

AN ORDINANCE **2016-03-03-0159**

**AUTHORIZING A UTILITY-DRIVEN CHANGE ORDER IN THE INCREASED AMOUNT OF \$161,119.65 PAYABLE TO SHANNON MONK WHICH WILL BE PAID BY CPS ENERGY FOR THE 36TH STREET PHASE IIIB PROJECT, AN AUTHORIZED 2012-2017 GENERAL OBLIGATION AND FEDERALLY FUNDED PROJECT, LOCATED IN COUNCIL DISTRICT 4.**

\* \* \* \* \*

**WHEREAS**, the 36th Street Phase IIIB Project provided for reconstruction of the roadway along 36th Street, from Billy Mitchell to General Hudnell, to include curbs, sidewalks, a shared use path and a drainage channel; and

**WHEREAS**, City Council authorized Ordinance No. 2015-06-04-0481 previously executed a contract with **Shannon Monk** for the 36th Street Phase IIIB Project for an amount not to exceed \$8,078,660.90, through

**WHEREAS**, CPS Energy had originally requested a four inch in diameter conduit for the electrical duct bank and as a result of some recent issues related to the four inch conduit, CPS Energy has increased the diameter of the conduit in the proposed duct bank to five inch diameter, resulting in an increase in the original price for the work; and

**WHEREAS**, CPS Energy has approved the revised quantities and unit price and has accepted to fully fund the net difference in price; and

**WHEREAS**, this change order will be paid by CPS Energy and will not result in a change to City cost; and

**WHEREAS**, this Ordinance approves a utility driven Change Order in the amount not to exceed \$161,119.65 to the construction contract with **Shannon Monk** for the 36<sup>th</sup> Street Phase IIIB Project; and

**WHEREAS**, a previous Change Order that has been authorized for this contract and this utility driven change order will increase the contract by \$161,119.65 to a total contract amount of \$8,677,549.15; **NOW THEREFORE**,

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

**SECTION 1.** The Utility-Driven Change Order in the amount of \$161,119.65 for the 36<sup>th</sup> Street Phase IIIB Project is hereby approved.

**SECTION 2.** The City Manager or her designee is hereby authorized to execute a Utility-Driven Change Order to the Contract with **Shannon Monk**. in the amount of \$161,119.65 which will be paid by CPS Energy.

**SECTION 3.** There is no financial impact to accompany 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 3rd day of March, 2016.



M A Y O R

Ivy R. Taylor

**ATTEST:**

  
Leticia M. Vacek, City Clerk

**APPROVED AS TO FORM:**

  
for  
Martha G. Sepeda, Acting City Attorney

<b>Agenda Item:</b>	<b>8 ( in consent vote: 5, 6, 7, 8, 9, 10, 11, 14, 16, 18, 19, 20, 21 )</b>						
<b>Date:</b>	03/03/2016						
<b>Time:</b>	09:34:57 AM						
<b>Vote Type:</b>	Motion to Approve						
<b>Description:</b>	An Ordinance for the \$8,677,549.15 36th Street Phase IIIB Project, approving a CPS Energy driven change order in the increased amount of \$161,119.65 paid by CPS Energy and authorizing payment to Shannon Monk, an authorized 2012-2017 General Obligation and federally funded project, located in Council District 4. [Peter Zanoni, Deputy City Manager; Mike Frisbie, Director, Transportation & Capital Improvements]						
<b>Result:</b>	Passed						
<b>Voter</b>	<b>Group</b>	<b>Not Present</b>	<b>Yea</b>	<b>Nay</b>	<b>Abstain</b>	<b>Motion</b>	<b>Second</b>
Ivy R. Taylor	Mayor		x				
Roberto C. Treviño	District 1		x				
Alan Warrick	District 2		x				
Rebecca Viagran	District 3		x				
Rey Saldaña	District 4		x				
Shirley Gonzales	District 5		x				
Ray Lopez	District 6		x				x
Cris Medina	District 7		x			x	
Ron Nirenberg	District 8		x				
Joe Krier	District 9		x				
Michael Gallagher	District 10		x				