

ORDINANCE

APPROVING THE NEGOTIATION AND EXECUTION OF A DESIGN-BUILD CONTRACT WITH HENSEL PHELPS CONSTRUCTION CO. IN AN AMOUNT NOT TO EXCEED \$61,700,000 FOR THE NEW TERMINAL A GROUND LOADING FACILITY AND RELOCATION OF VEHICLE GATE 20 PROJECT AT SAN ANTONIO INTERNATIONAL AIRPORT; ACCEPTING AND APPROPRIATING GRANT FUNDING IN THE AMOUNT OF \$20,000,000 FROM THE BIPARTISAN INFRASTRUCTURE LAW (BIL) AIRPORT TERMINALS PROGRAM; APPROPRIATING PASSENGER FACILITY CHARGE REVENUES IN AN AMOUNT NOT TO EXCEED \$31,032,920; APPROPRIATING \$15,126,857 IN UNISSUED INTERIM FINANCING; APPROPRIATING \$1,668,223 FROM THE AIRPORT IMPROVEMENT & CONTINGENCY FUND; AND AMENDING THE FY 2023 – 2028 CAPITAL IMPROVEMENT PROGRAM

* * * * *

WHEREAS, on November 18, 2021, City Council approved the Strategic Development Plan for the San Antonio International Airport (SAT) which identified the need for a new terminal facility to meet the current demand for air travel as well as the forecasted growth of the community; and

WHEREAS, SAT requires additional gate capacity and airline parking capacity to support domestic and international air service while the new terminal is being constructed; and

WHEREAS, the new ground load facility gate off the south concourse of Terminal A will be designed and constructed for both domestic and international carrier and will connect to the Federal Inspection Station (Customs) to allow for arrivals from international locations. This contract will also include projects for the relocation of Vehicle Gate 20 and provide additional aircraft parking; and

WHEREAS, City released a Request for Qualifications (RFQ) for the Terminal A Ground Loading Facility and Relocation of Vehicle Gate 20 project on December 21, 2022, and received five responsive proposals by the February 15, 2023 deadline, of which one was deemed nonresponsive; and

WHEREAS, an evaluation committee consisting of representatives from City Manager’s Office, Aviation Department, Information Technology Services Department, and an outside representative evaluated and ranked the four responsive submissions and scored the submittals on March 7, 2023, and shortlisted two firms; and

KRH
03/09/2023
Item No.

WHEREAS, the evaluation committee reconvened on April 11, 2023, to interview the firm, and the committee recommends awarding the contract to Hensel Phelps; and

WHEREAS, this Ordinance authorizes the negotiation and execution of a design build contract, to include the additive alternate for Phase 1 of the Remain Overnight Parking project, with Hensel Phelps in an amount not to exceed \$61,700,000 for the new Terminal A Ground Loading Facility and Relocation of Vehicle Gate 20 project; and

WHEREAS, the Aviation Department applied for BIL Airport Terminals Program (ATP) grant funds and was awarded a \$20,000,000; and

WHEREAS, this Ordinance accepts and appropriates the \$20,000,000 ATP grant in an amount not to exceed \$20,000,000; **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 negotiate and execute a design build contract with Hensel Phelps construction co. in an amount not to exceed \$61,700,000 for the new Terminal A Ground Loading Facility and Relocation of Vehicle Gate 20 project at San Antonio International Airport.

SECTION 2. The City Manager or designee, or the Director of the Aviation Department or designee is hereby authorized to submit a grant application and accept funds for up to \$20,000,000.00 from the Federal Aviation Administration (FAA) for the Terminal A Ground Load Facility and Vehicle Gate 20 Relocation at the San Antonio Internal Airport under the Bipartisan Infrastructure Law (BIL) Airport Terminals Program. The \$5,000,000.00 required City matching funds is appropriated below in Section 6.

SECTION 3. The City Manager or designee, is further authorized to initiate, negotiate, and execute any and all necessary documents and a grant contract to effectuate the acceptance of the grant referenced in Section 2 of this ordinance and to execute contract amendments pertaining to this contract to include a) carry-over funds, when ascertained and approved by the funding agency through a revised notice of award; b) line item budget revisions authorized by the funding agency; c) modifications to the performance measures authorized by the funding agency and listed in the contract so long as the terms of the amendment stay within the general parameters of the intent of the grant; d) no cost extensions; 3) amendments which will provide supplemental grant funds to the grant by the funding agency in an amount up to 20% of the total amount awarded to the grant; f) reimbursement increases of administrative funds for each participant served; g) amendments funding one time equipment purchases or defined program services; and h) changes in regulations mandated by the funding agency.

SECTION 4. Upon approval of this ordinance, new funds and internal order numbers will be created, upon which the sum of up to \$20,000,000.00 from the FAA will be appropriated in said fund.

SECTION 5. Upon acceptance of the grant funds from BIL the amount of \$20,000,000.00 is

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

KRH
03/09/2023
Item No.

authorized to be transferred from the new grant fund to Fund 51099000 Airport Capital Projects, Project 33-00340 Terminal A Ground Loading Facility and the budget in Projects 33-00340 shall be revised by increasing WBS 33-00340-90-xx-xx with GL 6101100 by \$20,000.000.00.

SECTION 6. The amount of \$1,668,223.00 is appropriated in Fund 51013000, Project AV-00006 Airport Capital Improvements Fund and transferred to Fund 51099000 Project 33-00340 Terminal A Ground Loading Facility and the budget in Project 33-00340 shall be revised by increasing WBS 33-00340-90-11-01 with GL 6101100 by \$1,668,223.00.

SECTION 7. The amount of \$31,032,920.00 is appropriated in Fund 51014000, Project AV-00007 PFC Capital Improvements Fund and transferred to Fund 51099000 Project 33-00340 Terminal A Ground Loading Facility. This appropriation includes the \$5,000,000.00 for the City’s required match for the BIL Grant. The budget in Projects 33-00340 shall be revised by increasing WBS 33-00340-90-12-01 with GL 6101100 by \$31,032,920.00.

SECTION 8. The amount of \$436,857.00 is appropriated in Fund 510501X Unissued Interim Airport Financing and transferred to Fund 51099000 Project 33-00340 Terminal A Ground Loading Facility and the budget in Projects 33-00340 shall be revised by increasing WBS 33-00340-90-19-01 with GL 6101100 by \$436,857.00.

SECTION 9. The expenditure budget in Fund 51099000 Project 33-00340 Terminal A Ground Loading Facility shall be revised by increasing the WBS Elements and GL Account numbers by the amounts in the table below totaling \$53,138,000.00.

WBS	GL	AMOUNT
33-00340-01-02-01	5201170	\$4,014,000.00
33-00340-02-02-01	5201140	684,000.00
33-00340-05-01-01	5201040	1,824,000.00
33-00340-05-02-01	5201140	41,600,000.00
33-00340-05-03-01	5201140	4,560,000.00
33-00340-05-04-01	5201040	456,000.00
TOTAL		\$53,138,00.00

SECTION 10. The amount of \$2,403,000.00 is appropriated in Fund 510501X Unissued Interim Airport Financing and transferred to Fund 51099000 Project 33-03322 Relocation of Vehicle Gate 20 and the budget in Projects 33-03322 shall be revised by increasing WBS 33-03322-90-19-01 with GL 6101100 by \$2,403,000.00.

SECTION 11. The expenditure budget in Fund 51099000 Project 33-03322 Relocation of Vehicle Gate 20 shall be revised by increasing the WBS Elements and GL Account numbers by the amounts in the table below totaling \$2,403,000.00.

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

KRH
03/09/2023
Item No.

WBS	GL	AMOUNT
33-03322-01-02	5201170	\$421,376.79
33-03322-04-01	5201040	70,000.00
33-03322-05-01	5201040	80,000.00
33-03322-05-02	5201140	1,661,623.21
33-03322-05-03	5201140	100,000.00
33-03322-05-04	5201040	40,000.00
33-03322-06-01	5201140	30,000.00
TOTAL		\$2,403,000.00

SECTION 12. The amount of \$12,287,000.00 is appropriated in Fund 510501X Unissued Interim Financing and transferred to Fund 51099000 Project 33-00348 RON Aircraft Parking and the budget in Projects 33-00348 shall be revised by increasing WBS 33-00348-90-19-01 with GL 6101100 by \$12,287,000.00.

SECTION 13. The expenditure budget in Fund 51099000 Project 33-00348 RON Aircraft Parking shall be revised by increasing the WBS Elements and GL Account numbers by the amounts in the table below totaling \$12,287,000.00.

WBS	GL	AMOUNT
33-00348-01-02	5201040	\$687,000.00
33-00348-04-01	5201040	350,000.00
33-00348-05-01	5201040	400,000.00
33-00348-05-02	5201140	10,000,000.00
33-00348-05-03	5201140	650,000.00
33-00348-05-04	5201040	200,000.00
TOTAL		\$12,287,000.00

SECTION 14. Payment is authorized to be encumbered and made payable to Hensel Phelps Construction Co. in an amount not to exceed \$61,700,000.00.

Payment of \$47,900,000.00 is in support of the Terminal A Ground Loading Facility Project using WBS 33-00340-01-05-02-01 with GL 5201140. Funding for this project is provided by the Airport Improvement & Contingency Fund, PFC Pay GO fund, Interim Airport Financing and BIL Grant and is in the FY2023 – FY2028 CIP Budget as amended above.

Payment of \$2,400,000.00 is in support of the Relocation of Vehicle Gate 20 Project using WBS 33-03322-05-02 with GL 5201140. Funding for this project is provided by the Airport Improvement & Contingency Fund and Interim Airport Financing and is in the FY2023 – FY2028 CIP Budget as amended above.

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

KRH
03/09/2023
Item No.

Payment of \$11,400,000.00 is in support of the Ron Aircraft Parking Project using WBS 33-00348-05-02 with GL 5201140. Funding for this project is provided by the Interim Airport Financing and is in the FY2023 – FY2028 CIP Budget as amended above.

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

PASSED and APPROVED this 18th day of May 2023.

MAYOR
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Debbie Racca-Sittre, City Clerk

Andrew Segovia, City Attorney