

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

ORDINANCE

**APPROVING A SECOND AMENDMENT TO THE WALZEM ROAD
REDEVELOPMENT MASTER ECONOMIC INCENTIVE
AGREEMENT AMONG THE CITY OF WINDCREST, THE
WINDCREST ECONOMIC DEVELOPMENT CORPORATION,
BEXAR COUNTY, THE CITY OF SAN ANTONIO AND
RACKSPACE US, INC d/b/a RACKSPACE HOSTING TO REMOVE
CERTAIN OBLIGATIONS FROM THE CITY OF WINDCREST AND
TO PROVIDE RACKSPACE WITH THE ABILITY TO DEVELOP
OR CAUSE TO BE DEVELOPED TRACTS IN PROXIMITY TO THE
RACKSPACE CAMPUS.**

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WHEREAS, on August 2, 2007, City Council approved the Walzem Road Redevelopment Project Master Economic Incentive Agreement ("MEIA") among the City of Windcrest, the Windcrest Economic Development Corporation (EDC), Bexar County, Rackspace US, Inc. and the Windcrest Economic Development Company, LLC. to incentivize Rackspace to relocate its corporate headquarters to the City of Windcrest and expand its full-time workforce from 1,200 employees to 2,900 employees; and

WHEREAS, in June of 2012, the Parties agreed to amend the MEIA to remove Windcrest Economic Development Company, LLC from the agreement due to its failure to redevelop adjacent property as contemplated in the MEIA; and

WHEREAS, Rackspace is proposing to undertake the redevelopment, either by contracting for the development or soliciting for the development, which could result in an increase in sales tax, of which the City would share a portion of in accordance with the Boundary Change Agreement;
NOW THEREFORE:

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

SECTION 1. The City Council approves the terms and conditions of the Second Amendment to the Walzem Road Redevelopment Master Economic Incentive Agreement (the "Second Amendment") among the City of Windcrest, the Windcrest Economic Development Corporation, Bexar County, the City of San Antonio and Rackspace, U.S., Inc.

SECTION 2. The City Manager or his designee is authorized to execute the Second Amendment and, upon the concurrence of the City Attorney, any other ancillary documents necessary to effectuate this ordinance. A copy of the Second Amendment, in substantially final form, is attached to this Ordinance as **Exhibit A**. The final Second Amendment shall be filed with this Ordinance upon execution.

SECTION 3. This Ordinance shall be effective immediately upon its passage by eight (8) votes or the 10th day after its passage by less than eight (8) affirmative votes.

PASSED AND APPROVED this 2nd day of APRIL, 2020.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Tina Flores, Acting City Clerk

Andrew Segovia, City Attorney