

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

**ORDINANCE**

**APPROVING A CONTRACT AMENDMENT IN THE INCREASED  
AMOUNT NOT TO EXCEED \$500,000.00 FOR A TOTAL  
CONTRACT AMOUNT OF \$28,404,905.00 FOR A CONSTRUCTION  
CONTRACT WITH SKANSKA USA BUILDING, INC. AND AN  
AMENDMENT IN THE AMOUNT NOT TO EXCEED \$74,453.00 FOR  
A TOTAL CONTRACT AMOUNT OF \$7,394,431 WITH GGN  
LANDSCAPE ARCHITECTURE LTD. PROFESSIONAL DESIGN  
SERVICES AGREEMENT FOR ADDITIONAL CONSTRUCTION,  
DESIGN AND CONTRACT ADMINISTRATION SERVICES  
RELATED TO THE UNFORESEEN REROUTING OF  
COMMUNICATION UTILITIES FOR THE INSTALLATION OF WI-  
FI WITHIN THE CIVIC PARK AT HEMISFAIR; AND  
AUTHORIZING THE REALLOCATION OF FUNDS IN THE  
AMOUNT OF \$500,000 FROM THE FY 2023 GENERAL FUND TO  
THE HEMISFAIR CIVIC PARK PROJECT.**

\* \* \* \* \*

**WHEREAS**, on May 6, 2017, voters approved the 2017 Bond Program, which included \$21,000,000.00 to develop and construct park improvements for Hemisfair Civic Park. The project is located at 210 South Alamo, adjacent to the Henry B. Gonzalez Convention Center. The Park improvements will include urban plazas, water features, promenades, open green spaces, a courtyard and a public restroom building. Construction is presently underway and is estimated to be complete by August 2023; and

**WHEREAS**, on December 16, 2021, City Council approved Ordinance No. 2021-12-16-0973 awarding a Construction Contract to Skanska USA Building, Inc. in the amount of \$27,904,905.00 for construction of Phase 1 of the Civic Park project at Hemisfair; and

**WHEREAS**, this proposed amendment will increase the contract capacity by \$500,000.00 to a revised contract value of \$28,404,905.00. The following table illustrates the previously authorized amendments since the execution of this contract:

Item	Amount
Original Contract Value	\$27,904,905.00
Previous Amendments	\$0.00
Proposed Amendments	\$500,000.00
Revised Contract Value	\$28,404,905.00

**WHEREAS**, this contract amendment will compensate Skanska USA Building, Inc. for additional construction services necessary for the rerouting of communication utilities for the installation of WiFi within Civic Park at Hemisfair. This expenditure will be funded pending the City Council's approval of the reallocation of \$500,000.00 from the FY 2023 General Fund to the Hemisfair Civic Park Project; and

**WHEREAS**, on March 20, 2014, City Council approved Ordinance No. 2014-03-20-0170 authorizing the negotiations and execution of a Professional Design Services Contract in an amount not to exceed \$2,918,237.00 with Gustafson Guthrie Nichol LTD., for design and construction administration services for Phase 1 of Civic Park project at Hemisfair; and

**WHEREAS**, prior amendments have increased this contract by \$4,401,741.00 to a total contract capacity of \$7,319,978.00. This amendment will increase the contract by \$74,453.00 to a total revised contract amount of \$7,394,431.00.

The following table illustrates the previously authorized amendments since the execution of this contract:

Item	Amount
Original Contract Value	\$2,918,237.00
Previous Amendments	\$4,401,741.00
Proposed Amendments	\$74,453.00
Revised Contract Value	\$7,394,431.00

**WHEREAS**, the proposed contract amendment will compensate GGN Landscape Architecture Ltd for the additional design and construction administration services necessary for the rerouting of communication utilities for the installation of WiFi within Civic Park at Hemisfair. Funds are available from the project's contingency funded by previously authorized debt proceeds and 2017 Bond General Obligation funds included in the FY 2023 - FY 2028 Capital Improvements Program; **NOW THEREFORE:**

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

**SECTION 1.** The City Manager or designee, or the Director of the Public Works Department or designee, is authorized to execute a contract amendment with Skanska USA Building, Inc. to increase the contract amount in the total amount of \$500,000.00 to a revised contract total of \$28,404,905.00 for additional construction related to the rerouting of communication utilities for the installation of Wi-Fi within Civic Park.

**SECTION 2.** The City Manager or designee, or the Director of the Public Works Department or designee, is authorized to execute a contract amendment to the professional design services agreement with Gustafson Guthrie Nichol (GGN) LTD. to increase the contract amount in the total amount of \$74,453.00 to a revised contract total of \$7,394,431.00 for additional design and

contract administration services related to the rerouting of communication utilities for the installation of Wi-Fi within Civic Park.

**SECTION 3.** The budgeted amount of \$500,000.00 is authorized to be reduced for this ordinance in Fund 11001000, Cost Center 2601010001, General Ledger 5201040 and the Fiscal Year 2023 budget is amended to reflect this change.

**SECTION 4.** The budgeted amount of \$500,000.00 is authorized to be increased for this ordinance in Fund 11001000, Internal Order 390000002925, General Ledger 6102100 and the Fiscal Year 2023 budget is amended to reflect this change.

**SECTION 5.** The budget in Fund 45099000 Project WBS 23-01670 Hemisfair Civic Park shall be revised by increasing WBS 23-01670-90-10-03 with GL 6101100 and WBS 23-01670-05-02-01 with GL 5201140 each by \$500,000.00.

**SECTION 6.** Payment is authorized to be encumbered and made payable to Skanska USA Building, Inc. in an amount not to exceed \$500,000.00. Payment is in support of the Hemisfair Civic Park Project using Fund 45099000 with the WBS element 23-1670-05-02-01 and GL 5201140. Funding for this project is provided by GO Bonds, General Fund, and Tree Preservation Fund, and is in the FY2023-FY2028 CIP Budget as amended above.

Payment is authorized to be encumbered and made payable to Gustafson Guthrie Nichol (GGN Ltd. in an amount not to exceed \$74,453.00. Payment is in support of the Hemisfair Civic Park Project using Fund 45099000 with the WBS element 23-1670-01-02-01 and GL 5201170. Funding for this project is provided by GO Bonds, General Fund, and Tree Preservation Fund, 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 7.** The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director of Finance 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 8.** This Ordinance is effective immediately upon the receipt of eight affirmative votes; otherwise, it is effective ten days after passage.

**PASSED AND APPROVED this \_\_th day of April, 2023.**

**M A Y O R**

TG  
04/06/23  
Item No. 23-190788

Ron Nirenberg

**ATTEST:      APPROVED AS TO FORM:**

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Debbie Racca-Sittre, City Clerk

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Andrew Segovia, City Attorney