

AN ORDINANCE 2012-09-20-0727

**AMENDING A PROFESSIONAL SERVICES AGREEMENT ALLOWING FOR ADDITIONAL ENGINEERING SERVICES AND AUTHORIZING PAYMENT TO FREESE AND NICHOLS, INC. IN THE AMOUNT OF \$203,531.00, FOR THE BROADWAY CORRIDOR PHASE IIIA PROJECT, AN AUTHORIZED 2007-2012 GENERAL OBLIGATION BOND FUNDED PROJECT LOCATED IN COUNCIL DISTRICT 9, OF WHICH \$198,741.00 WILL BE FUNDED FROM 2007-2012 GENERAL OBLIGATION BONDS AND \$4,790.00 WILL BE REIMBURSED BY SAWS.**

\* \* \* \* \*

**WHEREAS**, a professional services agreement with **Freese and Nichols, Inc.** in the amount of \$1,073,945.89 was authorized by Ordinance No. 2008-03-13-0192 as part of the 2007 Bond Program; and

**WHEREAS**, this Ordinance will amend the professional services agreement with **Freese and Nichols, Inc.** in an amount not to exceed \$203,531.00 for additional engineering services related to the re-advertisement of the construction contract, outfall design enhancements, provide for a traffic control plan for overhead utility adjustments, and provide for additional construction phase services; and

**WHEREAS**, prior amendments have increased this agreement to \$2,207,726.89; and

**WHEREAS**, funds in the amount of \$198,741.00 will be funded from 2007-2012 General Obligation Bond and \$4,790.00 will be reimbursed by SAWS; **NOW THEREFORE**,

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

**SECTION 1.** The Professional Services Agreement with **Freese and Nichols, Inc.** is amended in the amount not to exceed \$203,531.00 to provide for additional engineering services to include re-bidding the Project, adjustments to the traffic control phasing plans, modifications to the CPS electrical duct bank plans, provide for enhancements to the outfall, and provide for additional construction phase services to account for increased project duration and complexity.

**SECTION 2.** The following financial adjustments are hereby approved:

- a) Funds are authorized to be received from SAWS to SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 40-00047, Broadway Corridor - Phase III A (Carnahan), and the budget shall be revised by increasing WBS element 40-00047-90-07, entitled SAWS Contribution, SAP GL Account 4502280 – Contribution from other Agencies, by the amount of \$4,790.00.
- b) The amount of \$4,790.00 is appropriated in SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 40-00047, Broadway Corridor - Phase III A

(Carnahan), and the budget shall be revised by increasing SAP WBS Elements as follows:

WBS NO.	WBS NAME	G/L	G/L NAME	CURRENT PLAN VERSION 0	PLAN VERSION 0 REVISION/ Appropriation	REVISED PLAN VERSION 0
40-00047-01-02-02-01	Design - SAWS Sewer	5201170	Engineering Fees	\$74,553.50	\$2,395.00	\$76,948.50
40-00047-01-02-02-02	Design - SAWS Water	5201170	Engineering Fees	\$56,462.50	\$2,395.00	\$58,857.50
			TOTALS	\$131,016.00	\$4,790.00	\$135,806.00

- c) Payment in the amount not to exceed \$203,531.00 in SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 40-00047, Broadway Corridor - Phase III A (Carnahan), is authorized to be encumbered and made payable to **Freese and Nichols, Inc.**, for construction services.
- d) 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 allocation 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.

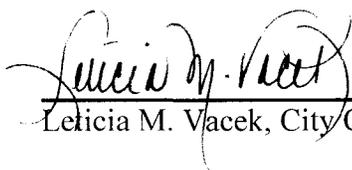
**SECTION 3.** This Ordinance shall be effective immediately upon passage by eight or more affirmative votes; otherwise, it shall be effective on the tenth day after passage.

**PASSED AND APPROVED** this 20th day of September, 2012.

  
M A Y O R  
Julián Castro

**ATTEST:**

**APPROVED AS TO FORM:**

  
Leticia M. Vacek, City Clerk

  
Michael D. Bernard, City Attorney



Request for  
**COUNCIL**  
 ACTION

City of San Antonio



## Agenda Voting Results - 19B

<b>Name:</b>	19A, 19B						
<b>Date:</b>	09/20/2012						
<b>Time:</b>	01:59:16 PM						
<b>Vote Type:</b>	Motion to Approve						
<b>Description:</b>	An Ordinance amending the \$1,380,026.89 professional services agreement with Frees and Nichols, Inc. for additional engineering services in the amount of \$203,531.00, for the Broadway/Hildebrand Drainage Project.						
<b>Result:</b>	Passed						
Voter	Group	Not Present	Yea	Nay	Abstain	Motion	Second
Julián Castro	Mayor		x				
Diego Bernal	District 1			x			
Ivy R. Taylor	District 2		x			x	
Leticia Ozuna	District 3		x				
Rey Saldaña	District 4		x				
David Medina Jr.	District 5	x					
Ray Lopez	District 6		x				
Cris Medina	District 7		x				
W. Reed Williams	District 8		x				
Elisa Chan	District 9		x				x
Carlton Soules	District 10		x				