

ORDINANCE 2019-03-21-0217

**AUTHORIZING AN AMENDMENT IN THE AMOUNT NOT TO EXCEED \$995,000.00 TO THE CONSTRUCTION MANAGER AT RISK AGREEMENT WITH TURNER CONSTRUCTION COMPANY FOR THE CONSOLIDATED RENT A CAR FACILITY PROJECT AT SAN ANTONIO INTERNATIONAL AIRPORT.**

\* \* \* \* \*

**WHEREAS**, in May 2013, City Council approved a Construction Manager at Risk (CMR) contract with Turner Construction Company in the amount of \$105,000,000.00 for the construction of a Consolidated Rent A Car (CONRAC) facility; and

**WHEREAS**, this Ordinance authorizes an amendment, in an amount not to exceed \$995,000.00 for a total contract value of \$143,637,316.00; **NOW THEREFORE:**

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

**SECTION 1.** The City Manager or designee, is hereby authorized to execute an amendment in an amount not to exceed \$995,000.00 to the Construction Manager at Risk Agreement with Turner Construction Company for the CONRAC project, a copy of which is set out in **Exhibit 1** for the CONRAC project.


**SECTION 2.** Payment in the amount not to exceed \$995,000.00 in SAP Fund 51099000, Airport Capital Projects, SAP Project Definition 33-00079, Consolidated Rental Car Facility, is authorized to be encumbered and made payable to Turner Construction Company, for additional Construction Manager at Risk (CMR) contract services.

**SECTION 3.** 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.

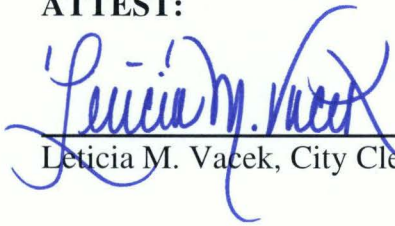
**SECTION 4.** This Ordinance shall be effective immediately upon the receipt of eight affirmative votes; otherwise, it is effective ten days after passage.

KRH  
03/21/19  
Item No. 12B


**PASSED and APPROVED** this 21<sup>st</sup> day of March, 2019.

  
M A Y O R  
Ron Nirenberg

**ATTEST:**

  
\_\_\_\_\_  
Leticia M. Vacek, City Clerk

**APPROVED AS TO FORM:**

  
\_\_\_\_\_  
Andrew Segovia, City Attorney

<b>Agenda Item:</b>	12B ( in consent vote: 5, 6, 7, 8, 9, 10, 11, 12A, 12B, 12C, 14, 16, 17, 18, 19, 20, 22, 23, 25, 26, 27, 28, 29, 30, 31, 32, 33, 35, 36, 37A, 37B, 38A, 38B, 38C, 39A, 39B, 39C, 39D )						
<b>Date:</b>	03/21/2019						
<b>Time:</b>	09:59:57 AM						
<b>Vote Type:</b>	Motion to Approve						
<b>Description:</b>	Ordinance amending the construction manager at risk contract with Turner Construction Company in the amount of \$995,000.00 for a total contract value of \$143,637,316.00.						
<b>Result:</b>	Passed						
Voter	Group	Not Present	Yea	Nay	Abstain	Motion	Second
Ron Nirenberg	Mayor		x				
Roberto C. Treviño	District 1		x			x	
Art A. Hall	District 2		x				
Rebecca Viagran	District 3		x				
Rey Saldaña	District 4		x				
Shirley Gonzales	District 5		x				
Greg Brockhouse	District 6		x				
Ana E. Sandoval	District 7		x				
Manny Pelaez	District 8		x				
John Courage	District 9		x				x
Clayton H. Perry	District 10		x				

KRH  
03/21/19  
Item No. 12B

**EXHIBIT 1**

**AMENDMENT 4  
TO THE  
CONSTRUCTION MANAGER AT RISK CONTRACT  
FOR THE  
CONSOLIDATED RENTAL CAR FACILITY/OTHER LANDSIDE FACILITIES  
AT SAN ANTONIO INTERNATIONAL AIRPORT  
(AIRPORT TRANSIT CENTER)  
  
(PROJECT NUMBER 33-00039)**

This Amendment (herein called the "Amendment") to the Construction Manager at Risk Contract for the Consolidated Rental Car Facility/Other Landside Facilities at San Antonio International Airport is entered into by and between the City of San Antonio (herein called "the City"), a Texas municipal corporation, acting by and through its City Manager and Turner Construction Company (herein called "CM@Risk" or "Construction Manager"), acting by and through its duly authorized corporate representative, as set out below.

**WITNESSETH:**

**WHEREAS**, in May 2013 the City and CM@Risk entered into the Construction Manager at Risk Contract for the Consolidated Rental Car Facility/Other Landside Facilities at San Antonio International Airport (herein called "the Contract") pursuant to Ordinance No. 2013-5-30-0352; and

**WHEREAS**, this amendment increases the Contract's Guaranteed Maximum Price ("GMP") amount by \$995,000.00 for a revised total Contract value of \$143,637,316.00 ;

**NOW THEREFORE**, in consideration of the terms, covenants, agreements and demises herein contained each to the other given, the sufficiency and receipt of which are hereby acknowledged, the Contract, as previously amended, entered into by and between the City and the CM@Risk, is amended as follows:

1. The total Guaranteed Maximum Price is hereby increased by \$995,000.00 for a total a revised Contract value of \$143,637,316.00.

Except as amended hereby, all other provisions of the Agreement are hereby retained in their entirety and remain unchanged.

*Signatures to follow*

EXECUTED AND AGREED TO this \_\_\_\_\_ day of \_\_\_\_\_, 2019.

CITY OF SAN ANTONIO

TURNER CONSTRUCTION  
COMPANY

By: \_\_\_\_\_

Peter Zanoni  
Deputy City Manager

By:         J S-K        

Signature

        MIKE J. KAWAN          
Printed Name & Title VICE PRESIDENT / OFFICER

APPROVED:

By: \_\_\_\_\_

City Attorney