

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

**AN ORDINANCE**

**AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT WITH  
FOSTER CM GROUP, INC. IN AN AMOUNT NOT TO EXCEED  
\$2,500,000.00 FOR DESIGN REVIEW, INSPECTION AND TESTING  
SERVICES FOR THE RESIDENTIAL ACOUSTICAL TREATMENT  
PROGRAM FOR THE SAN ANTONIO INTERNATIONAL AIRPORT.**

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**WHEREAS**, the Residential Acoustical Treatment Program (RATP) for San Antonio International Airport provides acoustical treatment for qualifying dwellings located within the Federal Aviation Administration (FAA) noise contour boundaries and has treated approximately 1,300 homes and over 200 apartments since 2005; and

**WHEREAS**, the RATP program requires an independent firm to review the architectural and engineering design reports completed by the acoustical treatment consultant, submit design review reports, provide construction inspection services, inspection reports, and perform acoustical and HVAC field testing; and

**WHEREAS**, Foster CM Group, Inc. (Foster) submitted the only response to a Request for Qualification released in August 2014 and a committee comprised of representatives from the City Manager's Office, the Aviation Department, and the Airport Advisory Council evaluated the proposal and unanimously recommend the award of a contract to Foster; and

**WHEREAS**, the RATP is dependent upon annual federal funding with 80% of the funding coming from the FAA Airport Improvement Grant Program and the other 20% from the City's match for eligible project costs; and

**WHEREAS**, it is now necessary to authorize the execution of a Professional Services Agreement in an amount not to exceed \$2,500,000.00 with Foster; **NOW THEREFORE**,

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

**SECTION 1.** The City Manager or her designee is authorized to execute a Professional Services Agreement with Foster CM Group, Inc. in an amount not to exceed \$2,500,000.00 for Design Review, Inspection and Testing Services for the Residential Acoustical Treatment Program for the San Antonio Airport System. A copy of the Agreement, in substantially final form, is set out in **Exhibit I**.

**SECTION 2.** Fund 2605833067 entitled "Residential Acoustical Program 79-2014" and Internal Order 133000000124 is hereby designated for use in the accounting for the fiscal

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transaction. The sum in an amount not to exceed \$2,500,000.00 will be appropriated in said fund and are authorized to be encumbered and made payable to Foster CM Group, Inc.

**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.

**PASSED and APPROVED** this \_\_\_\_\_ day of November, 2014.

**M A Y O R**  
Ivy R. Taylor

**ATTEST:**

**APPROVED AS TO FORM:**

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Leticia M. Vacek  
City Clerk

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Robert F. Greenblum  
City Attorney