

THIS IS A PROPOSED DRAFT AND WILL BE REPLACED BY THE FINAL, SIGNED ORDINANCE OR RESOLUTION ADOPTED BY THE CITY COUNCIL

ORDINANCE

AUTHORIZING THE EXECUTION OF AN AMENDMENT AND ONE (1) YEAR EXTENSION OF THE INTERLOCAL AGREEMENT FOR FIRE PROTECTION, HAZMAT, AND EMERGENCY RESPONSE SERVICES WITH CPS ENERGY FOR THE FACILITIES AT THE CALAVERAS POWER STATION, EFFECTIVE MAY 1, 2020 THROUGH APRIL 30, 2021.

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WHEREAS, pursuant to Ordinance No. 2009-05-14-0389, passed and approved May 14, 2009, the San Antonio Fire Department (“SAFD”) by and through the City of San Antonio and City Public Service Board (“CPS Energy”) entered into that certain *Emergency Response Interlocal Cooperation Agreement* (“Agreement”) under which the City agrees to provide emergency response to events occurring at Calaveras Lake and the Calaveras Power Station; and

WHEREAS, the initial term of the Agreement commenced on May 15, 2009 and terminates on April 30, 2020; and

WHEREAS, the City and CPS Energy desire to amend **SECTION 1. SERVICES**, Article 1.01 of the Agreement to provide that the Agreement be extended for a one (1) year term beginning May 1, 2020 and end April 30, 2021; and

WHEREAS, fees will continue to be charged to CPS for the services provided by SAFD; and

WHEREAS, City Staff has recommended to the City Council that the Agreement be amended and extended in the manner described above; and

WHEREAS, the City Council, upon consideration of and deliberations on such recommendation, desires to accept City Staff’s recommendation; **NOW THEREFORE:**

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

SECTION 1. The City Council approves the terms and conditions of the First Amendment and Extension of Emergency Response Interlocal Cooperation Agreement among the San Antonio Fire Department and CPS Energy.

SECTION 2. The City Manager or designee, is hereby authorized to execute an amendment and extension to the Emergency Response Interlocal Cooperation Agreement for the provision of fire protection, firefighting, HAZMAT, and emergency response services by the San Antonio Fire Department. A copy of the First Amendment and Extension is attached hereto and incorporated herein for all purposes as **Exhibit I**.

SECTION 3. *RESERVED FOR FISCAL LANGUAGE*

SECTION 4. *RESERVED FOR FISCAL LANGUAGE*

SECTION 5. This Ordinance shall be effective immediately upon its passage by eight (8) affirmative votes or the 10th day after its passage by less than eight (8) affirmative votes.

PASSED AND APPROVED this 23rd day of April, 2020.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Tina Flores, Acting City Clerk

Andrew Segovia, City Attorney

ATTACHMENT I

DRAFT