

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

AN ORDINANCE

**APPROVING AN AGREEMENT FOR SERVICES IN LIEU OF
ANNEXATION BETWEEN THE CITY OF SAN ANTONIO AND THE
SOUTHWEST INDEPENDENT SCHOOL DISTRICT LOCATED IN THE
CITY'S EXTRATERRITORIAL JURISDICTION.**

WHEREAS, on January 9, 2013 the City of San Antonio annexed the area known as the "South San Antonio Proposed Limited Purpose Annexation Area" for limited purposes; and

WHEREAS, Local Government Code Section 43.0563 authorizes the City of San Antonio to enter into Agreements for Services in Lieu of Annexation; and

WHEREAS, On November 6, 2012 Southwest Independent School District, "SWISD" held a bond election wherein voters authorized the design and construction of new school facilities; and

WHEREAS, "SWISD" has requested an Agreement for Services in Lieu of Annexation to allow completion of such school facilities for an area approximately 204.203 acres located near Fischer Road and Somerset Road, more fully described in **Attachment "1"**, attached hereto and incorporated for all purposes; and

WHEREAS, City staff and SWISD have negotiated a proposed Agreement for Services in Lieu of Annexation ("the Agreement") that sets out the applicability of the 2009 International Building, mechanical, electrical and plumbing codes, city inspections of construction, permissible land use, funding by SWISD for traffic control devices and providing for consideration by the City Council of voluntary annexation of the area upon termination of the Agreement; and

WHEREAS, a public hearing was held on December 18, 2013 by the Planning Commission allowing all interested citizens to be heard; and

WHEREAS, the City Council finds that the best interests of the City of San Antonio would be served by approving the Agreement for Services in Lieu of Annexation with SWISD; **NOW THEREFORE**,

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

SECTION 1. The City Council approves the Agreement for Services In Lieu of Annexation between the City of San Antonio and SWISD, a copy of which is attached hereto and incorporated herein, as **Attachment "2"**.

SG
Mm/dd/yyyy
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SECTION 2. The City Manager and her designees are hereby authorized and directed to execute the Agreement and to take any actions necessary to implement this ordinance, including but not limited to the execution of appropriate documents.

SECTION 3. This Ordinance shall be effective immediately upon passage by eight or more affirmative votes; otherwise, it shall be effective on the tenth day after passage.

PASSED AND APPROVED this ___th Day of ____, 2014.

M A Y O R
Julián Castro

ATTEST:

APPROVED AS TO FORM:

Leticia M. Vacek, City Clerk

Robert F. Greenblum, City Attorney

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