

**ORDINANCE**

**APPROVING A MANAGEMENT AGREEMENT WITH THE SAN ANTONIO PARKS FOUNDATION FOR OPERATIONS AND MANAGEMENT OF THE JINGU HOUSE AT THE JAPANESE TEA GARDEN. THERE IS NO FISCAL IMPACT ASSOCIATED WITH THIS ORDINANCE.**

\* \* \* \* \*

**WHEREAS**, in 2005, through a Memorandum of Understanding with the San Antonio Parks Foundation (SAPF), the Japanese Tea Garden underwent a successful renovation and preservation project. SAPF facilitated and funded a master plan for the Japanese Tea Garden, which was approved by the City's Historic Design and Review Commission and adopted by City Council in January 2008; and

**WHEREAS**, in partnership, the City and SAPF funded the Japanese Tea Garden restoration and opened to the public in Spring 2008; and

**WHEREAS**, additionally, SAPF raised over \$900,000.00 for the restoration of the Jingu House which is consistent with the approved Japanese Tea Garden Master Plan; and

**WHEREAS**, on June 1, 2011, the City and SAPF entered into a ten-year License Agreement for the operations and management of the Jingu House including the adjacent patio area, pavilion, and waterfall; and

**WHEREAS**, the current agreement will expire on May 31, 2021; and

**WHEREAS**, a new Management Agreement is proposed to commence upon approval and expire on May 31, 2031 with one ten-year extension; and

**WHEREAS**, in lieu of rent, SAPF shall be responsible for operations and non-structural repair and maintenance of the Jingu House; and

**WHEREAS**, additionally, SAPF is required to maintain a Capital Repair/Improvement Fund to be used for future improvement projects for the Japanese Tea Garden including the Jingu House; **NOW THEREFORE:**

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

**SECTION 1.** The City Manager or designee or the Director of the Department of Parks and Recreation or designee, is hereby authorized to execute a Management Agreement with SAPF funded the Japanese Tea Garden . A copy of the Management Agreement is attached hereto and incorporated herein for all purposes as **Attachment I**.

**SECTION 2.** This Ordinance is effective immediately upon the receipt of eight affirmative votes; otherwise, it is effective ten days after passage.

**PASSED AND APPROVED** this \_\_\_\_\_<sup>th</sup>, day of \_\_\_\_\_, 2021.

**M A Y O R**  
Ron Nirenberg

**ATTEST:**

**APPROVED AS TO FORM:**

\_\_\_\_\_  
Tina J. Flores, City Clerk

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Andrew Segovia, City Attorney

# **ATTACHMENT I**

DRAFT