

AN ORDINANCE 100907

APPROVING THE EXECUTION OF A THIRD AMENDMENT TO THE LEASE AGREEMENT--CENTRO DE ARTES AND A 2005 FUNDING AND CONSTRUCTION AGREEMENT WITH CENTRO ALAMEDA, INC., A TEXAS NON-PROFIT CORPORATION, FOR THE FACILITY TO HOUSE THE MUSEO AMERICANO LOCATED AT 101 S. SANTA ROSA STREET, TO EXTEND THE DATE BY WHICH THE IMPROVEMENTS MUST BE COMPLETED, MODIFY MISCELLANEOUS LEASE PROVISIONS, PROVIDE A FUNDING AGREEMENT BETWEEN THE PARTIES, AND APPROPRIATING \$400,000.00 IN 2003 GENERAL OBLIGATION BOND FUNDS ASSOCIATED WITH THIS PROJECT.

* * * * *

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

SECTION 1. The Third Amendment to the Lease Agreement--Centro de Artes is hereby in all things approved, and the Interim City Manager or his designee are authorized and directed to execute and deliver a lease amendment in substantially the form attached hereto as **Exhibit A**, which is incorporated herein by reference for all purposes as if it were fully set forth. The Interim City Manager and his designee are further authorized and directed to do all other things necessary or convenient to effect the transaction contemplated hereby.

SECTION 2. The 2005 Funding and Construction Agreement with Centro Alameda, Inc is hereby in all things approved, and the Interim City Manager or his designee are authorized and directed to execute and deliver a lease amendment in substantially in the form attached hereto as **Exhibit B**, which is incorporated herein by reference for all purposes as if it were fully set forth. The Interim City Manager and his designee are further authorized and directed to do all other things necessary or convenient to effect the transaction contemplated hereby.

SECTION 3. The amount of \$400,000.00.00 is appropriated in SAP fund 45804000, 2003 Park Bonds, WBS GO-00047-01-01-45 SAP GL account 6102100 - Interfund Transfers Out, and authorized to be transferred to SAP Fund 45804000, 2003 Parks Bonds WBS 23-03132-90-01.

SECTION 4. The budget in SAP fund 45804000, 2003 Park Bonds, Project Definition 23-03133, Museo Americano shall be revised by increasing WBS element

23-03132-90-01, entitled "TRF FR GO-00047-01-01-45", SAP GL Account 6101100 - Interfund Transfers In, by the amount of \$400,000.00.

SECTION 5. The amount of \$400,000.00 is appropriated in Fund 45804000 2003 Park Bonds, SAP Project Definition 23-03133, Museo Americano, general ledger account 5201140 "Construction Costs", WBS 23-03133-05-02, is authorized to be encumbered and made payable to Centro Alameda, Inc. when a purchase order is issued.

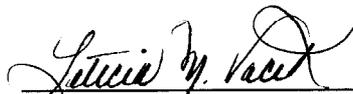
SECTION 6. The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director of Finance may, subject to concurrence by the City Manager, the Interim City Manager, or the City Manager's designee, correct allocation to specific SAP Fund Numbers, SAP Project Definitions, SAP WBS Elements, SAP Internal Orders, SAP Fund Centers, SAP Cost Centers, SAP Functional Areas, SAP Funds Reservation Document Numbers, and SAP GL Accounts as necessary to carry out the purpose of this Ordinance

SECTION 7. This ordinance becomes effective May 29, 2005 unless it receives the eight votes requisite to immediate effectiveness under San Antonio Municipal Code § 1-15, in which case it is effective immediately.

PASSED AND APPROVED this 19th day of May, 2005.

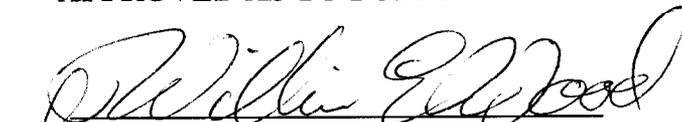

M A Y O R
EDWARD D. GARZA

ATTEST



City Clerk

APPROVED AS TO FORM:



City Attorney

Agenda Voting Results

Name: 19.

Date: 05/19/05

Time: 03:51:04 PM

Vote Type: Multiple selection

Description: An Ordinance approving the execution of a Third Amendment to the Lease Agreement -Centro de Artes and a 2005 Funding and Construction Agreement with Centro Alameda, Inc., a Texas non-profit corporation, for the facility to house the Museo Americano located at 101 S. Santa Rosa Street, to extend the date by which the improvements must be completed, modify miscellaneous lease provisions, provide a funding agreement between the parties, and appropriating \$400,000.00 in 2003 General Obligation Bond funds associated with this project. [Presented by Rebecca Waldman, Director, Asset Management; Erik J. Walsh, Assistant to the City Manager]

Voter	Group	Status	Yes	No	Abstain
ROGER O. FLORES	DISTRICT 1		x		
JOEL WILLIAMS	DISTRICT 2		x		
RON H. SEGOVIA	DISTRICT 3		x		
RICHARD PEREZ	DISTRICT 4		x		
PATTI RADLE	DISTRICT 5		x		
ENRIQUE M. BARRERA	DISTRICT 6		x		
JULIAN CASTRO	DISTRICT 7		x		
ART A. HALL	DISTRICT 8		x		
CARROLL SCHUBERT	DISTRICT 9		x		
CHIP HAASS	DISTRICT_10		x		
MAYOR ED GARZA	MAYOR	Not present			