

AN ORDINANCE **96572**

APPROVING FIELD ALTERATION NO. 1 AND AUTHORIZING PAYMENT IN THE AMOUNT OF \$363,487.50 FROM 1987 AND 1999 GENERAL OBLIGATION DRAINAGE IMPROVEMENT BOND FUNDS TO DAYCO CONSTRUCTION CO. FOR CONSTRUCTION EXPENSES IN CONNECTION WITH THE CULEBRA DRAINAGE #58F PHASE I PROJECT, LOCATED IN COUNCIL DISTRICT 7; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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WHEREAS, a construction contract with Dayco Construction Co. was approved through Ordinance Number 94979 passed on December 13, 2001, in connection with the Culebra Drainage #58F Phase I Project, providing for the improvement of Zarzamora Creek from Culebra to Commerce, and reconstructing Acme from Commerce north to Zarzamora Creek and Tellez from Acme to Laven, to a 30 foot width; and

WHEREAS, Field Alteration No.1 to said Project, in the amount of \$363,487.50, provides payment for increased quantities of excavation and embankment material generated by changed field conditions due to environmental work, additional drainage criteria, and differences in quantity calculations; and

WHEREAS, approval of this Ordinance will be a continuation of City Council policy to construct previously approved 1987 and 1999 G. O. Drainage Improvement Bond funded Capital Improvement Projects; **NOW THEREFORE**;

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

SECTION 1. Change Order Number 1, for the amount of \$363,487.50 to the construction contract with Dayco Construction Co. approved through Ordinance Number 94979 passed on December 13, 2001 in connection with the Culebra Drainage #58F Phase I Project, is hereby approved. Copies of said Change Order Number 1 is attached hereto and incorporated herein for all purposes as Attachment I.

SECTION 2. The budget in Fund 45-767014, 1987 Drainage Bonds, shall be revised in the amount of \$194,256.36 by transferring said amount from the Construction Contingency, in Index Code 630095 to the Construction Contract, in Index Code 630087.

SECTION 3. The encumbrance in Fund 45-767014, 1987 Drainage Bonds, shall be revised in the amount of \$194,256.36 by transferring said amount from the Construction Contingency, in Index Code 630095 to the Construction Contract, in Index Code 630087, and is authorized to be made payable to Dayco Construction Company, in connection with the Culebra Drainage #58F Phase I.

SECTION 4. The budget in Fund 45-962003 1999 General Obligation Drainage Bonds shall be revised by increasing Index Code 935734, entitled Transfer to 45-767014, in the amount of \$169,231.14. The amount of \$169,231.14 is authorized to be transferred from Fund 45-962003 to Fund 45-767014.

SECTION 5. The budget in Fund 45-767000, 1987 General Obligation Drainage bonds, shall be revised by increasing Index Code 116533, entitled Transfer from 45-632003 (45-767014) in the amount of \$169,231.14

SECTION 6. The amount of \$169,231.14 is appropriated in fund 45-767014, 1987 General Obligation Drainage Bonds, in Index Code 630087, entitled Construction Contract, and is authorized to be encumbered and made payable to Dayco Construction Company, in connection with Culebra Drainage Project #58F.

SECTION 7. The Director of Finance, may, subject to concurrence by the City Manager or the City Manager's designee, correct allocation to specific index codes and fund numbers as necessary to carry out the purpose of this Ordinance.

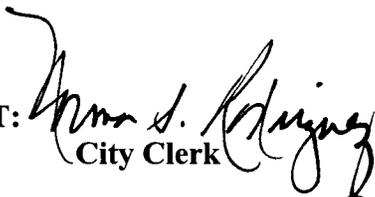
SECTION 8. This ordinance shall be effective on November 3, 2002.

PASSED AND APPROVED this 24th day of October, 2002.

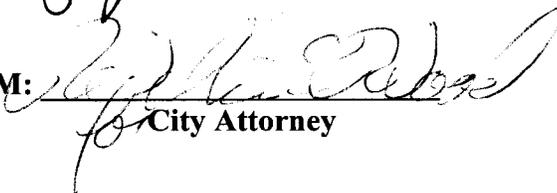

M A Y O R

EDWARD D. GARZA

ATTEST:


City Clerk

APPROVED AS TO FORM:


City Attorney