

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

AN ORDINANCE

RATIFYING A CONTRACT WITH AMERICAN FIRE PROTECTION GROUP, INC. FOR INSTALLATION OF A NEW UNDERGROUND PIPELINE AT THE TOWER OF THE AMERICAS FOR A TOTAL COST OF \$195,684.00, FUNDED FROM THE FY 2017 CENTER CITY DEVELOPMENT AND OPERATIONS UTILITIES SAVINGS FUND.

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WHEREAS, an offer was submitted by American Fire Protection Group, Inc. to provide the City of San Antonio Center City Development and Operations Department with a new underground pipeline in order to supply water to the fire protection sprinkler system for the Tower of the Americas for a total cost of \$195,684.00; and

WHEREAS, the new underground pipeline became necessary because of a sudden break in the existing pipeline, resulting in a total loss of fire protection for the Tower; and

WHEREAS, due to the exigent circumstances, installation of a new underground pipeline has been completed; and

WHEREAS, the Texas Local Government Code indicates that competitive bidding is not required under section 252.022(a)(3), which provides for a procurement necessary because of unforeseen damage to public machinery, equipment, or other property; **NOW THEREFORE:**

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

SECTION 1. The contract with American Fire Protection Group, Inc. to provide the City of San Antonio Center City Development and Operations Department with a new underground pipeline in order to supply water to the fire protection sprinkler system at the Tower of the Americas for a total cost of \$195,684.00 is hereby ratified. A copy of the contract is attached hereto and incorporated herein for all purposes as **Exhibit A**.

SECTION 2. [Fiscal ordinance language to be included in final draft.]

SECTION 3. [Fiscal ordinance language to be included in final draft.]

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 _____, 2018.

LOC/ag
00/00/18
Item No. ____

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Leticia M. Vacek, City Clerk

Andrew Segovia, City Attorney

DRAFT

EXHIBIT A

DRAFT