

**THIS IS A DRAFT AND WILL BE REPLACED BY THE FINAL,  
SIGNED ORDINANCE ADOPTED BY THE CITY COUNCIL.**

**AN ORDINANCE**

**AUTHORIZING AN AMENDMENT TO THE MAGNA EQUIPMENT  
SERVICE AGREEMENT WITH ROCHE DIAGNOSTICS  
CORPORATION EXTENDING THE TERM FOR AN ADDITIONAL  
THREE YEAR PERIOD FOR AN ANNUAL COST OF \$12,150.00.**

\* \* \* \* \*

**WHEREAS**, the City of San Antonio (the City) and Roche Diagnostics Corporation (Roche) entered into an agreement entitled "RFO 6100000466 - Annual Contract For Magna Service Agreement" (Original Contract), under which the Parties set forth their agreement for Roche to provide unlimited on site emergency service, technical support and preventive maintenance for the City's MagNa Pure Compact instrument, serial number MPCB0945; and

**WHEREAS**, the Original Contract provided for a term beginning July 31, 2011 and ending July 30, 2012; and

**WHEREAS**, the parties amended the Original Contract to add the Magna Pure Lc Instrument, Serial Number: LC2C00000314 to the service agreement and extended the term for the period beginning July 31, 2012 and ending July 30, 2015;

**WHEREAS**, the parties entered into a second amendment to the Original Contract to extend the term through April 30, 2016; and

**WHEREAS**, the parties now wish to extend the contract for an additional three year period; and

**WHEREAS**, the Texas Local Government Code indicates that competitive bidding is not required under section 252.022(a)(7)(A) which provides for any items that are available only from a sole source of supply; **NOW THEREFORE:**

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

**SECTION 1.** The City Manager, her designee, or the Director of the Finance Department, or the Director's designee are hereby authorized to renew the contract with Roche Diagnostics Corporation to provide service and support for the City's MagNa Pure Compact and Magna Pure Lc equipment for the period beginning May 1, 2016 and ending April 30, 2019, under the same terms and conditions, at an annual cost of \$12,150. A copy of the Renewal and Extension Agreement is attached hereto and incorporated herein as Exhibit I.

**SECTION 2.** The amounts will be encumbered upon issuance of a purchase order, and payment is authorized to Roche Diagnostics Corporation. All expenditures will be in accordance with the Fiscal Year 2016 and subsequent budgets that fall within the term period of this contract approved by City Council.

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Item No. \_\_

**SECTION 3.** This ordinance is effective immediately upon passage by eight affirmative votes; otherwise it is effective on the tenth day after passage hereof.

**PASSED and APPROVED** this \_\_\_\_ day of \_\_\_\_\_, 2016.

**M A Y O R**  
**Ivy R. Taylor**

**ATTEST:**

**APPROVED AS TO FORM:**

\_\_\_\_\_  
Leticia M. Vacek, City Clerk

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Martha G. Sepeda, Acting City Attorney

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