

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

ORDINANCE

**APPROVING AN AMENDMENT INCREASING THE AGREEMENT
CAPACITY IN THE AMOUNT OF \$700,000.00 OF THE ON-CALL
ARCHITECTURAL SERVICES AGREEMENT WITH BEATY PALMER
ARCHITECTS FOR ADDITIONAL ARCHITECTURAL DESIGN
SERVICES FOR THE TOWER OF AMERICA'S STRUCTURAL
IMPROVEMENTS. FUNDS ARE AVAILABLE FROM THE GENERAL
FUND INCLUDED IN THE FY 2022 - FY 2027 CAPITAL
IMPROVEMENT PROGRAM.**

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WHEREAS, as part of the Adopted FY 2021 Capital Budget funds in the amount of \$1,934,400.00 and an additional \$3,500,000.00 were approved by City Council as part of the Adopted FY 2022 Capital Budget for total funding of \$5,434,400.00 for the renovation improvements of the Towers of Americas facility, with a portion of these funds used to begin the design of the most critical renovations associated with Towers of Americas; and

WHEREAS, the project consists of managing, designing, and constructing renovations to the existing mechanical, electrical, plumbing and fire safety support systems, also included are enhancements and renovations to vertical concrete shaft and steel components serving to preserve the structural integrity of the building, the modernization of the elevator system and roof repairs to the top house and base lobby areas; and

WHEREAS, construction of the recommended improvements will be phased into three tiers of scope based on the necessity of the repairs according to the maximum lifespan of systems; and

WHEREAS, on September 17, 2020, City Council approved through Ordinance 2020-09-17-0666, an On-Call Architectural Services Agreement in the amount of \$400,000.00 with Beaty Palmer Architects to provide as needed architectural services related to vertical construction projects city wide, the contract capacity amount for this contract is \$400,000.00 annually, the City has exercised its option under the original agreement to extend the original agreement by a second year, and increased the agreement amount not to exceed \$800,000.00 of which \$100,000.00 is currently available; and

WHEREAS, an amendment increasing the capacity of the agreement with Beaty Palmer Architects in the amount of \$700,000.00 for a revised maximum agreement capacity of \$1,500,000.00 is necessary to proceed with the design completion and construction management services of the Tower of Americas Building Renovation project; and

WHEREAS, this amendment will provide for additional design work by the Beaty Palmer Architects to complete the remaining scope of work for renovating and improving the

infrastructure and safety systems for the Tower of Americas with Beaty Palmer Architects providing construction documents, bidding, construction administration, and any associated services required for the additional repairs and improvements to the project scope; and

WHEREAS, construction is anticipated to begin in April 2023 and is estimated to be completed by October 2024; and

WHEREAS, this ordinance to approves an amendment increasing the agreement capacity in the amount of \$700,000.00 of the On-Call Architectural Services Agreement with Beaty Palmer Architects for additional architectural design services for the Tower of America's Structural Improvements; **NOW THEREFORE:**

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

SECTION 1. The City Manager or designee is authorized to execute an amendment in an increased amount not to exceed \$700,000.00 to the On-Call Architectural Services Agreement for the additional architectural design services for the Tower of America's Structural Improvements with Beaty Palmer Architects. Attached hereto as **Attachment I**. Funds are available from the General Fund included in the FY 2022 - FY 2027 Capital Improvement Program.

SECTION 2. Funding for this ordinance will be identified when work orders are issued. If funding for any work orders is not previously appropriated, funding will be identified and appropriated through subsequent City Council action. Payment is limited to the amounts budgeted in the Operating, Grants, and/or Capital Budget funding sources identified. All expenditures will comply with Operating, Grants, and/or Capital Budgets for current and future fiscal years.

SECTION 3. Payment not to exceed \$700,000.00 is authorized to be encumbered with purchase orders and made payable to Beaty Palmer Architects for on-call architectural services.

SECTION 4. 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 5. This Ordinance shall be effective immediately upon the receipt of eight affirmative votes; otherwise, it is effective ten days after passage.

DBS
05/19/22
Item # 22-184306

PASSED and APPROVED this _____ day of _____, 2022.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Debbie, Racca-Sittre Acting City Clerk

Andrew Segovia, City Attorney

DBS
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**Attachment I – Amendment to On-Call Architectural Services Agreement
Tower of America’s Structural Improvements**

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