

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

AN ORDINANCE

AUTHORIZING AMENDMENT NO. 2 TO THE SOFTBALL LEASE AND MANAGEMENT AGREEMENT WITH THE SAN ANTONIO AMATEUR SOFTBALL ASSOCIATION TO INCORPORATE FOOD AND BEVERAGE CONCESSIONS AND MAKE OTHER MINOR CHANGES.

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WHEREAS, the City is a party to a Softball Lease and Management Agreement with the San Antonio Amateur Softball Association (SAASA), a non-profit organization established in 1959 and the local affiliate of the Amateur Softball Association of America; and

WHEREAS, under the terms of this Agreement, which commenced in the summer of 2012, SAASA is responsible for the operation, management and maintenance of the City's Class A softball complexes and adult softball program; and

WHEREAS, the complexes are Kennedy Softball Complex in Kennedy Park, Koger Stokes Softball Complex in San Pedro Springs Park and Alva Jo Fischer Softball Complex in Lady Bird Johnson Park; and

WHEREAS, SAASA has provided food and beverage concessions at the softball complexes for many years; since 1975 at Alva Jo Fischer, 1981 at Kennedy, and 1992 at Koger Stokes, and

WHEREAS, the term of the current concession agreement ends on December 31, 2013 and the proposed amendment will begin on January 1, 2014; and

WHEREAS, incorporating the concessions functions into the existing Softball Lease and Management Agreement is recommended to provide for seamless and integrated operations at the complexes; and

WHEREAS, revenue from concessions will further support SAASA's obligations to operate, manage and maintain these City complexes to provide quality public recreational activities; and

WHEREAS, the agreement allows the City's Parks and Recreation Department to utilize the complexes for its youth softball program in the summer and fall of 2012; and

WHEREAS, by mutual agreement, the City has continued this use in 2013 and expects to continue it at least through the summer of 2014; and

WHEREAS, in consideration of this extended use, the City will continue to pay the cost of utility services at the Complexes until such time as the youth program use ceases; and

WHEREAS, additional changes in the Amendment include SAASA's commitment to hire a business manager, obtain an electronic accounting system, and to add healthier foods and beverages to SAASA's offerings; **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 the execute Amendment No. 2 of the Softball Lease and Management Agreement with the San Antonio Amateur Softball Association to incorporate food and beverage concessions and make other minor changes. A copy of the amendment 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
Julián Castro

ATTEST:

APPROVED AS TO FORM:

Leticia M. Vacek, City Clerk

Michael Bernard, City Attorney