

AN ORDINANCE **99194**

ACCEPTING THE PROPOSAL OF WALLACE L. BOLDT, GENERAL CONTRACTOR, INCORPORATED (WBE), IN THE AMOUNT OF \$3,861,300.00 IN CONNECTION WITH THE MAURY MAVERICK, JR. BRANCH LIBRARY (MYSTIC PARK) AND FIRE STATION NO. 49 PROJECT, LOCATED IN COUNCIL DISTRICT 7; AUTHORIZING THE EXECUTION OF A CONSTRUCTION CONTRACT; AUTHORIZING \$190,300.00 FOR MISCELLANEOUS CONSTRUCTION CONTINGENCY EXPENSES; AUTHORIZING \$50,200.00 FOR ADDITIONAL ARCHITECTURAL AND ENGINEERING CONTINGENCY EXPENSES; AUTHORIZING \$650.00 FOR ADDITIONAL ADVERTISING EXPENSES, FOR A TOTAL AMOUNT OF \$4,102,450.00 FROM GENERAL OBLIGATIONS OF THE CITY; APPROVING FIELD ALTERATION NO. 4 IN THE REDUCED AMOUNT OF \$84,000.00 TO THE CONTRACT WITH E-Z BEL CONSTRUCTION, LTD., IN CONNECTION WITH THE FIRST PHASE OF THE DRAINAGE AND STREET PACKAGE OF THIS PROJECT; REVISING THE PROJECT BUDGET; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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

SECTION 1. The proposal of **Wallace L. Boldt, General Contractor Incorporated**, including alternates, in the total amount of \$3,861,300.00, in connection with the Maury Maverick, Jr. Branch Library (Mystic Park) and Fire Station No. 49 Project is hereby accepted. All other proposals will be considered rejected upon the execution of a contract and the deposit of all required bonds and insurance certificates, or the expiration of sixty days from the effective date hereof, whichever occurs first. A copy of the proposal is attached hereto as **Attachment I**. The amounts of \$190,300.00 for construction contingency expenses, \$50,200.00 for architectural and engineering contingency expenses and \$650.00 for advertising expenses are hereby authorized.

SECTION 2. The City Manager, an Assistant City Manager, or an Assistant to the City Manager, is hereby authorized to execute a standard form contract covering said project; a copy of which is in substantially the same form as **Attachment II** and is incorporated herein for all purposes.

SECTION 3. The City Manager or her designee is hereby authorized to execute City of San Antonio Field Alteration No. 4 in the reduced amount of \$84,000.00 to the contract with **E-Z Bel Construction, Ltd.** in connection with the first phase of this project. A copy of Field Alteration No. 4 is attached hereto and incorporated herein for all purposes as **Attachment III**.

SECTION 4. The following financial adjustments area hereby authorized to effect this Ordinance:

- a) The budget in Fund No. 45-912095, 1999 Library Improvements, Sold in 2001, shall be revised by reducing Index Code 695569, entitled "Unallocated Appropriations: Proceeds", in the amount of \$1,955,986.59.

- b) The amount of \$2,356,300.00 is appropriated in Fund No. 45-912008, 1999 Library Improvements, Sold in 2001, in Index Code 932947, entitled "Trf To 40-003405 Lib & Fire Sta #49". The amount of \$2,356,300.00 is authorized to be transferred from Fund 45-912008 to Fund 40-003405.

The budget in Fund No. 40-003405, Other Capital Projects, Municipal Buildings and Grounds, shall be revised by increasing Index Code 137349, entitled "Trf Fr 45-912008 Lib & Fire Sta #49", by the amount of \$2,356,300.00.

- c) The budget in Fund No. 43-122095, 2002 Fire Improvements, shall be revised by reducing Index Code 617985, entitled "unallocated appropriations", by the amount of \$1,617,000.00.

The amount of \$1,617,000.00 is appropriated in Fund No. 43-122003, 2002 Fire Improvements, in Index Code 932830, entitled "Trf To 40-003405 Lib & Fire Sta #49". The amount of \$1,617,000.00 is authorized to be transferred from Fund 43-122003 to Fund 40-003405.

The budget in Fund No. 40-003405, Other Capital Projects, Municipal Buildings and Grounds, shall be revised by increasing Index Code 137372, entitled "Trf Fr 43-122003", by the amount of \$1,617,000.00.

- d) The budget and encumbrance in Fund No. 40-003405, Other Capital Projects, Municipal Buildings and Grounds, shall be revised by reducing Document CP97839A, Index Code 772897, entitled "Construction Contract", by the amount of \$84,000.00.
- e) The budget and encumbrance in Fund No. 40-003405, Other Capital Projects, Municipal Buildings and Grounds, shall be revised by reducing Document CP97839N, Index Code 772905, entitled "Construction Contingency", by the amount of \$45,150.00.
- f) The amount of \$3,861,300.00 is appropriated in Fund No. 40-003405, Other Capital Projects, Municipal Buildings and Grounds, in Index Code 781658, entitled "Construction Contract-Buildings Pkg", and is authorized to be encumbered and made payable to **Wallace L. Boldt, General Contractor, Inc.**, for construction in connection with the Maury Maverick, Jr. Branch Library (Mystic Park) and Fire Station No. 49 project.
- g) The amount of \$190,300.00 is appropriated in Fund No. 40-003405, Other Capital Projects, Municipal Buildings and Grounds, in Index Code 781666, entitled "Misc Constr Contingency-Bldgs", and is authorized to be encumbered and made payable for miscellaneous construction contingency expenses in connection with the Maury Maverick, Jr. Branch Library (Mystic Park) and Fire Station No. 49 project.
- h) The amount of \$50,200.00 is appropriated in Fund No. 40-003405, Other Capital Projects, Municipal Buildings and Grounds, in Index Code 781674, entitled "Architect & Engineer Contingency", and is authorized to be encumbered and made payable for additional architectural and engineering contingency expenses in connection with the Maury Maverick, Jr. Branch Library (Mystic Park) and Fire Station No. 49 project.

- i) The amount of \$650.00 is appropriated in Fund No. 40-003405, Other Capital Projects, Municipal Buildings and Grounds, in Index Code 781682, entitled "Advertising", and is authorized to be encumbered and made payable for advertising expenses in connection with the Maury Maverick, Jr. Branch Library (Mystic Park) and Fire Station No. 49 project.

SECTION 5. The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director 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.

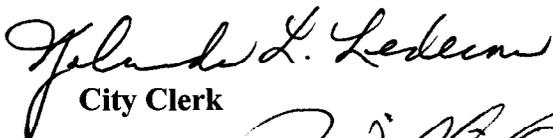
SECTION 6. This ordinance shall be effective on the 23rd day of May 2004.

PASSED AND APPROVED this 13th day of May, 2004.



M A Y O R

EDWARD D. GARZA

ATTEST: 
City Clerk

APPROVED AS TO FORM: 
for City Attorney