

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

AN ORDINANCE

**AMENDING A PROFESSIONAL SERVICES AGREEMENT WITH
FREESE AND NICHOLS, INC. IN THE AMOUNT NOT TO EXCEED
\$821,323.00 FOR ADDITIONAL DESIGN SERVICES FOR THE
BELFORD AREA DRAINAGE PROJECT, A 2007 BOND SAVING AND
2012-2017 GENERAL OBLIGATION BOND FUNDED PROJECT,
LOCATED IN COUNCIL DISTRICT 3.**

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WHEREAS, Ordinance No. 2011-11-17-0935 authorized a professional services agreement with **Freese and Nichols, Inc** in the amount not to exceed \$400,000.00 for the Belford Area Drainage Project; and

WHEREAS, the Project provides for the design of street and drainage improvements along Belford Drive from Utopia Lane to Galway Street and Utopia Lane from Belford Drive west to halfway to Pickwell Drive, as well as, drainage improvements to include improving an existing, off-site channel from the intersection of Belford Drive and Utopia Lane to IH-37; and

WHEREAS, **Freese and Nichols, Inc.** was selected to provide for a study of the existing drainage conditions in the Belford Area located in the Fairlawn drainage watershed (adjacent to Highland Hills) and prepare construction documents for an improved outfall; and

WHEREAS, the results of the study were summarized in a Preliminary Engineering Report (PER) on how to alleviate localized flooding and identified drainage improvements, including an underground storm sewer system and street improvements throughout the Belford Area which were not defined prior to Freese and Nichols's completion of the PER; and

WHEREAS, this Ordinance will amend the professional services agreement with **Freese and Nichols, Inc.** in an amount not to exceed \$821,323.00 for additional design services to complete the design of identified drainage improvements for the Belford Area Drainage Project; and

WHEREAS, this Amendment will increase the total contract amount not to exceed \$1,221,323.00; and

WHEREAS, approval of this Ordinance will be a continuation of Council policy to complete previously approved 2007 Bond Savings and 2012-2017 General Obligation Bond funded projects and are included in the FY 2014-2019 Capital Improvement Budget; **NOW THEREFORE**,

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

SECTION 1. The Professional Services Agreement with **Freese and Nichols, Inc.** is amended in the amount not to exceed \$821,323.00 for additional design services to complete the design of identified drainage improvements for the Belford Area Drainage Project.

SECTION 2. The following financial adjustments are hereby approved:

- a) A Task Order contract was previously awarded to **Freese and Nichols, Inc.** in the amount not to exceed \$400,000.00 for a professional services agreement by Ordinance 2011-11-17-0935. This Ordinance is increasing the contract amount by \$821,323.00 to a revised contract total in an amount not to exceed \$1,221,323.00 and is authorized to be encumbered with a purchase order and made payable to **Freese and Nichols, Inc.**, for professional services agreement.
- b) 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 3. This Ordinance shall be effective immediately upon passage by eight or more affirmative votes; otherwise, it shall be effective on the tenth day after passage.

PASSED AND APPROVED this ____ day of _____, 2013.

M A Y O R
Julián Castro

ATTEST:

APPROVED AS TO FORM:

Leticia M. Vacek, City Clerk

Michael D. Bernard, City Attorney