

ORDINANCE

2022-12-01-0891

APPROVING AN AMENDMENT TO THE THREE PROFESSIONAL SERVICE AGREEMENTS WITH AECOM TECHNICAL SERVICES, INC., FREESE AND NICHOLS, INC. AND RS&H, INC. FOR ON-CALL ENVIRONMENTAL CONSULTING SERVICES TO INCREASE THE CONTRACT VALUES IN THE AMOUNT OF \$2,000,000.00 EACH FOR A NEW CONTRACT VALUE OF \$3,000,000 EACH AND EXTEND THE TERM FOR AN ADDITIONAL ONE-YEAR PERIOD TO SUPPORT THE STRATEGIC DEVELOPMENT PROGRAM FOR THE SAN ANTONIO INTERNATIONAL AIRPORT.

* * * * *

WHEREAS, the San Antonio Airport System requires on-call environmental consulting and engineering services to comply with regulations set forth by the U.S. Environmental Protection Agency and Texas Commission for Environmental Quality regarding the management of environmental projects; and

WHEREAS, on-call services allow for the immediate execution of work as opposed to soliciting for these services on a per project basis, the Airport System utilize these professional services to expedite project delivery and completion, and consultants are paid only on the tasks they perform for each specific project; and

WHEREAS, City Council authorized Ordinance 2018-08-02-0552 which approved professional service agreements with AECOM Technical Services, Inc., Freese and Nichols, Inc. and RS&H, Inc. for on-call environmental consulting services including environmental assessments, subsurface investigations, asbestos sampling, air monitoring and engineering design to support construction projects and property acquisitions in the San Antonio Airport System; and

WHEREAS, the City wishes to extend these agreements for an additional one-year term, and increase the not-to-exceed contract value of each agreement by Two Million Dollars (\$2,000,000.00); and

WHEREAS, this ordinance approves amendments to the Professional Services Agreements for Environmental Consulting Services with AECOM Technical Services, Inc., Freese and Nichols, Inc., and RS&H, Inc., extending the term for one additional year and increasing each agreement by Two Million Dollars, for new not-to-exceed contract values of Three Million Dollars; **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 amendments to the Professional Services Agreements for Environmental Consulting Services with AECOM Technical Services, Inc., Freese and Nichols, Inc., and RS&H, Inc., attached hereto as **Exhibits 1, 2 and 3,**

extending the term for one additional year and increasing each agreement by Two Million Dollars, for new not-to-exceed contract values of Three Million Dollars.

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 \$2,000,000.00 is authorized to be encumbered with purchase orders and made payable to AECOM Technical Services, Inc., for on-call environmental consulting services.

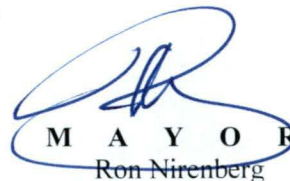
SECTION 4. Payment not to exceed \$2,000,000.00 is authorized to be encumbered with purchase orders and made payable to Freese and Nichols, Inc., for on-call environmental consulting services.

SECTION 5. Payment not to exceed \$2,000,000.00 is authorized to be encumbered with purchase orders and made payable to RS&H, Inc., for on-call environmental consulting services.

SECTION 6. 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 Cost Centers, WBS Elements, Internal Orders, General Ledger Accounts, and Fund Numbers as necessary to carry out the purpose of this Ordinance.

SECTION 7. This Ordinance is effective immediately upon the receipt of eight affirmative votes; otherwise, it is effective ten days after passage.


PASSED and APPROVED this 1st day of December 2022.


M A Y O R
Ron Nirenberg

ATTEST:


Debbie Racca-Sittre, City Clerk

APPROVED AS TO FORM:


Andrew Segovia, City Attorney



City of San Antonio

City Council Meeting December 1, 2022

8.

2022-12-01-0891

Ordinance amending three professional service agreements with AECOM Technical Services, Inc., Freese and Nichols, Inc. and RS&H, Inc. for on-call environmental consulting services for the San Antonio Airport System to increase the contract values in the amount of \$2 million each for a new contract value of \$3 million each and extending the term for an additional one-year period to support the Strategic Development Program for the San Antonio International Airport. Funding is from the FY 2023-FY 2028 Capital Improvement Program and may be funded from various funding sources including Airport Interim Financing, Airport Improvement and Contingency Fund, various Federal Aviation Administration grant programs, Stinson Revolving Fund, Passenger Facility Charge fund, Airport Operating and Maintenance funds or Texas Department of Transportation grant funds. [Jeff Coyle, Assistant City Manager; Jesus Saenz, Director, Aviation] Councilmember Courage moved to Approve on the Consent Agenda. Councilmember Viagran seconded the motion. The motion carried by the following vote:

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

Absent: Perry

MAT
12/01/2022
Item No. 8

EXHIBIT 1

AECOM TECHNICAL SERVICES, INC. AMENDMENT

**AMENDMENT NO. 2
TO
PROFESSIONAL SERVICES AGREEMENT
FOR
ON-CALL ENVIRONMENTAL CONSULTING SERVICES
FOR THE SAN ANTONIO AIRPORT SYSTEM**

This Amendment (the "Amendment") to the Professional Services Agreement for On-Call Environmental Consulting Services for the San Antonio Airport System is entered into by and between the City of San Antonio ("City"), a Texas municipal corporation, acting by and through its City Manager, and AECOM Technical Services, Inc. ("Consultant"), both of which may be referred to herein collectively as the "Parties", as set out below:

WHEREAS, the City and AECOM Technical Services, Inc., as a result of a formal solicitation process, entered into the On-Call Environmental Consulting Services Professional Services Agreement for the San Antonio Airport System ("Agreement") pursuant to Ordinance No. 2018-08-02-0552; and

WHEREAS, this Amendment will extend the term and increase the not-to-exceed contract value ; 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 Consultant is amended as follows:

1. **Article II--Term.** The term of the Agreement is extended for an additional one (1) year, commencing upon final execution of this Amendment. Upon mutual agreement of the parties, the term may be extended for a further period of one (1) year.
2. **Article IV—Compensation to Consultant.** Section 4.1 is amended to increase the contract value by Two Million and 00/100 U.S. Dollars (\$2,000,000.00) for a new not-to-exceed contract value of Three Million and 00/100 U.S. Dollars (\$3,000,000.00).

Except as amended hereby, all other provisions of the Agreement are hereby retained in their entirety and remain unchanged.

EXECUTED AND AGREED TO this 4th day of November, 2022.

CITY OF SAN ANTONIO

AECOM TECHNICAL SERVICES, INC.

By: _____
Erik J. Walsh
City Manager

By:  _____
Signature

APPROVED:

Todd Gnospelius; Vice President - Aviation
Printed Name & Title

By: _____
City Attorney

EXHIBIT 2

FREESE AND NICHOLS, INC. AMENDMENT

**AMENDMENT NO. 2
TO
PROFESSIONAL SERVICES AGREEMENT
FOR
ON-CALL ENVIRONMENTAL CONSULTING SERVICES
FOR THE SAN ANTONIO AIRPORT SYSTEM**

This Amendment (the "Amendment") to the Professional Services Agreement for On-Call Environmental Consulting Services for the San Antonio Airport System is entered into by and between the City of San Antonio ("City"), a Texas municipal corporation, acting by and through its City Manager, and Freese and Nichols, Inc. ("Consultant"), both of which may be referred to herein collectively as the "Parties", as set out below:

WHEREAS, the City and Freese and Nichols, Inc., as a result of a formal solicitation process, entered into the On-Call Environmental Consulting Services Professional Services Agreement for the San Antonio Airport System ("Agreement") pursuant to Ordinance No. 2018-08-02-0552; and

WHEREAS, this Amendment will extend the term and increase the not-to-exceed contract value; 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 Consultant is amended as follows:

1. **Article II--Term.** The term of the Agreement is extended for an additional one (1) year, commencing upon final execution of this Amendment. Upon mutual agreement of the parties, the term may be extended for a further period of one (1) year.
2. **Article IV—Compensation to Consultant.** Section 4.1 is amended to increase the contract value by Two Million and 00/100 U.S. Dollars (\$2,000,000.00) for a new not-to-exceed contract value of Three Million and 00/100 U.S. Dollars (\$3,000,000.00).

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 _____, 2022.

CITY OF SAN ANTONIO

FREESE AND NICHOLS, INC.

By: _____
Erik J. Walsh
City Manager

By: _____
Signature

APPROVED:

Robert W. Chambers, Vice President
Printed Name & Title

By: _____
City Attorney

MAT
12/01/2022
Item No. 8

EXHIBIT 3

RS&H, INC. AMENDMENT

**AMENDMENT NO. 3
TO
PROFESSIONAL SERVICES AGREEMENT
FOR
ON-CALL ENVIRONMENTAL CONSULTING SERVICES
FOR THE SAN ANTONIO AIRPORT SYSTEM**

This Amendment (herein called the "Amendment") to the Professional Services Agreement for On-Call Environmental Consulting Services for the San Antonio Airport System is entered into by and between the City of San Antonio (herein called the "City"), a Texas municipal corporation, acting by and through its City Manager, and RS&H, Inc. (hereinafter called "Consultant"), both of which may be referred to herein collectively as the "Parties", as set out below. WITNESSETH:

WHEREAS, the City and RS&H, Inc., as a result of a formal solicitation process, entered into the On-Call Environmental Consulting Services Professional Services Agreement for the San Antonio Airport System ("Agreement") pursuant to Ordinance No. 2018-08-02-0552; and

WHEREAS, this Amendment will extend the term and increase the not-to-exceed contract value ; 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 Consultant is amended as follows:

1. **Article II--Term.** The term of the Agreement is extended for an additional one (1) year, commencing upon final execution of this Amendment. Upon mutual agreement of the parties, the term may be extended for a further period of one (1) year.
2. **Article IV—Compensation to Consultant.** Section 4.1 is amended to increase the contract value by Two Million and 00/100 U.S. Dollars (\$2,000,000.00) for a new not-to-exceed contract value of Three Million and 00/100 U.S. Dollars (\$3,000,000.00).

EXECUTED AND AGREED TO this _____ day of _____, 2022.

CITY OF SAN ANTONIO

RS&H, INC.

By: _____
Erik J. Walsh
City Manager

By: _____
Signature Steve M. Creamer

APPROVED:

Vice President, Aviation
Printed Name & Title

By: _____
City Attorney