

AN ORDINANCE 2006-01-05-44

AUTHORIZING THE EXECUTION OF THE FOURTH AMENDMENT AND EXTENSION TO THE LICENSED USER AGREEMENT WITH TICKETMASTER, L.L.C. FOR TICKETING SERVICES AT THE ALAMODOME, HENRY B. GONZALEZ CONVENTION CENTER, LILA COCKRELL THEATRE AND MUNICIPAL AUDITORIUM, IN ORDER TO AMEND CERTAIN CHARGES AND FEES, EXERCISING THE AVAILABLE THREE-YEAR RENEWAL OPTION FOR A TERM BEGINNING ON JANUARY 1, 2006 AND ENDING ON DECEMBER 31, 2008.

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WHEREAS, after a Request for Proposal and selection process, on May 11, 1995, City Council approved Ordinance No. 82206 which authorized a three (3) year Licensed User Agreement ("Agreement") with Ticketmaster, L.L.C. ("Ticketmaster") to provide box office and ticket distribution services for the Alamodome, Henry B. Gonzalez Convention Center, Lila Cockrell Theatre and Municipal Auditorium and, since its execution, the Agreement has been amended three times to modify the term and add additional equipment; and

WHEREAS, Ticketmaster provides specialized equipment and software to the Alamodome and its affiliated outlets to sell tickets for City venues and provides a phone center and internet site from which to purchase tickets online by credit card; and

WHEREAS, Ticketmaster provides unparalleled ticketing services in the San Antonio area and as of February 1, 2005, Ticketmaster had 19 outlets throughout San Antonio and 126 outlets throughout the state of Texas; and

WHEREAS, the proposed Fourth Amendment and Extension to the Licensed User Agreement ("Fourth Amendment") imposes an inside charge of \$0.10 per ticket for events that are not usually sold through the Ticketmaster system, such as high school football games and trade shows, and tickets for these type events are sold exclusively through the Alamodome box office.

WHEREAS, this proposed inside charge will be assessed to the City, not the customer, and will offset the cost to Ticketmaster for the use of their system and ticket stock; and

WHEREAS, convenience charges and processing fees due Ticketmaster and royalties payable to the City shall also increase, as provided for in the original Agreement; and

WHEREAS, additionally, the proposed Fourth Amendment will exercise the available three (3)-year renewal option and extend the term of the Agreement through December 31, 2008; and

WHEREAS, the anticipated net impact to the Community and Visitor Facilities Fund for the years of 2006 through 2008 is \$213,133.00; **NOW THEREFORE:**

LB
01/05/06
Item# 33

WHEREAS, the anticipated net impact to the Community and Visitor Facilities Fund for the years of 2006 through 2008 is \$213,133.00; **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 the Fourth Amendment and Extension to the Licensed User Agreement with Ticketmaster, L.L.C. for ticketing services at the Alamodome, Henry B. Gonzalez Convention Center, Lila Cockrell Theatre and Municipal Auditorium, in order to modify certain charges and fees and exercise the available three (3)-year renewal option for a term beginning on January 1, 2006 and ending on December 31, 2008. A copy of said Agreement, previously executed by Ticketmaster, is attached to this Ordinance as Exhibit I.

SECTION 2. Proceeds received from Ticketmaster are to be deposited into General Ledger 4407706, Commission from Contracts - Box Office and the appropriate Internal Order.

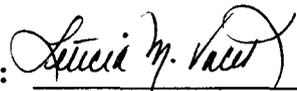
245000000030	ALAMODOME
242000000013	LILA COCKRELL THEATER
242000000010	MUNICIPAL AUDITORIUM.

SECTION 3. The financial allocations in this Ordinance are subject to approval by the Director of Finance for the City of San Antonio for the City of San Antonio. The Director 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.

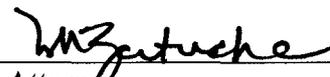
SECTION 4. This Ordinance shall be effective on and after the tenth day after passage.

PASSED AND APPROVED this 5th day of January, 2006.


M A Y O R

ATTEST: 

City Clerk

APPROVED AS TO FORM: 

for City Attorney

Agenda Voting Results

Name: 33.

Date: 01/05/06

Time: 03:32:05 PM

Vote Type: Multiple selection

Description: An Ordinance authorizing the execution of the Fourth Amendment and Extension to the Licensed User Agreement with Ticketmaster, L.L.C. for ticketing services at the Alamodome, Henry B. Gonzalez Convention Center, Lila Cockrell Theatre, and Municipal Auditorium in order to amend certain charges and fees, exercising the available three-year renewal option for a term beginning January 1, 2006 and ending December 31, 2008. [Presented by Michael Abington, Director, Alamodome; Roland A. Lozano, Assistant to the City Manager]

Voter	Group	Status	Yes	No	Abstain
ROGER O. FLORES	DISTRICT 1	Not present			
SHEILA D. MCNEIL	DISTRICT 2		x		
ROLAND GUTIERREZ	DISTRICT 3		x		
RICHARD PEREZ	DISTRICT 4		x		
PATTI RADLE	DISTRICT 5		x		
DELICIA HERRERA	DISTRICT 6		x		
ELENA K. GUAJARDO	DISTRICT 7		x		
ART A. HALL	DISTRICT 8		x		
KEVIN A. WOLFF	DISTRICT 9		x		
CHIP HAASS	DISTRICT_10		x		
MAYOR PHIL HARDBERGER	MAYOR	Not present			

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ELENA K. GUAJARDO	DISTRICT 7		x		
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KEVIN A. WOLFF	DISTRICT 9		x		
CHIP HAASS	DISTRICT_10		x		
MAYOR PHIL HARDBERGER	MAYOR	Not present			