

AN ORDINANCE 2014 - 08 - 14 - 0582

AUTHORIZING EXTENSION AGREEMENTS WITH EDLEN ELECTRICAL EXHIBITION SERVICES OF TEXAS, INC., FREEMAN EXPOSITIONS, INC. FKA FREEMAN DECORATING SERVICES, INC., AND ASSOCIATED OPERATIONS, INC. DBA HARPER WOOD ELECTRIC CO. TO PROVIDE TEMPORARY UTILITY SERVICES FOR EVENTS AT THE HENRY B. GONZALEZ CONVENTION CENTER, ALAMODOME, AND THE CARVER COMMUNITY CULTURAL CENTER, EXERCISING THE AVAILABLE TWO-YEAR EXTENSION OPTION THROUGH SEPTEMBER 14, 2016.

* * * * *

WHEREAS, by the passage of Ordinance No. 2007-08-30-0918 on August 30, 2007, City Council authorized Temporary Utility Services License Agreements ("Agreements") with Edlen Electrical Exhibition Services of Texas, Inc., fka Freeman Decorating Services, Inc. and Associated Operations, Inc. d/b/a Harper Wood Electric Company ("Contractors") to provide, maintain and manage all activities associated with the sale, installation and removal of temporary utility services as requested by short-term event licenses at the Convention and Sports Facilities and in exchange for the right to provide these services, the Contractors pay the City a monthly commission of 30 percent of their gross sales; and

WHEREAS, the Agreements provide for a five-year term with two additional two-year extensions and the City exercised the first extension and amended the Agreements by the passage of Ordinance No. 2012-09-06-0677 on September 6, 2012; and

WHEREAS, the Agreements expire on September 14, 2014 and the City desires to exercise the second two-year renewal to extend the term of the Agreements until September 14, 2016; **NOW THEREFORE:**

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

SECTION 1. The terms and conditions of the Extension Agreements to the Temporary Utility Service License Agreements with the Contractors to provide temporary utility services for events at the Convention and Sports Facilities through September 14, 2016 are authorized and approved. The City Manager, or her designee, is authorized to execute Extension Agreements to the Temporary Utility Service License Agreements with the Contractors. Copies of each Extension Agreement, executed by the respective Contractor, are attached to this Ordinance as **Exhibits I, II and III.**

SECTION 2. Funds generated by this Ordinance will be deposited into Fund 29006000, Internal Order 242000000839 and General Ledger 4407724.

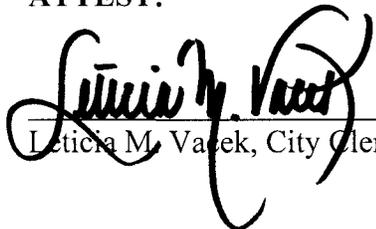
SECTION 3. The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director of Finance, may, subject to concurrence by the City Manager or the City Manager's designee, correct allocations to specific SAP Fund Numbers, SAP Project Definitions, 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 4. 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 14th day of August, 2014.

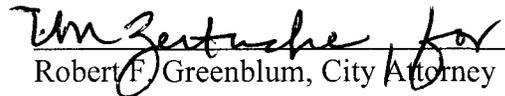

M A Y O R
Ivy R. Taylor

ATTEST:



Leticia M. Vasek, City Clerk

APPROVED AS TO FORM:



Robert F. Greenblum, City Attorney

Agenda Item:	18 (in consent vote: 7, 8, 9, 10, 11, 12, 14, 15, 16, 17, 18)
Date:	08/14/2014
Time:	11:53:42 AM
Vote Type:	Motion to Approve
Description:	An Ordinance authorizing Extension Agreements with Edlen Electrical Exhibition Services of Texas, Inc., Freeman Expositions, Inc. fka Freeman Decorating Services, Inc., and Associated Operations, Inc. dba Harper Wood Electric Co. to provide temporary utility services for events at the Henry B. Gonzalez Convention Center, Alamodome, and the Carver Community Cultural Center, exercising the available two-year extension option. [Ed Belmares, Assistant City Manager; Michael Sawaya, Director, Convention Sports and Entertainment Facilities]
Result:	Passed

Voter	Group	Not Present	Yea	Nay	Abstain	Motion	Second
Ivy Taylor	Mayor		x				
Diego Bernal	District 1		x			x	
Keith Toney	District 2		x				
Rebecca Viagran	District 3		x				
Rey Saldaña	District 4		x				x
Shirley Gonzales	District 5		x				
Ray Lopez	District 6		x				
Mari Aguirre-Rodriguez	District 7		x				
Ron Nirenberg	District 8		x				
Joe Krier	District 9		x				
Michael Gallagher	District 10		x				

EXHIBIT I

**EXTENSION AGREEMENT
TO THE TEMPORARY UTILITY SERVICES LICENSE AGREEMENT**

FOR VALUE RECEIVED, the receipt and sufficiency of which is hereby acknowledged, this EXTENSION AGREEMENT OF THE TEMPORARY UTILITY SERVICES LICENSE AGREEMENT (this "Extension Agreement") is entered into by and between the CITY OF SAN ANTONIO ("CITY"), a Texas municipal corporation, acting by and through its City Manager, pursuant to City Ordinance No. 2014-____ - ____ - _____, passed and approved on _____, 2014, and Edlen Electrical Exhibition Services of Texas, Inc. ("CONTRACTOR"), acting by and through duly authorized officials.

A. CITY and CONTRACTOR are parties to that certain TEMPORARY UTILITY SERVICES LICENSE AGREEMENT (the "Agreement") entered into pursuant to City Ordinance No. 2007-08-30-0918, passed and approved on August 30, 2007.

B. Prior to the effectiveness of this Extension Agreement, the Agreement, in accordance with the Extension and First Amendment, terminates on September 14, 2014.

C. CITY and CONTRACTOR desire to exercise the second available extension and extend the Agreement until September 14, 2016.

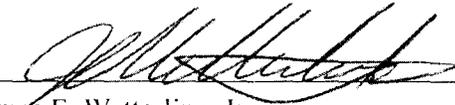
All terms and provisions of the Agreement are ratified and confirmed and shall remain in full force and effect, enforceable in accordance with their terms.

EXECUTED AND SIGNED this _____ day of _____, 2014.

CITY OF SAN ANTONIO

EDLEN ELECTRICAL EXHIBITION
SERVICES OF TEXAS, INC.

Sheryl L. Sculley
City Manager



James E. Wetterling, Jr.
President

APPROVED AS TO FORM:

Robert F. Greenblum
City Attorney

ATTEST:

Leticia M. Vacek
City Clerk

EXHIBIT II

**EXTENSION AGREEMENT
TO THE TEMPORARY UTILITY SERVICES LICENSE AGREEMENT**

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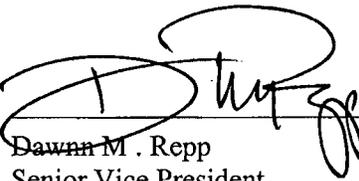
All terms and provisions of the Agreement are ratified and confirmed and shall remain in full force and effect, enforceable in accordance with their terms.

EXECUTED AND SIGNED this _____ day of _____, 2014.

CITY OF SAN ANTONIO

FREEMAN EXPOSITIONS, INC.

Sheryl L. Sculley
City Manager


Dawn M. Repp
Senior Vice President

APPROVED AS TO FORM:

Robert F. Greenblum
City Attorney

ATTEST:

Leticia M. Vacek
City Clerk

EXHIBIT III

**EXTENSION AGREEMENT
TO THE TEMPORARY UTILITY SERVICES LICENSE AGREEMENT**

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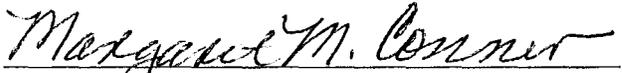
All terms and provisions of the Agreement are ratified and confirmed and shall remain in full force and effect, enforceable in accordance with their terms.

EXECUTED AND SIGNED this _____ day of _____, 2014.

CITY OF SAN ANTONIO

ASSOCIATED OPERATIONS, INC. DBA
HARPER WOOD ELECTRIC CO.

Sheryl L. Sculley
City Manager



Margaret M. Conner
President

APPROVED AS TO FORM:

Robert F. Greenblum
City Attorney

ATTEST:

Leticia M. Vacek
City Clerk