

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

AN ORDINANCE

APPROVING THE FOLLOWING MARKET SQUARE RELATED CONTRACTUAL ACTIONS: A LEASE AMENDMENT WITH LA CONDESA IN EL MERCADO; A LEASE AMENDMENT WITH BUDWEISER SOUVENIRS IN FARMERS MARKET; AND A NEW LEASE AGREEMENT WITH ANA CORONA DBA MARMALADE AND SPICE IN FARMERS MARKET

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WHEREAS, the City of San Antonio owns and manages Market Square, a unique and historic public market place that plays a vital role in the life, culture and economy of San Antonio; and

WHEREAS, Market Square, with a retail history dating back to the nineteenth century, provides a unique and authentic Mexican Market experience, offering retail sales, holiday celebrations, and year round entertainment; and

WHEREAS, there are 56 stores in the Farmers Market and 33 in El Mercado, ranging from cafes to shops specializing in local, regional and Latin American products; and

WHEREAS, Ana Corona began operating Marmalade and Spice in the Farmers Market with a temporary lease in March 2013; and

WHEREAS, after operating her business for six months, Ms. Corona decided to pursue a long-term lease for her Marmalade and Spice store; and

WHEREAS, in June 2013, Josephine Valdivia, Leonor Valdivia and Herminia Watkins requested to sell their La Condesa store to Randy Gallegos after several successful years in El Mercado; and

WHEREAS, in June 2013, Roger Hernandez requested to sell his Budweiser Souvenirs store in Farmers Market to Tania F. Squadrito; and

WHEREAS, on June 23, 2011, City Council passed ordinance # 2011-06-23-0571 authorizing three year extensions to all Farmers Market and El Mercado leases, including La Condesa and Budweiser Souvenirs; and

WHEREAS, the leases for Marmalade and Spice, La Condesa and Budweiser Souvenirs will expire on June 30, 2014; and

WHEREAS, the City will then have the option to renew all the Farmers Market and El Mercado leases for a three-year period and subsequently a two-year period; and

WHEREAS, the proposed ordinance will authorize the following actions:

- A. Initiate a long-term agreement with Ana Corona dba Marmalade and Spice. The term for the Marmalade and Spice lease, located in Farmers Market, will be retroactive from September 1, 2013 to June 30, 2014.
- B. Execute amendment to La Condesa lease, located in El Mercado, to assign ownership from Josephine Valdivia, Leonor Valdivia and Herminia Watkins to Randy Gallegos.
- C. Execute amendment to Budweiser Souvenirs lease located in Farmers Market to assign ownership from Roger Hernandez to Tania F. Squadrito.

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 Department for Culture and Creative Development or his designee, is authorized to execute amendments to the lease agreements with La Condesa in El Mercado and Budweiser Souvenirs located in Farmers Market and execute a new lease agreement with Ana Corona dba Marmalade and Spice in Farmers Market. A copy of the lease amendments and agreement, in substantially final form, are attached hereto and incorporated herein for all purposes as **Attachment I, II and III**.

SECTION 2. Funds generated by this ordinance will be deposited into Fund 29604001, Internal Order 228000000148 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
Julián Castro

ATTEST:

APPROVED AS TO FORM:

Leticia M. Vacek, City Clerk

Michael Bernard, City Attorney