

#

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

**AN ORDINANCE**

**AUTHORIZING THE EXECUTION OF THE FIRST AMENDMENT TO THE “AGREEMENT FOR SERVICES IN LIEU OF ANNEXATION BETWEEN THE CITY OF SAN ANTONIO AND CUMBERLAND POTRANCO JOINT VENTURE, CUMBERLAND 211, LTD., NAVIGATORS STEVENS RANCH L.P., KD CIRI I, L.L.C., CIRI LAND DEVELOPMENT COMPANY AND CUMBERLAND 90, LTD.,” FOR THE WESTSIDE 211 SPECIAL IMPROVEMENT DISTRICT LOCATED IN THE CITY’S EXTRATERRITORIAL JURISDICTION.**

\* \* \* \* \*

**WHEREAS**, on September 20, 2007, the City Council authorized an agreement with Cumberland Potranco Joint Venture, Cumberland 211, LTD., Navigators Stevens Ranch L.P., KD CIRI I, L.L.C., CIRI Land Development Company And Cumberland 90, LTD (the “Property Owners”) for an “Agreement for Services in Lieu of Annexation”; and

**WHEREAS**, the Property Owners now request to amend the “Agreement for Services in Lieu of Annexation” by extending the term of the agreement five years to December 30, 2042 and removing Navigators Stevens Ranch L.P as a Property Owner; **NOW THEREFORE**,

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

**SECTION 1.** City Council authorizes the City Manager or her designee to execute the first amendment to the “Agreement for Services in Lieu of Annexation” with Cumberland Potranco Joint Venture, Cumberland 211, LTD., Navigators Stevens Ranch L.P., KD CIRI I, L.L.C., CIRI Land Development Company and Cumberland 90, LTD. The Agreement in substantially final form is set out in **Attachment 1**.

**SECTION 2.** 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 \_\_\_\_\_ day of \_\_\_\_\_, 2013.

M A Y O R  
Julián Castro

ATTEST:

APPROVED AS TO FORM:

\_\_\_\_\_  
Leticia M. Vacek, City Clerk

\_\_\_\_\_  
Michael D. Bernard, City Attorney