

AN ORDINANCE 2011-05-12-03.72

AUTHORIZING A FINAL CLOSE-OUT CHANGE ORDER IN THE INCREASED AMOUNT OF \$52,979.87 TO THE CONSTRUCTION CONTRACT WITH CHARLIE AND COMPANY FOR THE COMPLETED EAGLELAND RIVERWALK-LINK TO MISSION TRAILS PROJECT, AN AUTHORIZED LOCAL AGENCY MANAGEMENT PROJECT FUNDED BY CERTIFICATES OF OBLIGATION AND FEDERAL FUNDS THROUGH THE METROPOLITAN PLANNING ORGANIZATION AND THE AMERICAN RECOVERY AND REINVESTMENT ACT LOCATED IN COUNCIL DISTRICT 5.

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WHEREAS, the Eagleland Riverwalk-Link to Mission Trails Project is one segment of the San Antonio River Improvements Project that provides for the construction of a pedestrian plaza at the dead-end of Eagleland Street and makes adjustments to the retaining walls providing linkage between Mission Trails 4A and Eagleland Pedestrian Phase Projects; and

WHEREAS, Ordinance No. 2010-05-20-0441 awarded a construction contract to **Charlie and Company** in the amount of \$403,073.56 for the Eagleland Riverwalk-Link to Mission Trails Project; and

WHEREAS, unknown site conditions were encountered that resulted in the submittal of two change orders that caused delays in the construction schedule for which the contractor was not paid; and

WHEREAS, this Ordinance authorizes a final change order in the amount not to exceed \$52,979.87 to allow TxDoT to reimburse the City for the work being done by the contractor; and

WHEREAS, previous change orders have decreased the contract by \$265.00 to a total of \$402,808.56 and this change order in the amount of \$52,979.87 will increase the contract amount to \$455,788.43; and

WHEREAS, approval of the Ordinance will be a continuation of City Council policy to complete previously approved Local Agency Management (LAM) and the American Recovery and Reinvestment Act (ARRA) funded projects; **NOW THEREFORE**,

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

SECTION 1. The Change Order in the amount of \$52,979.87 is approved and the City Manager or her designee is hereby authorized to execute this Change Order to the Contract with **Charlie and Company**.

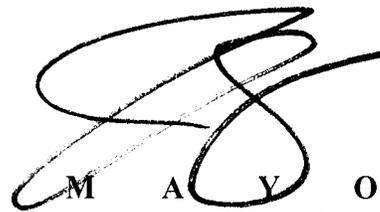
SECTION 2. Payment in the amount not to exceed \$52,979.87 in SAP Fund 43099000, Certificates of Obligation Capital Projects, SAP Project Definition 23-00504, SARIP - Eagleland

River Walk/Pedestrian, is authorized to be encumbered and made payable to Charlie and Company 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.

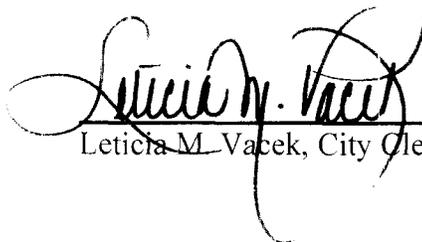
SECTION 4. This Ordinance shall be effective immediately upon passage by eight or more affirmative votes; otherwise, it shall be effective on the tenth day after passage.

PASSED AND APPROVED this 12th day of May, 2011.



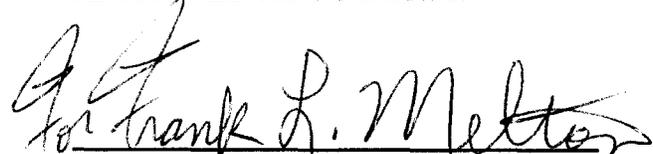
M A Y O R
Julián Castro

ATTEST:

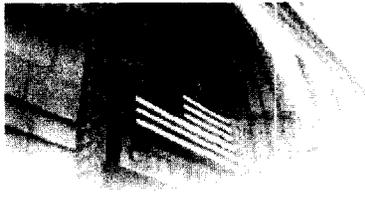


Leticia M. Vacek, City Clerk

APPROVED AS TO FORM:

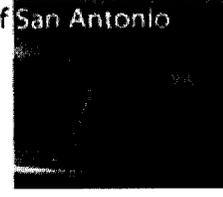


Michael D. Bernard, City Attorney



Request for
COUNCIL
ACTION

City of San Antonio



Agenda Voting Results - 9

| | | | | | | | |
|------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------|------------|------------|----------------|---------------|---------------|
| Name: | 6, 9, 10, 11, 12, 16, 17, 20, 21, 23A, 23B, 24, 26A, 26B, 27, 28, 29, 30 | | | | | | |
| Date: | 05/12/2011 | | | | | | |
| Time: | 10:52:02 AM | | | | | | |
| Vote Type: | Motion to Approve | | | | | | |
| Description: | An Ordinance authorizing a final close-out change order in the increased amount of \$52,979.87 to the \$403,073.56 construction contract with Charlie and Company for the completed Eagleland Riverwalk-Link to Mission Trails project, an authorized Local Agency Management project funded by Certificates of Obligations and federal funds through the Metropolitan Planning Organization and the American Recovery and Reinvestment Act 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 | | | | |
| Mary Alice P. Cisneros | District 1 | | x | | | x | |
| Ivy R. Taylor | District 2 | | x | | | | |
| Jennifer V. Ramos | District 3 | | x | | | | |
| Philip A. Cortez | District 4 | | x | | | | |
| David Medina Jr. | District 5 | | x | | | | |
| Ray Lopez | District 6 | | x | | | | |
| Justin Rodriguez | District 7 | | x | | | | |
| W. Reed Williams | District 8 | | x | | | | |
| Elisa Chan | District 9 | | x | | | | x |
| John G. Clamp | District 10 | | x | | | | |