

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

ORDINANCE

**APPROVING A CONTRACT WITH DURO-LAST, INC.
FOR A ROOF REPLACEMENT FOR THE JO LONG
THEATRE LOCATED AT THE CARVER COMMUNITY
CULTURAL CENTER FOR THE CONVENTION AND
SPORTS FACILITIES DEPARTMENT FOR A TOTAL
COST OF \$143,008.73. FUNDING IS AVAILABLE
THROUGH THE FY 2019 DEFERRED MAINTENANCE
PROGRAM.**

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WHEREAS, the Interlocal Cooperation Act (the “Act”), Chapter 791, Texas Government Code permits local governmental entities to enter into interlocal agreements for the performance of governmental functions, including administrative functions, such as purchasing, in order to promote efficiencies and effectiveness; and

WHEREAS, the Region VIII Education Service Center (“Region VIII”) is the Texas administrator of a cooperative purchasing program known as The Interlocal Purchasing System (“TIPS”) Program; and

WHEREAS, the City entered into an Interlocal Agreement with Region VIII pursuant to Ordinance Number 2009-12-10-1002, authorizing use of contracts procured by TIPS; and

WHEREAS, the City wishes to utilize the TIPS contract with Duro-Last, Inc., to provide all labor, material and equipment for a roof replacement at the Jo Long Theatre at the Carver Community Cultural Center for a total cost of \$143,008.73; **NOW THEREFORE:**

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

SECTION 1. The offer from Duro-Last, Inc. for a roof replacement at the Jo Long Theatre at the Carver Community Cultural Center for a total cost of \$143,008.73 is hereby accepted, subject to and contingent upon the deposit of all required bonds, performance deposits, insurance certificates and endorsements. The bid tabulation and contract are attached hereto and incorporated herein for all purposes as **Exhibit I**.

SECTION 2. Funding for this ordinance in the amount not to exceed \$143,008.73 is available in Fund 43099000, WBS Element 35-00133-02-01, and GL 5201140.

SECTION 3. Payment not to exceed the budgeted amount is authorized to Duro-Last, Inc. to provide all labor, material and equipment to provide a new roof membrane over the entire theater, and should be encumbered with a purchase order.

Payment is limited to the amounts budgeted in the operating and/or capital budget funding sources identified. All expenditures will comply with approved operating and/or capital budgets for current and future fiscal years.

SECTION 4. 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 designee, correct allocations to specific SAP Fund Numbers, SAP Project Definitions, SAP WBS Elements, SAP Internal Orders, SAP Fund Centers, SAP 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 5. 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 ___, 2019.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Leticia M. Vacek, City Clerk

Andrew Segovia, City Attorney