

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 FARMERS MARKET LEASE ASSIGNMENTS OF CHULERIAS TO JUAN BUENDIA DBA ILUCION AND LITTLE BIT OF TEXAS #2 TO MARIA RIVERA BUSTOS DBA TURQUEZA #2.

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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 businesses in the Farmers Market, 33 in El Mercado and 14 in Market Square Plaza, ranging from cafes to shops specializing in local, regional and Latin American products; and

WHEREAS, on June 23, 2011, City Council passed Ordinance No. 2011-06-23-0571, which authorized extensions to all Farmers Market and El Mercado leases until June 30, 2014; and

WHEREAS, the Ordinance also provided the City the option to renew all the Farmers Market and El Mercado leases, including the aforementioned lease, for an additional three-year period and until June 30, 2017 and a subsequent two-year period until June 30, 2019; and

WHEREAS, the City has subsequently extended the Farmers Market and El Mercado agreements until June 30, 2017; and

WHEREAS, Delia Martinez, Walter Martinez and Rosemary Martinez have operated a store in Farmers Market specializing in women's apparel and other Mexican imports for over twenty years; and

WHEREAS, Juan Buendia has operated a Mexican imports store in Farmers Market since 2015; and

WHEREAS, Maria Trini Traylor dba Little Bit of Texas #2 has operated a regional products and Mexican imports store in Farmers Market for over ten years, while Ms. Rivera's family has operated in El Mercado since 2010; and

WHEREAS, the Municipal Code provides authority for the City to assign leases when businesses are sold and establish an assignment fee of \$1,500.00 per lease assignment; and

WHEREAS, this proposed Ordinance will authorize amendments to the lease agreements with Chulerias and Little Bit of Texas #2, effectively assigning the lease agreements; **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 Center City Operations and Development Department or his designee, is authorized to execute the Assignment and Amendment of the Lease Agreement with Chulerias to Juan Buendia dba Ilucion. A copy of the assignment and amendment of 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 29604001, Internal Order 219000000147 and General Ledger 4406845.

SECTION 3. The City Manager or her designee, or the Director of the Center City Operations and Development Department or his designee, is authorized to execute the Assignment and Amendment of the Lease Agreement with Little Bit of Texas #2 to Maria Rivera Bustos dba Turqueza #2. A copy of the assignment and amendment of lease agreement, in substantially final form, is attached hereto and incorporated herein for all purposes as **Attachment II**.

SECTION 4. Funds generated by this Ordinance will be deposited into Fund 29604001, Internal Order 219000000146 and General Ledger 4406845.

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 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

Andrew Segovia, City Attorney