

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

ORDINANCE

AUTHORIZING THE EXECUTION OF A CONTRACT WITH FROST BANK TO PROVIDE DEPOSITORY BANKING AND LOCKBOX SERVICES AND RELATED FINANCIAL SERVICES TO THE CITY OF SAN ANTONIO FOR A PERIOD OF THREE (3) YEARS, COMMENCING ON APRIL 1, 2023 AND ENDING MARCH 31, 2026, WITH AN OPTION TO RENEW FOR ONE (1) ADDITIONAL TWO (2) YEAR PERIOD; AND AUTHORIZING OTHER MATTERS INCIDENT AND RELATED THERETO.

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WHEREAS, the City of San Antonio (“City”) City Charter and the Texas Local Government Code each requires that all funds of the City be deposited into a depository designated by City Council; and

WHEREAS, Frost Bank currently serves as the City's depository bank; and

WHEREAS, a Request for Proposal (“RFP”), soliciting proposals for the provision of depository banking services and lockbox services, was released on December 6, 2021; and

WHEREAS, four (4) banks submitted proposals for provision of depository services and lockbox services, which were received and evaluated by a Selection Committee; and

WHEREAS, the evaluation involved, among other inquiries, assessment of the services to be provided, including collection services, disbursement services, currency services, account reconciliation services, cash management services, financial safeguards, disaster preparedness, collateral requirements, trust services, safekeeping services, on-line banking capabilities, meetings and training services, and lockbox services; and

WHEREAS, in addition to evaluating the proposals, three (3) banks submitting proposals were interviewed by the Selection Committee, in order to address any outstanding issues and to gain a clear perspective of each bank's ability to service the City's unique and varied requirements; and

WHEREAS, City staff recommends that the City enter into a contract with Frost Bank to provide depository banking services, lockbox services and related financial services to the City for an initial term of three (3) years commencing April 1, 2023 and ending March 31, 2026, with an option for the City to renew for one (1) additional two (2) year term; and

WHEREAS, the City Council desires to accept the City Staff recommendation and authorization of all matters incident and related thereto is needed; **NOW THEREFORE:**

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

SECTION 1. The City Manager or his designee is hereby authorized to execute a contract with Frost Bank, to provide depository banking services, lockbox services and related financial services to the City of San Antonio, for a period of three (3) years, commencing on April 1, 2023 and ending March 31, 2026, with an option for the City to renew for one (1) additional two (2) year period, contingent upon City Council approval to exercise the option. A copy of said contract, in substantially final form, is attached hereto and incorporated herein by reference, for all purposes as **Attachment I**. The City Manager or his designee is authorized forty-five (45) business days from the effective date of this ordinance within which to negotiate and execute a contract, substantially according to the terms and conditions set forth in **Attachment I**. If said contract is not negotiated and executed within said forty-five (45) business days, or if the parties cannot agree to terms of such contract within such time, then there shall be no authority to execute said contract unless there is subsequent City Council approval.

SECTION 2. It is hereby specifically provided that fully executed copies of **Attachment I** shall not be made available as public information. The City Clerk is authorized to make available to the public, in conformance with the Public Information Act, a copy of said **Attachment I**, without the specimen signatures, PIN numbers or other security devices contained therein. The City Council hereby finds that disclosure of such information would compromise the security of City funds.

SECTION 3. There IS no fiscal language required in connection with the adoption of this Ordinance.

SECTION 4. Any ordinance in conflict with the provisions contained in this Ordinance is hereby repealed to the extent necessary to resolve any such conflict.

SECTION 5. This Ordinance is effective immediately if passed by eight (8) affirmative votes; otherwise this Ordinance is effective ten (10) days from the date of passage hereof.

TR
12/15/22
Item No.

PASSED and APPROVED this _____ day of December, 2022.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Debbie Racca-Sittre, City Clerk

Andrew Segovia, City Attorney

TR
12/15/22
Item No.

A T T A C H M E N T I