

## ORDINANCE

### **AUTHORIZING AN AMENDMENT TO THE LEASE AGREEMENT WITH USAA TO SHARE COSTS RELATED TO ROOF REPAIRS TO THE HANGAR AND COVERED PARKING STRUCTURE AT 10500 JOHN CAPE ROAD AND UPDATE THE MAINTENANCE AND REPAIR PROVISIONS AND RENTAL RATE PROCESS.**

\* \* \* \* \*

**WHEREAS**, the City and United Services Automobile Association entered into a San Antonio International Airport Lease on December 1, 2005, authorized by Ordinance Number 101766, for the property located at 10500 John Cape Road, San Antonio, Texas 78216; and

**WHEREAS**, the lease contains conflicting provisions regarding responsibility for roof repairs to the Leased Premises; and

**WHEREAS**, the hangar building and covered parking structure roofs within the Leased Premises suffered hail damage during an April, 2016 weather event; and

**WHEREAS**, the City and USAA have reached an agreement to share equally in the costs associated with making necessary repairs to the roofs; and

**WHEREAS**, the total cost of the repairs is \$183,778.00 with the City's share totaling \$91,889.00; and

**WHEREAS**, the lease is set to expire on February 28, 2020; and

**WHEREAS**, the City and USAA wish to clarify the conflicting lease provisions, exercise available lease extensions, change certain lease provisions, and enter into a Memorandum of Agreement concerning repairs to the Leased Premises; **NOW THEREFORE**,

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

**SECTION 1.** The City Manager or designee is authorized to execute an amendment to the Lease Agreement with USAA and a Memorandum of Agreement regarding roof repairs for the property located at 10500 John Cape Road at the San Antonio International Airport, copies of which are set out in **EXHIBIT 1**.

**SECTION 2.** Funding in the amount of \$91,889.00 for this work is available in Fund 51001000, Cost Center 3305030006 and General Ledger 5204050 as part of the Fiscal Year 2019 budget.

**SECTION 3.** Payment not to exceed the budgeted amount is authorized to USAA to share costs related to roof repairs to the hangar and covered parking structure roof at 10500 John Cape Road.

**SECTION 4.** 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 5.** This Ordinance is effective immediately upon the receipt of eight affirmative votes; otherwise, it is effective ten days after passage.

***PASSED and APPROVED*** this 30<sup>th</sup> day of May, 2019.

**M A Y O R**  
Ron Nirenberg

**ATTEST:**

**APPROVED AS TO FORM:**

\_\_\_\_\_  
Leticia M. Vacek, City Clerk

\_\_\_\_\_  
Andrew Segovia, City Attorney

MAT  
05/30/19  
Item No. \_\_\_\_

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

EXHIBIT 1  
USAA LEASE AMENDMENT AND MEMORANDUM OF AGREEMENT

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