November 16, 2009

MEMORANDUM

TO: District Board of Trustees  
FROM: William D. Law, Jr., President
SUBJECT: Amendment #2 - Preferred Customer Electric Service Agreement with City of Tallahassee

Item Description:
This item requests Board approval for the second amendment to the agreement between the City of Tallahassee and Tallahassee Community College.

Overview:
In July 1999 the College entered into an agreement with the City of Tallahassee for a 'Preferred Customer' status for electric service. This agreement was amended in March 2002 to include additional meter locations and to remove some locations no longer in service.

Salient Facts:
The agreement allows the College to purchase electric service at a discount of 5% to 7% off the City's Standard Rates. This amendment adds the meter locations on Progress Drive and removes two meters for campus signs. This amendment also places all of the meter locations on one account to insure the applicable rates are applied.

Past Actions:
Approved past amendment.

Future Actions:
None

Funding/Financial Matters:
The cost for the electric service for the TCC Main Campus is included in the Plant Operations Operating Budget.

Staff Resource:
Teresa Smith

Recommended Action:
Approve Amendment #2 of the Preferred Customer Electric Service Agreement with the City of Tallahassee.
SECOND AMENDMENT TO AGREEMENT

THIS SECOND AMENDMENT TO AGREEMENT is entered into this  
________ day of ____________________, 2009, by and between the CITY OF  
TALLAHASSEE, a Florida municipal corporation (the "City") and DISTRICT  
BOARD OF TRUSTEES, TALLAHASSEE COMMUNITY COLLEGE, FLORIDA  
("Customer").

WHEREAS, the City and Customer entered into a certain Preferred Customer  
Electric Service Agreement dated July 16, 1999 ("Agreement"); and,

WHEREAS, the City and Customer desire to amend Exhibit "B" to the  
Agreement which enumerates accounts of the Customer which qualify for discounts  
under the Agreement;

NOW, THEREFORE, in consideration of the following mutual covenants and  
other good and valuable considerations, the receipt and sufficiency of which are hereby  
acknowledged, the parties hereby agree as follows:

1. The attached Amended Exhibit "B" shall replace and supersede Exhibit  
   "B" which is currently in force and effect.

2. Except as specifically amended hereby, the terms and conditions of the  
   Agreement shall continue in full force and effect.

IN WITNESS WHEREOF the City and Customer have caused this Amendment to  
Agreement to be executed by the duly authorized representatives effective the date and  
year first written above.

Tallahassee Community College  
Amendment to Agreement  
Page 1 of 3
CITY OF TALLAHASSEE

By: ____________________________
Anita Favors-Thompson, City Manager

DISTRICT BOARD OF TRUSTEES,
TALLAHASSEE COMMUNITY COLLEGE,
FLORIDA

By: ____________________________

Print Name

Print Title

APPROVED AS TO FORM:

________________________________
City Attorney
# ORIGINAL EXHIBIT "B"

QUALIFYING ACCOUNTS FOR TALLAHASSEE COMMUNITY COLLEGE
(Preferred Customer Electric Service Agreement)

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Date ____________________________

Tallahassee Community College
Electric Service Agreement
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