

AN ORDINANCE 2008-08-21-0729

AUTHORIZING APPLICATION FOR REIMBURSEMENT FROM THE TEXAS COMPTROLLER OF PUBLIC ACCOUNTS FOR EXPENSES INCURRED FOR THE 2008 NCAA MEN'S FINAL FOUR BASKETBALL TOURNAMENT TOTALING \$6.082 MILLION AND THE REMITTANCE OF \$973,000 TO THE COMPTROLLER IN ACCORDANCE WITH STATE LAW.

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WHEREAS, the Other Events Trust Fund ("Fund") (Vernon's Texas Civil Statutes 5190.14, Section 5A) provides a mechanism for governmental entities to receive reimbursement for expenses related to certain premiere sporting events and this Ordinance proposes that the City utilize this statutory tool to recoup eligible expenses that it incurred in hosting the 2008 NCAA Men's Final Four Basketball Tournament ("Final Four") at the Alamodome; and

WHEREAS, under the statutory provisions and based on the sum of the City's eligible expenses, the City is now required to remit \$973,000.00 to the Texas Comptroller of Public Accounts representing the City's mandatory contribution to the Fund; and

WHEREAS, once the City's contribution is received, the Comptroller will deposit 6.25 times the City's contribution into the Fund and the City may then request disbursement from the Fund for allowable Final Four expenses; and

WHEREAS, based upon the results of the Comptroller's Office review of the expenses, it is anticipated that the City shall be reimbursed approximately \$6.082 million; **NOW THEREFORE:**

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

SECTION 1. The payment of \$973,000.00 to the Texas Comptroller of Public Accounts for deposit in the Other Events Trust Fund is authorized and approved.

SECTION 2. City staff is directed to seek reimbursement of all Final Four expenses allowed under the state law.

SECTION 3. The amount of \$973,000.00 is appropriated in SAP Fund 29023000, HOT Tax Capital Impmt Facilities Fund, Cost Center 070704001, SAP General Ledger 6500000. The amount of \$973,000.00 is authorized to be made payable to the Other Events Trust Fund and shall be encumbered with a purchase order.

SECTION 4. Reimbursement in the amount of \$973,000.00 received from the Texas Comptroller of Public Accounts will be deposited in SAP Fund 29023000, HOT Tax Capital Impmt Facilities Fund, Cost Center 070704001, SAP General Ledger 6500000.

SECTION 5. The remainder of the reimbursement received from the Texas Comptroller of Public Accounts will be deposited in SAP Fund 29023000, Internal Order 207000000720, SAP General Ledger 4502280.

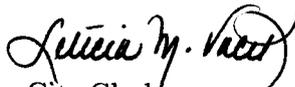
SECTION 6. The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director of Finance may, subject to concurrence by the City Manager, or the City Manager's designee, correct allocation to specific SAP Fund Numbers, SAP Project Definitions, 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 7. This Ordinance shall be effective on and after the tenth day after passage.

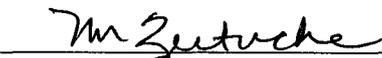
PASSED AND APPROVED this 21st day of August, 2008.


M A Y O R
PHIL HARDBERGER

ATTEST:


City Clerk

APPROVED AS TO FORM: _____


for City Attorney

Agenda Item:	24						
Date:	08/21/2008						
Time:	04:23:06 PM						
Vote Type:	Motion to Approve						
Description:	An Ordinance authorizing application for reimbursement from the Texas Comptroller of Public Accounts for expenses incurred for the 2008 NCAA Men's Final Four Basketball Tournament totaling \$6.082 million and the remittance of \$973,000.00 to the Comptroller in accordance with state law. [Penny Postoak Ferguson, Assistant City Manager; Michael J. Sawaya, Director, Convention, Sports and Entertainment Facilities]						
Result:	Passed						
Voter	Group	Not Present	Yea	Nay	Abstain	Motion	Second
Phil Hardberger	Mayor	x					
Mary Alice P. Cisneros	District 1		x			x	
Sheila D. McNeil	District 2		x				
Jennifer V. Ramos	District 3		x				x
Philip A. Cortez	District 4		x				
Lourdes Galvan	District 5		x				
Delicia Herrera	District 6	x					
Justin Rodriguez	District 7		x				
Diane G. Cibrian	District 8		x				
Louis E. Rowe	District 9		x				
John G. Clamp	District 10		x				



CITY OF SAN ANTONIO
Request for Council Action

Agenda Item # 24
Council Meeting Date: 8/21/2008
RFCA Tracking No: R-3696

DEPARTMENT: Convention Sports and
Entertainment Facilities

DEPARTMENT HEAD: Michael Sawaya

COUNCIL DISTRICT(S) IMPACTED:
City Wide, Council District 2

SUBJECT:
Other Trust Fund local contribution related to 2008 NCAA Men's Final Four

SUMMARY:
An ordinance approving a local contribution in the amount of \$973,000.00 to the Other Events Trust Fund in anticipation of reimbursement of up to \$6.082 million from the Texas State Comptroller of Public Accounts for eligible expenses related to the 2008 NCAA Men's Final Four.

BACKGROUND INFORMATION:
The Other Events Trust Fund legislation (Vernon's Texas Civil Statutes, 5190.14 Sec 5a) provides municipalities and counties which make up the host committee the opportunity to obtain reimbursement for eligible expenses related to hosting and attracting high-visibility, high-tax-impact sporting events to the state of Texas such as the National Collegiate Athletic Association Final Four tournament game. Reimbursable dollars are based on the anticipated tax gain for a particular event. In order to obtain reimbursement for eligible expenses, the host committee is required to match the funds that are deposited in the Other Events Trust Fund on a 1:6 ratio.

The City of San Antonio received \$5M in State sales tax reimbursement for building improvements and hosting expenses related to the 2004 Final Four. Most recently, the City received \$475,000.00 in state rebate for expenses related to hosting the Big 12 Football Conference Championship. This same process was followed in obtaining the reimbursement.

ISSUE:
In the case of the 2008 NCAA Men's Final Four, which took place at the Alamodome from Friday, April 4th thru Monday, April 7th, 2008, the Texas State Comptroller of Public Accounts notified the City of its eligibility to obtain reimbursement of up to \$6.082 million when matched by City funds in the amount of \$973,000.00.

This month, the Convention, Sports, and Entertainment Facilities Department submitted expenses in an amount sufficient to meet the reimbursement requirements set forth by the statute and

authorized by the State Comptroller. The expenses were related to various building improvements completed at the Alamodome, including the repair of its roof and upgrade of its Metasys Integrated Direct Digital Control Fire and Lighting Systems. Additionally, there were various operating expenses related to hosting the games.

Part of the refund, as outlined in ordinance 2007R-05-10-0525 and approved on May 10, 2008, will be used to repay approximately \$5.7 million in revenue bond debt that includes financing charges used to finance the building improvements in anticipation of the games.

ALTERNATIVES:

In order to obtain reimbursement for eligible expenses, the City must deposit the matching funds identified. If the matching funds are not deposited within the Other Events Trust Fund, the City loses its opportunity to obtain reimbursement for some of the expenses related to the 2008 Men's Final Four.

FISCAL IMPACT:

Matching funds in the amount of \$973,000.00 are available within the Hotel Occupancy Tax (HOT) Tax Capital Facilities Fund. Once reimbursable funds are received from the State, they will be deposited within the HOT Tax Capital Facilities Fund to repay the matching funds borrowed as well as to repay the notes sold to complete the improvements in anticipation of the Final Four games. Any remaining balance will be used for facility improvements.

There is no General Fund impact.

RECOMMENDATION:

Staff recommends approval of the local contribution in the amount of \$973,000.00 to the Other Events Trust Fund in order to obtain reimbursement of up to \$6.082 million for eligible expenses related to the 2008 NCAA Men's Final Four.

ATTACHMENT(S):

File Description	File Name
Voting Results	
Ordinance/Supplemental Documents	200808210729.pdf

DEPARTMENT HEAD AUTHORIZATIONS:

Jim	Assistant Director for Sports	Convention Sports and Entertainment
Mery	Facilities	Facilities

APPROVED FOR COUNCIL CONSIDERATION:

Penny Postoak Ferguson Assistant City Manager