

ORDINANCE 2019-09-19-0751

APPROVING AMENDMENTS TO ON-CALL PROFESSIONAL SERVICES AGREEMENTS WITH AECOM TECHNICAL SERVICES, INC., FREESE AND NICHOLS, INC. AND RS&H, INC. TO AUTHORIZE THE CITY MANAGER OR DESIGNEE TO APPROVE CHANGES IN SUBCONSULTANTS WITHOUT FURTHER COUNCIL ACTION.

* * * * *

WHEREAS, in August 2018, City Council authorized on-call professional services agreements with AECOM, Freese and Nichols and RS&H through Ordinance No. 2018-08-02-0552 to provide on-call environmental consulting services for the San Antonio Airport System; and

WHEREAS, the agreements contain a provision requiring City Council approval for any changes to the listed subconsultants; and

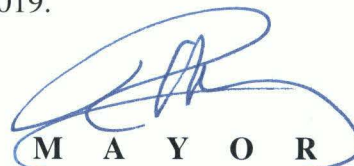
WHEREAS, the City wishes to authorize the City Manager or designee to approve changes to the subconsultants without further City Council action; **NOW THEREFORE**,

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

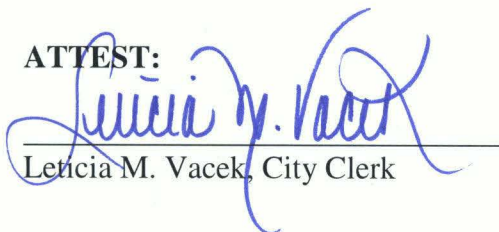
SECTION 1. The City Manager or designee is authorized to execute amendments to the Professional Services Agreements for on-call Environmental Consulting Services with AECOM Technical Services, Inc., Freese and Nichols, Inc. and RS&H copies of which are set out in **EXHIBITS 1, 2 and 3**, to authorize the City Manager or designee to approve changes to the subconsultants without further City Council action.

SECTION 2. This Ordinance is effective immediately upon the receipt of eight affirmative votes; otherwise, it is effective ten days after passage.

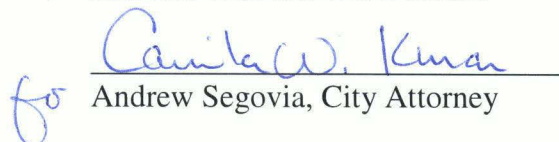
PASSED and APPROVED on the 19th day of September, 2019.


M A Y O R
Ron Nirenberg

ATTEST:


Leticia M. Vacek, City Clerk

APPROVED AS TO FORM:


for Andrew Segovia, City Attorney

Agenda Item:	22 (in consent vote: 4, 5, 6, 7, 8, 9, 10, 11, 12, 13A, 13B, 15A, 15B, 15C, 16, 17, 18, 19, 20, 21, 22, 23, 24, 26, 28, 29, 30, 32, 33, 34, 35)						
Date:	09/19/2019						
Time:	09:38:36 AM						
Vote Type:	Motion to Approve						
Description:	Ordinance providing the City Manager or his designee authority to approve changes in subconsultants to three on-call professional services agreements with RS&H, Inc.; AECOM Technical Services, Inc.; Freese and Nichols, Inc. without further Council action. [Carlos Contreras, Assistant City Manager; Russell Handy, Director, Aviation]						
Result:	Passed						
Voter	Group	Not Present	Yea	Nay	Abstain	Motion	Second
Ron Nirenberg	Mayor		x				
Roberto C. Treviño	District 1		x				x
Jada Andrews-Sullivan	District 2		x				
Rebecca Viagran	District 3		x				
Adriana Rocha Garcia	District 4		x				
Shirley Gonzales	District 5		x				
Melissa Cabello Havrda	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				

MAT
09/19/19
Item No. 22

EXHIBIT 1
AECOM AMENDMENT

**AMENDMENT NO. 1
TO
PROFESSIONAL SERVICES AGREEMENT
FOR
ON-CALL ENVIRONMENTAL CONSULTING SERVICES
FOR THE SAN ANTONIO AIRPORT SYSTEM**

This Amendment (the "Amendment") to the Professional Services Agreement for On-Call Environmental Consulting Services for the San Antonio Airport System is entered into by and between the City of San Antonio ("City"), a Texas municipal corporation, acting by and through its City Manager, and AECOM Technical Services, Inc. ("Consultant"), both of which may be referred to herein collectively as the "Parties", as set out below:

WHEREAS, the City and AECOM Technical Services, Inc., as a result of a formal solicitation process, entered into the On-Call Environmental Consulting Services Professional Services Agreement for the San Antonio Airport System ("Agreement") pursuant to Ordinance No. 2018-08-02-0552; and

WHEREAS, this Amendment allows the Aviation Director to approve additions or deletions to the listed subconsultants utilized under this Agreement; and

NOW THEREFORE, in consideration of the terms, covenants, agreements and demises herein contained, and in consideration of other good and valuable consideration, each to the other given, the sufficiency and receipt of which are hereby acknowledged, the Agreement entered into by and between the City and the Consultant is amended as follows:

1. **Section 12.2.** Paragraph 3 of this section, requiring City Council authorization to add or delete subconsultants is amended to read as follows:

Any deviation from this subcontractor list, whether in the form of deletions, additions or substitutions shall be approved in writing by the Aviation Director prior to the provision of any services by said subcontractor.


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

EXECUTED AND AGREED TO this _____ day of _____, 2019.

CITY OF SAN ANTONIO

AECOM TECHNICAL SERVICES, INC.

By: _____
Erik J. Walsh
City Manager

By:  _____
Signature

APPROVED:

Reggie Herman, VP

Printed Name & Title

By: _____
City Attorney

MAT
09/19/19
Item No. 22

EXHIBIT 2
FREESE AND NICHOLS AMENDMENT

**AMENDMENT NO. 1
TO
PROFESSIONAL SERVICES AGREEMENT
FOR
ON-CALL ENVIRONMENTAL CONSULTING SERVICES

FOR THE SAN ANTONIO AIRPORT SYSTEM**

This Amendment (the "Amendment") to the Professional Services Agreement for On-Call Environmental Consulting Services for the San Antonio Airport System is entered into by and between the City of San Antonio ("City"), a Texas municipal corporation, acting by and through its City Manager, and Freese and Nichols, Inc. ("Consultant"), both of which may be referred to herein collectively as the "Parties", as set out below:

WHEREAS, the City and Freese and Nichols, Inc., as a result of a formal solicitation process, entered into the On-Call Environmental Consulting Services Professional Services Agreement for the San Antonio Airport System ("Agreement") pursuant to Ordinance No. 2018-08-02-0552; and

WHEREAS, this Amendment allows the Aviation Director to approve additions or deletions to the listed subconsultants utilized under this Agreement; and

NOW THEREFORE, in consideration of the terms, covenants, agreements and demises herein contained, and in consideration of other good and valuable consideration, each to the other given, the sufficiency and receipt of which are hereby acknowledged, the Agreement entered into by and between the City and the Consultant is amended as follows:

- 1. Section 12.2.** Paragraph 3 of this section, requiring City Council authorization to add or delete subconsultants is amended to read as follows:

Any deviation from this subcontractor list, whether in the form of deletions, additions or substitutions shall be approved in writing by the Aviation Director prior to the provision of any services by said subcontractor.

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

EXECUTED AND AGREED TO this _____ day of _____, 2019.

CITY OF SAN ANTONIO

FREESE AND NICHOLS, INC.

By: _____
Erik J. Walsh
City Manager

By: _____
Signature

APPROVED:

Robert W. Chambers, Vice President
Printed Name & Title

By: _____
City Attorney

MAT
09/19/19
Item No. 22

EXHIBIT 3
RS&H AMENDMENT

**AMENDMENT NO. 1
TO
PROFESSIONAL SERVICES AGREEMENT
FOR
ON-CALL ENVIRONMENTAL CONSULTING SERVICES

FOR THE SAN ANTONIO AIRPORT SYSTEM**

This Amendment (the "Amendment") to the Professional Services Agreement for On-Call Environmental Consulting Services for the San Antonio Airport System is entered into by and between the City of San Antonio (the "City"), a Texas municipal corporation, acting by and through its City Manager, and RS&H, Inc. ("Consultant"), both of which may be referred to collectively as the "Parties", as set out below.

WHEREAS, the City and RS&H, Inc., as a result of a formal solicitation process, entered into the On-Call Environmental Consulting Services Professional Services Agreement for the San Antonio Airport System ("Agreement") pursuant to Ordinance No. 2018-08-02-0552; and

WHEREAS, this Amendment adds Amaterra Environmental, Inc. as a subconsultant to the Agreement and includes its overhead rate in Exhibit 2, Fee Schedule, of the Agreement, and allows the Aviation Director to approve additions or deletions to the listed subconsultants utilized under this Agreement; and

NOW THEREFORE, in consideration of the terms, covenants, agreements and demises contained in this Amendment, and in consideration of other good and valuable consideration, each to the other given, the sufficiency and receipt of which are acknowledged, the Agreement entered into by and between the City and the Consultant is amended as follows:

1. **Exhibit 2, Fee Schedule, Consultant's Approved Overhead Rates.** Amaterra Environmental, Inc. is added to the subconsultants listed under Consultant's Approved Overhead Rates set out in Exhibit 2, Fee Schedule, of the Agreement with the approved overhead rate set out below, pursuant to the rates contained in **Attachment 1**:

Amaterra Environmental, Inc.

168.33%

2. **Section 12.2.** Paragraph 3 of this section, requiring City Council authorization to add or delete subconsultants is amended to read as follows:

Any deviation from this subcontractor list, whether in the form of deletions, additions or substitutions shall be approved in writing by the Aviation Director prior to the provision of any services by said subcontractor.

All other provisions of the Agreement remain unchanged.

EXECUTED AND AGREED TO this _____ day of _____, 2019.

CITY OF SAN ANTONIO

RS&H, INC.

By: _____
Erik J. Walsh
City Manager

By: Amanda O'Krongley
Signature

APPROVED:

Amanda O'Krongley, Vice President
Printed Name & Title

By: _____
City Attorney

ATTACHMENT 1
AMATERRA ENVIRONMENTAL, INC. FEE STRUCTURE

