

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

AN ORDINANCE

AUTHORIZING THE EXECUTION OF A 20 YEAR LEASE AGREEMENT WITH SAN ANTONIO MUSEUM OF ART TO ALLOW THE RELOCATION OF GROUND SHELTER AND RELATED EQUIPMENT THAT SUPPORTS THE CITY'S PUBLIC SAFETY RADIO SYSTEM FROM ITS CURRENT LOCATION AT 326 WEST JONES AVENUE TO THE SAN ANTONIO MUSEUM OF ART PROPERTY LOCATED AT 317 ARDEN GROVE STREET AT A TOTAL COST OF \$2,000.00 FOR THE TERM OF THE LEASE AGREEMENT; AND DEMOLITION OF THE KONO BUILDING LOCATED AT THE 317 ARDEN GROVE STREET PROPERTY.

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WHEREAS, the City's current radio communications equipment environment provides public safety grade two-way radio communications for the City of San Antonio and surrounding Bexar County participating agencies and currently manages an average of 400,000 calls per day from approximately 7,100 radios, which includes thirty-five (35) external multijurisdictional agencies; and

WHEREAS, the radio system is available in over 1,200 square miles of Bexar County and provides the single source of communications to dispatch all Police and Fire/EMS in the City and County in response to any emergency; and

WHEREAS, this vital radio communications equipment, including radio antennas and radio ground shelter, is currently located on a tower and ground space owned by CPS Energy located at 326 W. Jones Avenue; and

WHEREAS, the City was previously notified by CPS Energy of its intent to de-commission the West Jones Avenue tower and related ground space and vacate the premises as part of the continuing development of areas along the San Antonio River Walk and in the interim, CPS Energy has extended the City's use of the tower and ground shelter while a plan and budget were formulated for a move that would provide minimal disruption to the City's Public Safety Radio System; and

WHEREAS, the transmitting and receiving radio frequency antennas, microwave dishes, coaxial cables, and related antenna equipment will be moved to a nearby tower owned by KSAT-12 Television Station property located at 1408 N. St. Mary's Street ("KSAT Tower"), however because of limited ground space at the KSAT Tower location, the radio communications ground shelter and related equipment supporting the radio antennas will be located on an adjoining property owned by the San Antonio Museum of Art ("SAMA") at 317 Arden Grove Street; and

WHEREAS, as consideration for the nominal \$2,000.00 total rent fee for the term of the lease agreement, and at SAMA's request, the City agrees to demolish a building located at 317 Arden

Grove Street known as the old KONO Building, and City Staff will support a SAMA petition to close a portion of Arden Grove Street adjacent to 220 Arden Grove Street and 317 Arden Grove Street; and

WHEREAS, this Ordinance authorizes a 20 year Lease Agreement with the San Antonio Museum of Art to relocate the ground shelter and related equipment to 317 Arden Grove Street; **NOW THEREFORE**,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. The City Manager or her designee is authorized to execute a 20 year Lease Agreement with the San Antonio Museum of Art to relocate the ground shelter and related equipment that supports the City's radio frequency antennas and related equipment currently located at 1408 N. St. Mary's Street to property owned by the San Antonio Museum of Art located at 317 Arden Grove Street at a total cost of \$2,000.00 for the term of the lease agreement, and including the demolition of the building known as the old KONO Building that is also located at the 317 Arden Street location. A copy of the Lease Agreement is attached hereto in substantially the same form as attached and incorporated herein for all purposes as **Attachment I**.

SECTION 2. Funds for this Lease are available from the FY2016 ITSD Operating Budget.

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 shall be effective immediately upon passage by eight or more affirmative votes; otherwise, it shall be effective on the tenth day after passage.

PASSED AND APPROVED this 4th day of August, 2016.

M A Y O R
Ivy R. Taylor

ATTEST:

APPROVED AS TO FORM:

Leticia M. Vacek, City Clerk

Martha G. Sepeda, Acting City Attorney