

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

ORDINANCE

AMENDING A DESIGN-BUILD SERVICES AGREEMENT WITH F.A. NUNNELLY COMPANY IN THE INCREASED TOTAL AMOUNT NOT TO EXCEED \$3,521,294.00 FOR A TOTAL AMOUNT OF \$14,071,294 FOR ESCALATED CONSTRUCTION MATERIAL AND LABOR COSTS RELATED TO THE SAN ANTONIO POLICE STATION AT ST. MARY'S PROJECT, A 2017 – 2022 GENERAL OBLIGATION BOND PROGRAM AND CERTIFICATES OF OBLIGATION FUNDED PROJECT, LOCATED IN COUNCIL DISTRICT 1; AND, AUTHORIZES THE REALLOCATION AND AMENDING OF THE FY 2022 – FY 2027 CAPITAL IMPROVEMENT PROGRAM WITH FUNDS IN THE TOTAL AMOUNT OF \$3,600,000.00 OF WHICH \$1,400,000.00 IS FROM FY 2021 GENERAL FUND AND \$2,200,000.00 FROM THE RESERVE FOR CAPITAL PROJECTS TO THE SAN ANTONIO POLICE STATION AT ST. MARY'S PROJECT.

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WHEREAS, on May 6, 2017, voters approved the 2017 Bond Program, which authorized \$18,241,000.00 million for constructing the Police Station at St. Mary's.

WHEREAS, the project will be located at 2020 N. St. Mary's Street, including two adjacent properties acquired in May 2020, consists of the construction of a new 24,000 square foot building to accommodate the needs of the San Antonio Police Department (SAPD) Patrol, SA Fear Free Environment (SAFFE), Property Crimes, and Critical Response Team (CRT) divisions; and

WHEREAS, also included as part of the new facility is a community room, approximately 120 parking spaces for SAPD and the public, an outdoor public area, and a Public Art San Antonio component; and

WHEREAS, on December 10, 2020 through Ordinance 2020-12-10-0889 City Council approved a contract with F.A. Nunnelly Company for the design and construction of the San Antonio Police Station at St. Mary's Street project in the amount of \$10,550,000.00; and

WHEREAS, the amendment is necessary for escalated construction material and labor costs related in additional amount of \$3,521,294.00 for a total contract amount \$14,071,294.00; and

WHEREAS, construction is anticipated to begin in December 2022 and is expected to be completed in January 2024; and

WHEREAS, this ordinance also approves amending of FY 2022 – FY 2027 Capital Improvement Program with the reallocation of funds in the total amount of \$3,600,000.00, of which \$1,400,000.00 is from FY 2021 General Fund and \$2,200,000.00 from the Reserve for Capital Projects to the San Antonio Police Station at St. Mary's project.

WHEREAS, this ordinance authorizes amending a Design-Build Services Agreement with F.A. Nunnelly Company in the increased total amount not to exceed \$3,521,294.00 for a total amount of \$14,071,294 to the San Antonio Police Station at St. Mary's project, a 2017 – 2022 General Obligation Bond Program and Certificates of Obligation funded project, located in Council District 1; **NOW THEREFORE:**

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

SECTION 1. The City Manager or his designee is hereby authorized to execute an amendment to the Design-Build Services Agreement with F.A. Nunnelly Company in the increased total amount not to exceed \$3,521,294.00 for the San Antonio Police Station at St. Mary's project, a 2017 – 2022 General Obligation Bond Program and Certificates of Obligation funded project, located in Council District 1; and, authorized the reallocation and amending of the FY 2022 – FY 2027 Capital Improvement Program with funds in the total amount of \$3,600,000.00 of which \$1,400,000.00 is from FY 2021 General Fund and \$2,200,000.00 from the Reserve for Capital Projects to the San Antonio Police Station at St. Mary's project.

SECTION 2. The amount of \$1,400,000.00 is reappropriated from Fund 40099000 Other Capital Projects, IO 390000002545, GL 6102100 Transfer Out entitled Trf to 23-01874-90-14-02 to Fund 45099000 GO Capital Projects, IO 39000000xxxx, GL 6102100 Transfer Out entitled 23-01735-90-xx-xx-xx.

SECTION 3. The amount of \$2,200,000.00 is reappropriated from Fund 43099000 C of O Capital Projects, CO-20214-01-01-02, GL 6102100 Transfer Out entitled Trf to 40-00445-90-02-21-01 to Fund 45099000 GO Capital Projects, CO-xxxx-xx-xx-xx, GL 6102100 Transfer Out entitled 23-01735-90-xx-xx-xx.

SECTION 4. The budget in Fund 40099000, Project 23-01874 FY 2021 SMP shall be revised by decreasing the WBS Elements and GL accounts by the amounts in the table below.

WBS	GL	AMOUNT
23-01874-90-14-02	6101100	-\$1,400,000.00
Subtotal		\$1,400,000.00
23-01874-02-05-02-01	5201140	-700,000.00
23-01874-03-05-05	5201170	-31,675.00
23-01874-03-05-02-01	5201140	-12,327.02
23-01874-03-05-04	5402050	-6,573.01
23-01874-03-05-05	5201170	-17,365.00
23-01874-04-05-02-01	5201140	-573,469.85
23-01874-04-05-05	5201170	-42,535
23-01874-06-05-01	5203040	-1,342.27
Subtotal		\$1,400,000.00

SECTION 5. The budget in Fund 43099000, Project 40-00445 Reserve for Future Capital

DBS

05/19/22

Item No. 22-184384

Projects shall be revised by decreasing the WBS Element 40-00445-90-02-21-01 with GL Account 6101100 by \$2,200,000.00.

SECTION 6. The budget in Fund 45099000, Project 23-01735 SA Police Station at St. Mary's & Park Police shall be revised by increasing the WBS Elements and GL accounts by the amounts in the table below.

WBS	GL	AMOUNT
23-01735-90-14-xx-xx	6101100	\$1,400,000.00
23-01735-90-02-xx-xx	6101100	2,200,000.00
Subtotal		\$3,600,000.00
23-01735-06-05-01	5402030	\$52,497.00
23-0735-06-05-01	5402050	26,209.00
23-01735-06-05-02	5201140	3,521,294.00
Subtotal		\$3,600,000.00

SECTION 7. Payment is authorized to be encumbered and made payable to the F.A. Nunnally Company in an amount not to exceed \$3,521,294.00. Payment is in support of the 23-01735 SA Police Station at St. Mary's & Park Police Project using Fund 45099000 with WBS 23-01735-06-05-02 and GL 5201140. Funding for this project is provided by GO Bonds, CO Bonds, and General Fund, and is in the FY2022-FY2027 CIP Budget as amended above.

SECTION 8. 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 9. This Ordinance shall be effective upon passage by eight affirmative votes; otherwise it shall be effective on the tenth day after passage.

PASSED AND APPROVED this ____ day of _____, 2021.

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 Nunnelly Design Build Contract
of St. Mary’s St. Police Station**

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