

AN ORDINANCE 2014 - 03 - 06 - 0141

**AUTHORIZING AN AMENDMENT INCREASING COMPENSATION IN THE AMOUNT OF \$7,260,000.00 TO THE PROFESSIONAL SERVICES AGREEMENT WITH THC, INC. FOR MANAGEMENT OF THE RESIDENTIAL ACOUSTICAL TREATMENT PROGRAM AT SAN ANTONIO INTERNATIONAL AIRPORT.**

\* \* \* \* \*

**WHEREAS**, the Residential Acoustical Treatment Program is an on-going program of acoustical treatment to reduce noise in qualifying homes and multi-family dwellings; and

**WHEREAS**, THC, Inc, has managed the Program on behalf of the City pursuant to a Professional Services Agreement previously approved by City Council and the proposed amendment would increase the sum paid to this firm for management of the Program and construction of related improvements, by \$7,260,000.00; **NOW THEREFORE:**

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

**SECTION 1.** The City Manager, or her designee, is hereby authorized to execute an amendment to the Professional Services Agreement for the Management of the Acoustical Treatment Program at San Antonio International Airport with the firm of THC, Inc., a copy of which is set out in **Exhibit 1**.

**SECTION 2.** Payment in the amount of \$7,260,000.00, in SAP Fund 51099000, Airport Capital Projects, SAP Project Definition 33-00170, Residential Acoustical Treatment Program, is authorized to be encumbered and made payable to THC, Inc., for professional services.

**SECTION 3.** 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 4.** This Ordinance shall be effective immediately upon the receipt of eight affirmative votes; otherwise, it is effective ten days after passage.

KRH  
03/06/14  
Item No. 18A

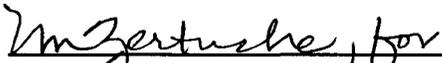
PASSED and APPROVED this 6<sup>th</sup> day of March, 2014.

  
A Y O R  
Julián Castro

ATTEST:

  
\_\_\_\_\_  
Leticia M. Vacek, City Clerk

APPROVED AS TO FORM:

  
\_\_\_\_\_  
Robert F. Greenblum, City Attorney

<b>Agenda Item:</b>	<b>18A ( in consent vote: 5, 6, 7, 8, 9, 10, 11, 12, 13, 15, 17, 18, 18A, 18B, 19 )</b>
<b>Date:</b>	03/06/2014
<b>Time:</b>	10:01:17 AM
<b>Vote Type:</b>	Motion to Approve
<b>Description:</b>	An Ordinance authorizing an amendment to the contract with THC in the amount of \$7,260,000.00 for on-going construction of acoustical treatments to reduce noise in qualifying homes and multi-family dwellings in aviation noise-impacted neighborhoods near the Airport.
<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				
Rebecca Viagran	District 3		x				
Rey Saldaña	District 4		x			x	
Shirley Gonzales	District 5		x				
Ray Lopez	District 6		x				x
Cris Medina	District 7		x				
Ron Nirenberg	District 8		x				
Joe Krier	District 9		x				
Michael Gallagher	District 10		x				

# **Exhibit 1**

**AMENDMENT 6  
TO THE  
PROFESSIONAL SERVICES AGREEMENT  
FOR  
MANAGEMENT OF THE ACOUSTICAL TREATMENT PROGRAM  
AT  
SAN ANTONIO INTERNATIONAL AIRPORT**

This amendment ("Amendment") to the Professional Services Agreement for Management of the Acoustical Treatment Program at San Antonio International Airport is entered into by and between the City of San Antonio, a Texas Municipal Corporation ("City") acting by and through its City Manager, and THC, Inc., a Georgia corporation, ("Acoustical Treatment Consultant" or "ATC"), acting by and through its duly authorized corporate representative, both of which may be referred to herein collectively as the "Parties."

**WHEREAS**, the City and ATC entered into a Professional Services Agreement for Management of the Acoustical Treatment Program at San Antonio International Airport (herein called the "Agreement") effective April 18, 2009 as authorized by Ordinance No. 2009-04-02-0245 on April 2, 2009; and

**WHEREAS**, this amendment will add \$7,260,000.00 in contract capacity to the Agreement, increasing the total contract amount of the Agreement, as previously amended, to \$54,060,000.00; 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 ATC is amended as follows:

1. **Compensation.** Article 4.2, Compensation, of the Agreement, is hereby amended to add \$7,260,000.00 to the not to exceed contract amount for a revised total contract value \$54,060,000.00.

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 \_\_\_\_\_, 2014.

CITY OF SAN ANTONIO, TEXAS

THC, INC.

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

By: Joe A. Carroll  
Printed Name

Title President

APPROVED AS TO FORM:

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