

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

ORDINANCE

APPROVING THE THIRD AMENDMENT OF THE LEASE AGREEMENT WITH BURKHART, SHANNON AND HOLMES, A TEXAS GENERAL PARTNERSHIP, TO INCREASE THE SIZE OF THE LEASED PREMISES BY 795 SQUARE FEET, TO BE UTILIZED BY THE SAN ANTONIO FIRE DEPARTMENT, AT AN INITIAL ANNUAL RENT OF \$235,761.60 AND INCREASING TO AN ANNUAL RENT OF \$253,642.08 DURING THE FINAL YEAR OF THE TERM.

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WHEREAS, the City of San Antonio has an existing Lease Agreement with Burkhart, Shannon and Holmes, a Texas general partnership, for 11,622 square feet of office space located at 215 South San Saba for use by the San Antonio Fire Department (SAFD) as a location for the SAFD Health and Wellness Program; and

WHEREAS, this ordinance authorizes an amendment of the Lease Agreement for the addition of 795 square feet of office space commencing July 1, 2018 for the additional monthly rental amount of \$1,160.70 and increasing to \$1,256.10 on the fifth year of the lease term; and

WHEREAS, the City will retain the option to terminate this lease any time after April 30, 2021 with 120 days of notice; and

WHEREAS, this action will serve to add 795 square feet of office space to the existing leased premises as a location in which to house its staff psychologist and provide a more efficient location in which to provide counseling services to SAFD fire fighters; **NOW THEREFORE:**

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

SECTION 1. The City Manager and her designee, severally, are authorized and directed to execute and deliver on behalf of the City a lease amendment with Burkhart, Shannon and Holmes, a Texas general partnership. The lease amendment is attached hereto and incorporated herein for all purposes as **Exhibit I**.

SECTION 2. Funding for this ordinance in the amount of \$3,482.10 is available in Fund 29070000, Cost Center 2015090001, and General Ledger 11001000 as part of the Fiscal Year 2018 Budget.

SECTION 3. Payment not to exceed the budgeted amount is authorized to Burkhart, Shannon and Holmes and should be encumbered with a purchase order. Additional funding for this ordinance is contingent upon City Council approval of the City's operating budget and the availability of funds for subsequent Fiscal Years.

SECTION 4. 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 5. This ordinance is effective immediately upon passage by eight affirmative votes; otherwise it is effective on the tenth day after passage.

PASSED and APPROVED this ___ day of _____, 2018.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Leticia M. Vacek, City Clerk

Andrew Segovia, City Attorney