

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

AN ORDINANCE

AUTHORIZING A 25-YEAR GROUND SUB-LEASE AND BUILDING LEASE-BACK BY CITY FROM SAN ANTONIO SKY PLACE REAL ESTATE VENTURES, LLC AT THE SAN ANTONIO INTERNATIONAL AIRPORT FOR USE BY CUSTOMS AND BORDER PROTECTION AGENCY AS A GENERAL AVIATION FEDERAL INSPECTION STATION.

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WHEREAS, San Antonio Sky Place Real Estate Ventures, LLC (Sky Place) has committed to expend approximately \$2,000,000.00 to construct a General Aviation Federal Inspection Station (GA FIS) for use by the United States Customs and Border Protection Agency (CBP); and

WHEREAS, the City and Sky Place have agreed to enter into a lease for a term of 25 years for 0.46 acres for the site of the GA FIS to be operated by the CBP; and

WHEREAS, the City and Sky Place have agreed to enter into a Ground Sub-Lease and Building Lease-Back Agreement for a 25 year term under which agreement the City will sublease the ground space and lease back the GA FIS facility from Sky Place for CBP’s use; **NOW THEREFORE**,

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

SECTION 1. The City Manager or her designee is hereby authorized to execute the Ground Sub-Lease and Building Lease-Back Agreement with San Antonio Sky Place Real Estate Ventures, LLC, a copy of which Agreement is set out in **Exhibit 1**.

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

PASSED and APPROVED this _____ day of November, 2014.

M A Y O R
Ivy R. Taylor

ATTEST:

APPROVED AS TO FORM:

Leticia M. Vacek
City Clerk

Robert F. Greenblum
City Attorney