

Ordinance

Ratifying lease assignment to WDFG North America, LLC (“WDFG”), and authorizing the City Manager to execute a first amendment to the long-term lease agreement with WDFG to provide additional space for the operation of a news and gift concession at the Corpus Christi International Airport; providing for publication; providing for severance.

WHEREAS, pursuant to Ordinance No. 025091, the City and Host International, Inc. (“Host”), entered into an eight-year lease commencing November 17, 2002 (the “Original Lease”), for the operation of a news and gift concession at the Corpus Christi International Airport;

WHEREAS, pursuant to Ordinance No., 026113, the Original Lease was amended by Amendment No. 1 to Lease, dated January 18, 2005, to provide for additional storage area;

WHEREAS, pursuant to Ordinance No. 029776, the City and Host reinstated the Original Lease, extended the term of the Original Lease through April 30, 2013, approved an option to extend the Original Lease an additional five (5) years, expiring on April 30, 2018, modified other provisions of the Original Lease, and formally recognized the terms and conditions of the new long-term lease agreement as a complete substitution for the Original Lease and all amendments and modifications thereto (the “Agreement”);

WHEREAS, effective September 6, 2013, Host assigned all of its right, title, and interest in and to the Agreement to Concessionaire; and

WHEREAS, Concessionaire and the City desire to add additional square footage to the Leased Premises, as such is defined in the Agreement, to allow for additional office space.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CORPUS CHRISTI, TEXAS, THAT:

SECTION 1. The City Council ratifies the assignment of the long-term lease Agreement to Concessionaire.

SECTION 2. The City Manager, or his designee, is hereby authorized to execute the “First Amendment to Long-Term Lease Agreement” with Concessionaire to allow for additional office space for the operation of a news and gift concession located at the Corpus Christi International Airport.

SECTION 3. Publication will be made twice in the official publication of the City of Corpus Christi and cost of same paid by the Concessionaire, both as required by the City Charter of the City of Corpus Christi.

SECTION 4. If, for any reason, any section, paragraph, subdivision, clause, phrase, word or provision of this ordinance shall be held invalid or unconstitutional by final judgment of a court of competent jurisdiction, it shall not affect any other section, paragraph, subdivision, clause, phrase, word or provision of this ordinance, for it is the definite intent of this City Council that every section, paragraph, subdivision, clause, phrase, word or provision hereof be given full force and effect for its purpose.

The foregoing ordinance was read for the first time and passed to its second reading on this the _____ day of _____, 2014, by the following vote:

Nelda Martinez	_____	Chad Magill	_____
Kelley Allen	_____	Colleen McIntyre	_____
Rudy Garza	_____	Lillian Riojas	_____
Priscilla Leal	_____	Mark Scott	_____
David Loeb	_____		

The foregoing ordinance was read for the second time and passed finally on this the _____ day of _____, 2014, by the following vote:

Nelda Martinez	_____	Chad Magill	_____
Kelley Allen	_____	Colleen McIntyre	_____
Rudy Garza	_____	Lillian Riojas	_____
Priscilla Leal	_____	Mark Scott	_____
David Loeb	_____		

PASSED AND APPROVED this the _____ day of _____, 2014

ATTEST:

Rebecca Huerta
City Secretary

Nelda Martinez
Mayor