

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

ORDINANCE

APPROVING A CONSTRUCTION CONTRACT WITH FLATIRON CONSTRUCTORS, INC. IN AN AMOUNT NOT TO EXCEED \$12,705,802.30; APPROVING A TOTAL PROJECT BUDGET OF \$18,124,675 FUNDED THROUGH THE FAA AIRPORT IMPROVEMENT PROGRAM FUNDS IN THE AMOUNT OF \$9,428,073 AND AIRPORT INTERIM FINANCING IN THE AMOUNT OF \$8,696,602 AND AMENDING THE FY 2023-FY 2028 CAPITAL BUDGET; AND AUTHORIZES A NON-FEDERAL REIMBURSABLE AGREEMENT WITH THE FAA IN THE AMOUNT OF \$521,582.92 FOR THE TAXIWAY H RECONSTRUCTION PHASE 1 PROJECT AT THE SAN ANTONIO INTERNATIONAL AIRPORT.

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WHEREAS, the Taxiway H Reconstruction Phase 1 project will reconstruct a section of Taxiway H and includes drainage and airfield improvements, relocation of a Federal Aviation Administration (FAA) duct bank and communications fibers; and

WHEREAS, City Council approved the submittal of a grant application to the FAA for Airfield Improvement Program (AIP) grant funds for the construction phase of Taxiway H Phase 1 project on June 10, 2022, and received a grant offer in July 2022, pursuant to which he FAA contributes 75% of eligible project costs and the City provides its 25% share; and

WHEREAS, this project will impact and require the relocation of an existing FAA duct bank and cables, necessitating a Non-Federal Reimbursable Agreement in the amount of \$521,582.92 with the FAA setting out the responsibilities of both the City and FAA regarding the relocation of the bank and cables, the cost of which the City is 100 percent responsible; and

WHEREAS, in May 2022 the City issued an invitation for construction bids for the Taxiway H Reconstruction Phase 1 and received and opened three responsive bids on June 3, 2022, of which Flatiron Constructors, Inc. submitted the lowest responsive bid; and

WHEREAS, this ordinance accepts the lowest responsive bid and awards the construction contract to Flatiron Constructors, Inc. in the amount not-to-exceed \$12,705,802.30 for the Taxiway H Reconstruction Phase 1 project, approves a total project budget of \$18,124,675, amends the FY 2023 to FY 2028 Capital Improvement Program, and authorizes a Non-Federal Reimbursable Agreement with the FAA in the amount of \$521,582.92; **NOW THEREFORE**,

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

SECTION 1. The lowest responsive bid by Flatiron Constructors, Inc. in an amount not to exceed \$12,705,802.30 for the Taxiway H Reconstruction Phase 1 project at San Antonio International Airport, is hereby accepted. All other bids will be considered rejected upon

execution of a contract by the successful bidder and the deposit of all required bonds and insurance certificates.

SECTION 2. The City Manager or designee, or the Director of the Aviation Department or designee, is authorized to execute a Non-Federal Reimbursable Agreement between the City of San Antonio and the Federal Aviation Administration to reimburse the City of San Antonio in an amount not to exceed \$521,582.92 for the Taxiway H Reconstruction Project.

SECTION 3. The amount of \$8,696,602.36 is appropriated in 5100501X 2023 Unissued Interim Airport Financing Fund and is authorized to be transferred to Fund 51099000 Airport Capital Projects, Taxiway H Reconstruction Project, WBS 33-00094-90-19-02, GL 6101100 Transfer In.

SECTION 4. The amount of \$6,490,750.00 is reverted from Project 33-00094 Taxiway H Reconstruction WBS 33-00094-90-11-01, GL Account 6101100 Transfer In. The amount of \$6,490,750.00 is authorized to be transferred from Fund 5199000 Airport Capital Projects to 51013000 Airport Improvement Contingency Fund.

SECTION 5. The budget in Project 33-00094 Taxiway H Reconstruction shall be revised by increasing and decreasing the WBS Elements and GL Accounts by the amounts in the table below totaling \$2,205,852.36.

WBS	GL	AMOUNT
33-00094-01-02-01	5201170	\$6,396.08
33-00094-05-01-01	5201040	658,791.00
33-00094-05-01-01	5201040	142,200.00
33-00094-05-02-01	5201140	-1,454,013.22
33-00094-05-02-02	5201140	-421,876.50
33-00094-05-03-01	5201140	1,970,978.00
33-00094-05-03-02	5201140	229,978.00
33-00094-05-05-01	5201040	141,310.00
33-00094-05-01-01	5201040	77,731.00
33-00094-06-01	5201170	4,349.00
33-00094-06-01-01	5201170	325,000.00
33-00094-05-06-03	5201040	525,000.00
TOTAL		\$2,205,852.36

SECTION 6. Payment is authorized to be encumbered and made payable Flatiron Constructors, Inc. in an amount not to exceed \$12,705,802.30 in support of the Taxiway H Reconstruction Project using Fund 51099000 with the WBS Element and GL Accounts in the table below. Funding for this project is provided by the FAA Airport Improvement Program Grant and Interim Airport Financing and is in the FY2023-FY2028 CIP Budget as amended above. Reimbursements in the amount of \$521,582.92 will be received from the FAA.

KRH
09/29/2022
Item No.

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WBS	GL	AMOUNT
33-00094-05-02-01	5201040	\$10,625,862.80
33-00094-05-02-02	5201140	2,079,939.50
TOTAL		\$12,705,802.30

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 7. 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 8. 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 9th day of September 2022.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Debbie Racca-Sittre, City Clerk

Andrew Segovia, City Attorney