

**AMENDMENT ONE TO
MEMORANDUM OF UNDERSTANDING BETWEEN THE
NATURAL RESOURCES DEFENSE COUNCIL, INC.
AND THE
CITY OF SAN ANTONIO**

Ordinance 2019-06-20-0561, approved by the San Antonio City Council on June 20, 2019, authorized the Office of Sustainability (OS) to negotiate and execute a Memorandum of Understanding (MOU) with the Natural Resources Defense Council, Inc. (NRDC), in support of the Bloomberg Philanthropies' American Cities Climate Challenge (ACCC). The MOU was executed by the City's Chief Sustainability Officer on July 17, 2019.

Although the support provided by the NRDC for the ACCC was initially for a period of two years, as provided in the Ordinance, the term of the MOU was through December 31, 2020, with no options for renewal. In order to complete the tasks under the MOU, the Parties have mutually agreed to amend the MOU to extend the term for a period of six months, until June 30, 2021, and to restate the tasks remaining. The San Antonio City Council has approved this Amendment as signified by the passage of Ordinance 2021-01-__ - ____ on January __, 2021.

This **Amendment One** to the MOU amends section V. "Commitments by the City" and section X. "Term" to extend the dates to June 30, 2021; and adds a new "Exhibit E: San Antonio Requested Assistance and ACCC Support Package" which will replace the current "Exhibit C" and "Exhibit D" for all work and activities occurring on or after January 1, 2021, and is entered into by and between OS and NRDC, acting by and through their designated representatives. The undersigned hereby agree to amend said Agreement as follows:

1. Section V. "Commitments by the City", is amended by deleting the ~~striketrough~~ and adding the underline language to read:

V. COMMITMENTS BY THE CITY

Consistent with and in support of the SA Tomorrow Sustainability Plan adopted by the San Antonio City Council on August 11, 2016, the City commits to pursue to the best of its ability, implementation of initiatives to reduce net emissions by June 30, 2021 ~~December 31, 2020~~. Such pursuit must comply with applicable laws, ordinances, rules and policies and maintain collaboration among the City and its major stakeholders, and such initiatives shall include the following:

2. Section X. "Term", is amended by deleting the ~~striketrough~~ and adding the underline language to read:

X. TERM

This MOU shall be for a term commencing on the first date on which both of the parties shall have affixed their signatures to this MOU and shall expire on June 30, 2021 ~~December 31, 2020~~, unless earlier terminated in accordance with the provisions herein.

3. The attached new “Exhibit E: San Antonio Requested Assistance and ACCC Support Package” will replace the current “Exhibit C” and “Exhibit D” for all work and activities occurring on or after January 1, 2021, and all references in the MOU to “Exhibit C” and “Exhibit D” shall be replaced with references to “Exhibit E.”

4. This Amendment One to the Agreement shall not prejudice any present or future rights, remedies, benefits, or powers belonging to or accruing to the Parties under the terms of the Agreement herein amended.

5. Except as provided otherwise herein, the Agreement shall remain unaffected, unchanged, and unimpaired by reason of the foregoing Amendment One.

AMENDMENT ONE AGREED to this ____ day of January, 2021.

**CITY OF SAN
ANTONIO**

Natural Resources Defense Council, Inc. (NRDC)



(Signature)

Douglas Melnick
**Chief Sustainability
Officer**

(Signature)

Cai Steger
**Senior Director, Resilient
Communities**

Approved as to Form:
Andrew Segovia
City Attorney

By: Assistant City Attorney