

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

ORDINANCE

**AUTHORIZING THE SECOND AMENDMENT OF THE TOWER OF
THE AMERICAS ANTENNA LICENSE AGREEMENT, HELD BY
MARY HELEN LOPEZ, TO ALLOW FOR AN ADDITIONAL 5-YEAR
EXTENSION.**

* * * * *

WHEREAS, Council approved a license agreement in February of 2013 with Mary Helen Lopez to operate and maintain a radio broadcast translator (antenna) and associated equipment at the Tower of the Americas; and

WHEREAS, Mary Helen Lopez is an individually licensed FCC radio broadcaster residing in Corpus Christi, TX and has been a licensee in good standing since the lease was executed in 2013; and

WHEREAS, Ms. Lopez applied for and received a license as an Individual FCC Broadcaster and was given frequency 93.3 FM for her antenna; and

WHEREAS, the antenna is currently subleased to and operated by iHeart Media (previously known as Clear Channel Media) as a country music station called “93.3 FM, The Bull.”; and

WHEREAS, on March 1, 2018, City Council approved a license amendment to extend the term from March 1, 2018 to February 28, 2023 and update the rental rate to \$2,441.99 per month with a 3% annual increase, **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 second amendment of the Tower of the Americas antenna license agreement, held by Mary Helen Lopez, to allow for an additional 5-year extension.

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 2nd day of February, 2023.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Debbie Racca-Sittre, City Clerk

Andrew Segovia, City Attorney