

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

AN ORDINANCE

AUTHORIZING A FUNDING AGREEMENT IN THE AMOUNT OF \$250,000.00 AND ASSOCIATED TWENTY(20)-YEAR LICENSE AGREEMENT WITH THE BROOKS DEVELOPMENT AUTHORITY (“BDA”) FOR THE IMPROVEMENT AND USE OF PROPERTY LOCATED AT 8008 INNER CIRCLE DRIVE, BROOKS CITY BASE, CITY COUNCIL DISTRICT 3, AS PART OF THE 2012-2017 BOND PROGRAM.

* * * * *

WHEREAS, on May 12, 2012, San Antonio voters approved the City’s 2012 - 2017 Bond Program (the “Program”), consisting of five propositions totaling \$596 Million to be used on various capital improvement projects addressing community infrastructure needs and improvements to the overall quality of life in the City of San Antonio; and

WHEREAS, as part of the Program, \$250,000.00 was approved for the restoration of the historic Hangar 9 Heritage Site, located at 8008 Inner Circle Drive at Brooks City-Base; and

WHEREAS, the City has negotiated a Funding Agreement with the Brooks Development Authority (BDA) in the amount of \$250,000.00 for the restoration of the outdoor plaza area to allow public access and the provision of amenities such as informative displays used to describe the significance of Hangar 9; and

WHEREAS, in association with the Funding Agreement, the City and BDA have negotiated a 20- year License Agreement that provides for public access to this historical site; **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 a Funding Agreement and associated License Agreement with the Brooks Development Authority for the improvement and use of property located at 8008 Inner Circle Drive, Brooks City-Base, in City Council District 3.

SECTION 2. Payment in the amount of \$250,000.00 in SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 40-00411, Hangar 9 Museum, is authorized to be encumbered with a purchase order and made payable to Brooks Development Authority, for restoration and rehabilitation of the Hangar 9 Heritage Site. Payment is limited to the amounts budgeted in the Operating and/or Capital Budget funding sources identified. All expenditures will comply with approved operating and/or capital budgets for current and future fiscal years.

SECTION 3. Funding in the amount of \$1.00 for this ordinance is available for Fund 29028000, Cost Center 4006010001 and General Ledger 5201040, as part of the Fiscal Year 2014 Budget.

SECTION 4. Payment not to exceed the budgeted amount is authorized to Brooks Development Authority and should be encumbered with a purchase order.

SECTION 5. 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 6. This Ordinance shall become effective immediately upon its passage by eight (8) affirmative votes of the City Council. If less than eight (8) affirmative votes are received, then this Ordinance shall be effective ten (10) days after passage.

PASSED AND APPROVED this _____ day of JUNE 2014.

M A Y O R
Julián Castro

ATTEST:

APPROVED AS TO FORM:

Leticia M. Vacek, City Clerk

Robert F. Greenblum, City Attorney