

ORDINANCE 2020-11-12-0826

**AUTHORIZING AN AMENDMENT TO A JOB ORDER CONTRACT
WITH CON-COR, INC. IN AN AMOUNT NOT TO EXCEED \$500,000.00.**

* * * * *

WHEREAS, on February 21, 2019, through Ordinance 2019-02-21-0134, the City and Con-Cor, Inc. entered into a Job Order Contracting Agreement in an amount not to exceed \$3,000,000.00 with an initial one-year term (“Original Contract”); and

WHEREAS, the City has exercised its option under the contract to extend the contract term by a second year and increased the contract amount to a not to exceed amount of \$6,000,000.00; and

WHEREAS, per the terms of the contract the City has the option of extending the contract for an additional one-year term with an additional \$3,000,000.00 in increased capacity which option cannot be exercised prior to March 2021; and

WHEREAS, Con-Cor, Inc. has been selected to perform the Renovation of City Council Chambers Dais Project; and

WHEREAS, the Parties require additional services prior to the next extension and wish to increase the contract amount by \$500,000.00 for the completion of the aforementioned project; and

WHEREAS, it is necessary to amend the job order contract with Con-Cor, Inc. to increase the contract price in an amount not to exceed \$500,000.00; **NOW THEREFORE:**

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

SECTION 1. The City Manager, or designee, is authorized and directed to execute an amendment to the job order contract with Con-Cor, Inc. in an amount not to exceed \$500,000.00. A copy of the amendment in substantially final form is attached as **Exhibit I**.

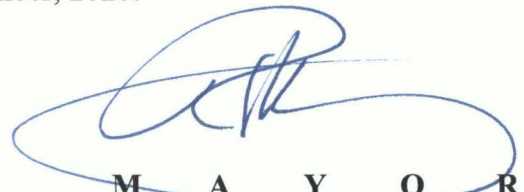
SECTION 2. Funding for this Ordinance will be identified when work orders are issued. If funding for any work orders is not previously appropriated, funding will be identified and appropriated through subsequent City Council action. Payment is limited to the amounts budgeted in the Operating, Grants,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

SECTION 3. Payment not to exceed \$500,000.00 is authorized to be encumbered with purchase orders and made payable to Con-Cor, Inc. for construction, renovation, rehabilitation and maintenance projects in city facilities located citywide.

SECTION 4. 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 5. This Ordinance shall be effective immediately upon the receipt of eight affirmative votes; otherwise, it is effective ten days after passage.

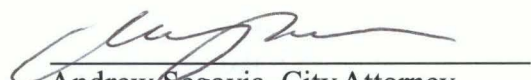
PASSED and APPROVED this 12th day of November, 2020.

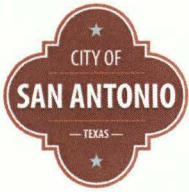

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:


Tina J. Flores, City Clerk


Andrew Segovia, City Attorney



City of San Antonio

City Council

November 12, 2020

Item: 9A

Enactment Number:

File Number: 20-6677

2020-11-12-0826

Ordinance approving an amendment increasing the contract capacity of the Job Order Contract with Con-Cor, Inc. in the amount of \$500,000.00 for construction, renovation, rehabilitation and maintenance projects in city facilities located citywide.

Councilmember Ana E. Sandoval made a motion to approve. Councilmember Melissa Cabello Havrda seconded the motion. The motion passed by the following vote:

Aye: 11 Nirenberg, Treviño, Andrews-Sullivan, Viagran, Rocha Garcia, Gonzales, Cabello Havrda, Sandoval, Pelaez, Courage and Perry

KRH
11/12/20
Item No. 9A

EXHIBIT I

**FIRST AMENDMENT
TO
JOB ORDER CONTRACTING AGREEMENT
CON-COR, INC.**

This first amendment to the Job Order Contracting Agreement ("First Amendment"), authorized by Ordinance No. 2020 - _____ - _____, is entered into by and between the City of San Antonio ("City"), a municipal corporation, and Con-Cor, Inc. ("Contractor"), referred to collectively herein as the "Parties".

WHEREAS, on February 21, 2019, through Ordinance 2019-02-21-0134, the City and Contractor entered into a Job Order Contracting Agreement in an amount not to exceed \$3,000,000.00 with an initial one-year term ("Original Contract") with two (2), one-year additional extension periods at the City's discretion; and

WHEREAS, the City has exercised its option under the Original Contract to extend the Original Contract by a second year and increase the contract amount to a not to exceed amount of \$6,000,000.00; and

WHEREAS, per the terms of the Original Contract the City has the option of extending the Original Contract for an additional one-year term with an additional \$3,000,000.00 in increased capacity which option cannot be exercised prior to March of 2021; and

WHEREAS, the Parties require additional services prior to the next and last extension and for this reason, wish to increase the contract amount by \$500,000.00 for a revised Original Contract value not to exceed \$6,500,000.00 for this second extension;

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 Contract is amended as follows:

- 1. **Compensation.** The not to exceed contract amount of the Original Contract is hereby increased by \$500,000.00.

Except as amended hereby, all other provisions of the Original Contract 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)

DocuSigned by:
Lloyd "CY" Canales-Jary
410A11E89C... (Signature)

Roderick Sanchez
Assistant City Manager
Date:

Printed
Name: Lloyd "CY" Canales-Jary
Title: President
Date: 11/3/2020

Approved as to Form:

Assistant City Attorney