

AN ORDINANCE 2011-06-16-0513

AUTHORIZING THE EXECUTION OF THE FIRST AMENDMENT AND RENEWAL AGREEMENT TO THE PROFESSIONAL SERVICES AGREEMENT FOR FEDERAL REPRESENTATION SERVICES WITH PATTON BOGGS, L.L.C. FOR A TOTAL MONTHLY AMOUNT OF \$16,666.00, BEGINNING OCTOBER 1, 2011 AND ENDING DECEMBER 31, 2012.

* * * * *

WHEREAS, on April 8, 2010, City Council approved Ordinance No. 2010-04-08-0309, authorizing the execution of a Professional Services Agreement with Patton Boggs, L.L.C. (Patton Boggs”) for federal representation services (“Agreement”) beginning May 1, 2010 and ending on September 30, 2011, with two additional one-year renewal options, subject to City Council approval; and

WHEREAS, increasingly challenging budget constraints make it imperative for local communities to have strong advocates at the federal level and Patton Boggs enhances the City’s ability to communicate with federal officials on San Antonio’s priority issues; and

WHEREAS, additionally, they have regular contact with City Council and staff on issues in the City’s Federal Legislative Program, coordinate with staff in planning City Intergovernmental Relations Council Committee visits to Washington, D.C. and facilitate meetings with the appropriate elected and appointed officials, and provide strategic advice and planning on maximizing San Antonio’s efforts to secure federal funding for key priority projects; and

WHEREAS, this proposed Ordinance exercises the first available renewal option and amends the Agreement to extend that option through December 31, 2012; **NOW THEREFORE:**

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

SECTION 1. The terms and conditions of the First Amendment and Renewal Agreement to the Professional Services Agreement for Federal Representation Services are authorized and approved.

SECTION 2. The City Manager, or her designee, is authorized to execute the First Amendment and Renewal Agreement. A copy of the First Amendment and Renewal Agreement, previously executed by Patton Boggs, is attached to this Ordinance as Exhibit I.

SECTION 3. Funding for this Ordinance is contingent upon approval of the Fiscal Year 2012 and Fiscal Year 2013 Budgets, respectfully, for Fund 11001000, Cost Center 0801010001 and General Ledger 5201040.

SECTION 4. If approved by City Council, payment not to exceed the budgeted amount is authorized to Patton Boggs and shall be encumbered with a purchase order.

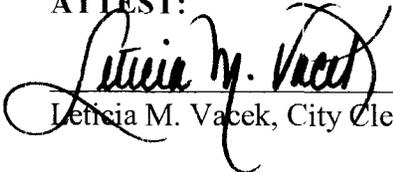
SECTION 5. The financial allocations in this Ordinance are subject to approval by the Chief Financial Officer (“CFO”), City of San Antonio. The CFO may, subject to concurrence by the City Manager or the City Manager’s designee, correct allocations to specific Cost Centers, WBS Elements, Internal Orders, General Ledger Accounts, and Fund Numbers as necessary to carry out the purpose of this Ordinance.

SECTION 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 16th day of June, 2011.

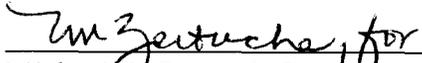

M A Y O R
Julián Castro

ATTEST:

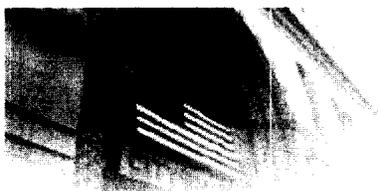


Leticia M. Vacek, City Clerk

APPROVED AS TO FORM:

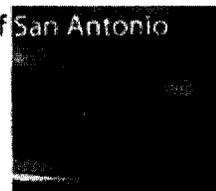


Michael D. Bernard, City Attorney



Request for
COUNCIL
ACTION

City of San Antonio



Agenda Voting Results - 22B

Name:	5, 6, 8, 10, 11, 12, 13, 14, 15A, 15B, 15C, 15D, 15E, 15F, 16, 17, 18A, 18B, 19, 21, 22A, 22B						
Date:	06/16/2011						
Time:	10:19:32 AM						
Vote Type:	Motion to Approve						
Description:	An Ordinance authorizing a First Amendment and Renewal Agreement for Federal Representation Services with Patton Boggs a total monthly amount of \$16,666.00 beginning October 1, 2011 and ending December 31, 2012.						
Result:	Passed						
Voter	Group	Not Present	Yea	Nay	Abstain	Motion	Second
Julián Castro	Mayor		x				
Mary Alice P. Cisneros	District 1		x				
Ivy R. Taylor	District 2		x				
Jennifer V. Ramos	District 3		x			x	
Rey Saldaña	District 4		x				
David Medina Jr.	District 5	x					
Ray Lopez	District 6		x				x
Justin Rodriguez	District 7		x				
W. Reed Williams	District 8		x				
Elisa Chan	District 9		x				
Carlton Soules	District 10		x				

Exhibit
I

FIRST AMENDMENT AND RENEWAL AGREEMENT TO PROFESSIONAL SERVICES AGREEMENT FOR FEDERAL REPRESENTATION SERVICES

FOR VALUE RECEIVED, the receipt and sufficiency of which is hereby acknowledged, this First Amendment and Renewal Agreement to the Professional Services Agreement for Federal Representation Services ("First Amendment and Renewal Agreement") is entered into by the CITY OF SAN ANTONIO, a Texas Municipal corporation ("CITY"), acting by and through its City Manager pursuant to and duly authorized by Ordinance No. _____, passed and approved on _____, 2011, and Patton Boggs, L.L.P. ("CONSULTANT") acting by and through its duly authorized designated officer.

WHEREAS, CITY and CONSULTANT entered into the Professional Services Agreement for Federal Representation Services ("Agreement") pursuant to City of San Antonio Ordinance No. 2010-04-08-309 dated April 8, 2010; and

WHEREAS, under Section 2.2 of the Agreement, the Agreement may be renewed for two additional one-year terms in the sole discretion of CITY, subject to City Council approval; **NOW THEREFORE:**

A. CITY and CONSULTANT agree to amend specific provisions of the Agreement as set out in this First Amendment and Renewal Agreement.

1. Section 2.2 is deleted in its entirety and replaced with the following:

"City shall have the right, in its sole discretion, to exercise two renewal options, subject to the approval of the City Council of the City of San Antonio (hereinafter referred to as "City Council"). The first such renewal option, if exercised shall begin October 1, 2011 and expire December 31, 2012. The second such renewal option, if exercised, shall begin January 1, 2013 and expire December 31, 2013."

2. Section 3.1.8 is deleted in its entirety and replaced with the following:

"Participate in quarterly meetings, either in person or via conference call, with the City Council Intergovernmental Relations Committee, as directed by the City Manager or her designee and/or Director. At these meetings, Consultant will provide a comprehensive oral report of the Federal Legislative Program and the corresponding strategic plan and their legislative/regulatory status. Consultant will be available, during these visits to San Antonio, to meet with City staff for site visits and project inspections;"

B. CITY and CONSULTANT exercise the first available renewal option provided for under Section 2.2 and extend this Agreement through December 31, 2012.

Except as otherwise expressly modified hereby, 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 _____, 2011.

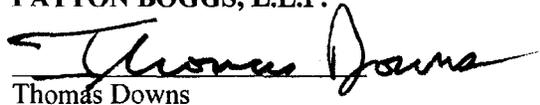
CITY OF SAN ANTONIO

City Manager

APPROVED AS TO FORM:

City Attorney

PATTON BOGGS, L.L.P.


Thomas Downs
Partner