

AN ORDINANCE 2009-11-19-0922

AUTHORIZING CHANGE ORDER NO. 4 TO A CONSTRUCTION CONTRACT WITH CLARK CONSTRUCTION OF TEXAS, INC. IN THE AMOUNT OF \$2,559,377.70 FOR THE ADDITION OF SEVEN STREET REHABILITATION PROJECTS, AUTHORIZED FY 2010 STREET MAINTENANCE PROGRAM PROJECTS LOCATED CITY WIDE.

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WHEREAS, a contract with **Clark Construction of Texas, Inc.**, in the amount of \$16,490,466.17 was authorized by Ordinance No. 2008-06-05-0476 for the FY 2008 & FY 2009 Street Maintenance Program Project; and

WHEREAS, this Project provides for Citywide street maintenance as part of the Infrastructure Management Program; and

WHEREAS, Change Order No. 4 in the amount of \$2,559,377.70 will add seven street projects to the Hot Paver-Laid Micro-Surface Contract from the FY 2010 Infrastructure Management Program; and

WHEREAS, these projects were identified for construction FY 2009 but were deferred to FY 2010 in order to address budget shortfalls; **NOW THEREFORE**,

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

SECTION 1. Change Order No. 4 in the amount of \$2,559,377.70 is hereby approved. The City Manager or her designee is hereby authorized to execute Change Order No. 4 to the Contract with **Clark Construction of Texas, Ltd.**

SECTION 2. The following financial adjustments are hereby approved:

- a) The amount of \$2,559,377.70 is authorized to be transferred from SAP Fund 11001000, General Fund, SAP Internal Order # 390000001101, SAP GL account 6102100 – Interfund Transfer out entitled Transfer to 23-01198-90-03 to SAP Fund 40099000, Other Capital Projects.
- b) The budget in SAP Fund 40099000, Other Capital Projects, SAP Project Definition 23-01198, FY 2010 Street Maintenance Program, shall be revised by increasing SAP WBS Element 23-01198-90-03 entitled Trf Fr I/O# 390000001101, SAP GL Account 6101100 – Interfund Transfer In, by the amount \$2,559,377.70.
- c) The amount of \$2,559,377.70 is appropriated in SAP Fund 40099000, Other Capital Projects, SAP Project Definition 23-01198, FY 2010 Street Maintenance Program, SAP WBS Element 23-01198-02-01-01, entitled COSA, SAP GL Account 5201140, and is authorized to be encumbered and made payable to **Clark Construction of Texas, Inc.** for construction services.

SECTION 3. The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director of Finance 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 19th day of November, 2009.



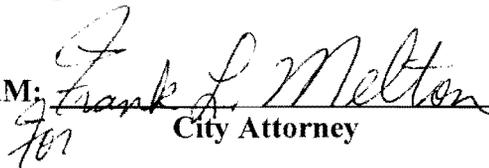
M A Y O R

ATTEST:



Leticia M. Vaeth
City Clerk

APPROVED AS TO FORM:



Frank L. Melton
City Attorney