

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

AN ORDINANCE

AUTHORIZING A LICENSE AGREEMENT ON CITY PROPERTY WITH HIGGS-CARTER-KING CHARTER SCHOOL FOR A PERIOD OF FIVE YEARS FOR A SCHOOL PARK (SPARK) LOCATED IN COUNCIL DISTRICT 1.

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WHEREAS, the City of San Antonio acquired property along the Martinez Creek between West Woodlawn Avenue to south of Cincinnati Avenue through the Federal Emergency Management Association (FEMA) flood buyout program; and

WHEREAS, Higgs-Carter-King (HCK) Charter School approached the City and San Antonio Sports (SAS) about the possibility of a School Park (SPARK) at this location; and

WHEREAS, FEMA requires the property be maintained as open space, which the SPARK program meets this requirement; and

WHEREAS, SPARK site plans have received the necessary approvals and include a soccer field, walking trail, and related amenities; and

WHEREAS, the SPARK program combines public resources to develop public school grounds into neighborhood parks through community engagement with the goal of improving local neighborhoods; and

WHEREAS, in May 2011 SAS expressed an interest in collaborating with the City in order to establish a local SPARK program; and

WHEREAS, SAS provides program oversight and serves as the conduit for the reimbursement of school expenses related to the design, construction, and material expenses associated with the development of the SPARK sites; **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 Parks and Recreation Department or his designee, is authorized to execute a License Agreement on City property with Higgs-Carter-King Charter School for a period of five years for a School Park (SPARK) located in Council District 1. A copy of the license agreement in substantially final form is attached hereto and incorporated herein for all purposes as **Attachment I**.

SECTION 2. 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 3. 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

Robert F. Greenblum, City Attorney