

ORDINANCE 2018-12-13-1008

**AUTHORIZING AN AMENDMENT TO A CONSTRUCTION MANAGER AT RISK CONTRACT WITH TURNER CONSTRUCTION COMPANY IN AN AMOUNT NOT TO \$2,150,000.00 FOR ADDITIONAL CONSTRUCTION SERVICES RELATED TO THE RENOVATION AND EXPANSION OF THE COMMERCIAL FEDERAL INSPECTION STATION FACILITY PROJECT AT SAN ANTONIO INTERNATIONAL AIRPORT; APPROPRIATING FUNDING FROM THE AIRPORT IMPROVEMENT AND CONTINGENCY FUNDS; AND AMENDING THE FY 2019 - FY 2024 CAPITAL IMPROVEMENT PROGRAM.**

\* \* \* \* \*

**WHEREAS**, in April 2015 the City executed a construction manager at risk contract with Turner Construction Company for construction services associated with the Expansion of the Commercial Federal Inspection Station Facility (FIS) project at the San Antonio International Airport; and

**WHEREAS**, additional contract capacity is needed for scope modifications, demolition/excavation/leveling of unforeseen concrete slabs, rerouting existing utilities, upgrading existing mechanical/electrical infrastructure in adherence with code compliance, extending general conditions, and adding project contingency; and

**WHEREAS**, this Ordinance authorizes the execution of an amendment to the construction manager at risk contract with Turner increasing the contract by \$2,150,000 for a revised not to exceed contract amount of exceed \$19,706,535.00; **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 an amendment to the construction manager at risk contract with Turner Construction Company in an amount not to exceed \$2,150,000.00 for the Expansion of the Commercial Federal Inspection Station Facility (FIS) project at the San Antonio International Airport. A copy of the amendment in substantially final form is attached as **Exhibit I**.

**SECTION 2.** The amount of \$2,474,000.00 is appropriated in SAP Fund 51013000, Airport Capital Improvement Fund, SAP WBS AV-00006-01-02-71, SAP GL account 6102100 - Interfund Transfer out entitled Transfer to 33-00096-90-11-01. The amount of \$2,474,000.00 is authorized to be transferred to SAP Fund 51099000.

**SECTION 3.** The budget in SAP Fund 51099000, Airport Capital Projects, SAP Project Definition 33-00096, Terminal a Renovations and Refurbishment, shall be revised by increasing SAP WBS element 33-00096-90-11-01 entitled Transfer from AV-00006-01-02-71, SAP GL account 6101100 - Interfund Transfer In, by the amount \$2,474,000.00.

**SECTION 4.** The budget in SAP Fund 51099000, Airport Capital Projects, SAP Project Definition 33-00096, Terminal a Renovations and Refurbishment, shall be revised by increasing the SAP WBS Elements as follows:

**EXPENDITURES**

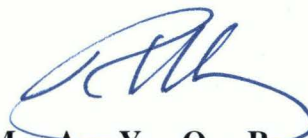
WBS NO.	WBS NAME	G/L	G/L NAME	PLAN VERSION 0 REVISION/ Appropriation
33-00096-01-02-01	Design-City	5201100	Architectural Fees	445,000.00
33-00096-05-01-01	Construction-City	5201140	Construction Cost	2,029,000.00
			Totals	2,474,000.00

**SECTION 5.** A contract was previously awarded to Turner Construction Company in the amount of \$17,556,535.00 for SAP Fund 51099000, Airport Capital Projects, SAP Project Definition 33-00096, Terminal A Renovations and Refurbishment, from previously appropriated funding on Ordinances 2015-04-30-0342 and 2017-02-02-0060. This Ordinance is increasing the contract amount by \$2,150,000.00 to a revised contract total of up to \$19,706,535.00 and is authorized to be encumbered with a purchase order and made payable to Turner Construction Company, for construction services.

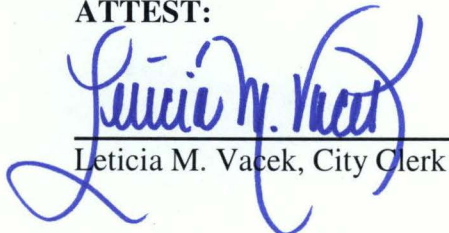
**SECTION 6.** The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director of Finance, may, subject to concurrence by the City Manager or the City Manager's designee, correct allocations to specific SAP Fund Numbers, SAP Project Definitions, 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 7.** 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 13<sup>th</sup> day of December, 2018.

  
**M A Y O R**  
Ron Nirenberg

**ATTEST:**

  
Leticia M. Vacek, City Clerk

**APPROVED AS TO FORM:**

  
Andrew Segovia, City Attorney



<b>Agenda Item:</b>	<b>15B ( in consent vote: 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15A, 15B, 16A, 16B, 16C, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 36, 37, 38, 39, 40, 41, 43, 44, 45, 46, 47, 48, 49A, 49B, 50A, 50B, 50C, 51A, 51B, 51C, 52, Z-1, 53, Z-2 )</b>						
<b>Date:</b>	12/13/2018						
<b>Time:</b>	11:10:11 AM						
<b>Vote Type:</b>	Motion to Approve						
<b>Description:</b>	Ordinance approving an amendment in the increased amount of \$2,150,000.00 to the Construction Manager at Risk contract with Turner Construction Company for a total contract value not to exceed \$19,706,535.00 to provide for additional construction services in support of FIS Operations at the airport. Such items include, additional scope modifications, demolition/excavation/leveling of unforeseen concrete slabs; rerouting existing utilities; upgrading existing mechanical/electrical infrastructure in adherence with code compliance; extending general conditions; and adding project contingency.						
<b>Result:</b>	Passed						
<b>Voter</b>	<b>Group</b>	<b>Not Present</b>	<b>Yea</b>	<b>Nay</b>	<b>Abstain</b>	<b>Motion</b>	<b>Second</b>
Ron Nirenberg	Mayor		x				
Roberto C. Treviño	District 1		x				
William Cruz Shaw	District 2		x				x
Rebecca Viagran	District 3		x			x	
Rey Saldaña	District 4		x				
Shirley Gonzales	District 5		x				
Greg Brockhouse	District 6		x				
Ana E. Sandoval	District 7		x				
Manny Pelaez	District 8	x					
John Courage	District 9		x				
Clayton H. Perry	District 10		x				

KRH  
12/13/18  
Item No. 15B

## **EXHIBIT I**

**AMENDMENT 2  
TO THE  
CONSTRUCTION MANAGER AT RISK CONTRACT FOR THE  
RENOVATION AND EXPANSION OF THE COMMERCIAL FEDERAL INSPECTION  
STATION FACILITY AT SAN ANTONIO INTERNATIONAL AIRPORT PROJECT**

**(PROJECT NUMBER: 33-00096)**

This Amendment (herein called the "Amendment") to the Construction Manager at Risk Contract for the Renovation and Expansion of the Commercial Federal Inspection Station Facility at San Antonio International Airport 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 April 2015 the City and CM@Risk entered into the Construction Manager at Risk Contract for the Renovation and Expansion of the Commercial Federal Inspection Station ("FIS") Facility at San Antonio International Airport ( "Agreement") pursuant to Ordinance No. 2015-04-30-0342; and

**WHEREAS**, the total contract value is hereby increased by \$2,150,000.00 from \$17,556,535 to a not to exceed amount of \$19,706,535; and

**WHEREAS**, the increased contract capacity will provide for additional construction services to support FIS operations at the San Antonio International Airport to include demolishing/excavating/leveling unforeseen concrete slabs, rerouting existing utilities, upgrading existing mechanical/electrical infrastructure to be Code compliant, adding extended general conditions, and increasing project contingency;

**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. **Contract Value.** The total not to exceed contract value of the Agreement is hereby increased by \$2,150,000.00 to the not to exceed amount of \$19,706,535.

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

*Signature page to follow*

**EXECUTED AND AGREED TO** this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

CITY OF SAN ANTONIO

**TURNER CONSTRUCTION COMPANY**

By: \_\_\_\_\_  
Sheryl Sculley  
City Manager

By: [Signature]  
Signature

MIKE J. KAMAN  
Printed Name & Title  
VICE PRESIDENT / OFFICER

APPROVED:

By: \_\_\_\_\_  
City Attorney