

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

**AN ORDINANCE**

**AUTHORIZING THE EXECUTION OF FIVE ON-CALL PROFESSIONAL SERVICES AGREEMENTS WITH BENDER, INC., DUNAWAY ASSOCIATES, L.P., MP STUDIO LANDSCAPE ARCHITECTURE LLC, OPEN AIR STUDIOS, LLC, AND TERRA DESIGN GROUP, INC. EACH IN AN AMOUNT NOT TO EXCEED \$400,000.00 PER YEAR PER FIRM FOR A TERM OF ONE YEAR WITH THE OPTION TO EXTEND FOR ONE ADDITIONAL YEAR UNDER THE SAME TERMS AND CONDITIONS TO PROVIDE AS NEEDED PROFESSIONAL LANDSCAPE ARCHITECTURAL CONSULTING SERVICES RELATED TO CITY-OWNED FACILITIES AND IMPROVEMENTS, CONSTRUCTION PROJECTS, AND PLANNING PROJECTS LOCATED CITY-WIDE.**

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**WHEREAS**, on June 2, 2017, a Request for Qualifications (RFQ) was issued to solicit responses from qualified consultants to provide as-needed professional landscape architectural consulting services for City-owned facilities and improvements, construction projects and planning projects located city-wide; and

**WHEREAS**, a selection committee consisting of representatives from Transportation and Capital Improvements (TCI) evaluated and scored the responsive bids based on the published criteria, which included evaluation of background, experience and qualifications of Prime Firm, project management plan, experience with San Antonio Region issues, past experience with City of San Antonio contracts, and participation in SBE Prime Contract Program; and

**WHEREAS**, this contract will be awarded in compliance with the Small Business Economic Development Advocacy (SBEDA) Program, which requires contracts be reviewed by a Goal Setting Committee to establish a requirement and/or incentive unique to the particular contract in an effort to maximize the amount of small, minority, and women-owned business participation on the contract; and

**WHEREAS**, City departments such as Aviation, Building and Equipment Services, Convention Center, and the San Antonio Public Library, upon TCI recognition of the requirement for services, will continue to utilize these services for planned construction projects on an immediate and/or as needed basis to expedite project delivery and completion; and

**WHEREAS**, utilization of these services will be determined by the size and time sensitivity of each individual project, as determined by the TCI project management staff; and

**WHEREAS**, the services to be provided under this agreement may include, but are not limited to the following: (a) park master planning and development of conceptual design plans; (b) preparation of design plans that follow typical multiple phase process, yielding detailed plans

and specifications (construction documents) related to the construction of grading and drainage improvements, basic hardscape and paving development, playground design, planting and irrigation improvements as well as improvements that enhance accessibility for those with disabilities; (c) design and construction coordination and administration; (d) coordination and administration assistance with permitting and code requirements; and (e) project management and cost estimating services as required per project needs; and

**WHEREAS**, this Ordinance authorizes the execution of five on-call professional landscape architectural consulting services agreements with **Bender, Inc., Dunaway Associates, L.P., MP Studio Landscape Architecture LLC, Open Air Studios, LLC, and Terra Design Group, Inc.**, each in an amount not to exceed \$400,000.00 per year per firm for a one-year term with the option to extend for one additional year; and

**WHEREAS**, each renewal of the respective agreements shall be for identical terms and subject to available funding; and

**WHEREAS**, consultants will be paid based on the tasks they perform for each specific project; and

**WHEREAS**, the City will make no minimum guarantee pertaining to the volume of work that may be expected from each consultant under these on-call contracts; and

**WHEREAS**, expenditures for these services are subject to available funding and are authorized by individual project capital budgets at the time work is requested or project funds are appropriated through ordinance; **NOW THEREFORE**,

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

**SECTION 1.** **Bender, Inc., Dunaway Associates, L.P., MP Studio Landscape Architecture LLC, Open Air Studios, LLC, and Terra Design Group, Inc.** are hereby selected for negotiation and execution of five On-call Professional Services Agreements to provide as-needed landscape architectural consulting services relating to City-owned facilities and improvements, construction projects, and planning projects located city-wide.

**SECTION 2.** The City Manager or her designee is authorized to negotiate and execute five On-call Professional Services Agreements with **Bender, Inc., Dunaway Associates, L.P., MP Studio Landscape Architecture LLC, Open Air Studios, LLC, and Terra Design Group, Inc.** each in the amount not to exceed \$400,000.00 per year per firm.

**SECTION 3.** The following financial adjustments are hereby approved:

- a) The amounts will be encumbered upon issuance of a purchase order, and payment is authorized to various vendors. All expenditures will be in accordance with the Fiscal Year 2017 and subsequent budgets that fall within the term period of this contract approved by City Council.
- b) Additional funding for this ordinance is contingent upon City Council approval of the City's operating budget and the availability of funds for Fiscal Year 2018.

**SECTION 4.** 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 5.** This Ordinance shall be effective immediately upon passage by eight affirmative votes; otherwise it shall be effective on the tenth day after passage hereof.

**PASSED and APPROVED** this th day of \_\_\_\_\_, 2017.

M A Y O R  
Ron Nirenberg

**ATTEST:**

**APPROVED AS TO FORM:**

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Leticia M. Vacek, City Clerk

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Andrew Segovia, City Attorney