

**AMENDMENT 3
TO THE
CONSTRUCTION MANAGER AT RISK CONTRACT
FOR THE
CONSOLIDATED RENTAL CAR FACILITY/OTHER LANDSIDE FACILITIES
AT SAN ANTONIO INTERNATIONAL AIRPORT
(AIRPORT TRANSIT CENTER)

(PROJECT NUMBER 33-00039)**

This Amendment (herein called the "Amendment") to the Construction Manager at Risk Contract for the Consolidated Rental Car Facility/Other Landside Facilities at San Antonio International Airport (Airport Transit Center) is entered into by and between the City of San Antonio (herein called "the City"), a Texas municipal corporation, acting by and through its City Manager and Turner Construction Company (herein called "CM@Risk" or "Construction Manager"), acting by and through its duly authorized corporate representative, as set out below.

WITNESSETH:

WHEREAS, in May 2013 the City and CM@Risk entered into the Construction Manager at Risk Contract for the Consolidated Rental Car Facility/Other Landside Facilities at San Antonio International Airport (herein called "the Agreement") pursuant to Ordinance No. 2013-5-30-0352; and

WHEREAS, this amendment increases the contract amount by \$1,977,990.00 for a revised total contract value of \$142,592,316.00 for repairing the height of a beam between levels 0 and 1 of the public parking garage, upgrading the tunnel walkway between the public parking garage and Terminals A and B, improving the exterior walkway between the public parking garage and Terminal A and B, and other costs to include, but not limited to, additional way-finding, additional concrete, waterproofing at soffit panels, and vehicle barriers at rental agency garage levels for the Consolidated Rent a Car Facility project at the San Antonio International Airport; and

WHEREAS, payment of the additional amounts reflected in the aforementioned amendment is contingent upon obtaining additional funding through Interim Airport Financing, which currently is expected to be presented to City Council for approval in September 2017;

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

1. Contingent upon the subsequent approval by the San Antonio City Council of Interim Airport Financing to compensate CM@Risk, the total adjusted contract value is hereby increased by \$1,977,990.00 to the amount of \$142,592,316.00.

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 _____, 2017.

CITY OF SAN ANTONIO

**TURNER CONSTRUCTION
COMPANY**

By: _____
Sheryl L. Sculley
City Manager

By: *M. J. Kaiman*
Signature

 MICHAEL J. KAIMAN
Printed Name & Title
VICE PRESIDENT / OFFICER

APPROVED:

By: _____
City Attorney