

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

ORDINANCE

**APPROVING THE ACQUISITION OF A CONSERVATION EASEMENT
ON A 48.2 ACRE TRACT OF LAND KNOWN AS THE SMITH PROPERTY
LOCATED IN BEXAR COUNTY, TEXAS FROM AT A COST OF
\$820,336.85 FROM PROPOSITION 1 OF THE EDWARDS AQUIFER
PROTECTION SALES TAX FUND INCLUDED IN THE FY 2021 - FY 2026
CAPITAL IMPROVEMENT PROGRAM.**

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

SECTION 1. The City Manager or designee is authorized to accept the aquifer-protection conservation easement acquisition of 48.2 acres of land known as the Smith Property as depicted on the map in **ATTACHMENT I**, being more particularly described by metes and bounds in **ATTACHMENT II**, and substantially in the form attached as **ATTACHMENT III**.

SECTION 2. The City Manager or designee is authorized to consummate the transaction contemplated in the described easements. The City Manager or designee should take all other actions necessary or convenient to effectuate the transaction, including agreeing to the form of and executing all necessary or convenient instruments and agreements.

SECTION 3. Acquisition of a conservation easement is authorized on 48.2 acres of land known as the Smith Property in Bexar County.

SECTION 4. Payment in the amount of \$820,336.85 for a 48.2 acre conservation easement on land known as the Smith Property in Bexar County. Payment is in support of the Edwards Aquifer Land Acquisitions Conservation Easement Proposition 1 Edwards Aquifer Protection Program Project using the WBS elements and GL accounts in the table below. Funding is provided by the Edwards Aquifer 2015 Fund and the Linear Parks 2015 Fund, and is in the FY2021 -FY2026 Capital Improvements Program.

WBS	GL	AMOUNT
26-00638-01-11	5209010	\$771,736.85
26-00638-01-03	5201040	35,100.00
26-00638-01-06	5201040	7,000.00
26-00638-01-11	5201040	6,500.00

Payment is limited to the amounts budgeted in the Operating and/or Capital Budget funding sources identified. All expenditures will comply with approved operating and/or capital budgets for current and future fiscal years.

VS
04/01/21
Item No. XX

SECTION 5. The financial allocations in this Ordinance are subject to approval by the Deputy Chief Financial Officer, City of San Antonio. The Deputy Chief Financial Officer may, subject to concurrence by the City Manager or the City Manager's designee, correct allocations to specific Fund Numbers, Project Definitions, WBS Elements, Internal Orders, Fund Centers, Cost Centers, Functional Areas, Funds Reservation Document Numbers, and GL Accounts as necessary to carry out the purpose of this Ordinance.

SECTION 6. This ordinance becomes effective 10 days after passage, unless it receives the eight votes requisite to immediate effectiveness under San Antonio Municipal Code § 1-15, in which case it becomes effective immediately.

PASSED AND APPROVED this ____ day of _____, 2021.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Tina J. Flores, City Clerk

Andrew Segovia, City Attorney