

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

ORDINANCE

**APPROVING THE FARMERS MARKET LEASE ASSIGNMENT
FROM JUAN BUENDIA DBA ILUCION TO MARCO A. PENA
PINA DBA CHANTLI IMPORTS.**

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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 for an additional three-year period until June 30, 2017, and a subsequent two-year period until June 30, 2019; and

WHEREAS, the City has exercised its first and second option to extend the Farmers Market and El Mercado agreements until June 30, 2019; and

WHEREAS, Juan Buendia dba Ilucion Juan Buendia dba Ilucion has operated stores in Farmers Market specializing in Mexican tiles, metal art and other Mexican imports since 2015; and

WHEREAS, Mr. Buendia is now requesting to assign store to Mr. Pena, who will continue selling Mexican imports to include the addition of clay figures; and

WHEREAS, the Municipal Code provides authority for the City to assign leases and establish an assignment fee of \$1,500.00; and

WHEREAS, this proposed ordinance will authorize an amendment to the lease agreement with Ilucion, effectively assigning the lease agreement; **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 Development and Operations Department or his designee, is authorized to execute the assignment of a Market Square lease agreement from Juan Buendia dba Ilucion to Marco A. Pena dba Chantli Imports. Copies of the Assignment and Amendment of 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 11001000, Internal Order 219000000147 and General Ledger 4406845.

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 _____ **th day of** _____, **2018.**

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Leticia M. Vacek, City Clerk

Andrew Segovia, City Attorney

SW/ah
xx/xx/xx
Item #18-4981

ATTACHMENT I

DRAFT