

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

AN ORDINANCE

AMENDING THE MANAGEMENT CONTRACT WITH CENTRO SAN ANTONIO MANAGEMENT CORPORATION TO PROVIDE ADDITIONAL POWER WASHING SERVICES IN THE DOWNTOWN PUBLIC IMPROVEMENT DISTRICT.

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WHEREAS, pursuant to Ordinance Number 2009-05-07-0356, passed and approved on May 7, 2009, the City Council authorized the re-establishment of the Downtown Public Improvement District (the "PID") pursuant to the Public Improvement District Assessment Act, Local Government Code, Chapter 372; and

WHEREAS, pursuant to Ordinance No. 2009-09-10-0694, passed and approved on September 10, 2009, the City entered into a Contract for Improvements and/or Services in the San Antonio Public Improvement District in the Downtown Area (the "Contract") with Centro San Antonio Management Corporation ("Centro") through which Centro supplements City services by providing: 1) a management program; 2) a maintenance and landscaping program; and 3) a public service representative program; and

WHEREAS, the City has previously provided two power washing crews to clean the PID area, but can no longer provide such services; and

WHEREAS, Centro has agreed through this proposed First Amendment to provide two additional power-washing crews to be paid for with non-PID funds in addition to the current number of power washing crews it provides under the annual service and assessment plan for the PID; **NOW THEREFORE:**

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

SECTION 1. The First Amendment to the Contract is authorized and approved. The City Manager or her designee is authorized to execute the First Amendment. A copy of the First Amendment, previously executed by Centro, is attached to this Ordinance as Exhibit I.

SECTION 2. Funding in the amount of \$117,334.00 for this Ordinance is available in Fund 11001000, Cost Center 1902010001 and General Ledger 5201040, as part of the Fiscal Year 2013 Budget.

SECTION 3. Funding in the amount of \$234,668.00 for this Ordinance is contingent upon City Council approval of Fiscal Year 2014 budget for Fund 11001000, Cost Center 1902010001 and General Ledger 5201040.

SECTION 4. Payment not to exceed the budgeted amount is authorized to Centro San Antonio Management Corporation and shall be encumbered with a purchase order and is dependent upon the availability of funds for current and future fiscal year budgets.

SECTION 5. 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 SAP Fund Numbers, SAP Project Definitions, SAP WBS Elements, SAP Internal Orders, SAP Fund Centers, SAP Cost Centers, SAP Functional Areas, SAP Funds Reservation Document Numbers and SAP GL Accounts as necessary to carry out the purpose of this Ordinance.

SECTION 6. This Ordinance shall take effect immediately upon the receipt of eight affirmative votes; otherwise it shall be effective ten days after its passage.

PASSED AND APPROVED this _____ day of _____, 2013.

M A Y O R
Julián Castro

ATTEST:

Leticia M. Vacek, City Clerk

APPROVED AS TO FORM:

Michael D. Bernard, City Attorney

Exhibit I

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