

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

ORDINANCE

AUTHORIZING THE CITY OF SAN ANTONIO TO QUITCLAIM AN APPROXIMATE 6.147-ACRE TRACT OF LAND PREVIOUSLY OWNED BY CITY OF SAN ANTONIO, CURRENTLY OWNED BY THE SAN ANTONIO RIVER AUTHORITY (SARA) AND TO BE CONVEYED TO THE UNITED STATES DEPARTMENT OF THE INTERIOR – NATIONAL PARK SERVICE AS PART OF THE SAN ANTONIO MISSIONS NATIONAL HISTORIC PARK.

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WHEREAS, in April of 2014, the National Park Service requested from the City of San Antonio conveyance of property associated with former road alignments, in addition to two other tracts of City-owned property on the site of the Visitor Center and four tracts of City-owned property adjacent to the San Antonio Missions National Historical Park; and

WHEREAS, according to the National Park Service, these tracts of land are part of their long range master plan necessary to enhance the visitor experience for all guests, the general public, and San Antonio residents; and

WHEREAS, through Ordinance 2009-11-19-0937, the City Council authorized the conveyance of 10 parcels of City land to the SARA for the development of Phase III and IV of the Mission Reach Ecosystem Restoration and Recreation Project located in Council District 3; and

WHEREAS, in spring 2018 the U.S. Department of the Interior – NPS and the SARA entered into an Agreement to Initiate a Land Exchange for the aforementioned properties; and

WHEREAS, one of the parcels previously owned by the City cannot be accepted by the NPS due to a restrictive covenant placed by the City and coupled with an automatic transfer, or right of reverter, upon violation of a covenant or condition; and

WHEREAS, on July 11, 2018, the City's Planning Commission voted to support the City's quitclaim of the right of reverter involving an approximately 6.147 acre tract of land, thereby enabling the aforementioned Land Exchange to the NPS; **NOW THEREFORE:**

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

SECTION 1. City Council finds that the improvements proposed by the National Park Service serve a public purpose and will provide an enhanced experience for San Antonio residents, the general public, and visitors upon completion. Therefore, the City Manager and her designee, jointly and severally, are authorized and directed to convey, or exchange for other property, the

real property interests described and as show in **Attachment I** to or with the National Park Service. The City Manager and her designee, severally, are authorized and directed to execute and deliver on behalf of the City quitclaim deeds or deeds without warranty, substantially in the form shown in **Attachment II**, as needed and appropriate, exchanging or conveying the above-described property to the National Park Service. The City Manager and her designee, severally, are authorized to take all additional actions reasonably necessary or convenient to effectuate the transactions, including executing and delivering all instruments and agreements conducive to effectuating the transactions and reserving any necessary easements or other property interests for CPS Energy or the San Antonio Water System.

SECTION 2. There is no financial account language associated with this Ordinance.

SECTION 3. The disposition of surplus property must be coordinated through the City's Finance Department to assure the removal of these assets into the City's financial records and to record the proper accounting transactions.

SECTION 4. 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 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 5. This Ordinance shall become effective immediately upon its passage by eight (8) votes or more and upon ten (10) days following its passage if approved by fewer than eight (8) votes.

PASSED AND APPROVED this _____ day of August, 2018.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Leticia M. Vacek, City Clerk

Andrew Segovia, City Attorney