

AN ORDINANCE 2017-09-07-0640

AUTHORIZING THE FIRST AMENDMENT TO THE CONTRACT FOR IMPROVEMENTS AND/OR SERVICES IN THE SAN ANTONIO PUBLIC IMPROVEMENT DISTRICT IN THE DOWNTOWN AREA WITH CENTRO PUBLIC IMPROVEMENT DISTRICT.

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WHEREAS, pursuant to Ordinance Number 2013-05-30-0380, passed and approved on May 30, 2013, the City Council approved the re-establishment of the Downtown Public Improvement District ("PID") through September 30, 2023 pursuant to the Public Improvement District Assessment Act, Local Government Code, Chapter 372; and

WHEREAS, the PID is a means through which property owners in the District can self-fund additional improvements and services to enhance the appearance and safety of the San Antonio downtown area; and

WHEREAS, the City and the Centro Public Improvement District ("Centro") entered the Contract for Improvements and/or Services in the San Antonio Public Improvement District in the Downtown Area ("Agreement") requiring that Centro supplement City services in the PID by providing maintenance, beautification and landscaping, hospitality ambassador services, outreach and security services, marketing and promotion of the District, community events and programs, economic development activities, including business recruitment and retention activities, project management, planning and research initiatives, and capital projects; and

WHEREAS, the Agreement provides that Centro must submit quarterly reports within 15 working days of the end of the quarter and it is necessary to give Centro an additional 15 working days to submit such reports to ensure that it has sufficient time to gather the required information; **NOW THEREFORE:**

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

SECTION 1. The terms and conditions of the First Amendment to the Contract for Improvements and/or Services in the San Antonio Public Improvement District are authorized and approved. The City Manager, or her designee, is authorized to execute the First Amendment, a copy of which, previously executed by Centro, is attached to this Ordinance as **Attachment I**.

SECTION 2. The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director may, subject to concurrence by the City Manager or the City Manager's designee, correct allocations to specific Cost Centers, WBS Elements, Internal Orders, General Ledger Accounts, and Fund Numbers as necessary to carry out the purpose of this Ordinance.

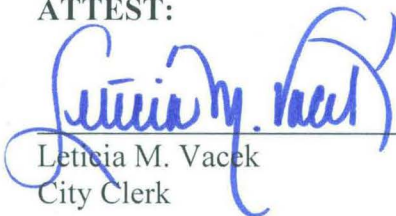
SECTION 3. This Ordinance shall take effect immediately upon the receipt of eight affirmative votes; otherwise it shall be effective ten days after its passage.

PASSED AND APPROVED this 7th day of September, 2017.



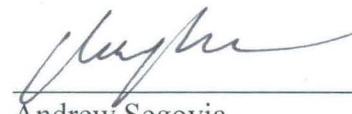
M A Y O R
Ron Nirenberg

ATTEST:



Leticia M. Vacek
City Clerk

APPROVED AS TO FORM:



Andrew Segovia
City Attorney

Agenda Item:	19B (in consent vote: 19A, 19B)						
Date:	09/07/2017						
Time:	10:57:40 AM						
Vote Type:	Motion to Approve						
Description:	An Ordinance authorizing the First Amendment to the Contract for Improvements and/or Services in the Downtown Public District.						
Result:	Passed						
Voter	Group	Not Present	Yea	Nay	Abstain	Motion	Second
Ron Nirenberg	Mayor		x				
Roberto C. Treviño	District 1		x			x	
William Cruz Shaw	District 2		x				x
Rebecca Viagran	District 3		x				
Rey Saldaña	District 4		x				
Shirley Gonzales	District 5		x				
Greg Brockhouse	District 6		x				
Ana E. Sandoval	District 7	x					
Manny Pelaez	District 8		x				
John Courage	District 9		x				
Clayton H. Perry	District 10		x				

**FIRST AMENDMENT TO CONTRACT FOR IMPROVEMENTS
AND/OR SERVICES IN THE SAN ANTONIO PUBLIC IMPROVEMENT DISTRICT
IN THE DOWNTOWN AREA**

FOR VALUE RECEIVED, the receipt and sufficiency of which is hereby acknowledged, this First Amendment to the Contract for Improvements and/or Services in the San Antonio Public Improvement District in the Downtown Area ("First Amendment") is entered into by the City of San Antonio, a Texas Municipal corporation ("City"), acting by and through its City Manager, or her designee, and Centro Public Improvement District ("Contractor") acting by and through its duly authorized designated officer.

A. City and Contractor entered into the Contract for Improvements and/or Services in the San Antonio Public Improvement District in the Downtown Area ("Agreement") pursuant to City of San Antonio Ordinance No. 2013-09-05-0613, dated September 5, 2013.

B. CITY and CONTRACTOR agree to amend specific provisions of the Agreement as set out in this First Amendment.

1. **Section 6(B)** is deleted in its entirety and replaced with the following:

"The Contractor shall make a quarterly work report to the designated City representative. This quarterly report shall detail all of the Contractor's significant work activities during the preceding quarter. The format of the report shall be in a form that is mutually agreed upon by the Contractor and the City Manager. The report shall be due on the thirtieth working day of the month after the end of the quarter. Payments to the Contractor may be withheld if the quarterly report is not received. The City's designated representative shall have the right to verify that the report is complete and accurate."

Except as otherwise expressly modified in this First Amendment, all terms and provisions of the Agreement are ratified and confirmed and shall remain in full force and effect, enforceable in accordance with their terms.

EXECUTED to be effective the 7th day of September, 2017.

CITY OF SAN ANTONIO



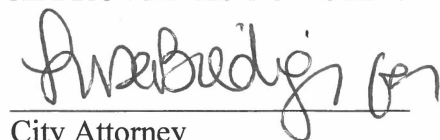
City Manager

CENTRO PUBLIC IMPROVEMENT DISTRICT



Pat DiGiovani, President and CEO

APPROVED AS TO FORM:



City Attorney