

SECOND AMENDMENT OF PROMOTION FUNDING AND USE AGREEMENT

LA VILLITA TENANTS ASSOCIATION

WHEREAS, the **City of San Antonio**, a Texas Municipal Corporation, acting by and through its City Manager pursuant to **Ordinance No. 96257**, passed and approved by the **City Council on August 29, 2002** (hereinafter referred to as "**CITY**"), entered into a **PROMOTION FUNDING AND USE AGREEMENT ("AGREEMENT") effective September 8, 2002** with the **LA VILLITA TENANTS ASSOCIATION**, a Texas Corporation (hereinafter referred to as "**ASSOCIATION**"), for the funding of promotional and advertising activities in La Villita through funds collected and matched by the **CITY**; and

WHEREAS, aforementioned **AGREEMENT** with the **ASSOCIATION** was amended by the City of San Antonio acting by and through its City Manager pursuant to Ordinance No. 2007-09-06-0946 on September 6, 2007; and

WHEREAS, said Ordinance No. 2007-09-06-0946 amended the Term of the **AGREEMENT**; and

WHEREAS, staff is recommending that leases in La Villita Historic Arts Village be extended for an additional one (1) year period to have the opportunity to incorporate recommendations from Urban Marketing Collaborative's Retail Management Study; and

WHEREAS, the **AGREEMENT** is required to run concurrent with the aforementioned leases, **NOW THEREFORE**,

In consideration of the mutual covenants and agreements set forth below the parties agree as follows:

1. AMENDING THE TERM: Article 2 of the **AGREEMENT** is amended to include the following provisions:
 - 2.1 The term of this **AGREEMENT**, as amended, is extended for an additional one-year term beginning July, 1, 2008 through June 30, 2009, unless it is sooner terminated under the provisions hereof. **ASSOCIATION** acknowledges that no promise to extend or renew this agreement beyond this term is made or implied.
2. OTHER TERMS: All other terms and provisions of the **AGREEMENT** remain unchanged by this amendment.

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3. ACKNOWLEDGEMENT OF READING: The parties hereto acknowledge that they have thoroughly read this Agreement, including any exhibits or attachments hereto, and have sought and received whatsoever competent advice and counsel which was necessary for them to form a full and complete understanding of their rights and obligations herein, and having done so, do hereby execute this Agreement.

EXECUTED this May 2, 2008

CITY:

CITY OF SAN ANTONIO,
A Texas Municipal Corporation

ASSOCIATION:

La Villita Tenants Association
A Texas Corporation

By: _____
City Manager

Denise Barron
President
Printed Name, Title

ATTEST:

Denise Barron
Signature

City Clerk

418 Villita #903
Address

APPROVED AS TO FORM:

San Antonio TX 78205
City, State, and Zip Code

City Attorney

210 222 2497
Area Code/Telephone Number