

ORDINANCE 2018-12-06-0964

AUTHORIZING AMENDMENTS EXTENDING THE 2015 JOB ORDER CONTRACTS TO MARCH 31, 2019 AND INCREASING THE CONTRACT AMOUNT IN AN AMOUNT NOT TO EXCEED \$200,000.00 FOR EACH OF THE FOLLOWING NINE (9) CONTRACTORS: ALPHA BUILDING CORPORATION, CON-COR INC., F.A. NUNNELLY COMPANY, JAMCO VENTURES, LLC, JAMAIL & SMITH CONSTRUCTION, LP, KENCON CONSTRUCTORS/CONSTRUCTION MANAGERS, LTD., STRAIGHT LINE MANAGEMENT, LLC, TEJAS PREMIER BUILDING CONTRACTOR, INC. AND THE SABINAL GROUP.

* * * * *

WHEREAS, a Job Order Contract (JOC) is an alternative project delivery method for construction, renovation, rehabilitation and maintenance projects and provides project services based upon an agreed upon standard price allowing expedited project delivery and completion of projects in city facilities; and

WHEREAS, in January 2015 City Council approved ten one-year Job Order Contracts in the amount not to exceed \$2,000,000.00 each with the option to renew for three one-year extensions, each in an amount not to exceed \$2,000,000.00 per one year extension; and

WHEREAS, City is currently in the solicitation process for new JOC contractors for City Council consideration prior to March 31, 2019 and the 2015 Job Order Contracts are on their third renewal option and will expire at the end of January 2019; and

WHEREAS, these amendments will extend the terms of the nine 2015 JOCs through March 31, 2019 and increase the contract capacity of each by an amount not to exceed \$200,000.00 to ensure the City has continued access to JOC services until new JOC agreement are brought to Council in March 2019; **NOW THEREFORE**,

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

SECTION 1. The City Manager, or her designee, is hereby authorized to execute amendments extending the term of the 2015 JOCs to March 31, 2019 and increasing the amount not to exceed by \$200,000.00 for each of the following nine (9) contractors: Alpha Building Corporation, Con-Cor Inc., F.A. Nunnelly Company, Jamco Ventures, LLC, Jamail & Smith Construction, LP, Kencon Constructors/Construction Managers Ltd., Straight Line Management, LLC, Tejas Premier Building Contractor, Inc., and The Sabinal Group for the use of JOC as an alternative project delivery methods for construction, renovation, rehabilitation and maintenance projects in City facilities, a copy of which, in substantially final form, is set out in **Exhibit 1**.


SECTION 2. Funding for this Ordinance will be identified when work orders are issued. If funding for any work orders is not previously appropriated, funding will be identified and appropriated through subsequent City Council action. Payment is limited to the amounts budgeted in the Operating and/or Capital Budget funding sources identified. All expenditures will comply with Operating and/or Capital Budgets for current and future fiscal years.

SECTION 3. Payment not to exceed \$200,000.00 per Job Order contract until March 31, 2019, is authorized to be encumbered with a purchase order and made payable to one of the 9 authorized on-call Contractors listed in this Ordinance to provide construction, renovation, rehabilitation and maintenance for projects in City facilities.

SECTION 4. 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 allocations 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 5. 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 6th day of December, 2018.


M A Y O R
Ron Nirenberg

ATTEST:



Leticia M. Vacek, City Clerk

APPROVED AS TO FORM:



Andrew Segovia, City Attorney

Agenda Item:	13 (in consent vote: 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17A, 17B, 18, 19)						
Date:	12/06/2018						
Time:	10:02:35 AM						
Vote Type:	Motion to Approve						
Description:	Ordinance extending the 2015 Job Order Contracts to March 31, 2019 and an increase in an amount not to exceed \$200,000.00 for each of the following nine contractors: Alpha Building Corporation, Con-Cor Inc., F.A. Nunnelly Company, Jamco Ventures, LLC, Jamail & Smith Construction, LP, Kencon Constructors/Construction Managers, Ltd., Straight Line Management, LLC, Tejas Premier Building Contractor, Inc. and The Sabinal Group for the use of Job Order Contracting as an alternative project delivery method for construction, renovation, rehabilitation and maintenance for projects in City facilities. [Peter Zanoni, Deputy City Manager; Mike Frisbie, Director, Transportation & Capital Improvements]						
Result:	Passed						
Voter	Group	Not Present	Yea	Nay	Abstain	Motion	Second
Ron Nirenberg	Mayor		x				
Roberto C. Treviño	District 1		x				x
William Cruz Shaw	District 2		x				
Rebecca Viagran	District 3		x				
Rey Saldaña	District 4		x			x	
Shirley Gonzales	District 5		x				
Greg Brockhouse	District 6		x				
Ana E. Sandoval	District 7		x				
Manny Pelaez	District 8		x				
John Courage	District 9		x				
Clayton H. Perry	District 10		x				

KRH
12/06/18
Item No. 13

EXHIBIT 1

FIRST AMENDMENT TO JOB ORDER CONTRACTING AGREEMENT

STATE OF TEXAS §

COUNTY OF BEXAR §

This first amendment to the Job Order Contracting Agreement, authorized by Ordinance No. 2018-__-__-____, is entered into by and between the City of San Antonio ("City"), a home rule municipal corporation, and Alpha Building Corporation ("Contractor"), referred to collectively herein as the "Parties".

WHEREAS, on January 15, 2015, through Ordinance 2015-01-15-0013, the City and Contractor entered into a Job Order Contract for a one year term in an amount not to exceed \$2,000,000 per year, with three optional one year extension periods; for a total contract value not to exceed \$8,000,000 ("Original Agreement"); and

WHEREAS, each extension period has been exercised; and

WHEREAS, the Parties now wish to increase the total dollar value of the Original Agreement by \$200,000, for a total revised contract value in an amount not to exceed \$8,200,000; and

WHEREAS, the Parties also wish to exercise the final contract extensions option and increase the Original Agreement term and the last extension period until March 31, 2019;

NOW THEREFORE, in consideration of the terms, covenants, agreements and demises herein contained each to the other given, the sufficiency and receipt of which are hereby acknowledged, the Original Agreement is amended as follows:

1. **Compensation.** The not to exceed contract sum is hereby increased by \$200,000.00 for a revised not to exceed contract sum of \$8,200,000.00.

2. **Term.** The contract term is hereby extended until March 31, 2019 for the final extension period.

Except as amended hereby, all other provisions of the Agreement and the First Amendment are hereby retained in their entirety and remain unchanged.

EXECUTED and **AGREED** to as of the dates indicated below.

City Of San Antonio

Alpha Building Corporation

(Signature)

(Signature)

Printed Name: _____

Printed Name: _____

Title: _____

Title: _____

Date: _____

Date: _____

Approved as to Form:

Assistant City Attorney

FIRST AMENDMENT TO JOB ORDER CONTRACTING AGREEMENT

STATE OF TEXAS §

COUNTY OF BEXAR §

This first amendment to the Job Order Contracting Agreement, authorized by Ordinance No. 2018-__-__-__, is entered into by and between the City of San Antonio ("City"), a home rule municipal corporation, and Con-Cor Inc. ("Contractor"), referred to collectively herein as the "Parties".

WHEREAS, on January 15, 2015, through Ordinance 2015-01-15-0013, the City and Contractor entered into a Job Order Contract for a one year term in an amount not to exceed \$2,000,000 per year, with three optional one year extension periods; for a total contract value not to exceed \$8,000,000 ("Original Agreement"); and

WHEREAS, each extension period has been exercised; and

WHEREAS, the Parties now wish to increase the total dollar value of the Original Agreement by \$200,000, for a total revised contract value in an amount not to exceed \$8,200,000; and

WHEREAS, the Parties also wish to exercise the final contract extensions option and increase the Original Agreement term and the last extension period until March 31, 2019;

NOW THEREFORE, **in consideration of the terms, covenants, agreements and demises herein contained each to the other given, the sufficiency and receipt of which are hereby** acknowledged, the Original Agreement is amended as follows:

1. **Compensation.** The not to exceed contract sum is hereby increased by \$200,000.00 for a revised not to exceed contract sum of \$8,200,000.00.
2. **Term.** The contract term is hereby extended until March 31, 2019 for the final extension period.

Except as amended hereby, all other provisions of the Agreement and the First Amendment are hereby retained in their entirety and remain unchanged.

EXECUTED and **AGREED** to as of the dates indicated below.

City Of San Antonio

Con-Cor Inc.

(Signature)

(Signature)

Printed Name: _____

Printed Name: _____

Title: _____

Title: _____

Date: _____

Date: _____

Approved as to Form:

Assistant City Attorney

FIRST AMENDMENT TO JOB ORDER CONTRACTING AGREEMENT

STATE OF TEXAS §

COUNTY OF BEXAR §

This first amendment to the Job Order Contracting Agreement, authorized by Ordinance No. 2018-__-__-__, is entered into by and between the City of San Antonio ("City"), a home rule municipal corporation, and F.A. Nunnelly Company ("Contractor"), referred to collectively herein as the "Parties".

WHEREAS, on January 15, 2015, through Ordinance 2015-01-15-0013, the City and Contractor entered into a Job Order Contract for a one year term in an amount not to exceed \$2,000,000 per year, with three optional one year extension periods; for a total contract value not to exceed \$8,000,000 ("Original Agreement"); and

WHEREAS, each extension period has been exercised; and

WHEREAS, the Parties now wish to increase the total dollar value of the Original Agreement by \$200,000, for a total revised contract value in an amount not to exceed \$8,200,000; and

WHEREAS, the Parties also wish to exercise the final contract extensions option and increase the Original Agreement term and the last extension period until March 31, 2019;

NOW THEREFORE, in consideration of the terms, covenants, agreements and demises herein contained each to the other given, the sufficiency and receipt of which are hereby acknowledged, the Original Agreement is amended as follows:

1. **Compensation.** The not to exceed contract sum is hereby increased by \$200,000.00 for a revised not to exceed contract sum of \$8,200,000.00.
2. **Term.** The contract term is hereby extended until March 31, 2019 for the final extension period.

Except as amended hereby, all other provisions of the Agreement and the First Amendment are hereby retained in their entirety and remain unchanged.

EXECUTED and **AGREED** to as of the dates indicated below.

City Of San Antonio

F.A. Nunnelly Company

(Signature)

(Signature)

Printed Name: _____

Printed Name: _____

Title: _____

Title: _____

Date: _____

Date: _____

Approved as to Form:

Assistant City Attorney

FIRST AMENDMENT TO JOB ORDER CONTRACTING AGREEMENT

STATE OF TEXAS §

COUNTY OF BEXAR §

This first amendment to the Job Order Contracting Agreement, authorized by Ordinance No. 2018-__-__-____, is entered into by and between the City of San Antonio ("City"), a home rule municipal corporation, and Jamco Ventures, LLC ("Contractor"), referred to collectively herein as the "Parties".

WHEREAS, on January 15, 2015, through Ordinance 2015-01-15-0013, the City and Contractor entered into a Job Order Contract for a one year term in an amount not to exceed \$2,000,000 per year, with three optional one year extension periods; for a total contract value not to exceed \$8,000,000 ("Original Agreement"); and

WHEREAS, each extension period has been exercised; and

WHEREAS, the Parties now wish to increase the total dollar value of the Original Agreement by \$200,000, for a total revised contract value in an amount not to exceed \$8,200,000; and

WHEREAS, the Parties also wish to exercise the final contract extensions option and increase the Original Agreement term and the last extension period until March 31, 2019;

NOW THEREFORE, in consideration of the terms, covenants, agreements and demises herein contained each to the other given, the sufficiency and receipt of which are hereby acknowledged, the Original Agreement is amended as follows:

1. **Compensation.** The not to exceed contract sum is hereby increased by \$200,000.00 for a revised not to exceed contract sum of \$8,200,000.00.

2. **Term.** The contract term is hereby extended until March 31, 2019 for the final extension period.

Except as amended hereby, all other provisions of the Agreement and the First Amendment are hereby retained in their entirety and remain unchanged.

EXECUTED and **AGREED** to as of the dates indicated below.

City Of San Antonio

Jamco Ventures, LLC

(Signature)

(Signature)

Printed Name: _____

Printed Name: _____

Title: _____

Title: _____

Date: _____

Date: _____

Approved as to Form:

Assistant City Attorney

FIRST AMENDMENT TO JOB ORDER CONTRACTING AGREEMENT

STATE OF TEXAS §

COUNTY OF BEXAR §

This first amendment to the Job Order Contracting Agreement, authorized by Ordinance No. 2018-__-__-____, is entered into by and between the City of San Antonio ("City"), a home rule municipal corporation, and Jamail & Smith Construction, LP acting by and through its General Partner, Smith-Jamail LLC ("Contractor"), referred to collectively herein as the "Parties".

WHEREAS, on January 15, 2015, through Ordinance 2015-01-15-0013, the City and Contractor entered into a Job Order Contract for a one year term in an amount not to exceed \$2,000,000 per year, with three optional one year extension periods; for a total contract value not to exceed \$8,000,000 ("Original Agreement"); and

WHEREAS, each extension period has been exercised; and

WHEREAS, the Parties now wish to increase the total dollar value of the Original Agreement by \$200,000, for a total revised contract value in an amount not to exceed \$8,200,000; and

WHEREAS, the Parties also wish to exercise the final contract extensions option and increase the Original Agreement term and the last extension period until March 31, 2019;

NOW THEREFORE, in consideration of the terms, covenants, agreements and demises herein contained each to the other given, the sufficiency and receipt of which are hereby acknowledged, the Original Agreement is amended as follows:

1. **Compensation.** The not to exceed contract sum is hereby increased by \$200,000.00 for a revised not to exceed contract sum of \$8,200,000.00.
2. **Term.** The contract term is hereby extended until March 31, 2019 for the final extension period.

Except as amended hereby, all other provisions of the Agreement and the First Amendment are hereby retained in their entirety and remain unchanged.

EXECUTED and **AGREED** to as of the dates indicated below.

City Of San Antonio

**Jamail & Smith Construction, LP
acting by and through its General
Partner, Smith-Jamail LLC**

(Signature)

(Signature)

Printed Name: _____

Printed Name: _____

Title: _____

Title: _____

Date: _____

Date: _____

Approved as to Form:

Assistant City Attorney

FIRST AMENDMENT TO JOB ORDER CONTRACTING AGREEMENT

STATE OF TEXAS §

COUNTY OF BEXAR §

This first amendment to the Job Order Contracting Agreement, authorized by Ordinance No. 2018-__-__-____, is entered into by and between the City of San Antonio ("City"), a home rule municipal corporation, and Kencon Constructors/Construction Managers, Ltd. ("Contractor"), referred to collectively herein as the "Parties".

WHEREAS, on January 15, 2015, through Ordinance 2015-01-15-0013, the City and Contractor entered into a Job Order Contract for a one year term in an amount not to exceed \$2,000,000 per year, with three optional one year extension periods; for a total contract value not to exceed \$8,000,000 ("Original Agreement"); and

WHEREAS, each extension period has been exercised; and

WHEREAS, the Parties now wish to increase the total dollar value of the Original Agreement by \$200,000, for a total revised contract value in an amount not to exceed \$8,200,000; and

WHEREAS, the Parties also wish to exercise the final contract extensions option and increase the Original Agreement term and the last extension period until March 31, 2019;

NOW THEREFORE, in consideration of the terms, covenants, agreements and demises herein contained each to the other given, the sufficiency and receipt of which are hereby acknowledged, the Original Agreement is amended as follows:

1. **Compensation.** The not to exceed contract sum is hereby increased by \$200,000.00 for a revised not to exceed contract sum of \$8,200,000.00.
2. **Term.** The contract term is hereby extended until March 31, 2019 for the final extension period.

Except as amended hereby, all other provisions of the Agreement and the First Amendment are hereby retained in their entirety and remain unchanged.

EXECUTED and **AGREED** to as of the dates indicated below.

City Of San Antonio

**Kencon Constructors/Construction
Managers, Ltd.**

(Signature)

(Signature)

Printed Name: _____

Printed Name: _____

Title: _____

Title: _____

Date: _____

Date: _____

Approved as to Form:

Assistant City Attorney

FIRST AMENDMENT TO JOB ORDER CONTRACTING AGREEMENT

STATE OF TEXAS §

COUNTY OF BEXAR §

This first amendment to the Job Order Contracting Agreement, authorized by Ordinance No. 2018-__ - __ - ____, is entered into by and between the City of San Antonio ("City"), a home rule municipal corporation, and Straight Line Management, LLC ("Contractor"), referred to collectively herein as the "Parties".

WHEREAS, on January 15, 2015, through Ordinance 2015-01-15-0013, the City and Contractor entered into a Job Order Contract for a one year term in an amount not to exceed \$2,000,000 per year, with three optional one year extension periods; for a total contract value not to exceed \$8,000,000 ("Original Agreement"); and

WHEREAS, each extension period has been exercised; and

WHEREAS, the Parties now wish to increase the total dollar value of the Original Agreement by \$200,000, for a total revised contract value in an amount not to exceed \$8,200,000; and

WHEREAS, the Parties also wish to exercise the final contract extensions option and increase the Original Agreement term and the last extension period until March 31, 2019;

NOW THEREFORE, in consideration of the terms, covenants, agreements and demises herein contained each to the other given, the sufficiency and receipt of which are hereby acknowledged, the Original Agreement is amended as follows:

1. **Compensation.** The not to exceed contract sum is hereby increased by \$200,000.00 for a revised not to exceed contract sum of \$8,200,000.00.
2. **Term.** The contract term is hereby extended until March 31, 2019 for the final extension period.

Except as amended hereby, all other provisions of the Agreement and the First Amendment are hereby retained in their entirety and remain unchanged.

EXECUTED and **AGREED** to as of the dates indicated below.

City Of San Antonio

Straight Line Management, LLC

(Signature)

(Signature)

Printed Name: _____

Printed Name: _____

Title: _____

Title: _____

Date: _____

Date: _____

Approved as to Form:

Assistant City Attorney

FIRST AMENDMENT TO JOB ORDER CONTRACTING AGREEMENT

STATE OF TEXAS §

COUNTY OF BEXAR §

This first amendment to the Job Order Contracting Agreement, authorized by Ordinance No. 2018-__-__-____, is entered into by and between the City of San Antonio ("City"), a home rule municipal corporation, and Tejas Premier Building Contractor Inc. ("Contractor"), referred to collectively herein as the "Parties".

WHEREAS, on January 15, 2015, through Ordinance 2015-01-15-0013, the City and Contractor entered into a Job Order Contract for a one year term in an amount not to exceed \$2,000,000 per year, with three optional one year extension periods; for a total contract value not to exceed \$8,000,000 ("Original Agreement"); and

WHEREAS, each extension period has been exercised; and

WHEREAS, the Parties now wish to increase the total dollar value of the Original Agreement by \$200,000, for a total revised contract value in an amount not to exceed \$8,200,000; and

WHEREAS, the Parties also wish to exercise the final contract extensions option and increase the Original Agreement term and the last extension period until March 31, 2019;

NOW THEREFORE, in consideration of the terms, covenants, agreements and demises herein contained each to the other given, the sufficiency and receipt of which are hereby acknowledged, the Original Agreement is amended as follows:

1. **Compensation.** The not to exceed contract sum is hereby increased by \$200,000.00 for a revised not to exceed contract sum of \$8,200,000.00.

2. **Term.** The contract term is hereby extended until March 31, 2019 for the final extension period.

Except as amended hereby, all other provisions of the Agreement and the First Amendment are hereby retained in their entirety and remain unchanged.

EXECUTED and **AGREED** to as of the dates indicated below.

City Of San Antonio

**Tejas Premier Building Contractor
Inc.**

(Signature)

(Signature)

Printed Name: _____

Printed Name: _____

Title: _____

Title: _____

Date: _____

Date: _____

Approved as to Form:

Assistant City Attorney

FIRST AMENDMENT TO JOB ORDER CONTRACTING AGREEMENT

STATE OF TEXAS §

COUNTY OF BEXAR §

This first amendment to the Job Order Contracting Agreement, authorized by Ordinance No. 2018-__-__-____, is entered into by and between the City of San Antonio ("City"), a home rule municipal corporation, and The Sabinal Group ("Contractor"), referred to collectively herein as the "Parties".

WHEREAS, on January 15, 2015, through Ordinance 2015-01-15-0013, the City and Contractor entered into a Job Order Contract for a one year term in an amount not to exceed \$2,000,000 per year, with three optional one year extension periods; for a total contract value not to exceed \$8,000,000 ("Original Agreement"); and

WHEREAS, each extension period has been exercised; and

WHEREAS, the Parties now wish to increase the total dollar value of the Original Agreement by \$200,000, for a total revised contract value in an amount not to exceed \$8,200,000; and

WHEREAS, the Parties also wish to exercise the final contract extensions option and increase the Original Agreement term and the last extension period until March 31, 2019;

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1. **Compensation.** The not to exceed contract sum is hereby increased by \$200,000.00 for a revised not to exceed contract sum of \$8,200,000.00.
2. **Term.** The contract term is hereby extended until March 31, 2019 for the final extension period.

Except as amended hereby, all other provisions of the Agreement and the First Amendment are hereby retained in their entirety and remain unchanged.

EXECUTED and **AGREED** to as of the dates indicated below.

City Of San Antonio

The Sabinal Group

(Signature)

(Signature)

Printed Name: _____

Printed Name: _____

Title: _____

Title: _____

Date: _____

Date: _____

Approved as to Form:

Assistant City Attorney