

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

AN ORDINANCE

AUTHORIZING AN EXTENSION WITH THE REY FEO CONSEJO EDUCATIONAL FOUNDATION TO CONDUCT THE FIESTA EVENT AT MARKET SQUARE. REVENUE FROM THIS AGREEMENT WILL BE DEPOSITED INTO THE MARKET SQUARE FUND.

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WHEREAS, on December 9, 2010, City Council approved Ordinance 2010-12-09-1035 to award a license agreement to the Rey Feo Consejo Educational Foundation to conduct the ten day Fiesta event at Market Square for the years 2011-2015; and

WHEREAS, on March 6, 2014, City Council approved Ordinance 2014-03-06-0135, which amended the agreement to eliminate April 18, 2014 from the originally approved event schedule in order to avoid conflict with Good Friday and to extend the agreement term for five years; and

WHEREAS, on December 11, 2014, City Council approved Ordinance 2014-12-11-1023, which increased the City's annual license fee to \$145,000 and clarified operating hours of City-owned buildings in Market Square during Fiesta; and

WHEREAS, per the terms of the agreement, the City is responsible for providing event security while the Licensee is responsible for all event planning, set-up, clean-up, and payment to the City for use of Market Square; and

WHEREAS, the Licensee pays the City an annual license fee of \$145,000. In addition, the City will receive \$0.75 for each alcoholic beverage sold and \$0.25 for each non-alcoholic beverage sold, plus 50% of net revenue over \$270,000; and

WHEREAS, the City requires this event charge no admission; and

WHEREAS, the Rey Feo Consejo Educational Foundation awards annual scholarships to San Antonio students attending college; and

WHEREAS, \$2,000 scholarships are provided to each student and the scholarships are renewable annually for a possible total scholarship value of \$8,000; and

WHEREAS, students must maintain a minimum grade point average of 3.0 in order to renew their annual \$2,000 scholarship award; and

WHEREAS, in the first year of its agreement with the City in 2011, the Foundation granted \$50,000 in scholarships; and

WHEREAS, in 2018, the Foundation granted \$100,000 in scholarships to 50 students, which included students from each San Antonio City Council district; **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 Department for Culture and Creative Development or his designee, is authorized to execute an amendment to the Fiesta Event at Market Square License Agreement with El Consejo Real de Reyes Feos Anteriores dba Rey Feo Consejo Educational Foundation to extend the agreement. A copy of the amendment 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 219000000151, and General Ledger 4407700.

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 _____ day of _____, 2019.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Leticia M. Vacek, City Clerk

Andrew Segovia, City Attorney