

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

AN ORDINANCE

FOR THE BRACKENRIDGE PARK / WITTE MUSEUM PARKING GARAGE EXPANSION, A 2017-2022 BOND FUNDED PROJECT, APPROVING A FUNDING AGREEMENT WITH THE WITTE MUSEUM IN AN AMOUNT NOT TO EXCEED \$2,594,096.93 OF WHICH \$500,000.00 WILL BE APPROPRIATED FROM 2018 CERTIFICATES OF OBLIGATION AND \$94,096.93 FROM THE ENERGY AND EFFICIENCY FUND FOR FACILITY EXPANSION AND SITE IMPROVEMENTS TO THE PARKING GARAGE LOCATED NEAR THE WITTE MUSEUM ON AVENUE B IN BRACKENRIDGE PARK, IN COUNCIL DISTRICT 2.

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WHEREAS, on May 6, 2017, San Antonio residents voted and approved the 2017-2022 General Obligation Bond Program totaling \$850 million; and

WHEREAS, the existing Brackenridge Park / Witte Museum Parking Garage is a 118,464 square foot facility located on Avenue B in Brackenridge Park, near The Witte Museum in Council District 2; and

WHEREAS, this agreement will allow for improvements, with \$2,000,000.00 allocated from 2017-2022 Bond Funds, \$500,000.00 allocated from 2018 Certificates of Obligation and \$94,096.93 allocated from the Office of Sustainability's Energy Efficiency Fund; and

WHEREAS, opened in 1926 in Brackenridge Park, The Witte Museum stands as a permanent home for exhibits of the history and art of Texas, utilizing the latest museum practices and technology; and

WHEREAS, the improvements to the existing parking garage, to be funded with the City's contribution, include construction of an additional floor of parking, to expand parking capacity by approximately 117 new spaces, a new pedestrian entrance on the facility's northeast corner for improved access to the Park and Museum, and associated site work, landscaping and irrigation improvements as well as lighting retrofits to ensure more sustainable fixtures are in place; and

WHEREAS, the Witte Museum will construct the improvements to the Brackenridge Park/Witte Museum Parking Garage in accordance with the bond brochure and funding agreement to ensure continued use by the general public; and

WHEREAS, the City's funding will be provided on a reimbursement basis and once the construction is verified and approved. Construction activities are anticipated to begin upon execution of the agreement and estimated for completion by August 2019; and

WHEREAS, this agreement will be executed in compliance with the Small Business Economic Development Advocacy (SBEDA) Program, which requires contracts be reviewed by a Goal Setting Committee to establish a requirement and/or incentive unique to the particular contract in an effort to maximize the amount of small, minority, and women-owned business participation on the contract; and

WHEREAS, the Goal Setting Committee set a 28% Minority and/or Women Business Enterprise (M/WBE) and 4% African American Business Enterprise AABE subcontracting goal; **NOW THEREFORE:**

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

SECTION 1. The City Manager or her designee or the Director of the Transportation and Capital Improvements Department or his designee, is authorized to execute Funding Agreements between the City of San Antonio and the Witte Museum in an amount not to exceed \$2,594,096.93 for facility expansion and site improvements to the parking garage located near The Witte Museum on Avenue B in Brackenridge Park, located in Council District 2. A copy of the Funding Agreement in substantially final form is attached hereto and incorporated herein for all purposes as **Attachment I**.

SECTION 2. The budget in SAP Fund 40099000, Other Capital Projects, SAP Project Definition 35-00024, DM - Brackenridge Park, shall be **revised by decreasing** SAP WBS Element 35-00024-07-02 entitled Construction (FY 2018), SAP GL account 5201140, by the amount of \$500,000.00.

SECTION 3. The budget in SAP Fund 40099000, Other Capital Projects, SAP Project Definition 35-00024, DM - Brackenridge Park, shall be **revised by decreasing** SAP WBS element 35-00024-90-02-04 entitled **FY 2018 Unissued CO's**, SAP GL account 6101100, by the amount of \$500,000.00.

SECTION 4. The budget in SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 23-01645, Brackenridge Park/Witte Parking Garage, shall be **revised by increasing** SAP WBS element 23-01645-90-02-01 entitled **FY 2018 Unissued CO's**, SAP GL account 6101100 - Interfund Transfer In, by the amount \$500,000.00.

SECTION 5. The amount of \$94,096.93 is appropriated in SAP Fund 29652000, Energy Efficiency, SAP Internal Order # 390000002XXX, SAP GL account 6102100 - Interfund Transfer out entitled From 29084000 to 23-01645-90-14-01. The amount of \$94,096.93 is authorized to be transferred to SAP Fund 45099000.

SECTION 6. The budget in SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 23-01645, Brackenridge Park/Witte Parking Garage, shall be **revised by increasing** SAP WBS Element 23-01645-90-14-01 entitled Transfer from I/O# 390000002XXX (29652000), SAP GL Account 6101100 - Interfund Transfer In, by the amount \$94,096.93.

SECTION 7. 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 the City Manager's 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 8. This Ordinance is effective immediately upon the receipt of eight affirmative votes; otherwise, it is effective ten days after passage.

PASSED AND APPROVED this _____th day of _____, 2018.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Leticia M. Vacek, City Clerk

Andrew Segovia, City Attorney

SW/ah
xx/xx/xx
Item No. 18-1788

ATTACHMENT I