

AN ORDINANCE 2011-09-08-0734

AUTHORIZING AN ERROR AND OMISSIONS CHANGE ORDER, IN THE ADDITIVE AMOUNT NOT TO EXCEED \$102,960.00 TO THE CONSTRUCTION CONTRACT WITH E-Z BEL CONSTRUCTION, L.L.C. FOR THE ZARZAMORA DRAINAGE #39, PHASE I PROJECT, AN AUTHORIZED 2007-2012 GENERAL OBLIGATION BOND FUNDED PROJECT LOCATED IN COUNCIL DISTRICT 5.

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WHEREAS, Ordinance No. 2011-02-17-0129 awarded a construction contract with **E-Z Bel Construction, L.L.C.** in the amount not to exceed \$5,950,869.62 for the Zarzamora Drainage #39 Phase I Project; and

WHEREAS, previous change orders have increased the contract to \$5,999,457.53, this Change Order in the amount not to exceed \$102,960.00 will increase the contract amount to \$6,102,417.53; and

WHEREAS, during excavation of a storm sewer trench on Zarzamora Street, black clay was discovered which was not revealed during the initial design phase when soil samples were taken in the initial geotechnical study; and

WHEREAS, black clay has a great potential of expanding and shrinking that can lead to pavement failure; and

WHEREAS, lime is used to improve the soil's stability and because of the unforeseen condition on Zarzamora Street, the amount of lime used needs to be increased; and

WHEREAS, this Ordinance authorizes a Change Order in the amount not to exceed \$102,960.00 to increase the amount of lime used to help stabilize the black clay found; and

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

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

SECTION 1. The Change Order in the amount not to exceed \$102,960.00 is approved and the City Manager or her designee is hereby authorized to execute the Change Order to the Contract with **E-Z Bel Construction, L.L.C.** for the Zarzamora Drainage #39 Phase I Project.

SECTION 2. Payment in the amount not to exceed \$102,960.00 in SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 40-00069, Zarzamora Drainage #39, Phase I, is authorized to be encumbered and made payable to **E-Z Bel Construction, L.L.C.** for construction services.

SECTION 3. 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 8th day of September, 2011.



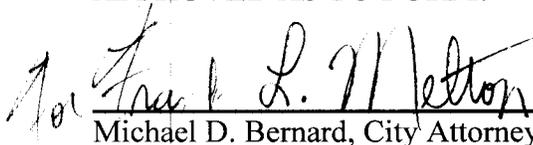
M A Y O R
Julián Castro

ATTEST:

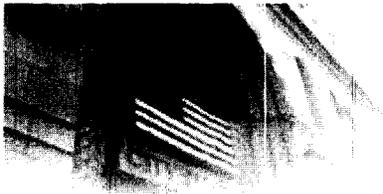


Leticia M. Vacek, City Clerk

APPROVED AS TO FORM:

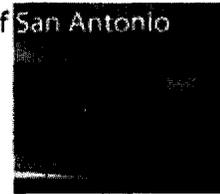


Michael D. Bernard, City Attorney



Request for
COUNCIL
ACTION

City of San Antonio



Agenda Voting Results - 8

Name:	7, 8, 10, 11A, 11B, 12, 13, 14, 15A, 15B, 15D, 15E, 15F, 15G, 15H, 15I, 15J, 15L, 16, 18, 19, 20, 21A, 21B						
Date:	09/08/2011						
Time:	11:06:34 AM						
Vote Type:	Motion to Approve						
Description:	An Ordinance authorizing an error and omissions change order in the additive amount of \$102,960.00 to the \$5,950,869.62 construction contract with E-Z Bel Construction, L.L.C. for the Zarzamora Drainage #39, Phase I Project, an authorized 2007-2012 General Obligation Bond funded project located in Council District 5. [Peter Zanoni, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services]						
Result:	Passed						
Voter	Group	Not Present	Yea	Nay	Abstain	Motion	Second
Julián Castro	Mayor		x				
Diego Bernal	District 1		x				
Ivy R. Taylor	District 2		x				
Jennifer V. Ramos	District 3		x			x	
Rey Saldaña	District 4		x				x
David Medina Jr.	District 5		x				
Ray Lopez	District 6		x				
Cris Medina	District 7		x				
W. Reed Williams	District 8		x				
Elisa Chan	District 9		x				
Carlton Soules	District 10		x				