

ORDINANCE

APPROVING THE SECOND AMENDMENT TO THE CHAPTER 380 ECONOMIC DEVELOPMENT PROGRAM GRANT AGREEMENT BETWEEN THE CITY OF SAN ANTONIO AND CENTRO SAN ANTONIO TO INCREASE FUNDING IN AN AMOUNT NOT TO EXCEED \$100,000 TO SUPPORT CENTRO'S ART EVERYWHERE INITIATIVE

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WHEREAS, in accordance with the Tax Increment Financing Act (the "Act"), Chapter 311 of the Texas Tax Code, the City of San Antonio through Council Ordinance No. 90969, established Tax Increment Reinvestment Zone Number Nine, known as the Houston Street TIRZ, and a Board of Directors ("Board") authorized with all the rights, powers, and duties provided by the Act, in order to promote development and revitalization activities within the TIRZ; and

WHEREAS, in February of 2021, the Board authorized the negotiation of an Agreement between the City and Centro San Antonio ("Centro") to receive grant funding from the City's Tax Increment Financing Program ("TIF") in order to undertake the installation of shade structures above certain areas of sidewalk to provide relief to shoppers and visitors, known as the Downtown Shade Plan in City Council District 1, and within the Houston Street TIRZ; and

WHEREAS, on May 6, 2021, City Council authorized the execution of the Grant Agreement; and

WHEREAS, in connection with the IPW Conference, City and Centro agreed to repurpose the funds in the Downtown Shade Plan for use with the Art Everywhere Mural and Window Project and entered into the First Amendment to the Economic Development Program Grant Agreement; and

WHEREAS, in October 2023, Centro sought additional funding of \$100,000.00 for the Art Everywhere Initiative; and

WHEREAS, in accordance with Section 311.010(b) of the Act, the City is authorized to enter into agreements to dedicate revenue from the tax increment fund to reimburse for eligible project costs that benefit the Houston Street TIRZ; and

WHEREAS, on October 30, 2023, the Houston Street TIRZ Board approved a Resolution authorizing the negotiation and execution of the Second Amendment to the Economic Development Program Grant Agreement with Centro San Antonio for funding of Art Everywhere Initiative throughout Downtown San Antonio in an amount not to exceed \$100,000.00 from the City's Houston Street TIRZ fund available tax increment; and

WHEREAS, the City desires to provide financial incentives for development and revitalization projects that benefit the City and the Houston Street TIRZ and must now authorize the negotiation and execution of the Funding Agreement with Centro San Antonio; **NOW THEREFORE**,

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

SECTION 1. The City Manager or his designee is authorized to negotiate and execute the Second Amendment to the Economic Development Program Grant Agreement between Centro San Antonio and the City of San Antonio in an amount not to exceed ONE HUNDRED THOUSAND DOLLARS AND NO CENTS (\$100,000.00) in connection with the Art Everywhere Initiative.

SECTION 2. TIF Department staff is hereby authorized to amend the Houston Street TIRZ Project and Finance Plans to include the Art Everywhere Initiative.

SECTION 3. Fiscal language.

SECTION 4. The financial allocations in this Ordinance are subject to approval by the Deputy Chief Financial Officer, City of San Antonio. The Deputy Chief Financial Officer may, subject to concurrence by the City Manager or the City Manager's designee, correct allocations to specific Fund Numbers, Project Definitions, WBS Elements, Internal Orders, Fund Centers, Cost Centers, Functional Areas, Funds Reservation Document Numbers, and GL Accounts as necessary to carry out the purpose of this Ordinance.

SECTION 5. This Ordinance is effective immediately upon passage by eight affirmative votes; otherwise, it is effective on the tenth day after passage.

PASSED and APPROVED this 9th day of November, 2023.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Debbie Racca-Sittre, City Clerk

Andrew Segovia, City Attorney