

**THIS IS A DRAFT AND WILL BE REPLACED BY THE FINAL, SIGNED  
ORDINANCE OR RESOLUTION ADOPTED BY CITY COUNCIL.**

**ORDINANCE**

**AUTHORIZING A CHANGE ORDER IN AN AMOUNT NOT TO EXCEED \$166,660.06 TO A CONSTRUCTION CONTRACT WITH J3 COMPANY, LLC ON BEHALF OF THE PORT AUTHORITY OF SAN ANTONIO, TO INCREASE THE CAPACITY OF AN ELECTRICAL DUCT BANK FOR THE PORT SAN ANTONIO PROJECT, LOCATED IN COUNCIL DISTRICT 4.**

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**WHEREAS**, in May 2017, voters approved the 2017-2022 Bond Program, of which \$24,000,000.00 was approved for drainage improvements associated with the Port San Antonio Project; and

**WHEREAS**, in partnership with the City, the Port Authority of San Antonio (Port Authority) agreed to manage and fund the design phase of the project and the City agreed to manage and fund the construction phase of the Port San Antonio Project and fund the preconstruction utility adjustments; and

**WHEREAS**, the City in January 2019 entered into a construction contract with J3 Company, LLC for \$20,763,251.51 for the construction of 2017 Bond Port Authority drainage project; and

**WHEREAS**, this change order, in the amount of \$166,660.06 was requested by the Port Authority and will increase the capacity of the electrical duct bank to allow sufficient capacity for growth within the Port Authority of San Antonio; **NOW THEREFORE**,

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

**SECTION 1.** The City Manager or designee is authorized to execute a change order in an amount not to exceed \$166,660.06 to the J3 Company, LLC construction contract for increasing the size of the proposed electrical duct bank.

**SECTION 2.** Payment is authorized to be encumbered and made payable to J3 Company, LLC, in an amount not to exceed \$166,660.00. Payment is in support of the Port San Antonio Project, using Fund 45099000, WBS 23-01633-05-02-01 and GL 5201140. Funding is provided by GO Bonds, and is in the FY2020-FY2025 CIP Budget.

Payment is limited to the amounts budgeted in the Operating and/or Capital Budget funding sources identified. All expenditures will comply with approved operating and/or capital budgets for current and future fiscal years

**SECTION 3.** The financial allocations in this Ordinance are subject to approval by the Deputy Chief Financial Officer, City of San Antonio. The Deputy Chief Financial Officer may, subject to concurrence by the City Manager or the City Manager's designee, correct allocations to specific Fund Numbers, Project Definitions, WBS Elements, Internal Orders, Fund Centers, Cost Centers, Functional Areas, Funds Reservation Document Numbers, and GL Accounts as necessary to carry out the purpose of this Ordinance.

**SECTION 4.** This Ordinance shall be effective immediately upon the receipt of eight affirmative votes; otherwise, it is effective ten days after passage.

**PASSED and APPROVED** this \_\_\_\_\_ day of December, 2019.

**M A Y O R**  
Ron Nirenberg

**ATTEST:**

**APPROVED AS TO FORM:**

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Leticia M. Vacek, City Clerk

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Andrew Segovia, City Attorney