

AN ORDINANCE 2017-09-21-0687

AUTHORIZING THE ACCEPTANCE OF A PROPERTY DONATION FROM CHILDSAFE OF 21.371 ACRES OF LAND OUT OF NCB 10677 LOCATED WITHIN THE 100-YEAR FLOODPLAIN, ADJACENT TO THE SALADO CREEK GREENWAY TRAIL IN COUNCIL DISTRICT 2.

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WHEREAS, Childsafe works with partners in San Antonio and Bexar County in law enforcement, the judicial system, and social services to provide expert care and specialized services to children and teenagers who have been traumatized by abuse, neglect, or sexual abuse; and

WHEREAS, Childsafe is planning to move its headquarters from West Highway 90 to a new facility to be constructed on land adjacent to East IH-10 and Martin Luther King Park, just north of the Salado Creek Greenway; and

WHEREAS, Childsafe has purchased approximately 40 acres of land for the new facility, which includes 21.371 acres of Salado Creek floodplain land that they have proposed to donate to the City; and

WHEREAS, the proposed land donation provides an opportunity for a future trail connection to the Salado Creek Greenway Trail System that will enhance bike and pedestrian connectivity and park access for adjacent residents; and

WHEREAS, the property is located within the 100-year floodplain, adjacent to the Salado Creek Greenway Trail in Council District 2; and

WHEREAS, this action is consistent with the City's objectives to acquire and preserve open space along San Antonio waterways and to develop multi-use hike and bike trails, trailheads, signage and associated amenities for use by San Antonio residents and visitors; and

WHEREAS, this land donation is consistent with policy adopted by the City Council for the acquisition of properties along San Antonio waterways funded by sales tax initiatives and the adopted Parks and Recreation Strategic System Plan; and

WHEREAS, this acquisition is also consistent with the Growth and City Form, Transportation and Connectivity, Jobs and Economic Competitiveness, Community Health and Wellness, and Public Facilities and Community Safety goals of the SA Tomorrow Comprehensive Plan; **NOW THEREFORE:**

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

SECTION 1. The City Manager or her designee, or the Director of the Parks and Recreation Department or his designee is hereby authorized to accept a property donation from ChildSafe of 21.371 acres of land out of NCB 10677 located within the 100-year floodplain, adjacent to the Salado Creek Greenway Trail in Council District 2. The copy of the Warranty Deed, is substantially final form, is attached hereto and incorporated herein for all purposes as **Attachment I**.

SECTION 2. An In-Kind Land donation is authorized to be received from ChildSafe to SAP fund 40005000, Park Improvements, SAP Project Definition 26-00660, Salado Creek - Park, Landscape and Urban, shall be revised by increasing WBS element 26-00660-90-22-01, entitled In-Kind Land Donation - 21.371 acres, SAP GL Account 6500000 - In Kind Land Revenue, by the amount of \$160,000.00.

SECTION 3. The amount of \$160,000.00 is appropriated in SAP fund 40005000, Park Improvements, SAP Project Definition 26-00660, Salado Creek - Park, Landscape and Urban, SAP WBS Element 26-00660-90-22-01, entitled In-Kind Land Donation - 21.371 acres, SAP GL Account 6909010- In Kind Land Donations.

SECTION 4. The acquisition of surplus property must be coordinated through the City's Finance Department to assure the addition of these assets into the City's financial records and to record the proper accounting transactions. All expenditures related to the maintenance of this property will comply with Operating and or Capital Budgets for current and future fiscal years.

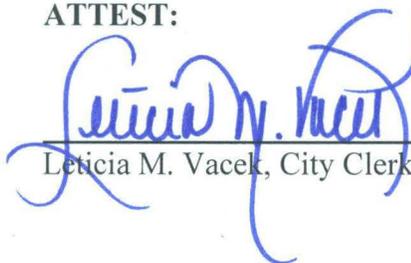
SECTION 5. The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director of Finance may, subject to concurrence by the City Manager or the City Manager's designee, correct allocations to specific SAP Fund Numbers, SAP Project Definitions, 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 6. This Ordinance is effective immediately upon the receipt of eight affirmative votes; otherwise, it is effective ten days after passage.

PASSED AND APPROVED this 21st day of September, 2017.


M A Y O R
Ron Nirenberg

ATTEST:



Leticia M. Vacek, City Clerk

APPROVED AS TO FORM:



Andrew Segovia, City Attorney

Agenda Item:	23						
Date:	09/21/2017						
Time:	10:18:27 AM						
Vote Type:	Motion to Approve						
Description:	An Ordinance authorizing the acceptance of a property donation from ChildSafe of 21.371 acres of land out of NCB 10677 located within the 100-year floodplain, adjacent to the Salado Creek Greenway Trail in Council District 2. [María D. Villagómez, Assistant City Manager; Xavier D. Urrutia, Director, Parks & Recreation]						
Result:	Passed						
Voter	Group	Not Present	Yea	Nay	Abstain	Motion	Second
Ron Nirenberg	Mayor		x				
Roberto C. Treviño	District 1		x				x
William Cruz Shaw	District 2		x			x	
Rebecca Viagran	District 3		x				
Rey Saldaña	District 4		x				
Shirley Gonzales	District 5	x					
Greg Brockhouse	District 6		x				
Ana E. Sandoval	District 7		x				
Manny Pelaez	District 8		x				
John Courage	District 9		x				
Clayton H. Perry	District 10		x				

SW
09/21/17
Item No. 23

Attachment I

WARRANTY DEDICATION DEED

Notice of Confidentiality Rights: If You Are a Natural Person, You May Remove or Strike Any or All the Following Information from Any Instrument That Transfers an Interest in Real Property Before it Is Filed for Record in the Public Records: Your Social Security Number or Your Driver's License Number.

Date: _____, 2017

Grantor: ChildSafe

Grantor's Mailing Address: 7130 West US Hwy 90, San Antonio, Texas 78227

Grantee: City of San Antonio, Parks and Recreation Department

Grantee's Mailing Address: 114 W. Commerce, 11th floor, San Antonio, Texas, 78205

Consideration: Grantor's desire to further the public parks and recreation aims and goals of Grantee

Property: A 21.371 acre tract, more particularly described in Exhibit A attached hereto and made a part hereof.

Reservations from and Exceptions to Conveyance and Warranty: Grantee hereby agrees that it shall use the property as part of its natural areas and creek based greenway trail system for passive recreation with associated amenities which shall include but not be limited to paved trails, restrooms, recycle and trash cans, benches and other amenities approved by the director consistent with the intent of Grantor.

Grantor, for the consideration and subject to the reservations from and exceptions to conveyance and warranty, grants, and conveys to Grantee the property, together with all and singular the rights and appurtenances thereto in any wise belonging, to have and hold it to Grantee, Grantee's heirs, executors, administrators, successors, or assigns forever. Grantor binds Grantor and Grantor's heirs, executors, administrators, and successors to warrant and forever defend all and singular the property to Grantee and Grantee's heirs, executors, administrators, successors, and assigns against every person whomsoever lawfully claiming or to claim the same or any part thereof, except as to the reservations from and exceptions to conveyance and warranty.

STATE OF TEXAS §
 §
COUNTY OF BEXAR §

Grantor:
CHILDSAFE

Grantee:
CITY OF SAN ANTONIO

By: _____
Kim K. Abernethy
President / CEO

By: _____
Xavier D. Urrutia, Director
Parks and Recreation Department

This instrument was acknowledged before me on the _____ day of _____, 2017
by _____.

AFTER RECORDING, RETURN TO:
City of San Antonio
Department of Parks and Recreation
Post Office Box 839966
San Antonio, Texas 78283-3966

Notary Public, State of Texas

Notary's Commission Expires: _____