

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

AN ORDINANCE

AUTHORIZING AN EXTENSION OF RAINFOREST CAFÉ INC.'S RIVER WALK PATIO LEASE THROUGH JANUARY 14, 2021.

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WHEREAS, Ordinance 2006-01-05-39 authorized a River Walk Lease Agreement with Rainforest Café, Inc. for the use of 196 square feet of River Walk patio space; and

WHEREAS, the term of the agreement was for five years, commencing January 15, 2006 through January 14, 2011; and

WHEREAS, Ordinance 2010-12-09-1021 authorized an extension through January 14, 2016; and

WHEREAS, this ordinance will authorize the second extension through January 14, 2021; and

WHEREAS, the Rainforest Café, Inc. will pay a rate of \$2.25 per square foot per month with an annual increase of 3.0%; and

WHEREAS, this rate was established through a market rate study completed by Valbridge Property Advisors - Dugger, Canaday, Grafe, Inc. in November 2015; **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 second amendment to the River Walk Lease Agreement with Rainforest Café, Inc. to extend the lease agreement term through January 14, 2021. A copy of the second 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

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