

AN ORDINANCE

AUTHORIZES THE EXECUTION OF AMENDMENT NO. 3 TO THE LEASE AGREEMENT WITH THE CITY OF ALAMO HEIGHTS FOR USE OF PARK PROPERTY IN OLMOS BASIN PARK TO EXTEND THE CONTRACT TERM BY 40 YEARS WITH ONE 40 YEAR EXTENSION.

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WHEREAS, since 1947, the City of San Antonio has leased at no cost property in Olmos Basin which is owned by the City of San Antonio but within the city limits of Alamo Heights to the City of Alamo Heights, for use as parkland; and

WHEREAS, the current agreement for approximately 38 acres of parkland is scheduled to expire April 30, 2027; and

WHEREAS, the City of Alamo Heights is planning capital improvements located on the lease premises; and

WHEREAS, due to the significance of the capital expense the City of Alamo Heights is requesting to extend the current lease agreement for an additional 40 years, beginning March 1, 2018 - February 28, 2058; with an additional 40 year extension; and

WHEREAS, this term is consistent with the original 1947 lease agreement; and

WHEREAS, the improvements are consistent with the contract terms which require the City of Alamo Heights to maintain and improve the premises at their cost; **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 San Antonio Parks & Recreation Department or his designee is hereby authorized to execute Amendment No. 3 to the Lease Agreement with the City of Alamo Heights for use of park property in Olmos Basin Park to extend the contract term by 40 years with one 40 year extension. A copy of the amendment in substantially final form is attached hereto and incorporated herein for all purposes as Attachment I.

SECTION 2. The City Manager, or her designee, or the Director of the San Antonio Parks & Recreation Department or his designee is further authorized to execute any and all necessary documents to effectuate said acceptance.

SECTION 3. NO FINANCIALS AVAILABLE

SECTION 4. 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 5. 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 _____, 2018.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Leticia M. Vacek, City Clerk

Andrew Segovia, City Attorney