

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

ORDINANCE

**AUTHORIZING AN AMENDMENT TO A CIVIL ENGINEERING DESIGN
SERVICES AGREEMENT BETWEEN THE CITY OF SAN ANTONIO AND
GARZAEMC, LLC IN AN AMOUNT NOT TO EXCEED \$202,954.03 FOR
ADDITIONAL DESIGN SERVICES FOR THE MISSION ROAD (SAN
ANTONIO RIVER TO SOUTHEAST MILITARY DRIVE) PROJECT.**

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WHEREAS, on October 5, 2017, City Council approved a Civil Engineering Design Services Agreement with GarzaEMC, LLC in an amount not to exceed \$333,288.00 for the design and construction phase services of the Mission Road (San Antonio River to Southeast Military Drive) project through Ordinance 2017-10-05-0742; and

WHEREAS, this project will provide for the construction and installation of brick pavers, continuous candy cane lighting assemblies, and associated electrical underground infrastructure including joint-bid utility sewer and water improvements along Mission Road from Southeast Military Drive to the San Antonio River along Acequia Road from Mission Road to Ashley Road, as well as, the construction of a shared-use-path along the east side of Mission Road from Southeast Military Drive to Stinson Airport including sidewalks along Mission Road from Cadmus to the San Antonio River and along Acequia Road from Mission Road to Ashley Road including any associated joint-bid utility sewer and water improvements; and

WHEREAS, as a result of an additional \$1,131,305.00 in funding resulting from a Funding Agreement between the Board of Directors of the Mission Dive-In City TIRZ and City's World Heritage Office, changes were requested to include the construction of a shared-use-path along the east side of Mission Road from Southeast Military Drive to Stinson Airport including sidewalks along Mission Road from Cadmus to the San Antonio River and along the west side of Acequia Road from Mission Road to Ashley Road; and

WHEREAS, this amendment will authorize the additional design services requested and compensate GarzaEMC, LLC for additional engineering design, bid, construction phase and close-out phase services for the requested project design change; and

WHEREAS, it is necessary to authorize and an amendment to the Civil Engineering Design Services Agreement with GarzaEMC, LLC in an amount not to exceed \$202,954.03 for additional engineering design, bid, construction phase and close-out phase services; **NOW THEREFORE**,

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

SECTION 1. The City Manager, or designee, is authorized and directed to execute an amendment to the Civil Engineering Design Services Agreement with GarzaEMC, LLC in an amount not to

exceed \$202,954.03 for additional engineering design, bid, construction phase and close-out phase services for Mission Road (San Antonio River to Southeast Military Drive) project. A copy of the amendment in substantially final form is attached as **Exhibit I**.

SECTION 2. Payment in the amount of \$202,954.03 is authorized to be encumbered and made payable to GarzaEMC, LLC. Payment is in support of the Mission Rd (SA River-SE Military Dr) Project, using Fund 45099000, with the WBS element 23-01595-01-02-01 and GL account 5201170. Funding for this project is provided by GO Bonds, TIRZ, and the Airport Operations Fund. Funding is in the FY2021-FY2026 CIP Budget.

Payment is limited to the amounts budgeted in the Operating and/or Capital Budget funding sources identified. All expenditures will comply with approved operating and/or capital budgets for current and future fiscal years.

SECTION 3. The financial allocations in this Ordinance are subject to approval by the Deputy Chief Financial Officer, City of San Antonio. The Deputy Chief Financial Officer may, subject to concurrence by the City Manager or the City Manager's designee, correct allocations to specific Fund Numbers, Project Definitions, WBS Elements, Internal Orders, Fund Centers, Cost Centers, Functional Areas, Funds Reservation Document Numbers, and 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 _____, 2020.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Tina J. Flores, City Clerk

Andrew Segovia, City Attorney