



City of San Antonio

Agenda Memorandum

File Number:

Agenda Item Number: 14

Agenda Date: January 26, 2023

In Control: City Council A Session

DEPARTMENT: Center City Development & Operations

DEPARTMENT HEAD: John Jacks

COUNCIL DISTRICTS IMPACTED: District 1

SUBJECT:

Amendment #2 to the License Agreement with San Antonio Conservation Society for NIOSA.

SUMMARY:

The City grants the San Antonio Conservation Society access to space within La Villita to use for the annual Night in Old San Antonio (NIOA) fiesta event, the latest agreement expired in 2022. This Ordinance authorizes a second amendment to the License Agreement between the City of San Antonio and the San Antonio Conservation Society to continue utilizing La Villita space for NIOA. Terms of the amendment include a three (3) year extension commencing in 2023 and expiring in 2025. The minimum annual guarantee due to the City of \$187,674.00 is paid to a Conservation Society managed account used for expenses related to La Villita historic preservation. With this external account, the Conservation Society has been able to assist the City with preservation and repair of the historic structures and plazas.

BACKGROUND INFORMATION:

The agreement with the San Antonio Conservation Society for use of La Villita space to conduct the annual Night in Old San Antonio (NIOA) fiesta event expired in 2022. This agreement is contingent on terms from amendment #1 that was agreed to in 2012 which requires NIOA to

comply with the City's recycling goal to provide equal and accessible recycling.

This ordinance authorizes a second amendment to the License Agreement between the City of San Antonio and the San Antonio Conservation Society to extend the term for an additional three (3) year period, beginning 2023, and ending in 2025. Under the agreement, the La Villita preservation fund receives twenty-four (24%) of every adult admission, with a minimum annual guarantee of \$187,674.00. The amendment also includes language which provides the City the option to adjust the minimum annual guarantee if NIOSA's footprint is negatively impacted by surrounding construction or unexpected activity.

ISSUE:

The latest agreement with the San Antonio Conservation for use of La Villita for NIOSA has expired. An amendment has been negotiated which includes a three (3) year extension and minimum annual guarantee to the City of \$187,674.00 Approval of this ordinance is consistent with the City's policy of granting La Villita space to the San Antonio Conservation Society for the Night in Old San Antonio fiesta event (NIOSA).

ALTERNATIVES:

The City may elect not to amend the Agreement, which would result in termination of the agreement with the San Antonio Conservation Society for NIOSA space.

FISCAL IMPACT:

This Ordinance authorizes a second amendment to the License Agreement between the City of San Antonio and the San Antonio Conservation Society to continue utilizing La Villita space for NIOSA. Terms of the amendment include a three (3) year extension commencing in 2023 and expiring in 2025. The minimum annual guarantee due to the City of \$187,674.00 is paid to a Conservation Society managed fund used for expenses related to La Villita historic preservation. The agreement calls for 24% of adult admission revenue, with a minimum annual guarantee of \$187,674.00 to be deposited into that fund. Over the course of the amendment, \$563,022.00 is expected to be deposited for the benefit of the La Villita Historic Village.

RECOMMENDATION:

Staff recommends approval of the 2nd Amendment to the License Agreement for the Night in Old San Antonio (NIOSA) between the City of San Antonio and the San Antonio Conservation Society

to extend the term for an additional three (3) years, beginning in 2023 and ending 2025.