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Item No.

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

AN ORDINANCE

AUTHORIZING A CHANGE ORDER TO A CONTRACT WITH SWANK SPORTS, LLC D/B/A ASTROBUILDERS TO REACH AN ACCORD ON THE DELIVERED TURF AND TO PROVIDE ALL LABOR, MATERIAL AND EQUIPMENT FOR AN ADDITIONAL PORTABLE ARTIFICIAL INFILL TURF FOR THE ALAMODOME, IN THE AMOUNT OF \$120,849.49.

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WHEREAS, the original contract with Swank Sports LLC d/b/a AstroBuilders for a portable artificial infill turf system, a turf grooming machine, and a turf paint remover machine was approved by the San Antonio City Council by Ordinance No. 2014-06-12-0413 for a cost of \$701,575.00 (“Original Contract”); and

WHEREAS, this ordinance authorizes a change order to the Original Contract to provide additional turf for the All American Bowl, including customized turf panels and logos, for an additional cost of \$120,894.49; and

WHEREAS, this ordinance also authorizes the City to pay a percentage of the cost of the turf delivered under the Original Contract, and to accept said turf after an evaluation period if deemed satisfactory, for a credit off the original price; **NOW THEREFORE:**

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

SECTION 1. The Director of Finance, or his designee, is hereby authorized to execute a change order to the Original Contract in the form attached hereto as **Exhibit I** for the purchase of additional turf panels and logos for an amount not to exceed \$120,894.49, to pay a percentage of the cost of the turf that was delivered under the Original Contract, and to accept that turf with the credit described in the Change Order, should the Director of the Convention Sports and Entertainment Facilities Department deem it satisfactory after the evaluation period.

SECTION 2. Funding in the amount of \$120,894.49 for this ordinance is available for Fund 29007000, Cost Center 4529070001 and General Ledger 5701060, as part of the Fiscal Year 2015 Budget. Payment not to exceed the budgeted amount is authorized to Swank Sports, LLC d/b/a AstroBuilders 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

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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 4. This ordinance is effective immediately upon passage by eight affirmative votes; otherwise it is effective on the tenth day after passage hereof.

PASSED AND APPROVED this ___ day of _____, 2014.

M A Y O R
Ivy R. Taylor

ATTEST:

APPROVED AS TO FORM:

Leticia M. Vacek, City Clerk

Robert F. Greenblum, City Attorney