

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

**ORDINANCE**

**APPROVING AMENDMENT #1 TO EXTEND THE TERM OF THE LEASE AGREEMENT WITH THE TEXAS TRANSPORTATION MUSEUM FOR MANAGEMENT, OPERATIONS AND MAINTENANCE TO THE PROPERTY AT MCALLISTER PARK UNTIL JUNE 30, 2029. THERE IS NO FISCAL IMPACT ASSOCIATED WITH THIS ORDINANCE.**

\* \* \* \* \*

**WHEREAS**, Texas Transportation Museum (TTM) is a non-profit organization dedicated to providing a vehicle and train museum to San Antonio citizens and visitors; and

**WHEREAS**, on October 31, 1968, City Council passed Ordinance No. 37012 authorizing a 25-year lease agreement (Lease Agreement) with TTM for use of approximately 37 acres at McAllister Park; and

**WHEREAS**, over the next 20 years, TTM acquired significant historical transportation articles for the museum and constructed numerous improvements including a vehicle showroom, model train exhibit, and operational railroad line permitting visitors to take a short train ride; and

**WHEREAS**, in November, 1988 through Ordinance 68325, City Council replaced TTM's initial Lease and authorized a new Lease Agreement in order for TTM to secure private contributions for future improvements through demonstration of a long-term agreement with the City of San Antonio; and

**WHEREAS**, in consideration of TTM's improvements and their desire to secure contributions for future expansion and maintenance of the museum, TTM negotiated a 10-year Lease Agreement; and

**WHEREAS**, upon expiration, the City and TTM entered into a new Lease Agreement for the term of 10 years with two 10-year renewal options; and

**WHEREAS**, Amendment #1 shall commence on July 1, 2019 and expire on June 30, 2029; and

**WHEREAS**, in lieu of rent, TTM shall be responsible for operations and maintenance of the property at McAllister Park; and

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**WHEREAS**, TTM will be permitted to operate concessions with proceeds benefitting their program and to offset the cost of operations and maintenance; and

**WHEREAS**, all other terms and conditions of the current Lease 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 designee, is hereby authorized to amend the Lease Agreement with the Texas Transportation Museum for management, operations and maintenance to the property at McAllister Park until June 30, 2029. A copy of the Amendment to the agreement is attached hereto and incorporated herein for all purposes as **EXHIBIT A**.

**SECTION 2.** There is no fiscal impact associated with this Ordinance.

**PASSED AND APPROVED** this \_\_\_\_\_<sup>th</sup> day of \_\_\_\_\_, 2019.

**M A Y O R**  
Ron Nirenberg

**ATTEST:**

**APPROVED AS TO FORM:**

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

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

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