

EXHIBIT

"A"

**TERM RENEWAL AGREEMENT NO. 2
TO "CITY OF ROUND ROCK AGREEMENT FOR
PURCHASE OF GENERATOR MAINTENANCE AND SERVICE FROM
ALLEGIANCE POWER SYSTEMS, INC."**

CITY OF ROUND ROCK)
)
STATE OF TEXAS) **KNOW ALL BY THESE PRESENTS:**
)
COUNTY OF WILLIAMSON)
COUNTY OF TRAVIS)

This Term Renewal Agreement No. 2 to "City of Round Rock Agreement for Purchase of Generator Maintenance and Service from Allegiance Power Systems, Inc.," hereinafter called the "Renewal Agreement," is made by and between the City of Round Rock, Texas, hereinafter called "City," and Allegiance Power Systems, Inc., hereinafter called "Vendor."

WHEREAS, City and Vendor executed the referenced "Agreement for Purchase of Generator Maintenance and Service from Allegiance Power Systems, Inc.," hereinafter called the "Agreement," on July 14, 2011, as authorized by Resolution No. R-11-07-14-11D1; and

WHEREAS, pursuant to Section 2.01 of the Agreement, the initial term of the Agreement was for three (3) consecutive twelve (12) month periods from the effective date of the Agreement with two (2) allowable successive twelve (12) month renewal periods upon express written agreement of both parties; and

WHEREAS, the initial term of the Agreement expired on July 14, 2014; and

WHEREAS, the parties entered into Term Renewal Agreement No. 1 on July 10, 2014, as authorized by Resolution No. R-2014-1545, extending the term for the first additional twelve (12) month period; and

WHEREAS, the parties desire to extend the term of the Agreement for the second and final of two (2) allowable consecutive twelve (12) month renewal terms; and

NOW THEREFORE, premises considered, and in consideration of the mutual promises and obligations in the Agreement and this Renewal Agreement, the City and Vendor agree as follows:

I.

Pursuant to Section 2.01 of the Agreement, the term of the Agreement is renewed for the second and final allowable twelve (12) month renewal period. The twelve (12) month renewal term shall commence upon expiration of the first twelve (12) month renewal period of the Agreement.

II.

This Renewal Agreement embodies the second and final of two (2) allowable twelve (12) month renewal periods and shall extend the original Agreement as to time only with no other changes in terms or conditions of the original Agreement.

IN WITNESS WHEREOF, the City and Vendor have executed this Renewal Agreement to be effective as of the last date of due execution by both parties.

CITY OF ROUND ROCK, TEXAS

ALLEGIANCE POWER SYSTEMS, INC.

By: _____
Printed Name: _____
Title: _____
Date Signed: _____

By: John W. Smith
Printed Name: John W. Smith
Title: Vice President
Date Signed: 4/16/15

ATTEST:

By: _____
Sara L. White, City Clerk

FOR CITY, APPROVED AS TO FORM:

By: Stephan L. Sheets
Stephan L. Sheets, City Attorney

