

AN ORDINANCE

AUTHORIZING AN EXCHANGE OF EASEMENTS WITH THE UNITED STATES DEPARTMENT OF VETERANS AFFAIRS FOR THE CITY TO ACCEPT A 7.973 ACRE EASEMENT LOCATED ALONG SALADO CREEK IN NCB 12175 IN COUNCIL DISTRICT 2 FOR THE LINEAR CREEKWAY DEVELOPMENT PROJECT AND THE CITY TO GRANT A 10.116 ACRE ACCESS EASEMENT FOR A UTILITY ROAD ALONG THE BORDER OF JOHN JAMES PARK.

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WHEREAS, the proposed easement acquisition is in support of an interconnected hike and bike trails, known as the Howard W. Peak Greenway Trails system, which is funded through sales tax initiatives approved by voters in 2000, 2005, 2010 and 2015; and

WHEREAS, the objectives of the program are to acquire and preserve open space along San Antonio creekways and to develop multi-use hike and bike trails, trailheads, signage and associated amenities for use by San Antonio residents and visitors; and

WHEREAS, the easement to be transferred from the United States Department of Veterans Affairs (VA) to the City is located within the floodplain along Salado Creek and will be used for the Salado Creek Greenway trail extension from John James to Jack White Park; and

WHEREAS, said trail easement consists of approximately 7.973 acres as described in Exhibit A; and

WHEREAS, in exchange, the City of San Antonio will dedicate a variable width access easement to the United States Department of Veterans Affairs along portions of the eastern and southern border of John James Park; and

WHEREAS, the easement to be transferred from the City to the VA will be used as an alternate entry to the Ft. Sam Houston National Cemetery; and

WHEREAS, said access easement consists of approximately 10.116 acres as described in Exhibit B; and

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

WHEREAS, the easement exchange acquisition is also consistent with Natural Resource and Urban Design Goals of the San Antonio Master Plan Policies; **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 authorized to execute easements with the United States Department of Veterans Affairs for the City to accept a 7.973 acre easement located along Salado Creek in NCB 12175 in Council District 2 for the Linear Creekway Development Project and the City to grant a 10.116 acre access easement to for a utility road along the border of John James Park. Copies of the Deed of Easements, in substantially final form, are attached hereto and incorporated herein for all purposes as **Attachment I** and **II**.

SECTION 2. The exchange of 10.116 acres of a City owned easement located at Linear Creekway Development for 7.973 acres of easement owned by United States Department of Veterans Affairs both located in NCB 12175 in Council District 2 in Bexar County, Texas must be coordinated through the city's Finance Department to assure both the removal and the addition of these assets in 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 3. 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 4. This ordinance is effective immediately upon the receipt of eight affirmative votes; otherwise, it is effective ten days after passage.

PASSED AND APPROVED this ____ day of _____.

M A Y O R
Ivy R. Taylor

ATTEST:

APPROVED AS TO FORM:

Leticia M. Vacek, City Clerk

Martha G. Sepeda, Acting City Attorney