

Section 1. The City Council hereby appropriates the sum or sums of money set out in the title of this Ordinance, out of the respective fund or funds set out in such title as follows: the sum of \$232,068.97 is appropriated for contract services related to the project described in the title, and the sum of \$23,207.00 is appropriated for CIP Cost Recovery relating to construction of facilities financed by the fund described in such title.

Section 2. The City Council hereby approves and authorizes the contract, agreement, or other undertaking described in the title of this Ordinance, in substantially the form as shown in the document which is attached hereto and incorporated herein by this reference. The Mayor is hereby authorized to execute such document and all related documents on behalf of the City of Houston. The City Secretary is hereby authorized to attest to all such signatures and to affix the seal of the City to all such documents.

Section 3. The Mayor is hereby authorized to take all actions necessary to effectuate the City's intent and objectives in approving such agreement, agreements or other undertaking described in the title of this ordinance, in the event of changed circumstances.

Section 4. The City Attorney is hereby authorized to take all action necessary to enforce all legal obligations under said contract without further authorization from the City Council.

Section 5. There exists a public emergency requiring that this Ordinance be passed finally on the date of its introduction as requested in writing by the Mayor; therefore, this Ordinance shall be passed finally on such date and shall take effect immediately upon its passage and approval by the Mayor; however, in the event that the Mayor fails to sign this Ordinance within five days after its passage and adoption, it shall take effect in accordance with Article VI, Section 6, Houston City Charter.

PASSED AND ADOPTED this 9th day of SEPTEMBER, 2020.

APPROVED this ___ day of _____, 20__.

Mayor of the City of Houston, Texas.

Pursuant to Article VI, Section 6, Houston City Charter, the effective date of the foregoing Ordinance is SEP 15 2020.

Patricia Haniel
City Secretary

(Prepared by Legal Dept. Marina Banks)

(MNB/sjl 07/24/2020)

Assistant City Attorney

(Requested by Carol Ellinger Haddock, P.E., Director, Houston Public Works)

(L.D. File No. 0672000018001)

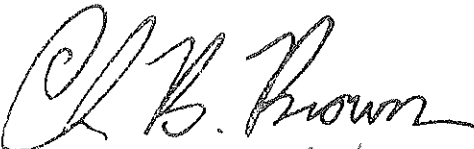
CAPTION PUBLISHED IN DAILY COURT
REVIEW
DATE: SEP 15 2020

CERTIFICATE OF CITY CONTROLLER

I, Chris B. Brown, Controller of the City of Houston, Texas, pursuant to Article II, Section 19a of the Charter of the City of Houston, Texas, with respect to the sum of **\$255,275.97** required for the project referenced in the title of this ordinance, do hereby certify as follows:

Dedicated Drainage and Street Renewal Capital Fund-Ad Valorem Tax (DDSRF Capital Fund 4046) (Ordinance No. 2020-285)*

General Obligation Commercial Paper Series K, Ordinance No. 2011-1088, is available as an “initial” funding source for the project referenced above in the amount of **\$255,275.97**.



City Controller *James Palk*

*Footnote Fund 4046: The department has responsibility to ensure that cash in Dedicated Drainage and Street Renewal Fund-Ad Valorem Tax (Fund 2311) is sufficient to fund 4046 when bills are presented for payment.

DDRSF-Ad Valorem Tax 4046
Revised 08/25/20

AYE	NO	
✓		MAYOR TURNER
••••	••••	COUNCIL MEMBERS
✓		PECK
✓		DAVIS
✓		KAMIN
✓		EVANS-SHABAZZ
✓		MARTIN
✓		THOMAS
✓		TRAVIS
✓		CISNEROS
✓		GALLEGOS
✓		POLLARD
✓		MARTHA CASTEX-TATUM
✓		KNOX
✓		ROBINSON
✓		KUBOSH
✓		PLUMMER
✓		ALCORN
CAPTION	ADOPTED	

**FIRST AMENDMENT TO THE CONTRACT FOR WORK ORDER BRIDGE REHABILITATION/
REPLACEMENT CITYWIDE 2017 BETWEEN THE CITY OF HOUSTON AND ISI
CONTRACTING, INC.**

THE STATE OF TEXAS §
 §
COUNTY OF HARRIS §

THIS FIRST AMENDMENT TO THE CONTRACT FOR WORK ORDER BRIDGE REHABILITATION/ REPLACEMENT CITYWIDE 2017 (“FIRST AMENDMENT”) is made on the counter-signature date by and between the CITY OF HOUSTON, TEXAS (the “City”), a home-rule city of the state of Texas, and ISI CONTRACTING, INC. (the “Contractor”), a Texas corporation.

RECITALS:

1. Pursuant to Ordinance 2017-0073 (February 8, 2017), the City and the Contractor entered into a Contract for Work Order Bridge Rehabilitation/ Replacement Citywide 2017 (the “Original Agreement”).
2. It is stated in the Texas Local Government Code that a contract with an original contract price of \$1 million or more may not be increased by more than twenty-five percent. *Tex. Local Gov’t Code Section 271.060.*
3. The City and the Contractor desire to amend the Original Agreement to appropriate additional funding more than twenty-five percent of the original contract price and must receive approval from City Council in order to do so.
4. **NOW THEREFORE**, the parties agree as follows:

ARTICLE I.

Section 3.1 of Article 3, “Contract Price”, of the Original Agreement, is deleted in its entirety and replaced with the following:

3.1 Subject to terms of the Contract, the City will pay Contractor the Contract Price set out in each Work Order in current funds for Contractor’s performance of the Contract. The total Contract Price, as sum of Contract Prices for all Work Order issued, shall not exceed **\$932,068.97 (Adjustment Factor = 1.29)**, which includes Allowances, and Alternates, if any, accepted below.

ARTICLE II.

Except as modified under this First Amendment, the Original Agreement will remain in full force and effect. In the event of a conflict between the Original Agreement, and this First Amendment, this First Amendment shall prevail.

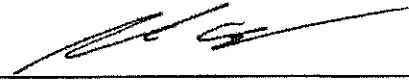
[Signatures on page to follow]

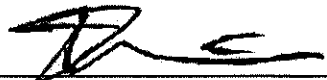
E. Signatures

The Parties have executed this Agreement in multiple copies, each of which is an original.

ATTEST/SEAL (if a corporation):
WITNESS (if not a corporation):

CONTRACTOR: ISI CONTRACTING, INC

By: 
Name: Mark Browne
Title: Chief Estimator

By: 
Name: Tim Herbert
Title: President

ATTEST/SEAL:


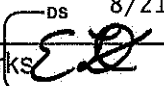
CITY OF HOUSTON, TEXAS
Signed by:

City Secretary

Mayor

APPROVED:

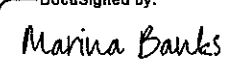
COUNTERSIGNED BY:

DocuSigned by:

A03644087200463...
Director, Houston Public Works  DS 8/21/2020

City Controller

APPROVED AS TO FORM:

DATE COUNTERSIGNED:

DocuSigned by:

FD1DDF42646E47E...
Assistant City Attorney
L.D. File No. _____
