

ORDINANCE

**APPROVING A PROFESSIONAL SERVICES AGREEMENT WITH
FREESE AND NICHOLS, INC. IN AN AMOUNT NOT TO EXCEED
\$32,000,000 FOR PROGRAM MANAGEMENT /CONSTRUCTION
MANAGEMENT SERVICES FOR THE TERMINAL
DEVELOPMENT PROGRAM FOR THE SAN ANTONIO
INTERNATIONAL AIRPORT.**

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WHEREAS, on November 18, 2021, City Council approved the Strategic Development Plan (TDP) for construction of a new terminal facility at San Antonio International Airport; and

WHEREAS, to manage complex, large-scale programs such as a new terminal facility a project owner will integrate a program manager/construction manager to help organize multiple and concurrent efforts, assess risk, leverage funding options, navigate regulatory requirements, scale available resources appropriately, manage the variety of stakeholders and contractors, and expedite project timelines; and

WHEREAS, this ordinance approves an agreement for Program Management/Construction Management services to develop a program management and construction management plan for the TDP and coordinate with the Executive Program Manager and the City to successfully complete the TDP and the construction of a new Terminal C facility; and

WHEREAS, City released a Request for Qualifications (RFQ) for Program Management/Construction Management services on August 5, 2022, and received seven responsive proposals; and

WHEREAS, an evaluation committee consisting of representatives from the City's Manager Office, San Antonio Airport System, Southwest Airlines and the Airport Advisory Commission met on July 26, 2022, , scored the proposals and selected two firms for interviews; and

WHEREAS, on September 16, 2022, the evaluation committee met and interviewed the two firms and, based on published criteria, recommends awarding the contract to Freese and Nichols, Inc.; and

WHEREAS, this Ordinance authorizes the execution of professional services agreement in an amount not to exceed \$32,000,000.00 with Freese and Nichols, Inc. for Program Management/Construction Management services for the Terminal Development Program;
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 a professional services agreement with Freese and Nichols, Inc. in an amount not to exceed \$32,000,000.00 for Program Management/Construction Management services for the Terminal Development Program, a copy of which is attached hereto as **Attachment A**.

SECTION 2. Payment is authorized to be encumbered and made payable to Freese and Nichols, Inc., in an amount not to exceed \$3,365,000.00. Payment is in support of the Program Management/Construction Management Project, using Fund 51099000, with the WBS element 33-00345-01-02 and GL account 5201040. Funding for this project is provided by Airport Improvement Financing and is in the FY2023 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. Additional funding in the amount of \$28,635,000.00, for subsequent years is contingent upon City Council approval of subsequent budgets within the term length of this contract.

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.

PASSED and APPROVED this 12th day of December 2022.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Debbie Racca-Sittre, City Clerk

Andrew Segovia, City Attorney

KRH
12/15/2022
Item No.

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

ATTACHMENT A