

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

AN ORDINANCE

AUTHORIZING THE FIRST AMENDMENT TO THE RIVER WALK PATIO LEASE AGREEMENT WITH AZTEC FAMILY GROUP, LLC. TO INCREASE THE LEASED PREMISES FROM 1,409 TO 1,653.93 SQUARE FEET.

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WHEREAS, Ordinance 90983 passed by City Council on December 9, 1999 authorized the lease of 1,409 square feet of River Walk patio space to Aztec on the River, Ltd., owner of the adjacent Aztec Theatre Building; and

WHEREAS, on August 25, 2005 through Ordinance 101302, City Council authorized the sub-lease of the River Walk patio space to Iron Cactus San Antonio; and

WHEREAS, most recently on February 19, 2015 City Council approved Ordinance 2015-02-19-0113, which authorized the assignment of the River Walk patio lease from Aztec on the River, Ltd. to Aztec Family Group, LLC. as a result of the sale of the Aztec Theatre Building to Aztec Family Group, LLC.; and

WHEREAS, on November 30, 2015, Aztec Family Group, LLC. (Aztec) completed construction of an access ramp and additional patio dining space adjacent to their leased premises; and

WHEREAS, the improvements, which were reviewed and approved by the Office of Historic Preservation and the Center City Development and Operations Department (CCDO), were made to provide a direct entrance and exit to the leased premises from the River Walk; and

WHEREAS, this ordinance will amend the River Walk patio lease with Aztec to formally increase the leased premises from 1,409 to 1,653.93 square feet; **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 Interim Director of the Center City Development and Operations Department or his designee, is hereby authorized to execute a first amendment to the River Walk patio lease agreement with Aztec Family Group, LLC., to increase the leased premises from 1,409 to 1,653.93 square feet. A copy of the first amendment to the lease agreement, in substantially final form, is attached hereto and incorporated herein for all purposes as **Attachment I**.

SECTION 2. Funds generated by this ordinance will be deposited into Fund 29093000, WBS Element OR-00001-01-01-01 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