

ORDINANCE

2019-04-11-0311

AUTHORIZING AN AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT WITH THC, INC. FOR THE RESIDENTIAL ACOUSTICAL TREATMENT PROGRAM IN ORDER TO REVISE THE INCREASE TO THE CONTRACT VALUE APPROVED BY CITY COUNCIL IN 2017 TO \$6,267,000.00.

* * * * *

WHEREAS, on June 29, 2017, City Council authorized the submission of a grant application and the acceptance of funds in Ordinance 2017-06-29-0518 for a Federal Administration Aviation Airport Improvement Program grant in the amount up to \$6,060,000.00 with the city's share of \$1,515,000.00, for the Residential Acoustic Treatment Program; and

WHEREAS, the accompanying memo also requested the amendment of the THC agreement up to the full amount of the grant and city's match for their management of the noise abatement program including all design, construction, public relations, and legal components; and

WHEREAS, while reviewing the 2017 Ordinance, it was identified that the increase to the contract value for THC was \$6,060,000.00, when it should have been \$6,267,000.00 and this amendment will correct the increase amount so the RATP can be fully funded; **NOW THEREFORE**,

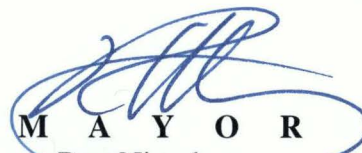
BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. The City Manager or designee is authorized to execute an amendment to the Professional Services Agreement with THC, Inc., attached as **Exhibit 1**, to revise the increase to the contract value approved by City Council in Ordinance 2017-06-29-0519 to \$6,267,000.00 from \$6,060,000.00.

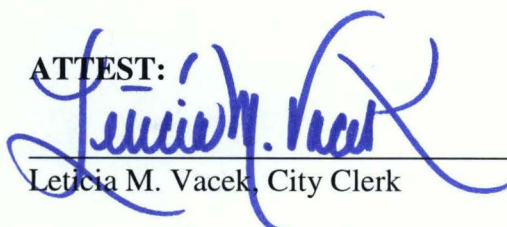
SECTION 2. Funding and payment authorization was previously approved and there is no fiscal impact associated with this item; therefore, no fiscal ordinance language is required.

SECTION 3. This Ordinance is effective immediately upon the receipt of eight affirmative votes; otherwise, it is effective ten days after passage.

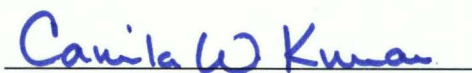
PASSED and APPROVED this 11th day of April, 2019.


M A Y O R
Ron Nirenberg

ATTEST:


Leticia M. Vacek, City Clerk

APPROVED AS TO FORM:

for 
Andrew Segovia, City Attorney

Agenda Item:	19 (in consent vote: 5, 6, 7, 8, 9, 10, 11, 12, 14, 15, 17, 18, 19, 21, 22, 23A, 23B)						
Date:	04/11/2019						
Time:	10:13:38 AM						
Vote Type:	Motion to Approve						
Description:	Ordinance amending the professional services agreement with THC, Inc., the Acoustical Treatment Consultant that manages the Federal Aviation Administration-sponsored Residential Acoustical Treatment Program, to correct an inaccuracy in the originally specified grant amount and increase the contract value by an additional \$207,000.00 to a total increase of \$6,267,000.00. Funding was budgeted and is available. This amendment corrects the contract amount approved by Ordinance No. 2017-06-29-0519. [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				
Art A. Hall	District 2		x				x
Rebecca Viagran	District 3	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			x	
Clayton H. Perry	District 10		x				

EXHIBIT 1

**AMENDMENT NO. 4 TO PROFESSIONAL SERVICES AGREEMENT
FOR
ACOUSTICAL TREATMENT PROGRAM CONSULTANT
FOR
THE SAN ANTONIO INTERNATIONAL AIRPORT**

**AMENDMENT NO. 4
TO
PROFESSIONAL SERVICES AGREEMENT
FOR
ACOUSTICAL TREATMENT PROGRAM CONSULTANT
FOR THE SAN ANTONIO INTERNATIONAL AIRPORT**

This Amendment (herein called the "Amendment") to the Professional Services Agreement for Acoustical Treatment Program Consultant for the 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 THC, Inc. (hereinafter called "Consultant"), both of which may be referred to herein collectively as the "Parties", as set out below. WITNESSETH:

WHEREAS, the City and Consultant, as a result of a formal solicitation process, entered into the Professional Services Agreement for Acoustical Treatment Program Consultant for the San Antonio International Airport ("Agreement") pursuant to Ordinance No. 2015-04-02-0244; and

WHEREAS, Ordinance 2017-06-29-0518 authorized the submittal of a grant application to the Federal Aviation Administration (FAA) and acceptance of the grant offer for up to \$6,060,000.00 for the Residential Acoustical Treatment Program (RATP), with the City providing \$1,515,000.00 in matching funds for a total amount of \$7,575,000; and

WHEREAS, Ordinance 2017-06-29-0519 authorized an amendment to the Agreement in an amount up to \$6,060,000.00 upon receipt and execution of a Federal Aviation Administration ("FAA") Airport Improvement ("AIP") Grant; and

WHEREAS, the City has received and executed a FAA AIP grant in the amount of \$6,060,000.00 and appropriated the matching funds in the amount of \$1,515,000, of which \$233,000.00 will be utilized for design review services, and \$1,075,000 is intended to be utilized for noise exposure map revisions; and

WHEREAS, the parties hereby agree to increase the Agreement capacity by \$6,267,000.00 as authorized by City Council; 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. The contract value of the Professional Services Agreement for Acoustical Treatment Program Consultant for the San Antonio International Airport with THC, Inc. is hereby increased by \$6,267,000.00 for a revised capacity of \$41,995,094.00.

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

By: _____
Sheryl Sculley
City Manager

APPROVED:

By: _____
City Attorney

THC, INC

By: Joe A. Carroll
Signature

Joe A. Carroll, President
Printed Name & Title