

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

**ORDINANCE**

**AUTHORIZING EXECUTION OF AN AMENDMENT TO THE FUNDING AGREEMENT BETWEEN THE CITY OF SAN ANTONIO'S WORLD HERITAGE OFFICE AND BOARD OF DIRECTORS OF TAX INCREMENT REINVESTMENT ZONE #32 AN ADDITIONAL COMMITMENT OF \$100,000 IN TIRZ FUNDING FOR THE RIVER-TO-MISSION CONNECTION PROJECT LOCATED AT 6701 SAN JOSE DRIVE, SAN ANTONIO, TEXAS, IN COUNCIL DISTRICT 3, WITHIN THE WORLD HERITAGE BUFFER ZONE, AND THE MISSION DRIVE-IN TIRZ**

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**WHEREAS**, , the City of San Antonio ("City") and the Mission Drive-In TIRZ Board of Directors ("Board") support programs which allow for economic development within its boundaries; and

**WHEREAS**, on October 19, 2017, through Ordinance No. 2017-10-19-0820, the City of San Antonio's World Heritage Office and the Mission Drive-In TIRZ entered into a funding agreement for the River-To-Mission Connection Project ("Project") in the amount of \$150,000.00 to undertake improvement efforts related to the River-To-Mission Connection Project for the Napier Avenue Right Turn Lane and the San Jose Drive Hammerhead/Turn-Around Easement located at 6701 San Jose Drive, in Council District 3; and

**WHEREAS**, an extended land exchange process with the National Park Service from late 2017 to December 2018 caused a change in the Project's contractor and an increase in the price estimate for the Project; and

**WHEREAS**, in accordance with Section 311.010 (b) of the Act, the Board is authorized to enter into agreements to dedicate revenue from the tax increment fund to pay for eligible project costs related to the construction of public infrastructure and eligible project costs that benefit the TIRZ; and

**WHEREAS**, on July 16, 2019, the Board approved a First Amendment to the existing Funding Agreement with the City's World Heritage Office for the River-To-Mission Connection Project for an additional \$100,00.00 in TIRZ funding, for a total amount not to exceed \$250,000.00; and

**WHEREAS**, it is now necessary for the City Council to approve the First Amendment to the Funding Agreement between the City of San Antonio's World Heritage Office and the Board of Directors for TIRZ #32; **NOW THEREFORE:**

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

**SECTION 1.** The terms and conditions of the First Amendment to the Funding Agreement between the City of San Antonio's World Heritage Office and Board of Directors of Tax Increment Reinvestment Zone #32 are hereby approved. A copy of the agreement, in substantial final form, is attached to this Ordinance as **Exhibit A**.

**SECTION 2.** The City Manager or his designee is hereby authorized to execute the First Amendment to the Funding Agreement which has been incorporated into this Ordinance for all purposes.

**SECTION 3.** This Ordinance authorizes an additional commitment of \$100,000, for a total amount not to exceed \$250,000.00, in reimbursable tax increment funding from the Mission Drive-In TIRZ Tax Increment Fund to the City of San Antonio's World Heritage Office to facilitate public improvement efforts related to the River-To-Mission Connection Project located at 6701 San Jose Rive, in Council District 3, within the World Heritage Buffer Zone and the Mission Drive-In TIRZ.

**SECTION 4.** The financial allocations in this Ordinance are subject to approval by the Deputy Chief Financial Officer, City of San Antonio. The Deputy Chief Financial Officer may, subject to concurrence by the City Manager or the City Manager's designee, correct allocations to specific Cost Centers, WBS Elements, Internal Orders, General Ledger Accounts, and Fund Numbers as necessary to carry out the purpose of this Ordinance.

**SECTION 5.** This Ordinance shall be effective immediate upon passage by eight affirmative votes; otherwise it shall be effective on the tenth day after passage.

**PASSED AND APPROVED** this 22<sup>nd</sup> day of August, 2019.

**M A Y O R**  
Ron Nirenberg

**ATTEST:**

**APPROVED AS TO FORM:**

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**Leticia M. Vacek, City Clerk**

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**Andrew Segovia, City Attorney**

## **EXHIBIT A**

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