

ORDINANCE

APPROVING A CHANGE ORDER TO THE CONSTRUCTION CONTRACT WITH SPAWGLASS CIVIL CONSTRUCTION, INC. IN THE AMOUNT OF \$199,742.38 TO SETTLE THE DELAY CLAIMS RELATED TO IMPACTS FROM THE COVID-19 PANDEMIC AND THE INABILITY OF THE FEDERAL AVIATION ADMINISTRATION (FAA) RESIDENT ENGINEER TO TRAVEL TO THE SITE FOR THE AIRFIELD IMPROVEMENTS PACKAGE 6 PROJECT AT THE SAN ANTONIO INTERNATIONAL AIRPORT, WITH FUNDING AVAILABLE FROM AND INCLUDED IN THE FY 2022 - 2027 CAPITAL IMPROVEMENT PROGRAM.

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WHEREAS, on January 30, 2020, City Council authorized a construction contract to SpawGlass for the Airfield Improvements Package 6 project, which includes phases of Taxiway E Reconstruction and Runway 13R Rehabilitation projects, in the amount of \$7,691,662.96; and

WHEREAS, the contractor was impacted a total of 288 days due to unforeseen delays from rephasing due to the COVID-19 pandemic and the lack of FAA Resident Engineer (RE) travel authorization to observe critical path work. Package 6 included work to relocate and improve the FAA's underground communication loop system during 2020 and 2021; and

WHEREAS, as a result of the FAA RE lack of travel authorization to provide their services, this work had to be scheduled and the project rephased to a later date, delaying SpawGlass' schedule; and

WHEREAS, as a result of this delay, SpawGlass incurred additional costs and submitted delay claims; and

WHEREAS, this ordinance authorizes a change order in an amount not to exceed \$199,742.38 to settle the delay claims; **NOW THEREFORE**,

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

SECTION 1. The City Manager of designee is authorized to execute a change order in the not to exceed amount of \$199,742.38 to the construction contract with SpawGlass Civil Construction, Inc. for the Airfield Improvements Package 6 Project at 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 \$199,742.38 in support of the Taxiway E Reconstruction Project using Fund 51099000 with the WBS element 33-00194-05-02-01 and GL account 5201140.

Funding for this project is provided by Capital Improvements S Fund, 2014 Airport Txb Tan Fund, 2021 Airoirt Txb Tan Fund, Terminal Area Taxiway Fund, and Construction Taxiway Pkg 6 Fund and is in the FY2022-FY2027 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 is effective immediately upon the receipt of eight affirmative votes; otherwise, it is effective ten days after passage.

***PASSED and APPROVED** this 16th day of December 2021.*

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Debbie Racca-Sittre, Acting City Clerk

Andrew Segovia, City Attorney

MAT
12/16/21
Item No.

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

EXHIBIT 1
SPAWGLASS CHANGE ORDER

DRAFT