

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

AN ORDINANCE

APPROVING FIVE PATIO LICENSE AGREEMENTS, ONE EACH WITH EL MERKADITO, CASA RIVERA ARTS & CRAFTS, ALAMO TROLLEY, COWBOY STATION AND EL MERCADO GLASS FACTORY, FOR A TOTAL OF 1,330 SQUARE FEET OF PATIO SPACE IN MARKET SQUARE THROUGH MARCH 31, 2020 FOR A TOTAL FIVE YEAR RENTAL OF \$127,998.00.

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WHEREAS, the City of San Antonio owns and manages Market Square, a unique and historic public market place that plays a vital role in the life, culture and economy of San Antonio; and

WHEREAS, Market Square, with a retail history dating back to the nineteenth century, provides a unique and authentic Mexican Market experience, offering retail sales, holiday celebrations, and year round entertainment; and

WHEREAS, there are currently 56 businesses in the Farmers Market, 33 in El Mercado and 13 in Market Square Plaza, ranging from cafes to shops specializing in local, regional and Latin American products; and

WHEREAS, El Merkadito, Alamo Trolley and El Mercado Glass Factory, all located in Market Square along Produce Row, utilize 776 square feet of adjacent City-owned patio space for merchandise display and pay the City a total of \$13,502.00 per year; and

WHEREAS, Casa Rivera Arts & Crafts and the Cowboy Station, both located in Market Square along Produce Row, do not have patio license agreements with the City; and

WHEREAS, these stores are now seeking to enter into patio license agreements to display merchandise; and

WHEREAS, each of these five tenants listed above will pay \$1.45 per square foot per month, which will increase 2% annually; **NOW THEREFORE:**

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

SECTION 1. The City Manager or her designee, or the Director of the Department for Culture and Creative Development or his designee, is authorized to execute five patio license agreements, one each with El Merkadito, Casa Rivera Arts & Crafts, Alamo Trolley, Cowboy Station and El Mercado Glass Factory, for a total of 1,330 square feet of patio space in Market Square through March 31, 2020 for a total five year rental of \$127,998.00. A copy of each license agreement, in

substantially final form, are attached hereto and incorporated herein for all purposes as **Attachment I-V**.

SECTION 2. Funds generated by this ordinance will be deposited into Fund 29604001, Internal Order 228000000148 and General Ledger 4407711.

SECTION 3. The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director of Finance 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 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 4. This ordinance is effective immediately upon the receipt of eight affirmative votes; otherwise, it is effective ten days after passage.

PASSED AND APPROVED this ____ day of _____.

M A Y O R
Ivy R. Taylor

ATTEST:

APPROVED AS TO FORM:

Leticia M. Vacek, City Clerk

Martha G. Sepeda, Acting City Attorney