

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

AN ORDINANCE

**AUTHORIZING A DEVELOPMENT AGREEMENT AND RELATED
AGREEMENTS WITH THE SAN ANTONIO PARKS FOUNDATION,
AND GRANTING UP TO \$50,000.00 FROM THE MIDTOWN TAX
INCREMENT REINVESTMENT ZONE (TIRZ) NUMBER THIRTY-ONE
FUND FOR THE DEVELOPMENT OF THE MAVERICK DOG PARK.**

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WHEREAS, the City of San Antonio (“City”) recognizes the importance of its continued role in economic development, community development, planning and urban design; and

WHEREAS, on January 23, 2015 representatives of the San Antonio Parks Foundation (“SAPF”) presented to the Midtown TIRZ Board of Directors (“Board”) a proposal to convert the City owned Maverick Park located at 1000 Broadway into a world class dog park; and

WHEREAS, the Board identified and awarded up to \$50,000.00 in Midtown TIRZ funding to SAPF to support the proposed dog park and directed staff to negotiate an agreement; and

WHEREAS, on November 17, 2015 the Board approved a Resolution authorizing the execution of a Development Agreement and Right of Entry Agreement with SAPF to convert Maverick Park into a dog park; and

WHEREAS, the proposed dog park will transform what is currently an underutilized and deteriorating open space into a vibrant gathering place for residents in and along the Broadway Corridor; and

WHEREAS, the proposed dog park will include a dog agility area, a creek for water recreation, a dog wash facility, separate areas for large and small dogs, and a play area (“Project”); and

WHEREAS, the Project will be a Low Impact Development and sustainable by including a bio swale water filtration system to prevent waste from entering the San Antonio River and energy saving elements to enable the park to be a net-zero impact site; and

WHEREAS, funding for the Project will be contingent on the SAPF to secure sufficient funding from other sources to meet the proposed budget of \$281,491.00 of which \$144,700.00 has been raised to date including the \$50,000.00 grant from the Midtown TIRZ; and

WHEREAS, the park will continue to be owned by the City and maintenance of the park will remain the responsibility of the City upon dedication of the improvements to the City from SAPF; **NOW THEREFORE:**

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

SECTION 1. The terms and conditions of the Development Agreement with SAPF within the Midtown TIRZ in the amount up to \$50,000.00 are approved. A copy of the Development Agreement in substantially final form is attached to this Ordinance as Exhibit A. A copy of the fully executed agreement will be substituted for Exhibit A upon receipt of all signatures.

SECTION 2. The City Manager or her designee is authorized to execute the attached Development Agreement, in substantial form, and related documents necessary to carry out the intent of this Ordinance as approved and recommended by the City Attorney.

SECTION 3. City Staff is authorized to amend the Midtown TIRZ Project and Finance Plans to include this Project.

SECTION 4. There is no fiscal impact from the proposed action. All funding for the proposed project will be paid from the Midtown TIRZ fund from available tax increment and will not impact the City's General Fund.

SECTION 5. This Ordinance shall be effective immediately upon the receipt of eight affirmative votes; otherwise, it is effective ten days after passage.

PASSED AND APPROVED this 17th day of December, 2015.

M A Y O R
Ivy R. Taylor

ATTEST:

APPROVED AS TO FORM:

Leticia M. Vacek
City Clerk

Martha G. Sepeda
Acting City Attorney