

AN ORDINANCE **97697**

AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT FOR TWELVE MONTHS WITH ITW MORTGAGE INVESTMENTS IV, INC. FOR USE BY THE LIBRARY DEPARTMENT OF 5,600 SQUARE FEET OF WAREHOUSE SPACE LOCATED AT 995-B ISOM ROAD, ISOM BUSINESS CENTER FOR TEMPORARY STORAGE OF THE HERTZBERG COLLECTION AT A MONTHLY RENT OF \$2,520.00 OR AN ANNUAL RENTAL RATE OF \$5.40 PER SQUARE FOOT, AND COMMON AREA CHARGES, TAXES, AND INSURANCE CHARGES AT A MONTHLY RATE OF APPROXIMATELY \$700.00 FOR AN ANNUAL TOTAL OF APPROXIMATELY \$38,640.00, FOR THE PERIOD OF JUNE 1, 2003 TO MAY 31, 2004, AND WITH A RIGHT TO RENEW THE TERM OF THE LEASE AGREEMENT FOR AN ADDITIONAL PERIOD OF TWELVE MONTHS, SUBJECT TO CITY COUNCIL APPROVAL; AND AUTHORIZING PAYMENT TO ITW MORTGAGE INVESTMENTS IV, INC. PURSUANT TO THE LEASE AGREEMENT.

* * * * *

WHEREAS, due to facility maintenance needs and planned renovation work at the Hertzberg Library, staff has determined that the City's Hertzberg Circus Collection and associated collections currently housed in the facility need to be moved to a proper climate controlled storage facility in order to better preserve the collection; and

WHEREAS, staff, in conjunction with City's real estate brokers and staff from the Witte Museum, investigated numerous sites to temporarily store the Hertzberg Library collections; and

WHEREAS, based on the availability of suitable space and logistics, staff recommends leasing space at the Isom Business Center located at 995-B Isom Road; **NOW THEREFORE**:

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

SECTION 1. The City Manager or her designee is hereby authorized to execute a one year lease agreement with ITW Mortgage Investments IV, Inc. for the lease of approximately 5,600 square feet of warehouse space for temporary storage of the Hertzberg Collection located at 995-B Isom Road. . If an agreement, as first reviewed and approved by the City Attorney, is not signed by both parties within sixty (60) days from the effective date of this ordinance, it becomes null and void, and any further signed documents must be considered by the City Council.

SECTION 2. Funds in the amount of \$2,800.00 are authorized for encumbrance in fund 29-005000 (Special Revenue/ Hotel Motel Fund) in index code 753509 entitled "Fees to Pros-Witte Museum" and made payable to ITW Mortgage Investments IV, Inc. for the period of June 1, 2003 through September 30, 2003. The remaining rent of \$35,840.00 for the period of October 1, 2003 through May 31, 2004 is contingent upon appropriation of funds.

SECTION 3. This ordinance shall be effective on and after the tenth day of passage hereof.

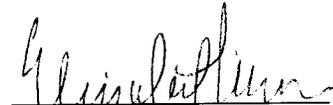
PASSED AND APPROVED this 29th day of May 2003.



M A Y O R

EDWARD D. GARZA

ATTEST: 
City Clerk

APPROVED AS TO FORM: 
City Attorney