

AN ORDINANCE

2020-04-30-0300

**APPROVING THE FIRST EXTENSION OF THE PROFESSIONAL SERVICES AGREEMENT FOR INVESTMENT CONSULTING AND INVESTMENT TRAINING SERVICES WITH PATTERSON CAPITAL MANAGEMENT LLC D/B/A PATTERSON AND ASSOCIATES, FOR THE FIRST OF TWO (2) ONE YEAR RENEWAL TERMS BEGINNING OCTOBER 1, 2019 AND ENDING SEPTEMBER 30, 2020.**

\* \* \* \* \*

**WHEREAS**, pursuant to Ordinance No. 2016-09-08-0689, passed and approved on September 8, 2016, the City and Patterson Capital Markets LLC D/B/A Patterson and Associates ("Consultant") have entered into that certain *Professional Services Agreement For Investment Consulting And Training Services* ("Contract") that provides for Consultant to provide investment consulting and training services to the City for an initial three (3) year term that began October 1, 2016, and ended September 30, 2019, with the City to have the right to renew the Contract for two (2) additional one (1) year terms upon approval of the San Antonio City Council by passage of an Ordinance; and

**WHEREAS**, City Staff has recommended, and Consultant has agreed, to extend the term of the Contract for the first of two (2) one (1) year extensions, with the extended term to begin October 1, 2019 and end September 30, 2020; and

**WHEREAS**, after due deliberations on and consideration of the matter, the City Council desires to accept the Staff recommendation as set forth above; **NOW THEREFORE**;

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

**SECTION 1.** The *First Extension of the Professional Services Agreement For Investment Consulting And Training Services* ("First Amendment"), is hereby approved in all things.

The City Manager, or his designee, or the Deputy Chief Financial Officer, or his designee, are each hereby authorized to execute the First Amendment, substantially in the form attached hereto as **Attachment I** and incorporated herein by reference for all purposes.

**SECTION 2.** Funding in the amount of \$24,000.00 for this ordinance is available in Fund 11001000, Cost Center 0707010001 and General Ledger 5201040 as part of the Fiscal Year 2020 budget.

**SECTION 3.** Payment is authorized to Patterson Capital Management LLC D/B/A Patterson and Associates and should be encumbered with a purchase order.

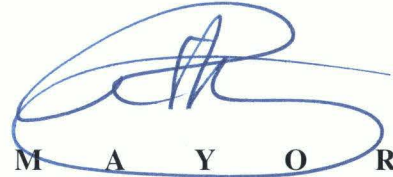
**SECTION 4.** The financial allocations in this Ordinance are subject to approval by the Deputy Chief Financial Officer, City of San Antonio. The Deputy Chief Financial Officer, may, subject to concurrence by the City Manager or the City Manager's designee, correct allocations to specific SAP Fund Numbers, SAP Project Definitions, SAP WBS Elements, SAP Internal Orders, SAP

RKN  
4/30/20  
Item No. 10

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 (8) affirmative votes; otherwise, said effective date shall be ten (10) days from the date of passage hereof.

***PASSED AND APPROVED*** this 30<sup>th</sup> day of April, 2020.



M A Y O R  
Ron Nirenberg

**ATTEST:**



Tina Flores, Acting City Clerk

**APPROVED AS TO FORM:**



Andrew Segovia, City Attorney



## City of San Antonio

### City Council

April 30, 2020

**Item: 10**

**Enactment Number:**

**File Number: 20-2773**

**2020-04-30-0300**

Ordinance approving a one year extension of the professional services agreement for investment consulting and investment training services with Patterson Capital Management LLC D/B/A Patterson and Associates for the first of two renewal terms beginning October 1, 2019, and ending on September 30, 2020. Funding for this extension is included and available in the FY 2020 Adopted General Fund Budget. [Ben Gorzell, Chief Financial Officer, Troy Elliott, Deputy Chief Financial Officer]

Councilmember John Courage made a motion to approve. Councilmember Rebecca Viagran seconded the motion. The motion passed by the following vote:

**Aye:** 11 Nirenberg, Treviño, Andrews-Sullivan, Viagran, Rocha Garcia,  
Gonzales, Cabello Havrda, Sandoval, Pelaez, Courage and Perry

RKN  
04/30/20  
Item No. 10

## **A T T A C H M E N T I**



**FIRST EXTENSION  
OF  
PROFESSIONAL SERVICES AGREEMENT FOR  
INVESTMENT CONSULTING AND INVESTMENT TRAINING SERVICES**

THE STATE OF TEXAS           §  
  §  
THE COUNTY OF BEXAR       §

This *First Extension Of Professional Services Agreement For Investment Consultant And Investment Training Services* (“First Extension”) is made and entered into by and between the **CITY OF SAN ANTONIO** (hereinafter referred to as “City”), a Texas Municipal Corporation, acting by and through its Deputy Chief Financial Officer, and **PATTERSON CAPITAL MANAGEMENT LLC, D/B/A PATTERSON AND ASSOCIATES**, a Texas Limited Liability Company, acting by and through its duly authorized President, Linda T. Patterson (hereinafter referred to as “Consultant”). City and Consultant are sometimes hereinafter referred to as the Parties.

**WHEREAS**, pursuant to Ordinance No. 2016-09-08-0689, passed and approved September 8, 2016, the City and Consultant entered into that one certain *Professional Services Agreement For Investment Consultant And Investment Training Services* (“Agreement”), providing for Consultant to provide the services described therein for a three (3) year period beginning October 1, 2016 and ending September 30, 2019, with two (2), one (1) year options to extend the Agreement; and

**WHEREAS**, each of the Parties desires to renew and extend the Agreement for the first one (1) year renewal term beginning October 1, 2019 and ending September 30, 2020, upon the same terms and conditions; **NOW, THEREFORE:**

**FOR VALUABLE CONSIDERATION**, the Parties hereto severally and collectively agree, and by the execution hereof are bound, to the mutual obligations herein contained and to the performance and accomplishment of the tasks hereinafter described.

**I. RENEWAL AND EXTENSION OF AGREEMENT**

1.1 The Agreement is hereby renewed and extended under the same terms and conditions for the first one (1) year renewal term beginning October 1, 2019 and ending September 30, 2020.

## **II. INCORPORATION OF TERMS AND CONDITIONS OF CONTRACT BY REFERENCE**

2.1 Except as provided for in this First Extension, all other terms and conditions of the Agreement are hereby renewed and extended, and are incorporated into this First Extension, and are made a part hereof for all purposes.

## **III. CONFLICT PROVISIONS**

3.1 Any conflict between the provisions of this First Extension and the provisions of the Agreement shall be resolved in favor of this First Extension.

## **IV. ENTIRE AGREEMENT**

The Agreement, as amended, embodies the complete agreement of the parties hereto with regard to the subject matter contained herein, superseding all oral or written previous and contemporary agreements between the parties relating to matters herein.

EXECUTED and AGREED TO this the \_\_\_\_ day of May, 2020, to be effective from and after October 1, 2019.

### **CITY:**

CITY OF SAN ANTONIO

### **LICENSEE:**

PATTERSON CAPITAL MANAGEMENT  
LLC, D/B/A PATTERSON AND  
ASSOCIATES

BY: \_\_\_\_\_  
Troy Elliott, CPA  
Deputy Chief Financial Officer

BY: \_\_\_\_\_  
Linda T, Patterson  
President

Approved as to form:

\_\_\_\_\_  
Robert K. Nordhaus  
Assistant City Attorney