

ORDINANCE 2019-06-13-0523

**APPROVING AMENDMENT #1 TO EXTEND THE TERM OF
THE LICENSE AGREEMENT WITH NORTHEAST YOUTH
SOCCER ORGANIZATION FOR OPERATIONS AND
MAINTENANCE OF THE DESIGNATED SPORTS FIELDS
UNTIL JUNE 30, 2029. THERE IS NO FISCAL IMPACT
ASSOCIATED WITH THIS ORDINANCE.**

* * * * *

WHEREAS, the Northeast Youth Soccer Organization (NEYSO) utilizes the designated sports fields at John James Park, Lady Bird Johnson Park, and McAllister Park to provide organized youth sports activities year-round - NEYSO served approximately 1,000 area youth in 2018; and

WHEREAS, on June 4, 2009, the City of San Antonio and NEYSO entered into a license agreement for operations and maintenance of designated sports fields at John James Park, Lady Bird Johnson Park, and McAllister Park; and

WHEREAS, the initial term of the license agreement was ten years beginning July 1, 2009, and ending June 30, 2019, with one 10-year extension term until June 30, 2029; and

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

WHEREAS, this action will remove the licensed area at Lady Bird Johnson Park; and

WHEREAS, in lieu of rent, NEYSO shall be responsible for operations and maintenance of the designated sports fields at John James Park and McAllister Park; and

WHEREAS, NEYSO 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:

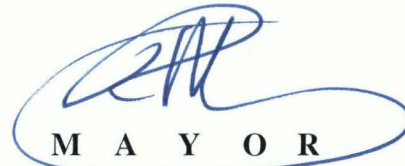
SECTION 1. The City Manager or designee, or the Director of the Parks and Recreation Department or his designee, is authorized to execute Amendment #1 to extend the term of the License Agreement with Northeast Youth Soccer Organization for operations and maintenance of the designated sports fields until June 30, 2029. A copy of the Amendment to the License Agreement in substantially final form is attached hereto and incorporated herein for all purposes as **EXHIBIT A.**

SW/ah
6/13/19
Item #47

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

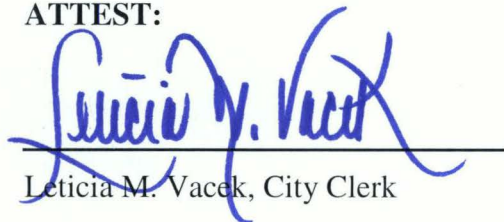
SECTION 3. This ordinance is effective immediately upon the receipt of eight affirmative votes; otherwise, it is effective ten days after passage.

PASSED AND APPROVED this 13th day of June, 2019.



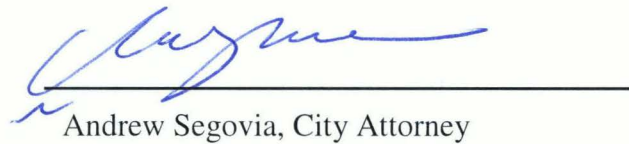
M A Y O R
Ron Nirenberg

ATTEST:



Leticia M. Vacek, City Clerk

APPROVED AS TO FORM:



Andrew Segovia, City Attorney

Agenda Item:	47 (in consent vote: 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21A, 21B, 22, 24, 25, 26, 27, 30, 31, 32, 33, 34, 35, 37, 39, 40, 41, 42, 43, 44, 45, 46, 47, 49, 48, 50, 51A, 51B, 52)
Date:	06/13/2019
Time:	10:10:52 AM
Vote Type:	Motion to Approve
Description:	Ordinance extending the License Agreement with Northeast Youth Soccer Organization for operations and maintenance of the designated sports fields until June 30, 2029. There is no fiscal impact associated with this ordinance. [Colleen M. Bridger, MPH, PhD, Interim 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				
Rebecca Viagran	District 3		x				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				

SW/ah
6/13/19
Item #47

EXHIBIT A

**LICENSE AGREEMENT
NORTHEAST YOUTH SOCCER ORGANIZATION
AMENDMENT # 1**

This Amendment No.1 ("Amendment") to the License Agreement with North East Youth Soccer Organization ("Agreement") is by and between the City of San Antonio, a Texas municipal corporation ("City"), acting by and through its City Manager or his designee, pursuant to Ordinance No. _____ passed and approved on _____, 2019, and Northeast Youth Soccer Organization, a Texas non-profit organization ("League").

WHEREAS, pursuant to Ordinance No. 93230, passed and approved on January 11, 2001 City and League entered into a ten year License Agreement for sports fields at John James Park, Lady Bird Johnson Park, and McAllister Park; and

WHEREAS, pursuant to Ordinance No. 2009-06-04-0469, passed and approved on June 4, 2009, City and League renewed the existing License Agreement for an additional ten year term in consideration of NEYSO's planned field improvements beginning July 1, 2009 and ending June 30, 2019; and

WHEREAS, City and Licensee mutually desire to enter into Amendment #1 to modify the description of the Licensed Premises and to exercise the renewal option for a term of ten (10) years beginning on July 1, 2019 and expiring June 30, 2029; and

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

ARTICLE 2. APPOINTMENT IS MODIFIED AS FOLLOWS:

Paragraph 2.2 is hereby added:

2.2 This Amendment #1 removes the field at Lady Bird Johnson Park for use under this License Agreement.

ARTICLE 4. TERM IS MODIFIED AS FOLLOWS:

Paragraph 4.2 is added as follows:

4.2 The renewal option of this Agreement for a term of ten (10) years beginning on July 1, 2019 and expiring on June 30, 2029, 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:

Northeast Youth Soccer Organization

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

By: _____
Tony Rodriguez, President

Attest: _____
City Clerk

Approved as to Form: _____