

AN ORDINANCE 2009-10-01-0782

RATIFYING AND AMENDING TWO CONTRACTS WITH SOLAR SAN ANTONIO, INC., TO EXTEND THE CONTRACTS THROUGH FEBRUARY 28, 2010, AS REQUESTED BY SOLAR SAN ANTONIO, INC.

* * * * *

WHEREAS, on February 5, 2009, City Council approved two Professional Service Contracts with Solar San Antonio, Inc., to provide programmatic development related to the City of San Antonio's Department of Energy's Solar City designation (DOE Solar American Cities Project) and to assist in formulating a strategic approach to solar power and build portions of the City of San Antonio's "Solar Plan 2015" (COSA Support), Ordinance 2009-02-05-0087; and

WHEREAS, these Contracts were to terminate on September 30, 2009 and Solar San Antonio, Inc., has requested that the Contracts be extended to February 28, 2010, in order to complete the tasks assigned in the Scope of Work for the two Contracts; **NOW THEREFORE**,

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

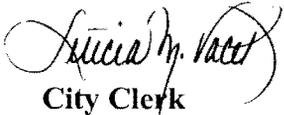
SECTION 1. The Amendments executed by the City Manager, or her designee, to the two Professional Service Contracts with Solar San Antonio, Inc., approved by Ordinance 2009-02-05-0087, extending the term of each Contract to February 28, 2010, is hereby authorized and ratified. A copy of each Amendment is attached as **Attachment I and II**.

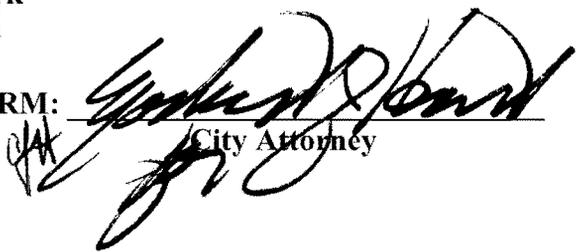
SECTION 2. There is no fiscal impact from the amendments to the Contracts.

SECTION 3. This ordinance shall be effective immediately upon passage by eight or more affirmative votes; otherwise, it shall be effective on the tenth day after passage.

PASSED AND APPROVED this 1st day of October, 2009


M A Y O R
JULIÁN CASTRO

ATTEST: 
City Clerk

APPROVED AS TO FORM: 
City Attorney

| | | | | | | | |
|------------------------|--|--------------------|------------|------------|----------------|---------------|---------------|
| Agenda Item: | 28 (in consent vote: 5, 6, 12, 13, 15, 16, 17, 18, 20, 24, 25A, 25B, 25C, 25D, 25E, 25F, 25G, 25H, 25I, 25J, 25K, 25L, 26, 27, 28, 29) | | | | | | |
| Date: | 10/01/2009 | | | | | | |
| Time: | 09:32:38 AM | | | | | | |
| Vote Type: | Motion to Approve | | | | | | |
| Description: | An Ordinance ratifying and amending two agreements with Solar San Antonio to extend these contracts through February 28, 2010 as requested by Solar San Antonio. [Richard Varn, Chief Information Officer; Laurence Doxey, Director, Office of Environmental Policy] | | | | | | |
| Result: | Passed | | | | | | |
| Voter | Group | Not Present | Yea | Nay | Abstain | Motion | Second |
| Julián Castro | Mayor | | x | | | | |
| Mary Alice P. Cisneros | District 1 | | x | | | | x |
| Ivy R. Taylor | District 2 | | x | | | | |
| Jennifer V. Ramos | District 3 | | x | | | x | |
| Philip A. Cortez | District 4 | | x | | | | |
| David Medina Jr. | District 5 | | x | | | | |
| Ray Lopez | District 6 | | x | | | | |
| Justin Rodriguez | District 7 | | x | | | | |
| W. Reed Williams | District 8 | | x | | | | |
| Elisa Chan | District 9 | | x | | | | |
| John G. Clamp | District 10 | | x | | | | |

**AMENDMENT 1
TO
PROFESSIONAL SERVICES CONTRACT
FOR**

SOLAR SAN ANTONIO, INC. - 2009

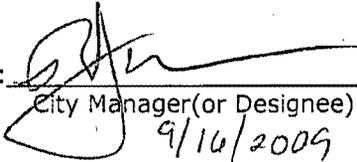
The City of San Antonio, a Texas Municipal Corporation, (hereinafter referred to as "CITY") presently contracts with SOLAR SAN ANTONIO, a Texas non-profit corporation, (hereinafter referred to as "CONSULTANT"), for Professional Consultant services for the "DOE Solar America Cities Project", pursuant to a Professional Services Contract (hereinafter referred to as the "Contract") approved by City Council on February 5, 2009 through Ordinance No. 2009-02-05-0087, for an amount not to exceed \$50,000.00.

This Amendment 1 of the Professional Services Contract (hereinafter referred to as "this Amendment") is entered into by and between the CITY, acting by and through its designated representative, and the CONSULTANT. The undersigned hereby agree to amend said Contract pursuant to Ordinance No. 2009-10-01-____ passed and approved on October 1, 2009 as herein set forth:

1. Article entitled "TERM," is hereby amended to reflect an extension of the termination date from September 30, 2009, to an amended termination date of February 28, 2010, as requested by the CONSULTANT.
2. This amendment to the Contract shall not prejudice any present or future rights, remedies, benefits, or powers belonging or accruing to CITY under the terms of the Contract herein amended.
3. Except as provided otherwise herein, the Contract shall remain unaffected, unchanged, and unimpaired by reason of the foregoing amendment.

Amendment AGREED TO this the _____ day of October 2009

**CITY OF SAN ANTONIO, A TEXAS
MUNICIPAL CORPORATION**

By: 

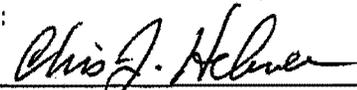
City Manager (or Designee)
9/16/2009

SOLAR SAN ANTONIO, INC.

By: 

Designated Representative

APPROVED:



City Attorney 9/15/09

**AMENDMENT 1
TO
PROFESSIONAL SERVICES CONTRACT
FOR**

SOLAR SAN ANTONIO, INC. - FY 2009

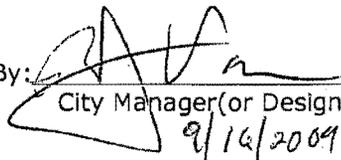
The City of San Antonio, a Texas Municipal Corporation, (hereinafter referred to as "CITY") presently contracts with SOLAR SAN ANTONIO, a Texas non-profit corporation, (hereinafter referred to as "CONSULTANT"), for Professional Consultant services for the "COSA Support Contract with Solar San Antonio, Inc." for FY2009, pursuant to a Professional Services Contract (hereinafter referred to as the "Contract") approved by City Council on February 5, 2009 through Ordinance No. 2009-02-05-0087, for an amount not to exceed \$75,000.00.

This Amendment 1 of the Professional Services Contract (hereinafter referred to as "this Amendment") is entered into by and between the CITY, acting by and through its designated representative, and the CONSULTANT. The undersigned hereby agree to amend said Contract pursuant to Ordinance No. 2009-10-01-____ passed and approved on October 1, 2009 as herein set forth:

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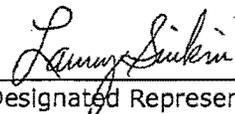
Amendment AGREED TO this the _____ day of October 2009

**CITY OF SAN ANTONIO, A TEXAS
MUNICIPAL CORPORATION**

By: 

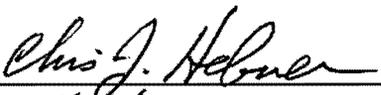
City Manager (or Designee)
9/14/2009

SOLAR SAN ANTONIO, INC.

By: 

Designated Representative

APPROVED:



City Attorney 9/15/09