

AN ORDINANCE 2014 - 06 - 12 - 0428

DECLARING AS SURPLUS AN UNIMPROVED 0.1086 ACRE TRACT OF CITY OWNED LAND LOCATED AT 163 EAST LAMBERT STREET, AND DESCRIBED AS LOT WEST 43 FEET OF 15, BLOCK 4, NCB 2934 IN COUNCIL DISTRICT 5, AND AUTHORIZING ITS SALE TO JOE R. VEGA FOR \$2,437.00.

* * * * *

WHEREAS, the property located at 163 East Lambert is unimproved and encompasses only 0.1086 of an acre (4,730 square feet); and

WHEREAS, Mr. Joe R. Vega is the abutting property owner and is petitioning the City to declare the property as surplus to its needs and sell the parcel of land; and

WHEREAS, Mr. Vega will combine the subject parcel with his property and enclose it as a side yard; and

WHEREAS, the result of selling this property would place the property back on the tax rolls, which will generate revenue for the City of San Antonio as well as other taxing entities; and

WHEREAS, Chapter 272 of the Local Government Code allows a political subdivision to convey property interests for less than fair market value in certain circumstances; **NOW THEREFORE**,

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

SECTION 1. The following property is declared surplus to the needs of the City of San Antonio:

Being an 0.1086 acre tract of land out of NCB 2934, Block 4, Lot West 43 feet of 15, as shown on **Attachment I**

SECTION 2. The City Manager and her designee, severally, are authorized and directed to execute and deliver on behalf of the City a deed without warranty conveying the above-described property in substantially the same form as **Attachment II** to Mr. Joe Vega. The city manager and her designee, severally, should take all other actions necessary or convenient to effectuate the transaction, including agreeing to non-material changes to the approved form and executing all necessary or convenient ancillary instruments and agreements.

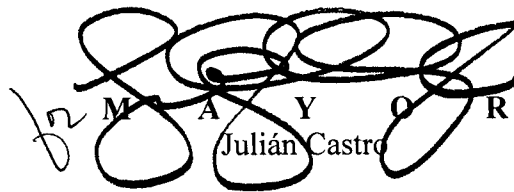
SECTION 3. Funds generated by this ordinance will be deposited into Fund 11001000, Internal Order 240000000060 and General Ledger 4903101.

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

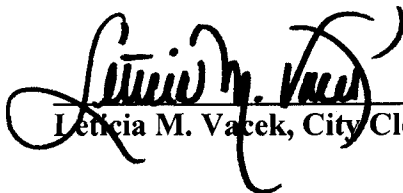
SECTION 5. The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director of Finance, may, subject to concurrence by the City Manager or the City Manager's designee, correct allocations to specific SAP Fund Numbers, SAP Project Definitions, 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 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 12th day of June, 2014.

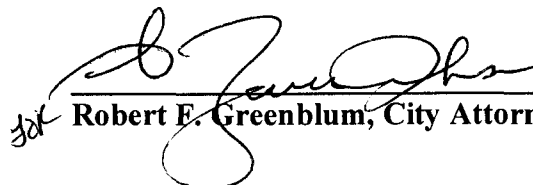

MAYOR
Julián Castro

Attest:



Leticia M. Vacek, City Clerk

Approved As To Form:



Robert F. Greenblum, City Attorney

Agenda Item:	23 (in consent vote: 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 16, 18, 19, 21, 22, 23, 24, 25, 26, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41)						
Date:	06/12/2014						
Time:	09:30:08 AM						
Vote Type:	Motion to Approve						
Description:	An Ordinance declaring as surplus an unimproved 0.1086 acre tract of City owned land located at 163 East Lambert Street, and described as Lot West 43 feet of 15, Block 4, NCB 2934 in Council District 5, and authorizing its sale to Joe R. Vega for \$2,437.00. [Peter Zanoni, Deputy City Manager; Mike Etienne, Officer, EastPoint & Real Estate Services Office]						
Result:	Passed						
Voter	Group	Not Present	Yea	Nay	Abstain	Motion	Second
Julián Castro	Mayor	x					
Diego Bernal	District 1		x			x	
Ivy R. Taylor	District 2		x				
Rebecca Viagran	District 3		x				x
Rey Saldaña	District 4		x				
Shirley Gonzales	District 5		x				
Ray Lopez	District 6		x				
Cris Medina	District 7		x				
Ron Nirenberg	District 8	x					
Joe Krier	District 9		x				
Michael Gallagher	District 10		x				

Attachment I



S. P. No. 1743

Petitioner: Joe Vega

Attachment II

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.

State of Texas }
 }
County of Bexar }

Deed Without Warranty

Authorizing Ordinance:

Statutory Authority: Local Government Code § 272.001(a)

SP No./Parcel: 1743

Grantor: City of San Antonio

Grantor's Mailing Address: City Of San Antonio, P.O. Box 839966, San Antonio,
Texas 78283-3966 (Attn: City Clerk)

Grantor's Street Address: City Hall, 100 Military Plaza, San Antonio, Texas 78205
(Bexar County)

Grantee: Mr. Joe R. Vega

Grantee's Mailing Address: 1903 Ashprington Drive, S. A., TX 78251

Consideration: \$10 in hand paid and other good and valuable consideration, the receipt and adequacy of which are hereby acknowledged.

Property: All of the following real property situated within the corporate limits of the City of San Antonio, Bexar County, Texas, being described as follows:

163 East Lambert Street - described as Lot West 43 feet of 15, Block 4, NCB 2934

Grantor, for the Consideration, Grants, Bargains, and Conveys to Grantee, all of Grantor's right, title, interest, and estate, both at law and in equity, as of the date hereof, in and to the Property, together with all and singular the rights and appurtenances thereto in anywise belonging, To Have and To Hold unto Grantee, Grantee's successors and assigns forever, **Without Any Express Or Implied Warranty Whatsoever, Including But Not Limited to Warranties of Title, Condition, or Character.**

The Property is conveyed together with any and all improvements, structures and fixtures located thereon, and with all rights, privileges, rights of way, and easements appurtenant thereto, unless reserved unto other parties herein.

Reservations, Restrictions, Exceptions, And Conditions To Conveyance: This conveyance is explicitly subject to the following:

- A. Reservations:** All reservations affecting the Property.
- B. Easements:** All recorded and unrecorded easements, whether or not open and obvious.
- C. Restrictions:** All covenants and restrictions affecting the Property.
- D. Exceptions:** All instruments affecting the Property, whether or not recorded.
- E. Conditions:** All conditions affecting the Property.

This conveyance does not relieve Grantee of any building, zoning, or other city-imposed requirements, or other land use restrictions applicable to the Property or the obligation to pay any real estate taxes that may otherwise be due.

Grantor expressly disclaims any and all warranties arising by common law, statute (including without limitation the implied warranties of § 5.023, Texas Property Code or any successor statute), or otherwise.

Setting Out The Specific Reservations And Disclaimers Does Not Imply That The Property Is Free Of Other Encumbrances Or Adverse Claims Or Conditions. Grantor Specifically Disclaims Any Such Implication.

In Witness Whereof, Grantor has caused its representative to set its hand:

Grantor:

City of San Antonio, a Texas municipal corporation

By: _____
Printed
Name: _____
Title: _____
Date: _____

**Draft. This is only to show the
agreed form of the final
document. This draft deed is
neither ready nor suitable to
be signed.**

Approved As To Form:

By: _____
City Attorney

The State of Texas }

County of Bexar }

**Before me, the undersigned authority, this instrument was this day acknowledged by
_____, of and for the City of San Antonio, a Texas municipal
corporation, on behalf of that entity in the capacity stated.**

Date: _____

Notary Public, State of Texas

My Commission Expires: _____

After Recording, Return To:

