

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

ORDINANCE

**AMENDING THE GO RIO SAN ANTONIO, LLC AGREEMENT, BY
EXTENDING THE AGREEMENT FOR THREE ADDITIONAL
YEARS, INCREASING THE PERCENTAGE PAYMENT TO THE
CITY AND ADJUSTING THE TERMS FOR TERMINATION OF THE
AGREEMENT. THE REVENUE FOR THE EXTENDED PERIOD IS
ESTIMATED TO BE \$41,853,977.**

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WHEREAS, Go Rio was awarded the river barge concessions for the term of October 1, 2017 through September 30, 2027; and

WHEREAS, in accordance with the terms and conditions of the Downtown San Antonio River Barge Concession Contract (the "Contract"), Go Rio is responsible for maintaining a fleet of 44 barges; and

WHEREAS, in the first two years of the agreement, Go Rio performed exceptionally well, exceeding revenue and passenger projections including a ridership increase of 6.5% from FY 2018 to 2019; and

WHEREAS, the pandemic had a significant impact on Go Rio's operations, including a complete halt of their operations from March 2020 to June 2020, a reduction in ridership of over 50% in FY2020, and ridership not yet recovering to pre-pandemic levels; and

WHEREAS, Go Rio has requested to extend the current agreement by three years; **NOW THEREFORE:**

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

SECTION 1. The City Manager or designee, or the Director of the Center City Development and Operations Department or designee is authorized to amend the Go Rio San Antonio, LLC agreement, by extending the agreement for three additional years, increasing the percentage payment to the City and adjusting the terms for termination of the agreement.

SECTION 2. Future ticket price increases in the contract pricing schedule were approved by Ordinance 2019-12-12-1057 approving Amendment No. 2 and are hereby reaffirmed. City council hereby approves the rates for this extension period which will not require additional City Council consideration. During the extension period, the price per ticket will increase by \$1 for most ticket

categories, which is consistent with the structure of the existing contract. A summary of the future ticket price increases from the contract price schedule is as follows:

	FY 2023	FY 2025	FY 2028*
ADULT	\$14.00	\$15.00	\$16.00
CHILD	\$8.00	\$9.00	\$10.00
LOCAL RESIDENT	\$12.00	\$13.00	\$14.00
MILITARY	\$11.00	\$12.00	\$13.00
SENIOR	\$11.00	\$12.00	\$13.00
ONE DAY TAXI	\$20.50	\$21.50	\$22.50
THREE DAY TAXI	\$29.50	\$30.50	\$31.50

* Denotes first year of the extension term

SECTION 3. Go Rio will increase its percentage payment to the City from 54% in in the final year of the current agreement to 56% of its adjusted gross sales for years 11 through 13 of the agreement. Additionally, Go Rio will continue to collect \$0.75 per ticket and \$30.00 per charter during the extension period, and submit the funds to the City's River Walk Capital Improvement Fund. The \$0.50 per ticket sold for the homeless services fee will continue to be collected throughout the extension term. The amendment also clarifies that Go Rio may use River Barge Improvement Fee funds to cover interest costs incurred in the financing of barge and marina improvements. The City's fee to terminate the contract for convenience also decreases to \$3,000,000 during the extension period.

SECTION 2. 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 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 3. This Ordinance is effective immediately upon the receipt of eight affirmative votes; otherwise, it is effective ten days after passage.

PASSED AND APPROVED this 1st day of December, 2022.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Debbie Racca-Sittre, City Clerk

Andrew Segovia, City Attorney

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