

ORDINANCE

2022-12-15-0957

**APPROVING A CHANGE ORDER TO A CONSTRUCTION CONTRACT  
WITH SPAWGLASS CIVIL CONSTRUCTION, INC. IN THE TOTAL NOT  
TO EXCEED AMOUNT OF \$268,704.26 RELATED TO CRITICAL PATH  
DELAYS FOR THE AIRFIELD IMPROVEMENTS PACKAGE 7  
PROJECT AT THE SAN ANTONIO INTERNATIONAL AIRPORT.**

\* \* \* \* \*

**WHEREAS**, in January 2013 City Council authorized a professional services agreement with Kimley-Horn and Associates, Inc. (KHA) for engineering, design and construction administration services for three airfield projects eligible for Federal Aviation Administration (FAA) AIP grant funds: Runway 13R Rehabilitation, Terminal Areas Taxiways and Taxiway Echo Reconstruction; and

**WHEREAS**, The FAA, City and KHA have coordinated to package the construction phases of these projects to maximize grant funds and minimize impacts on airline and airport operations; and

**WHEREAS**, in 2020 the City solicited the Airfield Improvements Package 7, a part of the Runway 13R Reconstruction project, which included a base bid and five additive alternates and City Council approved a construction contract with SpawGlass for Package 7 for the base bid; and

**WHEREAS**, in 2021 City Council approved a change order to the SpawGlass contract adding the five additive alternates to the scope; and

**WHEREAS**, the FAA has contributed \$26,102,335 to the Airfield Improvements Package 7 project, which funding requires the City to receive approval from the FAA for changes to the scope of work to maintain eligibility for federal funding; and

**WHEREAS**, in the spring of 2022, SpawGlass proposed an alternate pavement section (the pavement structure) to utilize cement treated base material which would reduce the project costs; and

**WHEREAS**, KHA as engineer of record approved the alternate pavement section and the City issued a field alteration to the contractor to utilize the alternate which was placed between July 22 and August 8, 2022; and

**WHEREAS**, in September, following notification of the change by the City to the FAA, the FAA denied the change in pavement section and while an alternative was being prepared for consideration for City Council, the City continued to work to a resolution with the FAA and subsequently the FAA agreed to reverse their original decision.; and

**WHEREAS**, the proposed change order is for the General Conditions time and costs associated with the pavement section change and the associated concrete and electrical work performed and subsequently removed; and

**WHEREAS**, this ordinance authorizes a change order in the not to exceed amount of \$268,704.26 to SpawGlass for the Airfield Improvements Package 7 project; **NOW THEREFORE**,

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

**SECTION 1.** The City Manager or designee is authorized to execute a change order in the not to exceed amount of \$268,704.26 to the construction contract with SpawGlass Civil Construction, Inc. for the Airfield Improvements Package 7 project at the San Antonio International Airport.


**SECTION 2.** Payment is authorized to be encumbered and made payable SpawGlass Civil Construction, Inc in an amount not to exceed \$268,704.26. Payment is in support of the Airfield Package 6-7 Project using Fund 51099000 with the WBS element 33-00316-05-02-06 and GL account 5201140. Funding for this project is provided by Airport Improvement Grants and Interim Airport Financing and is in the FY2023-FY2028 CIP Budget.

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 3.** The financial allocations in this Ordinance are subject to approval by the Deputy Chief Financial Officer, City of San Antonio. The Deputy Chief Financial Officer may, subject to concurrence by the City Manager or the City Manager's designee, correct allocations to specific Fund Numbers, Project Definitions, WBS Elements, Internal Orders, Fund Centers, Cost Centers, Functional Areas, Funds Reservation Document Numbers, and GL Accounts as necessary to carry out the purpose of this Ordinance.

**SECTION 4.** This Ordinance shall be effective immediately upon the receipt of eight affirmative votes; otherwise, it is effective ten days after passage.


***PASSED and APPROVED** this 15<sup>th</sup> day of December 2022.*

  
**MAYOR**  
Ron Nirenberg

**ATTEST:**

  
Debbie Racca-Sittre, City Clerk

**APPROVED AS TO FORM:**

  
Andrew Segovia, City Attorney





## City of San Antonio

### City Council Meeting December 15, 2022

15.

2022-12-15-0957

Ordinance approving a change order to a construction contract with SpawGlass Civil Construction, Inc. in the amount of \$268,704.26 related to critical path delays for the Airfield Improvements Package 7 project at the San Antonio International Airport. Funding is from Interim Airport Financing included in the FY 2023-FY 2028 Capital Improvement Budget; the Federal Aviation Administration will reimburse the City for the Change Order. [Jeff Coyle, Assistant City Manager; Jesus Saenz, Director, Aviation]

Councilmember Rocha Garcia moved to Approve on the Consent Agenda. Councilmember Castillo seconded the motion. The motion carried by the following vote:

**Aye:** Nirenberg, Bravo, McKee-Rodriguez, Viagran, Rocha Garcia, Castillo, Cabello Havrda, Sandoval, Pelaez, Courage, Gallagher