

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

ORDINANCE

AUTHORIZING THE FOURTH AMENDMENT TO THE RIVER WALK USE FEE AGREEMENT BETWEEN LOSOYA STREET PROPERTIES, LLC (PREVIOUSLY LOS LEONES, LTD) AND THE CITY OF SAN ANTONIO TO EXTEND THE LEASED PREMISES TO INCLUDE AN ADDITIONAL 500 SQUARE FEET OF RIVER LEVEL COMMERCIAL SPACE. AS A RESULT OF THIS AMENDMENT, ADDITIONAL REVENUE OF \$40,547.65 OVER THE REMAINING TERM OF THREE YEARS WILL BE RECEIVED BY THE CITY AND DEPOSITED TO THE RIVERWALK CAPITAL IMPROVEMENT FUND. IN FY 2024, A TOTAL OF \$86,294.08 WILL BE PAID FROM LOSOYA STREET PROPERTIES, LLC TO THE CITY OF SAN ANTONIO.

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WHEREAS, in September 2001, the City agreed to a 25-year lease agreement with Los Leones LTD to lease 2,334 square feet of patio space along the River Walk; and

WHEREAS, since then the City has approved lease amendments that added an additional 450 square feet along the River Walk to the lease; and

WHEREAS, the tenant also managed the construction of a public access elevator at the River Walk level; and

WHEREAS, this Riverwalk Patio lease supports several businesses located in a building owned by Losoya St. Properties including the Lone Star Café, Café Ole, and Agave Bar.

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 execute the fourth amendment to the River Walk Use Fee Agreement between Losoya Street Properties, LLC (previously Los Leones, LTD) and the City of San Antonio to extend the leased premises to include an additional 500 square feet of River Level Commercial Space. As a result of this amendment, additional revenue of \$40,547.65 over the remaining term of three years will be received by the City and deposited to the Riverwalk Capital Improvement Fund. In FY 2024, a total of \$86,294.08 will be paid from Losoya Street Properties, LLC to the City of San Antonio.

SECTION 2. Funds received for this ordinance for extending the leased premises will be deposited in Fund 29093000, WBS Element OR-00001-01-01-01 and General Ledger 4407711.

SECTION 3. 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 4. This Ordinance is effective immediately upon the receipt of eight affirmative votes; otherwise, it is effective ten days after passage.

PASSED AND APPROVED this 21st day of September, 2023.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Debbie Racca-Sittre, City Clerk

Andrew Segovia, City Attorney