

AN ORDINANCE 2011-11-03-0897

**AUTHORIZING TWO CHANGE ORDERS IN THE AMOUNT NOT TO EXCEED \$301,553.97 TO THE CONSTRUCTION CONTRACT WITH TEXAS STERLING CONSTRUCTION COMPANY FOR THE FREDERICKSBURG ROAD CONGESTION MITIGATION PROJECT, AN AUTHORIZED 2007-2012 GENERAL OBLIGATION BOND FUNDED PROJECT LOCATED IN COUNCIL DISTRICTS 1, 7 AND 8.**

\* \* \* \* \*

**WHEREAS**, Ordinance No. 2011-06-09-0474 awarded a construction contract to **Texas Sterling Construction Company** in the amount not to exceed \$3,954,830.30 for the Fredericksburg Road Congestion Mitigation Project; and

**WHEREAS**, this Project addresses the congestion between the downtown business district and the South Texas Medical Center through performance of a detailed traffic analysis and installation of operational improvements to include traffic signal system upgrades and communication network improvements; and

**WHEREAS**, this Project also provides for reconstruction of the sidewalks, driveway approaches and wheelchair ramps, and street mill and overlay at the intersections, as well as, San Antonio Water Systems' utility construction of any necessary water valve adjustments; and

**WHEREAS**, this Ordinance authorizes two (2) change orders in the total amount not to exceed \$301,553.97 for the Fredericksburg Road Congestion Mitigation Project; and

**WHEREAS**, as part of the traffic signal upgrades, Emergency Preemption Phase Selectors are required to detect emergency vehicles approaching the intersections and during construction it was discovered that the side streets were not included in the bid quantities; and

**WHEREAS**, the first Change Order CIMS-01 in the amount not to exceed \$219,553.97 for the upgrades for the signal heads with the flashing yellow lights and for the improved video detection cameras; and

**WHEREAS**, the second Change Order CIMS-02 is an error and omission change order in the amount not to exceed \$82,000.00 to balance the bid quantity that was mis-calculated by the consultant for the total number of Emergency Preemption Phase Selectors actually installed in the field; and

**WHEREAS**, approval of the Ordinance will be a continuation of City Council policy to complete previously approved 2007-2012 General Obligation Bond funded Projects; **NOW THEREFORE**,

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

**SECTION 1.** Change Order CIMS-01 in the amount not to exceed \$219,553.97 is hereby approved. The City Manager or her designee is hereby authorized to execute these Change Orders to the contract with **Texas Sterling Construction Company**.

**SECTION 2.** Change Order CIMS-02 in the amount not to exceed \$82,000.00 is hereby approved. The City Manager or her designee is hereby authorized to execute these Change Orders to the contract with **Texas Sterling Construction Company**.

**SECTION 3.** The following financial adjustments are hereby approved:

- a) Payment in the amount not to exceed \$301,553.97 in SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 40-00016, Fredericksburg Road Congestion Mitigation, is authorized to be encumbered and made payable to **Texas Sterling Construction Company** for construction services.
- b) The financial allocations in this Ordinance are subject to approval by the Chief Financial Officer, City of San Antonio. The Chief Financial Officer may, subject to concurrence by the City Manager, or the 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 4.** This Ordinance shall be effective immediately upon passage by eight or more affirmative votes; otherwise, it shall be effective on the tenth day after passage.

**PASSED AND APPROVED** this 3rd day of November, 2011.

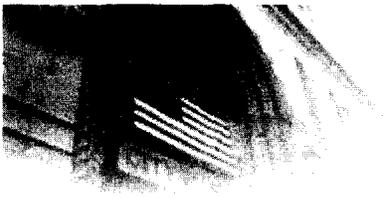
  
M A Y O R  
Julián Castro

**ATTEST:**

  
\_\_\_\_\_  
Leticia M. Vadek, City Clerk

**APPROVED AS TO FORM:**

  
\_\_\_\_\_  
Michael D. Bernard, City Attorney



Request for  
**COUNCIL**  
**ACTION**

City of San Antonio



## Agenda Voting Results - 13

<b>Name:</b>	13						
<b>Date:</b>	11/03/2011						
<b>Time:</b>	10:15:34 AM						
<b>Vote Type:</b>	Motion to Approve						
<b>Description:</b>	An Ordinance authorizing two change orders in the increased amount of \$301,553.97 to the \$3,954,830.30 construction contract with Texas Sterling Construction Company for the Fredericksburg Road Congestion Mitigation Project, an authorized General Obligation Bond funded project located in Council Districts 1, 7 and 8. [Peter Zanoni, Assistant City Manager; Mike Frisbie , Director, Capital Improvements Management Services]						
<b>Result:</b>	Passed						
<b>Voter</b>	<b>Group</b>	<b>Not Present</b>	<b>Yea</b>	<b>Nay</b>	<b>Abstain</b>	<b>Motion</b>	<b>Second</b>
Julián Castro	Mayor		x				
Diego Bernal	District 1		x				
Ivy R. Taylor	District 2		x				
Jennifer V. Ramos	District 3		x				
Rey Saldaña	District 4		x				
David Medina Jr.	District 5		x				
Ray Lopez	District 6	x					
Cris Medina	District 7		x				x
W. Reed Williams	District 8		x			x	
Elisa Chan	District 9		x				
Carlton Soules	District 10	x					