

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

**AN ORDINANCE**

**AUTHORIZING THE RELEASE OF THREE CITY DRAINAGE EASEMENTS BEING APPROXIMATELY 0.05 OF AN ACRE, 0.02 OF AN ACRE AND 0.12 OF AN ACRE LOCATED IN NEW CITY BLOCK 15228 ALONG RAY ELLISON BOULEVARD IN COUNCIL DISTRICT 4 FOR A FEE OF \$13,972.56, AS REQUESTED BY HDC FREEDOM HILLS, LLC.**

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

**SECTION 1.** The City Manager, or her designee, is authorized to execute and deliver releases of the following drainage easements:

- A. An approximately 0.05-acre drainage easement described by metes and bounds on **Attachment I**.
- B. An approximately 0.02-acre drainage easement described by metes and bounds on **Attachment II**.
- C. An approximately 0.12-acre drainage easement described by metes and bounds on **Attachment III**.

**SECTION 2.** All attachments to this ordinance are incorporated into it by reference for all purposes as if fully set forth. The City Manager, or her designee, is further authorized to execute and deliver all other documents necessary or convenient to effect the transactions contemplated in the above agreement; and otherwise to do all things necessary or convenient to effectuate the transaction.

**SECTION 3.** The amount of \$6,632.22 will be deposited into 2012-2017 General Obligation Bond Project Fund 45099000, WBS Project# 40-00312, General Ledger 5209010. The remaining amount will be deposited to Fund 11001000, Internal Order 223000000253 and GL 4903101.

**SECTION 4.** The disposition of property must be coordinated through the city's Finance Department to assure the removal of these assets out of the City's financial records and to record the proper accounting transactions.

**SECTION 5.** All presently existing water and wastewater lines and facilities, electric transmission and distribution lines and facilities, gas lines and facilities, communication lines and facilities, or any other public utility lines and facilities, if any, may remain in

place despite this Ordinance and may continue to be used, repaired, enlarged, and maintained in the ordinary course of business. Any person wanting removal of an existing utility line or facility must negotiate separately with the pertinent utility. Any person building on the released utility easements without first reaching an agreement with a utility having lines or facilities in the segment does so at his own risk. After the date of this Ordinance, no utility may add additional utility lines or facilities in the released utility easements.

**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 allocations 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 become effective immediately upon passage by eight or more affirmative votes; otherwise it shall become effective on the tenth day after passage.

**PASSED AND APPROVED** this      day of      2018.

**M   A   Y   O   R**  
Ron Nirenberg

**Attest:**

**Approved As To Form:**

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Leticia M. Vacek, City Clerk

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Andrew Segovia, City Attorney