

AN ORDINANCE 2008-02-14-0111

**SELECTING GUIDO BROTHERS CONSTRUCTION CO., INC. FOR NEGOTIATION AND EXECUTION OF A PROFESSIONAL CONSTRUCTION MANAGER AT RISK AGREEMENT, IN AN AMOUNT NOT TO EXCEED \$60,000.00 FOR PROFESSIONAL DESIGN REVIEW SERVICES IN CONNECTION WITH THE HENRY B. GONZALEZ CONVENTION CENTER EXTERIOR IMPROVEMENTS PROJECT, LOCATED IN DISTRICT 1, AND APPROPRIATING FUNDS.**

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**WHEREAS**, proposals were submitted for selection of a Construction Manager at Risk in connection with the Henry B. Gonzalez Convention Center Exterior Improvements Project; and

**WHEREAS**, the Construction Manager at Risk will collaborate with the City and the Design firm during the finalization of design and construction documents to provide constructability reviews, budgeting, cost estimating, scheduling, and value engineering which will offer checks and balances during the design process; and

**WHEREAS**, this Ordinance appropriates an amount of \$7,165,630.00 and authorizes payment in the amount of \$60,000.00 for pre-construction services, \$6,035,300.00 for construction phase services; \$603,330.00 for project contingency and \$467,000.00 for capital administrative costs; and

**WHEREAS**, this Ordinance selects the proposal submitted by **Guido Brothers Construction Co., Inc.** for negotiation and execution of a Professional Services Agreement in the amount of \$60,000.00; **NOW THEREFORE**,

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

**SECTION 1.** **Guido Brothers Construction Co., Inc.** is hereby selected to provide professional services in connection with the Henry B. Gonzalez Convention Center Exterior Improvements Project.

**SECTION 2.** City staff is authorized and directed to commence negotiations with said firm to reach an agreement for such work at a fair and reasonable price not to exceed a total of \$60,000.00.

**SECTION 3.** If an agreement can be negotiated in accordance with the terms of the standard-form Agreement for Construction Manager at Risk and design review services, and in accordance with the price provisions contained herein, the City Manager or her designee is authorized to execute such an agreement without further City Council action. A copy of the Agreement will be attached and incorporated herein for all purposes upon final execution of the

parties. The Agreement must be executed by all parties within 90 days of signing of this Ordinance; otherwise, the Agreement must be considered through a subsequent ordinance.

**SECTION 4.** The following financial adjustments are hereby approved:

- a) The amount of \$5,665,630.00 is appropriated in SAP Fund 45804000, 2003 General Obligation Park Bonds, SAP WBS RB-00076-01-01-26, SAP GL account 6102100 – Interfund Transfer out entitled Transfer to 42-00009-90-02. The amount of \$5,665,630.00 is authorized to be transferred to SAP Fund 47099000.
- b) The budget in SAP Fund 47099000, SAP Project Definition 42-00009, Convention Center Exterior Renovation, shall be revised by increasing SAP WBS element 42-00009-90-02 entitled Trf Fr RB-00076-01-01-26, SAP GL account 6101100 – Interfund Transfer In, by the amount \$5,665,630.00.
- c) The amount of \$1,500,000.00 is appropriated in SAP Fund 29009000, Advanced Transportation District, SAP Internal Order #3900000000640, SAP GL account 6102100 – Interfund Transfer out entitled From 29009000 To 42-00009-90-03. The amount of \$1,500,000.00 is authorized to be transferred to SAP Fund 47099000.
- d) The budget in fund 47099000, SAP Project Definition 42-00009, Convention Center Exterior Renovation, shall be revised by increasing SAP WBS Element 42-00009-90-04 entitled Trf Fr I/O# 3900000000640, SAP GL Account 6101100 – Interfund Transfer In, by the amount \$1,500,000.00.
- e) The amount of \$6,095,300.00 is appropriated in SAP Fund 47099000, Convention Center Capital Projects, SAP Project Definition 42-00009, Convention Center Exterior Renovation, SAP WBS Element 42-00009-05-02-01, entitled City Construction, SAP GL Account 5201140, and is authorized to be encumbered and made payable to **Guido Brothers Construction Co., Inc.**, for construction services.
- f) The amount of \$603,330.00 is appropriated in SAP Fund 47099000, Convention Center Capital Projects, SAP Project Definition 42-00009, Convention Center Exterior Renovation, SAP WBS Element 42-00009-05-06, entitled Project Contingency, SAP GL Account 5201140, and is authorized to be encumbered for project contingency.
- g) The amount of \$467,000.00 is appropriated in SAP Fund 47099000, Convention Center Capital Projects, SAP Project Definition 42-00009, Convention Center Exterior Renovation, SAP WBS Element 42-00009-05-04, entitled Construction Capital Administration Cost, SAP GL Account 5402010, and is authorized to be encumbered for capital administrative costs.

**SECTION 5.** 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 6.** This Ordinance shall become effective on the tenth day after passage.

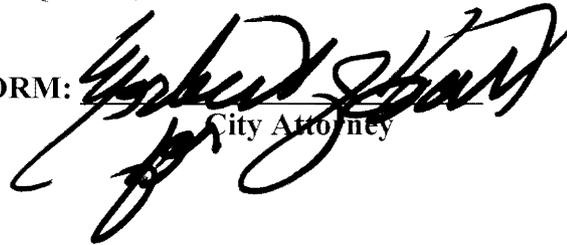
**PASSED AND APPROVED** this 14th day of February, 2008.

  
M A Y O R  
**PHIL HARDBERGER**

**ATTEST:**

  
City Clerk

**APPROVED AS TO FORM:**

  
City Attorney

<b>Agenda Item:</b>	11						
<b>Date:</b>	02/14/2008						
<b>Time:</b>	01:44:39 PM						
<b>Vote Type:</b>	Motion to Approve						
<b>Description:</b>	An Ordinance selecting Guido Brothers Construction Co., Inc. for negotiation and execution of a professional construction manager at risk agreement, in an amount not to exceed \$60,000.00 for professional design review services in connection with the Henry B. Gonzalez Convention Center Exterior Improvements Project, located in District 1, and appropriating funds. [Jelynn LeBlanc Burley, Deputy City Manager; Mike Frisbie, Director, Capital Improvements Management Services]						
<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>
Phil Hardberger	Mayor		x				
Mary Alice P. Cisneros	District 1		x			x	
Sheila D. McNeil	District 2		x				
Jennifer V. Ramos	District 3	x					
Philip A. Cortez	District 4		x				
Lourdes Galvan	District 5		x				
Delicia Herrera	District 6		x				
Justin Rodriguez	District 7		x				x
Diane G. Cibrian	District 8		x				
Louis E. Rowe	District 9		x				
John G. Clamp	District 10		x				