

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

AN ORDINANCE

ACCEPTING THE OFFER FROM MADDEN INDUSTRIAL CRAFTSMEN, INC. DBA MADDEN FABRICATION TO PROVIDE A PUBLIC RESTROOM KIOSK TO THE CITY'S CENTER CITY DEVELOPMENT AND OPERATIONS DEPARTMENT FOR A TOTAL COST OF \$97,700.00, FUNDED FROM THE FY2016 CAPITAL IMPROVEMENT BUDGET AND THE GENERAL FUND.

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WHEREAS, an offer was submitted by Madden Industrial Craftsmen, Inc. d/b/a Madden Fabrication to provide the City of San Antonio Center City Development and Operations Department with a Public Restroom Kiosk for a total cost of \$97,700.00; and

WHEREAS, the Texas Local Government Code indicates that competitive bidding is not required under section 252.022(a)(2), which provides for a procurement necessary to protect the public health or safety; **NOW THEREFORE:**

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

SECTION 1. The offer submitted by Madden Industrial Craftsmen, Inc. d/b/a Madden Fabrication to provide the City of San Antonio Center City Development and Operations Department with a Public Restroom Kiosk for a total cost of \$97,700.00 is hereby accepted, subject to and contingent upon the deposit of all required bonds, performance deposits, insurance certificates and endorsements. A copy of the contract is attached hereto and incorporated herein for all purposes as **Exhibit I.**

SECTION 2. Funding in the amount of \$97,700.00 for this ordinance is available per the table below:

Amount	Fund	General Ledger	Cost Center	WBS Element
\$7,700.00	11001000	5201040	1902010001	
\$90,000.00	40099000	5201040		19-00018-05-02-01
Total Amount: \$97,700.00				

Payment not to exceed \$97,700.00 is authorized to Madden Industrial Craftsmen, Inc. d/b/a Madden Fabrication, and should be encumbered with a purchase order.

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 allocations to specific SAP Fund Numbers, SAP Project Definitions, SAP WBS Elements, SAP Internal Orders, SAP Fund Centers, SAP Cost

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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 is effective immediately upon passage by eight or more affirmative votes; otherwise, it is effective on the tenth day after passage.

PASSED and APPROVED this ___ day of _____, 2016.

M A Y O R
Ivy R. Taylor

ATTEST:

APPROVED AS TO FORM:

Leticia M. Vacek, City Clerk

Martha G. Sepeda, Acting City Attorney

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