

**AMENDMENT THREE
TO AGREEMENT BETWEEN THE CITY OF SAN ANTONIO
AND SAN ANTONIO BIKE SHARE
FOR BIKE SHARE/RENTAL AND BIKE TOURS PROGRAM**

The City of San Antonio, a Texas Municipal Corporation ("CITY") presently contracts with San Antonio Bike Share ("BIKE SHARE"), for services for the Bike Share/Rental and Bike Tours Program, pursuant to an Agreement ("AGREEMENT") approved by City Council June 17, 2010, through Ordinance No. 2010-06-17-0563, for an amount not to exceed \$841,579.00.

On June 23, 2011, City Council Ordinance No. 2011-06-23-0583 approved Amendment 1 to the Agreement. Included in Amendment 1 is an increase to the original budget of an additional \$403,522.00, for a new budget sum not to exceed \$1,245,101.00.

On January 19, 2012, Amendment 2 to the AGREEMENT was approved by City Council Ordinance No. 2012-01-19-0033. Amendment 2 included an increase of \$15,645.00 in funds from the Communities Putting Prevention To Work (CPPW) Grant for a total compensation amount not to exceed \$1,260,746.00.

This Amendment Three of the AGREEMENT ("AMENDMENT THREE") adds an additional \$27,000.00 in funds from the Communities Putting Prevention To Work (CPPW) Grant to be used for contractual services for the Bike Share Program. This Amendment Three is entered into by and between the CITY, acting by and through its designated representative, and BIKE SHARE. The undersigned hereby agree to amend said contract, as amended, as follows:

1. Page two, paragraph one of the Compensation Section, the amended budget sum of \$1,260,746.00 is increased by an additional \$27,000.00, for a new budget sum not to exceed \$1,287,746.00 as authorized by the San Antonio City Council under Ordinance No. 2012-__-__-__, passed and approved on _____, 2012. References to the original compensation amount throughout the AGREEMENT shall reflect the increased amount.
2. This AMENDMENT to the contract shall not prejudice any present or future rights, remedies, benefits, or powers belonging to or accruing to CITY under the terms of the Contract herein amended.
3. Except as provided otherwise herein, the AGREEMENT shall remain unaffected, unchanged, and unimpaired by reason of the foregoing AMENDMENT.

AMENDMENT AGREED TO this 11 of May

CITY OF SAN ANTONIO, A TEXAS
MUNICIPAL CORPORATION

SAN ANTONIO BIKE SHARE

By _____

By CM Snell

Title

Executive Director

Title

APPROVED AS TO FORM
Michael D. Bernard
City Attorney

By: Assistant City Attorney