NHR
4/3/14
Item No. 13

AN ORDINANCE 2014-04-03-0207

AUTHORIZING AN AGREEMENT IN AN AMOUNT NOT TO EXCEED $250,000.00 WITH THE RENTAL CAR AGENCIES INVOLVED IN THE DESIGN AND CONSTRUCTION OF A CONSOLIDATED RENTAL CAR FACILITY AT SAN ANTONIO INTERNATIONAL AIRPORT FOR AN INDUSTRY TECHNICAL REPRESENTATIVE.

* * * * * *

WHEREAS, in March 2012, the City Council authorized the implementation of a Customer Facility Charge (CFC) and approved the Rental Car CFC Policy; and

WHEREAS, CFC funds are being collected by the rental car companies (RACs) and remitted to San Antonio International Airport and, pursuant to the CFC Policy, may be expended for various costs associated with the Consolidated Rental Car Facility (CONRAC), including a rental car technical consultant to represent RAC interests in the process; and

WHEREAS, the RACs released a solicitation in May 2013 for an industry technical representative and selected Jacobsen Daniels Associates, L.L.C. (JDA) in July 2013; and

WHEREAS, this Ordinance authorizes an Agreement between the City and the RACs authorizing payment to the RACs in an amount not to exceed $250,000.00 from the CFC fund for the industry technical representative as permitted by the CFC Policy; **NOW THEREFORE:**

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

SECTION 1. The City Council hereby approves the terms and conditions and authorizes the execution of the Agreement referenced above and set out in **Attachment I** authorizing payment to the Rental Car Companies involved in the design and construction of the Consolidated Rental Car Facility at San Antonio International Airport in an amount not to exceed $250,000.00 for a technical consultant.

SECTION 2. Payment in the amount not to exceed $250,000.00 in SAP Fund 51099000, Airport Capital Projects, SAP Project Definition 33-00079, Consolidated Rental Car Facility, is authorized and should be encumbered with a purchase order for the reimbursement of the rental car agencies for a technical liaison during the construction of CONRAC. Payment is limited to the amounts budgeted in the Operating and/or Capital Budget funding sources identified. All expenditures will comply with Operating and/or Capital Budgets for current and future fiscal years.

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 be effective immediately upon the receipt of eight affirmative votes; otherwise, it is effective ten days after passage.

PASSED and APPROVED this 3rd day of April, 2014.

M A Y O R
Julián Castro

ATTEST:

Leticia M. Vacek, City Clerk

APPROVED AS TO FORM:

Robert F. Greenblum, City Attorney

Agenda Item:	**13 (in consent vote: 5, 7, 8, 9, 10, 11, 13, 14, 15)**
Date:	04/03/2014
Time:	09:22:50 AM
Vote Type:	Motion to Approve
Description:	An Ordinance authorizing the reimbursement of funds, not-to-exceed $250,000.00 from the Customer Facility Charge Fund to the rental car agencies, for industry technical representative services for the Consolidated Rental Car Facility project at the San Antonio International Airport; and, recognizing the City of San Antonio as the project manager of the project. [Ed Belmares, Assistant City Manager; Frank Miller, Director, Aviation]
Result:	Passed

Voter	Group	Not Present	Yea	Nay	Abstain	Motion	Second
Julián Castro	Mayor		x				
Diego Bernal	District 1		x				x
Ivy R. Taylor	District 2		x				
Rebecca Viagran	District 3		x				
Rey Saldaña	District 4		x			x	
Shirley Gonzales	District 5		x				
Ray Lopez	District 6		x				
Cris Medina	District 7		x				
Ron Nirenberg	District 8		x				
Joe Krier	District 9	x					
Michael Gallagher	District 10		x				

Attachment I

Agreement
Payment of RACTR Fees

THIS AGREEMENT is made and entered into by and between the City of San Antonio and Avis Rent A Car System, LLC; Satrac Inc. d/b/a Budget Rent a Car; The Hertz Corporation; DTG Operations, Inc.; EAN Holdings, LLC d/b/a Enterprise Rent-A-Car, National Car Rental, and Alamo Rent A Car; and Simply Wheelz LLC, dba Advantage Rent A Car, collectively referred to herein as the San Antonio International Airport Rental Car Companies (the "SAT RACs"), and authorized pursuant to Ordinance _____.

WHEREAS, SAT RACs are entering into that certain Rental Car Industry Tenant Representative Services Agreement ("RACTR Agreement") with Jacobsen/Daniels Associates, LLC, a Michigan limited liability company ("RACTR"),

NOW THEREFORE:

In consideration of the foregoing and the mutual promises and covenants contained herein, City and SAT RACs agree as follows:

1. In accordance with the City's *San Antonio Airport System Rental Car Customer Facility Charge Policy for the Development of Rental Car Facilities at San Antonio International Airport - 2012,* payment of the RACTR's fees incurred under the RACTR Agreement shall be made by the City from the Rental Car Customer Facility Charges collected by the Airport.

2. The RACTR's fees shall not exceed the sum of $250,000.00 without City Council approval, which approval may also authorize the Aviation Director to approve the expenditure of such additional sums as Council may authorize hereafter.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed as set forth below.

CITY OF SAN ANTONIO

By:_____
Sheryl Sculley, City Manager

Date:_____

Approved as to form:

_____
Robert F. Greenblum, City Attorney

SAT RACs

Avis Rent A Car System, LLC

By: _____
Print Name

_____
Signature

_____
Title

Satrac Inc. d/b/a Budget Rent a Car

By: _____
Print Name

_____
Signature

_____
Title

The Hertz Corporation

By: _____
Print Name

_____
Signature

_____
Title

DTG Operations, Inc.

By: _____
Print Name

_____
Signature

_____
Title

EAN Holdings, LLC d/b/a Enterprise Rent-A-Car, National Car Rental and Alamo Rent A Car

By: _____
Print Name

_____
Signature

_____
Title

Simply Wheelz LLC, dba Advantage Rent A Car

By: _____
Print Name

_____
Signature

_____
Title