintenance and security costs of \$165,715.00 per year associated with this project, which is included in the FY 2009 Parks and Recreation Department's Operational Fund Budget.

RECOMMENDATION:

Staff recommends approval of this ordinance to accept the low qualified bid by Montoya Anderson Construction, Inc., d/b/a Mac, Inc. to perform construction work in connection with the Medina River Greenway (Old Applewhite Road to Medina River Crossing) Project for a total construction contract of \$2,131,000.00 and the appropriation of \$2,344,100.00 from 2005 Proposition 2 Parks Development and Expansion Venue Project Sales Tax Initiative Funds.

This construction contract was developed utilizing the formal competitive bid process; therefore, a Discretionary Contracts Disclosure Form is not required.

ATTACHMENT(S):

File Description	File Name
Formal Invitation for bids and Contract for Medina River Greenway (Old Applewhite Road to Medina River Crossing) Project	Formal Invitation for Bids and Contract for Medina River Greenway (Old Applewhite Rd to Medina River
Site Map for Medina River Greenway (Old Applewhite Road to Medina River Crossing) Project	Site Map for Medina River Greenway (Old Applewhite Road to Medina River Crossing).pdf
Bid Tabulation for Medina River Greenway (Old Applewhite Road to Medina River Crossing)	Bid Tabulation for Medina River Greenway (Old Applewhite Rd to Medina River Crossing).pdf

[Voting Results](#)

[Ordinance/Supplemental Documents](#)

200810090903.pdf

DEPARTMENT HEAD AUTHORIZATIONS:

Xavier Urrutia Director (Interim) Parks & Recreation

APPROVED FOR COUNCIL CONSIDERATION:

A.J. Rodriguez Deputy City Manager