

**THIS IS A DRAFT AND WILL BE REPLACED BY THE FINAL, SIGNED
ORDINANCE OR RESOLUTION ADOPTED BY THE CITY COUNCIL.**

ORDINANCE

AUTHORIZING THE FOURTH AMENDMENT TO THE FIRST AMENDED AND RESTATED BASEBALL STADIUM FACILITY LEASE AGREEMENT WITH THE SA MISSIONS BASEBALL CLUB, LLC, APPROPRIATING FUNDS FOR THE STADIUM IMPROVEMENT PLAN IN THE AMOUNT OF \$307,016.00 FOR IMPROVEMENTS TO NELSON W. WOLFF STADIUM, OF WHICH \$89,711.00 WILL BE APPROPRIATED FROM THE WOLFF STADIUM BUILDING FUND AND \$217,305.00 WILL BE APPROPRIATED FROM THE WOLFF STADIUM RENEWAL & IMPROVEMENT FUND, AND AUTHORIZING REIMBURSEMENT OF SUCH FUNDS TO THE SA MISSIONS BASEBALL CLUB, LLC.

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WHEREAS, through the passage of Ordinance No. 2006-11-16-1300, dated November 16, 2006, City Council authorized the First Amended and Restated Baseball Stadium Facility Lease Agreement with the San Antonio Missions Baseball Club, Inc., for the use of Nelson W. Wolff Stadium for an initial term of ten years with three additional five-year renewal options (“Lease”); and

WHEREAS, Ordinance No. 2017-03-02-0126, dated March 2, 2017, authorized the First Amendment and Extension to the First Amended and Restated Baseball Stadium Facility Lease Agreement extending the Lease through September 30, 2021 and providing for the development of a Stadium Improvement Plan, Ordinance No. 2021-09-02-0634, dated September 2, 2021, exercised the Second Extension of the Lease through September 30, 2026, Ordinance No. 2022-02-10-0090, dated February 10, 2022, authorized the Second Amendment to the First Amended and Restated Baseball Stadium Facility Lease Agreement, Ordinance 2022-11-10-0880, dated November 10, 2022, authorized a Lease assignment from the San Antonio Missions Baseball Club, Inc. to SA Missions Baseball Club, LLC and Ordinance No. 2023-03-23-0178, dated March 23, 2023 authorized the Third Amendment to the First Amended and Restated Baseball Stadium Facility Lease Agreement; and

WHEREAS, through the Lease, Nelson W. Wolff Stadium serves as home to the San Antonio Missions Baseball Club, the Minor League Baseball Double A affiliate in the San Diego Padre system and Major League Baseball conducted a facility assessment of its minor league stadiums in the fall of 2021, identifying minimum requirements necessary to comply with its standards for all their Double A affiliates; and

WHEREAS, the Parties desire to amend the First Amended and Restated Baseball Stadium Facility Lease Agreement to address additional necessary improvements, including replacement and extension of the field netting to the foul poles, new sod and irrigation improvements for the

berm on left field, improvements to the umpire dressing room area, and facility security improvements (metal detectors, cameras, additional lighting and fencing to the equipment storage area), to be completed prior to the first home game scheduled on April 9, 2024; **NOW THEREFORE:**

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

SECTION 1. The terms and conditions of the Fourth Amendment to the First Amended and Restated Baseball Stadium Facility Lease Agreement with the SA Missions Baseball Club, LLC are authorized and approved. The City Manager, or his designee, is authorized to execute the Third Amendment, a copy of which, previously executed by the SA Missions Baseball Club, LLC, is attached to this Ordinance as **Exhibit I**.

SECTION 2. Funds in the amount of \$89,711.00 50 for this Ordinance are authorized to be appropriated in Fund 29067000, Cost Center 4507010001 and General Ledger 5407030.

SECTION 3. Funds in the amount of \$217,305.00 50 for this Ordinance are authorized to be appropriated in Fund 29009000, Cost Center 4506010001 and General Ledger 5407030.

SECTION 4. Payment in the amount of \$307,016.00 is authorized SA Missions Baseball Club, LLC and shall be encumbered with a purchase order.

SECTION 5. 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 Cost Centers, WBS Elements, Internal Orders, General Ledger Accounts, and Fund Numbers as necessary to carry out the purpose of this Ordinance.

SECTION 5. 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 Cost Centers, WBS Elements, Internal Orders, General Ledger Accounts, and Fund Numbers as necessary to carry out the purpose of this Ordinance.

SECTION 6. This Ordinance shall take effect immediately upon the receipt of eight affirmative votes; otherwise, it shall be effective ten days after its passage.

PASSED AND APPROVED this 7th day of December, 2023.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

LB
12/07/23
Item No. __

Debbie Racca-Sittre, City Clerk

Andrew Segovia, City Attorney

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EXHIBIT I

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