

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

ORDINANCE

AUTHORIZING THE EXECUTION OF AN AMENDMENT IN THE AMOUNT UP TO \$6,000,000.00 TO THE 2017 BOND BROADWAY CORRIDOR LOWER SEGMENT DESIGN-BUILD CONTRACT WITH SUNDT CONSTRUCTIONS, INC. FOR THE DESIGN AND CONSTRUCTION OF AVENUE B AND N. ALAMO BIKE LANES AS PART OF THE BROADWAY LOWER SEGMENT PROJECT, WHICH WILL BE REIMBURSED FROM THE MIDTOWN TAX INCREMENT REINVESTMENT ZONE (TIRZ) #31.

* * * * *

WHEREAS, a current 2017 Bond project, Broadway Lower Segment, is adjacent to the Avenue B and N. Alamo Bike Lane project. The Broadway Lower Segment project is a design-build project currently at 40% design. City staff recommends inclusion of the Avenue B and N Alamo Bike Lane Project into the Broadway Lower Segment design-build contract in order to facilitate coordination of the designs, provide for complementary construction phasing and seamless integration of features where the projects cross along McCullough Avenue, and leverage economy of scale by delivering the smaller Avenue B and N. Alamo Bike Project with the larger Broadway Lower Segment Project; and

WHEREAS, on September 13, 2019, the Midtown TIRZ Board of Directors approved a Resolution authorizing the execution of the Funding Agreement; and

WHEREAS, a previously executed contract with Sundt Construction, Inc. for the Broadway Corridor Lower Segment 2017 Bond Project in the amount of \$32,700,000.00 was approved by City Council on May 17, 2018 through Ordinance 2018-05-17-0347; and

WHEREAS, the \$6,000,000.00 contract amendment increases the capacity of Sundt Construction's contract with the City of San Antonio; and

WHEREAS, upon approval of the contract amendment, City staff will negotiate and execute subsequent work packages for design, pre-construction services, and construction of the Avenue B and N Alamo Bike Lane Project within the contract capacity; **NOW THEREFORE:**

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

SECTION 1. The City Manager or designee is hereby authorizes the execution of an amendment in the amount up to \$6,000,000.00 to the 2017 Bond Broadway Corridor Lower Segment design-build contract with Sundt Construction, Inc. for the design and construction of

Avenue B and N. Alamo bike lanes as part of the Broadway Lower Segment project, which will be reimbursed from the Midtown Tax Increment Reinvestment Zone (TIRZ) #31.

SECTION 2. This is a one-time capital improvement expenditure in the amount up to \$6,000,000.00 authorized payable to Sundt Construction, Inc. which will be reimbursed from the Midtown Tax Increment Reinvestment Zone (TIRZ) #31.

SECTION 3. RESERVED FOR FISCAL LANGUAGE

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 the receipt of eight affirmative votes; otherwise, it is effective on the en days after passage.

PASSED and APPROVED this _____ day of _____, 2019.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Leticia M. Vacek, City Clerk

Andrew Segovia, City Attorney