

AN ORDINANCE 100009

APPROVING A THIRD AMENDMENT TO A LEASE AGREEMENT AUTHORIZED BY ORDINANCE NO. 93827 PASSED AND APPROVED ON APRIL 26, 2001, WITH WKB VALUE PARTNERS, L.P., TO RELEASE OFFICE SPACE, EFFECTIVE NOVEMBER 30, 2004, IN SUITES 250 AND 260 WITHIN THE CYPRESS TOWER BUILDING OCCUPIED BY THE DEPARTMENT OF COMMUNITY INITIATIVES, CHILD CARE DELIVERY SYSTEM DIVISION; AUTHORIZING THE EXECUTION OF SAID AMENDMENT AND ANY OTHER NECESSARY DOCUMENTS IN CONNECTION THEREWITH; AND AUTHORIZING PAYMENT OF THE TERMINATION FEE IN THE AMOUNT OF \$7,925.32.

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WHEREAS, Ordinance No. 93827 passed and approved on April 26, 2001, authorized a Lease Agreement with WKB Value Partners, L.P. for rental space at the Cypress Tower Building; and

WHEREAS, Ordinance No. 95594 passed and approved on April 11, 2002, authorized a First Amendment to the Lease Agreement with WKB Value Partners, L.P. for temporary relocation of office space due to asbestos remediation activities at the Cypress Tower Building; and

WHEREAS, Ordinance No. 98532 passed and approved on December 4, 2003, authorized a Second Amendment to the Lease Agreement with WKB Value Partners, L.P. to relocate staff from Suite 803 to Suite 250 and to make other revisions to said lease at the Cypress Tower Building; and

WHEREAS, it is now the desire of the City to execute a Third Amendment to the Lease Agreement that would release space currently occupied in Suites 250 and 260 in order to meet the current space needs of the City's Child Care Delivery System (CCDS) Program; **NOW THEREFORE:**

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

SECTION 1. The Third Amendment to a Lease Agreement that was authorized by Ordinance 93827 passed and approved on April 26, 2001 with WKB Value Partners, L.P., which releases, effective November 30, 2004, all office space in Suites 250 and 260, within the Cypress Tower Building, currently occupied by the Department of Community Initiatives, Child Care Delivery System Division, is approved.

SECTION 2. The Interim City Manager, or in his stead, an Assistant City Manager, an Assistant to the City Manager, or the Director of the Department of Community Initiatives is authorized to execute said Third Amendment to the Lease Agreement and any other necessary documents in connection therewith. A copy of the Third Amendment, in substantially final form, is attached hereto and incorporated herein for all purposes as Attachment I.

SECTION 3. Payment of a one-time termination fee in the amount of \$7,925.32 is authorized payable to WKB Value Partners, L.P.. Funds for payment of said lease termination fee are appropriated from Grant Fund Center 381506000, Internal Order number 138000000270 entitled "2005 Child Care Delivery System Program."

SECTION 4. The financial allocations in this ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director of Finance, subject to concurrence by the Interim City Manager, an Assistant City Manager or an Assistant to the City Manager, may correct allocations to specific Revenue Internal Orders and Fund Numbers as necessary to carry out the purpose of the ordinance.

SECTION 5. This ordinance shall become effective on and after November 28, 2004.

PASSED AND APPROVED this 18th day of November, 2004.



M A Y O R
EDWARD D. GARZA

ATTEST: 
City Clerk

APPROVED AS TO FORM: 
City Attorney