

ORDINANCE

2019-03-07-0188

**APPROVING AMENDMENT NO. 2 TO THE LICENSE AGREEMENT
WITH SAN ANTONIO ELITE YOUTH SOCCER ACADEMY FOR
OPERATIONS AND MAINTENANCE OF THE DESIGNATED SPORTS
FIELDS AT 1600 E. BITTERS RD FOR AN ADDITIONAL FIVE YEAR
PERIOD ENDING ON DECEMBER 31, 2023.**

* * * * *

WHEREAS, San Antonio Elite, a Youth Soccer Academy has an established community presence since 2014. The league utilized the designated sports fields at 1600 E. Bitters Rd to provide organized youth sports activities year round; the league serves over 1,000 youth per week; and

WHEREAS, on February 20, 2014, the league entered into Sports License Agreement for approximately 15 acres of Aviation Department land, located at 1600 E. Bitters Rd. which is leased to the Parks and Recreation Department, for a five (5) year term ending on February 28, 2019, with a renewal option of an additional term of five years; and

WHEREAS, on August 8, 2016, Amendment #1 approved additional 0.49 acres to allow for expansion of the League's parking space; and

WHEREAS, Amendment #2 shall commence upon Council approval and expire December 31, 2023; and

WHEREAS, in lieu of rent, the league shall be responsible for operations and maintenance of the designated sports fields at 1600 E. Bitters Rd; **NOW THEREFORE:**

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


SECTION 1. The City Manager or designee or the Director of the Department of Parks and Recreation or designee, is hereby authorized to execute an amendment No. 2 to the License Agreement with San Antonio Elite Youth Soccer Academy for operations and maintenance of the designated sports fields at 1600 E. Bitters Rd extending the term for an additional five year period ending on December 31, 2023. A copy of the License 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

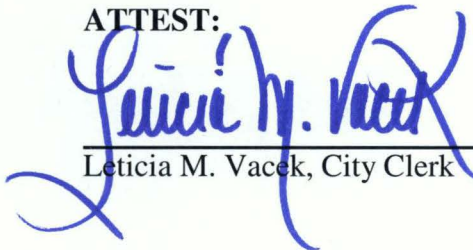
City Manager or the City Manager's designee, correct allocations to specific SAP Fund Numbers, SAP Project Definitions, SAP WBS Elements, SAP Internal Orders, SAP Fund Centers, SAP Cost Centers, SAP Functional Areas, SAP Funds Reservation Document Numbers, and SAP GL Accounts as necessary to carry out 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, 7th day of March, 2019.


M A Y O R
Ron Nirenberg

ATTEST:



Leticia M. Vacek, City Clerk

APPROVED AS TO FORM:



Andrew Segovia, City Attorney

Agenda Item:	22 (in consent vote: 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15A, 15B, 15C, 16, 17, 19, 21, 22, 23A, 23B)						
Date:	03/07/2019						
Time:	09:39:10 AM						
Vote Type:	Motion to Approve						
Description:	Ordinance approving Amendment No. 2 to the License Agreement with San Antonio Elite Youth Soccer Academy for operations and maintenance of the designated sports fields at 1600 E. Bitters Rd for an additional five year period ending on December 31, 2023. [María Villagómez, Assistant City Manager; Xavier D. Urrutia, Director, Parks & Recreation]						
Result:	Passed						
Voter	Group	Not Present	Yea	Nay	Abstain	Motion	Second
Ron Nirenberg	Mayor		x				
Roberto C. Treviño	District 1		x				x
Art A. Hall	District 2		x			x	
Rebecca Viagran	District 3		x				
Rey Saldaña	District 4		x				
Shirley Gonzales	District 5		x				
Greg Brockhouse	District 6		x				
Ana E. Sandoval	District 7		x				
Manny Pelaez	District 8		x				
John Courage	District 9		x				
Clayton H. Perry	District 10		x				

ATTACHMENT I

**SPORTS LICENSE AGREEMENT
SAN ANTONIO ELITE, A YOUTH SOCCER ACADEMY
AMENDMENT No.2**

This Amendment No.2 ("Amendment") to the Sports License Agreement ("Agreement") is by and between the City of San Antonio, a Texas municipal corporation ("City"), acting by and through its City Manager or her designee, pursuant to Ordinance No. _____ passed and approved on _____, 2019, and San Antonio Elite, a Youth Soccer Academy, a Texas non-profit organization ("Licensee").

WHEREAS, pursuant to Ordinance No. 2014-02-20-0108, passed and approved on February 20, 2014, City and Licensee entered into a Sports License Agreement for 14.2455 acres of Park land that is leased from Aviation Department, located at 1600 E. Bitters Rd; and

WHEREAS, pursuant to Ordinance No. 2016-08-18-0619, passed and approved on August 18, 2016 the City and Licensee approved Amendment No. 1 to extend the licensed premises for additional 0.49 acres to allow for expansion of the League's parking space; and

WHEREAS, City and Licensee mutually desire to enter into Amendment No. 2 to exercise a renewal option for a term of five (5) years beginning upon Council approval and expiring December 31, 2023; and

NOW THEREFORE, in consideration of the mutual covenants and agreements set forth below, City and Licensee agrees as follows:

ARTICLE 3. TERM IS MODIFIED AS FOLLOWS:

Paragraph 3.4 is added as follows:

3.4 The renewal option of this Agreement for a term of five (5) years beginning upon approval and expiring on December 31, 2023, if not earlier terminated according to the terms hereof, is hereby exercised.

Except as modified herein, all terms and conditions contained in the Agreement entered into under the authority of the above referenced ordinances shall remain in full force and effect.

EXECUTED on this _____ day of _____, 2019.

CITY:

City of San Antonio, a Texas
Municipal Corporation

LICENSEE:

San Antonio Elite, a Youth Soccer Academy

By: _____
Xavier D. Urrutia, Parks and Recreation Director

By: _____
Marco Barros, President

By: _____
Russell J. Handy, Aviation Director

Attest: _____
City Clerk

Approved as to Form: _____
City Attorney