

ORDINANCE 2019-04-18-0329

**AUTHORIZING A SIXTH AMENDMENT TO THE  
TICKETING SERVICES AGREEMENT WITH  
TICKETMASTER, L.L.C. FOR EXCLUSIVE EVENT  
TICKETING SERVICES FOR THE CONVENTION AND  
SPORTS FACILITIES DEPARTMENT, EXTENDING THE  
AGREEMENT THROUGH SEPTEMBER 30, 2019.**

\* \* \* \* \*

**WHEREAS**, pursuant to Ordinance No. 2009-06-25-0590, City Council authorized a Ticketing Service Agreement ("Agreement") with Ticketmaster, L.L.C. ("Ticketmaster") for events at the Henry B. Gonzales Convention Center, the Alamodome, and the Carver Community Cultural Center, with an initial term of five years, and a five-year renewal option ("Renewal Option"); and

**WHEREAS**, the Extension Agreement and Fifth Amendment to the Ticketing Services Agreement ("Fifth Amendment"), authorized and approved by Ordinance No. 2014-06-12-0437, exercised the Renewal Option and extended the Agreement through June 30, 2019; and

**WHEREAS**, on January 11, 2019, the City issued a Request for Proposals for Automated Ticketing Services and the intent of this proposed Sixth Amendment is to allow sufficient time to complete the solicitation process by extending the Agreement through September 30, 2019;  
**NOW THEREFORE:**

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

**SECTION 1.** The terms and conditions of the Sixth Amendment to the Ticketing Services Agreement with Ticketmaster, L.L.C. are authorized and approved. The City Manager, or his designee, is authorized to execute the Sixth Amendment, a copy of which has been executed by Ticketmaster and is attached to this Ordinance as Exhibit I.

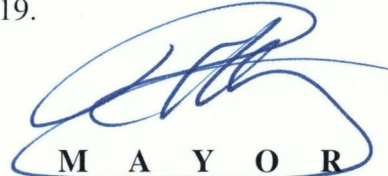
**SECTION 2.** Funds generated by this Ordinance will be deposited into Fund 29016000, Internal Order 245000000030 and General Ledger 4407706.

**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.

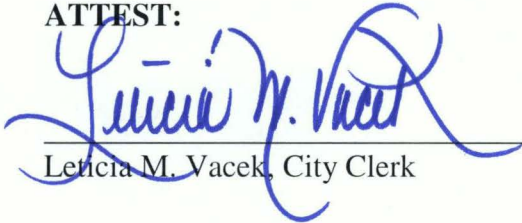
**SECTION 4.** This Ordinance shall take effect immediately upon the receipt of eight affirmative votes; otherwise it shall be effective ten days after its passage.

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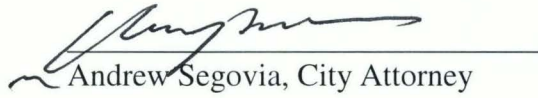
**PASSED AND APPROVED** this 18<sup>th</sup> day of April, 2019.

  
**M A Y O R**  
Ron Nirenberg

**ATTEST:**

  
Leticia M. Vacek, City Clerk

**APPROVED AS TO FORM:**

  
Andrew Segovia, City Attorney

<b>Agenda Item:</b>	<b>17 ( in consent vote: 5, 6, 7, 8, 9, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20A, 20B )</b>						
<b>Date:</b>	04/18/2019						
<b>Time:</b>	10:07:36 AM						
<b>Vote Type:</b>	Motion to Approve						
<b>Description:</b>	Ordinance amending the Ticketing Services Agreement with Ticketmaster, L.L.C., to provide exclusive event ticketing services for the Convention and Sports Facilities Department through September 30, 2019. Revenues generated from this agreement will be deposited into the Community and Visitor Facilities Fund. [Carlos J. Contreras, Assistant City Manager; Patricia M. Cantor, Director, Convention & Sports Facilities]						
<b>Result:</b>	Passed						
<b>Voter</b>	<b>Group</b>	<b>Not Present</b>	<b>Yea</b>	<b>Nay</b>	<b>Abstain</b>	<b>Motion</b>	<b>Second</b>
Ron Nirenberg	Mayor		x				
Roberto C. Treviño	District 1		x			x	
Art A. Hall	District 2		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				x
Clayton H. Perry	District 10	x					

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# EXHIBIT I



**SIXTH AMENDMENT  
TO  
TICKETING SERVICES AGREEMENT**

**FOR VALUE RECEIVED**, the receipt and sufficiency of which is acknowledged, this Sixth Amendment to the Ticketing Services Agreement ("Sixth Amendment") is entered into by the City of San Antonio, a Texas Municipal corporation ("City"), acting by and through its City Manager and Ticketmaster L.L.C., ("Contractor") acting by and through its duly authorized designated officer.

**RECITALS**

- A. City and Contractor are parties to that certain Ticketing Services Agreement (the "Agreement") entered into pursuant to City Ordinance No. 2009-06-25-0590, passed and approved on June 25, 2009, as amended.
- B. Section 2.2 of the Agreement provides an additional five (5) year renewal term ("Renewal Term"), subject to City Council approval and City Council approved the Extension and Fifth Amendment through the pursuant to Ordinance No. 2014-06-12-0437, passed and approved on June 12, 2014, extending the Agreement through June 30, 2019.
- C. City and Contractor desire to amend the Agreement to extend the Renewal Term through September 30, 2019, to allow time to conduct a solicitation process for future ticketing services.
- D. The Parties desire to amend the terms and conditions of the Agreement as set forth in this Sixth Amendment, as further described below.
  - 1. Section 2.2 is amended to extend the Renewal Term through September 30, 2019.
  - 2. No additional payments under Section 11.10 shall be required for the extension of the Renewal Term.
  - 3. Exhibit A is amended to include the time period July 1-September 30, 2019 in the final category on the compensation schedule (currently July 1, 2018- June 30, 2019).

Except as otherwise expressly modified in this Amendment, all terms and provisions of the Agreement are ratified and confirmed and shall remain in full force and effect, enforceable in accordance with their terms.

*Signatures on following page*

EXECUTED AND SIGNED to be effective May 1, 2019.

**CITY OF SAN ANTONIO**

**TICKETMASTER L.L.C.**

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Erik Walsh  
City Manager

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Geoff Carns  
SVP, Core Ticketing West Region

**APPROVED AS TO FORM:**

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City Attorney

**ATTEST:**

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Leticia M. Vacek  
City Clerk

**FIRST AMENDMENT TO THE AGREEMENT FOR AUDIO VISUAL AND RIGGING  
SERVICES AT THE HENRY B. GONZALEZ CONVENTION CENTER**

This First Amendment ("First Amendment") to the Agreement for Audio Visual and Rigging Services at the Henry B. Gonzalez Convention Center is entered into by and between the City of San Antonio ("City") and Audiovisual Services Group, LLC (f/k/a Audiovisual Services Group, Inc.) d/b/a PSAV ("Contractor"), together referred to as the "Parties," as authorized and approved by Ordinance No. 2019-04-18-\_\_\_\_\_.

**WHEREAS**, City and Contractor entered into the Agreement for Audio Visual and Rigging Services at the Henry B. Gonzalez Convention Center pursuant to Ordinance No. 2011-04-21-0320, passed and approved on April 21, 2011; and

**WHEREAS**, the Agreement was extended for the available three-year renewal term until May 1, 2019; and

**WHEREAS**, the Parties wish to amend the Agreement to extend the Agreement to provide time to conduct a solicitation process for audio visual and rigging services;

**NOW THEREFORE**, in consideration of the mutual covenants and agreements contained in the Agreement, the receipt and adequacy of which are acknowledged, the Parties agree as follows:

1. **Article II** is amended to extend the Agreement through September 30, 2019.
2. **No Other Changes**. Except as specifically set forth in this First Amendment, all of the terms and conditions of the Agreement shall remain the same and are ratified and confirmed.

**IN WITNESS HEREOF**, the Parties have executed this First Amendment to be effective 1<sup>st</sup> day of May 2019.

**CITY OF SAN ANTONIO**

**CONTRACTOR**

Audiovisual Services Group, LLC  
d/b/a PSAV

\_\_\_\_\_  
Erik Walsh, City Manager

Name  
Title

\_\_\_\_\_  
Benjamin Erwin  
President

3/29/19

APPROVED AS TO FORM:

\_\_\_\_\_  
City Attorney