

**CITY OF SAN ANTONIO
INTERDEPARTMENTAL MEMORANDUM
PUBLIC WORKS DEPARTMENT**

CONSENT AGENDA

ITEM NO. 11

TO: Mayor and City Council

FROM: Thomas G. Wendorf, P.E., Director of Public Works

THROUGH: Terry M. Brechtel, City Manager

COPIES: Melissa Byrne Vossmer; Andrew Martin; Louis A. Lendman; Milo D. Nitschke; File

SUBJECT: Higgins from Nacogdoches to Stahl Road Phase I

DATE: April 17, 2003

SUMMARY AND RECOMMENDATIONS

This ordinance approves a 1994 General Obligations Street Improvement Bond funded Field Alteration No. 11 in the amount of \$28,106.71 payable to Service Station Constructors & Fuel Systems and Commercial Indemnity Insurance Company, a non-MBE firm, for construction expenses in connection with the Higgins from Nacogdoches to Stahl Road Phase I project located in Council District 10.

Staff recommends approval of this ordinance.

BACKGROUND INFORMATION

This Field Alteration No. 11 provides for the installation of temporary traffic signals needed at the intersection of Higgins Road and Nacogdoches Road. The temporary signals are necessary to accommodate traffic while Higgins Road and the final signalization system is being reconstructed.

Phase I of this project provides for the reconstruction of Higgins Road to 5 lanes from Nacogdoches to Buckwheat, 4 lanes from Buckwheat to Uhr Lane and 5 lanes from Uhr Lane to Bellcrest, including curbs, sidewalks driveway approaches and necessary drainage. This phase of the project should be completed by June 2003.

This construction contract was approved by City Council, Ordinance No. 93965, dated May 17, 2001, and initially authorized \$4,222,412.65 for construction services related to this project. Previously approved Field Alterations totaling \$1,348,858.11 decreased the total contract award to \$2,873,554.54. This Council action increases the total, to date, authorized for this construction contract to \$2,901,661.25.

POLICY ANALYSIS

Approval of this ordinance will be a continuation of City Council policy to complete previously approved 1994 Street Improvement Bond funded Capital Improvement Projects.

FINANCIAL IMPACT

This is a one-time capital improvement expenditure within budget but not included in the Capital Improvement Program Budget. Funds in the amount of \$28,106.71 are available from the project construction contingency, previously funded with 1994 General Obligations Street Improvement Bonds and authorized payable to Service Station Constructors & Fuel Systems and Commercial Indemnity Insurance Company. This item represents a portion of a total estimated City project cost of \$2,970,248.00.

Given direction from Commercial Indemnity Insurance Company, through a letter dated June 12, 2002, the City of San Antonio is not to issue further payment to Service Station Constructors & Fuel Systems until Commercial Indemnity has provided Surety's Consent to Final Payment or issue any and all future payments on this project payable to both Service Station Constructors & Fuel Systems and Commercial Indemnity Insurance Company.

COORDINATION

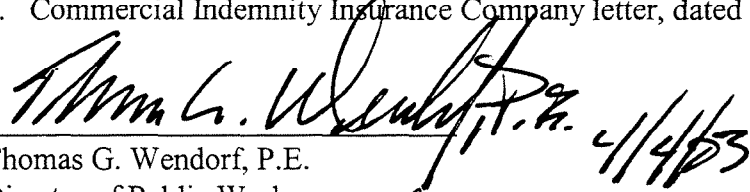
This request for Ordinance has been coordinated with the Office of Management and Budget and the Finance Department.

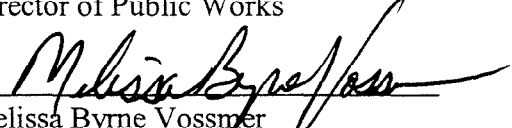
SUPPLEMENTARY COMMENTS

This contract was developed utilizing the formal competitive bid process; therefore, a Discretionary Contracts Disclosure Form is not required.

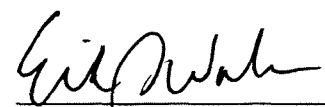
ATTACHMENTS

1. Field Alteration No. 11
2. Commercial Indemnity Insurance Company letter, dated June 12, 2002,


Thomas G. Wendorf, P.E.
Director of Public Works


Melissa Byrne Vossmer
Assistant City Manager

Approved:


Terry M. Brechtel
City Manager

CITY OF SAN ANTONIO
DEPARTMENT OF PUBLIC WORKS
FIELD ALTERATION REQUEST

Date: 03/03/03

Field Alteration No. 7 PW-61

Project Name (as shown on the Work Project Authorization): **Higgins-Nacogdoches to Stahl Road - Phase I**

The revision or amendment described below to the work originally or previously specified is hereby requested, including all changes in cost: (Describe work to be added or deleted. Attach revised plan sheet affected or drawings as required):

Installation of a temporary traffic signal is needed at the intersection of Higgins Road and Nacogdoches Road. (See attached cost breakdown)

Justification for proposed alteration (description in detail as to why this work is to be added or deleted - use attachments if necessary):

A temporary signal is necessary due to the conflict of the final signal layout with the existing signal poles. The temporary system will facilitate the transfer of existing to final traffic signalization.

Resulting change in contract cost by this Field Alteration: \$ 28,106.71 [X] Increase (attach summary)
[] Decrease

Resulting in an: [X] Increase 0 Working Days
[] Decrease Calendar Days (To be negotiated by the Contractor and the City).

Requested by:

City of San Antonio

City, Consulting Engineer/Architect, Other
(Please Specify)

By: David Carlson 3-5-03
(Signature of authorized representative) Date:

Title: SRAT/DAVID CARLSON
Service Station Constructors & Fuel Systems, Inc.
Contractor (type in full name)

RECOMMENDED:

Raymond A. P.E. 3/3/03
Consultant (Project Engr/Arch Only) Date:
Firm: Overby Descamps Engineers, Inc.

Anibal A. Gutierrez, Jr., P.E. 3-7-03
Anibal A. Gutierrez, Jr., P.E. Date:
Project Manager

William E. Krause Date:
Capital Programs Manager

Edward D. Arizola 3-5-03
Eddie Arizola Date:
City Inspection Supervisor

Walter E. Childs 3-5-03
Walter E. Childs Date:
Construction Inspections Manager

Douglas W. Yerkes, Ph.D., P.E. 3/20/03
Douglas W. Yerkes, Ph.D., P.E. Date:
City Engineer

APPROVED:

Terry M. Brechtel Date:
City Manager

Thomas G. Wendorf, P. E. Date:
Director of Public Works

FOR CITY USE ONLY:

Professional Services Fees for this Field Alteration are:
Original Contract Amt. \$ 4,222,412.65
Previous Approved FAs \$ 1,348,858.11
This Field Alteration \$ 28,106.71
Total \$ 2,901,661.25

[] eligible [] ineligible
Const. Contg. Fund \$
Previous Approved FA \$
This Field Alteration \$
Total Field Alterations \$
Balance \$

Ord. No. 93965

5/17/01

Service Station Constructors & Fuel Systems, Inc.

19925 IH-10 West
San Antonio, Texas 78257

Phone (210) 698-8373
Fax (210) 698-8372

February 12, 2003

CITY OF SAN ANTONIO
DEPARTMENT OF PUBLIC WORKS
CAPITAL PROJECTS DEPARTMENT
ATTN: ANIBAL GUTIERREZ, PROJECT MANAGER

RE: HIGGIN - NACOGDOCHES TO STAHL ROAD

ANIBAL,

WE ARE PLEASED TO SUBMIT THE FOLLOWING QUOTE FOR TEMPORARY TRAFFIC SIGNAL AT HIGGINS AND NACOGDOCHES ROAD.

EXCLUSIONS:

1. TEMPORARY POWER FOR CONSTRUCTION
2. BARRICADES OR TRAFFIC HANDLING
3. ENGINEERING IN FIELD/LAY OUT/ SURVEYING
4. RIP RAP OR SIDEWALK WORK
5. VEHICLE DETECTION
6. BOND
7. TEMPORARY CONTROLLER FOR TRAFFIC SIGNALS
8. RELOCATE ELECTRIC SERVICE

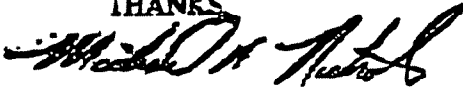
INCLUSIONS:

SET WOOD POLES, GUY SUPPORTS, SPAN WIRE, WIRING AND SIGNAL HEADS.
POLICE OFFICERS FOR CHANGE OVER AND REMOVE TEMPORARY SIGNALS AT
APPROPRIATE TIME.

TOTAL PROPOSAL: \$28,106.71

IF YOU HAVE ANY QUESTIONS PLEASE CALL ME AT THE OFFICE.

THANKS



MIKE NICHOLS
PROJECT MANAGER
SSCFS, INC.

COMMERCIAL INDEMNITY INSURANCE COMPANY

1507 I-35 SOUTH
AUSTIN, TEXAS 78741

Wednesday, June 12, 2002

SENT: VIA FAX & USPS

City of San Antonio
Department of Public Works
Attn: Thomas Wendorf
114 E. Commerce
San Antonio, TX 78283

Re: Service Station Constructors & Fuel Systems
Higgins Road from Nacogdoches to Stahl Road South
Payment & Performance Bond BD45876

Dear Mr. Wendorf:


Commercial Indemnity Insurance Company is the surety on the above captioned bond, and as such is aware of certain matters that give us great concern.

We must therefore make demand upon the City of San Antonio (COSA), as owner to: 1), not issue further payment to Service Station Constructors & Fuel Systems until Commercial Indemnity has provided Surety's Consent to Final Payment or 2), issue any and all future payments on this project payable to both Service Station Constructors & Fuel Systems and Commercial Indemnity Insurance Company. If joint payment is made then payments need to be forwarded to:

Commercial Indemnity Insurance Company
1405 E. Riverside Dr.
Austin, Texas 78741

If you have any questions please contact me at address or numbers listed below.

Sincerely,



Steven C. Buffkin
Vice President

SAN ANTONIO OFFICE:
10803 GULFDAL, SUITE 220 • SAN ANTONIO, TEXAS 78216
TEL: 210-344-8898 FAX: 210-344-8040