

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

ORDINANCE

**AUTHORIZING AMENDMENT NUMBER 4 TO THE
SOFTBALL LEASE AND MANAGEMENT AGREEMENT WITH
THE SAN ANTONIO AMATEUR SOFTBALL ASSOCIATION TO
EXTEND THE TERM OF THE AGREEMENT THROUGH
JUNE 30, 2022, AND REMOVE THE LICENSED AREA AT SAN
PEDRO SPRINGS PARK KNOWN AS KOGER STOKES
SOFTBALL COMPLEX.**

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WHEREAS, the San Antonio Amateur Softball Association (USA Softball San Antonio) is a non-profit organization established in 1959 and the local affiliate of USA Softball; and

WHEREAS, the City and USA Softball San Antonio entered into an agreement on May 31, 2012 (Agreement), under which USA Softball San Antonio provides for the management, operations, and maintenance of the City's Class A softball complexes and adult softball program; and

WHEREAS, the initial term of the Agreement was seven years beginning July 1, 2012, and ending June 30, 2019, with one three-year renewal term; and

WHEREAS, the complexes are Kennedy Softball Complex in Kennedy Park, Koger Stokes Softball Complex in San Pedro Springs Park and Alva Jo Fischer Softball Complex in Lady Bird Johnson Park; and

WHEREAS, the City and USA Softball San Antonio entered into Amendment No. 1 on September 20, 2012, to allow for administrative corrections and to allow USA Softball San Antonio to enter into sponsorship agreements; and

WHEREAS, the City and USA Softball San Antonio entered into Amendment No. 2 on November 21, 2013, to incorporate food and beverage concessions functions into the existing agreement; and

WHEREAS, the City and USA Softball San Antonio entered into Amendment No. 3 to transfer the City's Youth Softball Program to USA Softball San Antonio; and

WHEREAS, Amendment No. 4 shall commence on July 1, 2019, and expire June 30, 2022; and

WHEREAS, Amendment No. 4 will remove the licensed area at San Pedro Springs Park known as Koger Stokes Softball Complex; and

WHEREAS, in lieu of rent, USA Softball San Antonio shall be responsible for operations and maintenance of the Kennedy Softball Complex and Alva Jo Fischer Softball Complex; and

WHEREAS, USA Softball San Antonio will be permitted to operate concessions with proceeds benefitting USA Softball San Antonio and offsetting the cost of operations and maintenance; and

WHEREAS, all other terms and conditions of the Agreement will remain in effect; **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 Parks and Recreation Department or his designee, is authorized to the execute Amendment No. 4 of the Softball Lease and Management Agreement with the San Antonio Amateur Softball Association to extend the Agreement through June 30, 2022, and remove the licensed area at San Pedro Springs Park known as Koger Stokes Softball Complex. A copy of the amendment is attached hereto and incorporated herein for all purposes as **Attachment I**.

SECTION 2. There is no fiscal impact associated with 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 _____, 2019.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Leticia M. Vacek, City Clerk

Andrew Segovia, City Attorney