

AN ORDINANCE 101591

AUTHORIZING RENEWAL OF A LEASE AGREEMENT WITH URBAN ICE, LTD. FOR A TWO YEAR TERM EXPIRING SEPTEMBER 30, 2007, PROVIDING PAYMENT IN THE AMOUNT OF \$7,500.00 PER MONTH DURING THE FIRST YEAR AND \$7,750.00 PER MONTH DURING THE SECOND YEAR, FOR A TOTAL AMOUNT OF \$183,000.00 FROM ASSET SEIZURE FUNDS, FOR THE SAN ANTONIO POLICE DEPARTMENT'S USE OF WAREHOUSE SPACE LOCATED AT 1305 E. HOUSTON STREET.

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

SECTION 1. The City Manager or his designee is hereby authorized and directed to execute and deliver on behalf of the City a renewal and extension of lease agreement with Urban Ice, Ltd. in substantially for the form attached as **Exhibit A**, which is incorporated herein by reference for all purposes as if it were fully set forth. The City manager and his designee are further authorized and directed to take all other actions reasonably necessary or convenient to effect the transaction reflected in Exhibit A.

SECTION 2. Funds are available in Fund 2904000, CONFISCATED PROPERTY-VICE SEIZURES; Cost Center 1711050001, VICE ACCOUNT; General Ledger 5206010, Rental of Facilities. Payment in the amount of \$7,500 per month is authorized for the fiscal year 2006 to Urban Ice, Ltd.

SECTION 3. The financial allocations in this Ordinance are subject to approval by the Director of Finance for the City of San Antonio. The Director 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 4. This ordinance shall become effective October 30, 2005 unless it receives the eight votes requisite to immediate effectiveness under San Antonio Municipal Code § 1-15, in which case it shall be effective immediately.

PASSED AND APPROVED this 20th day of October, 2005.

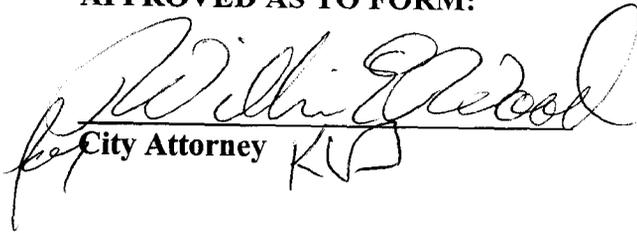

M A Y O R

PHIL HARDBERGER

ATTEST


City Clerk

APPROVED AS TO FORM:


City Attorney *WJ*

Agenda Voting Results

Name: 19.

Date: 10/20/05

Time: 01:48:41 PM

Vote Type: Multiple selection

Description: An Ordinance authorizing renewal of a lease agreement with Urban Ice, Ltd. for a two year term expiring September 30, 2007, providing payment in the amount of \$7,500.00 per month during the first year and \$7,750.00 per month during the second year, for a total amount of \$183,000.00 from Asset Seizure Funds, for the San Antonio Police Department's use of warehouse space located at 1305 E. Houston Street. [Presented Albert A. Ortiz, Chief of Police; Christopher J. Brady, Assistant City Manager]

Voter	Group	Status	Yes	No	Abstain
ROGER O. FLORES	DISTRICT 1		x		
SHEILA D. MCNEIL	DISTRICT 2		x		
ROLAND GUTIERREZ	DISTRICT 3		x		
RICHARD PEREZ	DISTRICT 4		x		
PATTI RADLE	DISTRICT 5		x		
DELICIA HERRERA	DISTRICT 6		x		
ELENA K. GUAJARDO	DISTRICT 7		x		
ART A. HALL	DISTRICT 8		x		
KEVIN A. WOLFF	DISTRICT 9		x		
CHIP HAASS	DISTRICT_10		x		
MAYOR PHIL HARDBERGER	MAYOR		x		

Exhibit A

Renewal and Extension of Lease Agreement

(Merchant's Ice and Cold Storage)

This Renewal and Extension of Lease Agreement is entered into between the City of San Antonio, a Texas Municipal Corporation, acting by and through its City Manager (Tenant), pursuant to the Ordinance Authorizing Renewal and Extension, and Landlord.

1. Identifying Information.

Landlord: Urban Ice, Ltd.

Landlord's Address: 1925 San Jacinto, Suite 401, Dallas, Texas 75201

Lease: Lease Agreement (City as Tenant) Warehouse Space between Urban Ice, Ltd. and landlord and the City of San Antonio as tenant and authorized by the Ordinance Authorizing Original Lease

Ordinance Authorizing Original Lease (No. & Date): 98164, September 18, 2003

Beginning of New Renewal Term: October 1, 2005

Expiration of New Renewal Term: September 30, 2007

Ordinance Authorizing Present Renewal (No. & Date):

2. Defined Terms.

All terms defined in the Lease and not otherwise defined in this renewal and extension, when used in this renewal and extension, have the meanings ascribed to them in the Lease.

3. Renewal and Extension

The term of the lease is extended from the Beginning of New Renewal Term through and including the Expiration of New Renewal Term. This is the first of two renewals authorized by the Lease. The parties' rights and obligations as to the second renewal provided for in the Lease remain unaffected hereby.

4. Rent.

From the Beginning of the Renewal Term to the Expiration of the Renewal Term, Tenant must pay to Landlord the following rent at the place, at the intervals, and in the manner described in the Lease for the payment of rent.

Period	Monthly Rent Amount
From October 1, 2005 to September 30, 2006	\$7,500
From October 1, 2006 to September 30, 2007	\$7,750

5. No Default.

Neither Landlord nor Tenant is in default under the Lease, and each represents to the other that it is not aware of a cause of action against the other arising out of or relating to the period before the date of Landlord's signature on this renewal.

6. Same Terms and Conditions.

This renewal and extension instrument is a fully integrated statement of the modifications to the Lease. Except as expressly modified by this renewal and extension, the Lease remains a comprehensive statement of the rights and obligations of Landlord and Tenant. Landlord and Tenant reaffirm the Lease as modified hereby.

Tenant:

City of San Antonio, a Texas municipal corporation

By: _____

Printed Name: _____

Title: _____

Date: _____

Landlord:

Urban Ice, Ltd., a Texas limited partnership, by and through its sole general partner

Millennium Urban Village, Inc., a Texas business corporation

By: Charles R. Ragan

Printed Name: Charles R. Ragan

Title: Vice President

Date: 9-6-05

Attest:

City Clerk

Approved as to Form:

City Attorney

Address:

City of San Antonio
Attn: City Clerk
City Hall, 2nd Floor
P.O. Box 839966
San Antonio, Texas 78283-3966