

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

AN ORDINANCE

AUTHORIZING THE EXECUTION OF A SPORTS LICENSE AGREEMENT WITH PROSPECT HILL YELLOW JACKETS ATHLETIC CLUB FOR USE AND MAINTENANCE OF THREE (3) SPORTS FIELDS AND CONCESSION BUILDING AT ROSEDALE PARK LOCATED IN COUNCIL DISTRICT 5 FOR A FIVE YEAR TERM BEGINNING JANUARY 1, 2017, AND ENDING DECEMBER 31, 2021; NO CITY FUNDS ARE ASSOCIATED WITH THIS ACTION.

* * * * *

WHEREAS, the Prospect Hill Yellow Jackets Athletic Club (Yellow Jackets) have utilized sports fields at Rosedale Park for organized youth baseball programming since 1981, and more recently have added an organized youth football program at the park, all for the benefit of nearly 1,000 area youth each year; and

WHEREAS, in lieu of rent, the Yellow Jackets have conducted annual maintenance through an Exchange of Services Agreement and have made capital improvements to the premises; and

WHEREAS, the proposed long-term agreement will allow for use and maintenance of the fields for youth sports programming; and

WHEREAS, under the terms of the proposed Sports License Agreement, the Yellow Jackets will have priority use of three (3) sports fields and concession building located at Rosedale Park, and will be permitted to operate concessions with proceeds benefiting the program; and

WHEREAS, in lieu of rent, the Yellow Jackets will continue to maintain the licensed premises and construct improvements at their sole expense during the term of the agreement; and

WHEREAS, a waiver for the Small Business Economic Development Advocacy Program (SBEDA) was issued for this contract as the application of SBEDA is infeasible since no procurement activity will result from the execution of this Sports License 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 Parks and Recreation Department or his designee is hereby authorized to execute a License Agreement with Prospect Hill Yellow Jackets Athletic Club for use and maintenance of three (3) sports fields and concession building at Rosedale Park located in Council District 5 for a five year term beginning January 1,

2017, and ending December 31, 2021; no City funds are associated with this action. A copy of said agreement 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
Ivy R. Taylor

ATTEST:

APPROVED AS TO FORM:

Leticia M. Vacek, City Clerk

City Attorney