

ORDINANCE

2023-04-20-0244

APPROVING AN AMENDMENT IN THE INCREASED AMOUNT NOT TO EXCEED \$261,450.00 TO THE PREVIOUSLY APPROVED \$3,987,825.55 PROFESSIONAL ENGINEERING SERVICES AGREEMENT WITH MOORE IACOFANO GOLTSMAN, INC. (MIG) FOR DESIGN, ENGINEERING AND CONSTRUCTION PHASE SERVICES RELATED TO THE CONSTRUCTION OF UTILITIES FOR DEVELOPMENT PARCELS WITHIN THE NORTHWEST QUADRANT OF HEMISFAIR TO BE CONSTRUCTED AS PART OF THE SOUTH ALAMO STREET (MARKET STREET TO EAST CESAR E. CHAVEZ BOULEVARD) PROJECT. FUNDING IS FROM THE HEMISFAIR TAX INCREMENT REINVESTMENT ZONE AND THE 2017 – 2022 GENERAL OBLIGATION BOND PROGRAM FUNDS INCLUDED IN THE FY 2023 - FY 2028 CAPITAL IMPROVEMENT PROGRAM.

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WHEREAS, the City created HPARC (Hemisfair Park Area Redevelopment Corporation) in 2009 and City Council adopted the Hemisfair Master Plan in 2012. In December 2013, City Council designated 18.47 acres of park land in Hemisfair and also designated several parcels intended for future development and conveyed those to the Hemisfair Park Public Facilities Corporation (HPPFC), a corporation governed by City Council; and

WHEREAS, in April 2022, City Council authorized an Amendment to the Development Sublease Agreement between the HPARC and ZH Downtown, which requires the City to construct critical public utility infrastructure improvements as part of its South Alamo Street project, to support future utility customer connections particularly at Hemisfair and the development parcels in the Northwest Quadrant (Civic Park Area); and

WHEREAS, On May 6, 2022, the Hemisfair TIRZ Board of Directors approved a Funding Agreement through Resolution T34 2022-05-06-01R for an amount not to exceed \$8,000,000.00 plus costs associated with debt service for the construction of utilities and potential environmental remediation, located in the Northwest Quadrant of Hemisfair on the corner of South Alamo Street and Market Street; and

WHEREAS, On May 6, 2017, voters approved the 2017 Bond Program, which authorized \$9,000,000.00 for South Alamo Street (Market Street to East Cesar E. Chavez Boulevard) in Council District 1. The South Alamo Street (Market Street to East Cesar E. Chavez Boulevard) Project continues previous bond-funded projects that have resulted in various street and sidewalk improvements within and surrounding the Hemisfair area. This project will provide for the reconstruction of South Alamo Street from Market to Cesar E. Chavez, including constructing pedestrian amenities and enhancements as appropriate and within available funding; and

WHEREAS, A previously executed a Professional Engineering Services Agreement with Moore Iacofano Goltsman, Inc. (MIG, Inc.) for the Hemisfair Park Area Street Projects in the amount of \$3,100,000.00 was approved by City Council on November 17, 2011, through Ordinance 2011-11-17-0928. On January 30, 2020, City Council authorized the execution of an amendment to this agreement with MIG, Inc. in an increased amount not to exceed \$671,121.55 for additional design, engineering and construction phase services in relation to the South Alamo Street (Market Street to East Cesar E. Chavez Boulevard) Project, a 2017 Bond funded project. Previous amendments to this contract have increased this contract by a total of \$887,825.55 to a total of \$3,987,825.55. This amendment will increase the contract by \$261,450.00 to a contract amount of \$4,249,275.55; and

The following table illustrates the previously authorized amendments since the execution of this contract:

Item	Amount
Original Contract Value	\$3,100,000.00
Previously Authorized Amendments	\$887,825.55
Proposed Amendment	\$261,450.00
Revised Contract Value	\$4,249,275.55

WHEREAS, the proposed amendment will compensate MIG, Inc. for the design, engineering and construction phase services related to the construction of utilities for development parcels within the northwest quadrant of Hemisfair which to be constructed as part of the South Alamo Street (Market Street to East Cesar E. Chavez Boulevard) Project; **NOW THEREFORE:**

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

SECTION 1. The City Manager or designee, or the Director of the Public Works Department or designee, is authorized to execute a contract amendment in the increased amount not to exceed \$261,450.00 to the previously approved Professional Engineering Services Agreement with MIG, Inc., for design, engineering and construction phase services related to the construction of utilities for development parcels within the northwest quadrant of Hemisfair to be constructed as part of the South Alamo Street (Market Street to East Cesar E. Chavez Boulevard) Project.

SECTION 2. Payment is authorized to be encumbered and made payable to Moore Iacofano Goltsman, Inc. (MIG) in an amount not to exceed \$261,450.00. Payment is in support of the S Alamo (Market - E César E Chávez Blvd) Project using Fund 45099000 with WBS 23-01609-01-02-08 and GL account 5201170. Funding for this project is provided by GO Bonds, TIRZ, and the Tree Preservation Fund and is in the FY2023-FY2028 CIP Budget.

Payment is limited to the amounts budgeted in the Operating and/or Capital Budget funding sources identified. All expenditures will comply with approved operating and/or capital budgets for current and future fiscal years.

SECTION 3. The financial allocations in this Ordinance are subject to approval by the Deputy Chief Financial Officer, City of San Antonio. The Deputy Chief Financial Officer may, subject to concurrence by the City Manager or the City Manager's designee, correct allocations to specific Fund Numbers, Project Definitions, WBS Elements, Internal Orders, Fund Centers, Cost Centers, Functional Areas, Funds Reservation Document Numbers, and GL Accounts as necessary to carry out the purpose of this Ordinance.

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

PASSED AND APPROVED this 20th day of April, 2023.


M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:



Debbie Racca-Sittre, City Clerk



Andrew Segovia, City Attorney



City of San Antonio
City Council Meeting
April 20, 2023

8.

2023-04-20-0244

Ordinance amending in the increased amount not to exceed \$261,450 to the previously approved \$3,987,825.55 Professional Engineering Services Agreement with Moore Iacafano Goltsman, Inc. (MIG) for design, engineering and construction phase services related to the construction of utilities for development parcels within the northwest quadrant of Hemisfair to be constructed as part of the South Alamo Street (Market Street to East Cesar E. Chavez Boulevard) Project.

Funding is from the Hemisfair Tax Increment Reinvestment Zone and the 2017 – 2022 General Obligation Bond Program funds included in the FY 2023 - FY 2028 Capital Improvement Program. [Roderick Sanchez, Assistant City Manager; Razi Hosseini, Director, Public Works]

Councilmember Cabello Havrda moved to Approve on the Consent Agenda. Councilmember Castro seconded the motion The motion prevailed by the following vote:

Aye: Nirenberg, Bravo, McKee-Rodriguez, Viagran, Rocha Garcia, Castillo, Cabello Havrda, Castro, Pelaez, Courage, Perry