

## AN ORDINANCE

**AUTHORIZING THE REMOVAL AND STORAGE OF THE CONFEDERATE SOLDIER MONUMENT AND TWO CANNONS LOCATED IN TRAVIS PARK; AUTHORIZING THE NEGOTIATION AND EXECUTION OF CONTRACTS FOR THE REMOVAL, TRANSPORTATION AND STORAGE OF THE MONUMENT AND CANNONS IN AN AMOUNT NOT TO EXCEED \$150,000.00; AUTHORIZING A DONATION AGREEMENT WITH A NONPROFIT INVOLVED IN HISTORIC OR EDUCATION PURPOSES FOR THE ACCEPTANCE OF THE MONUMENT AND CANNONS; AND APPROVING A VARIANCE TO PROVISIONS OF SECTIONS 35-640 AND 35-803 OF THE UNIFIED DEVELOPMENT CODE.**

\* \* \* \* \*

**WHEREAS**, Travis Park is one of San Antonio's oldest parks and sits on land that originally belonged to Samuel Maverick who donated the property to the City for use as a park upon his death in 1870; and

**WHEREAS**, the City has made improvements to Travis Park since it was donated to the City; and

**WHEREAS**, in 1892, two cannons reportedly used during the Civil War battle at Val Verde, New Mexico, were given to the City by Major Teel and installed in Travis Park; and

**WHEREAS**, centrally located in Travis Park is a 40 foot tall Confederate monument; and

**WHEREAS**, the City provides regular programming in Travis Park and it serves as a community gathering space and is regularly enjoyed by family and friends through specialty programming; and

**WHEREAS**, over the past several years there has been a national debate over public memorials depicting Confederate figures and the recent and devastating incident in Charlottesville, Virginia, has elevated the debate; and

**WHEREAS**, a number of cities and universities across the United States have removed and relocated their Confederate memorials to museums and other places where historical significance can be studied and communicated; and

**WHEREAS**, the City of San Antonio wants to keep Travis Park a community gathering area where all can feel safe and welcomed; and

**WHEREAS**, the Confederate monument and cannons in Travis Park should be removed and ultimately placed in a location where the historical significance can be communicated in an instructive and not divisive way; **NOW THEREFORE:**

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

**SECTION 1.** In accordance with the authority granted to it as a Home Rule Municipality and under Texas Common Law, City Council hereby approves a variance, for the following actions, of the process outlined in Sections 35-640 and 35-803 of the Unified Development Code that calls for the Historic and Design Review Commission to review changes to City Parks and provide a recommendation to the City.

**SECTION 2.** The amount of \$150,000 is hereby appropriated for the following purposes:

- a. removal of the monument and cannons;
- b. transportation of the monument and cannons to a storage facility; and
- c. logistical support necessary for the removal and relocation of the monument and cannons.

**SECTION 3.** The City Manager or her designee is authorized to execute a professional services contract with a contractor for the purpose of removing and relocating the monument and cannons.

**SECTION 4.** The City Manager or her designee is authorized to negotiate and execute a donation agreement with a nonprofit involved in historic preservation or education for the acceptance of the Confederate Soldier monument and two cannons. Selection of the nonprofit shall be based on the following: (a) input from the Office of Historic Preservation, Office of Military Affairs and Department for Culture and Creative Development; (b) input from the community; and (c) availability of nonprofits capable of providing the appropriate historical context.

**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 31<sup>st</sup> day of August, 2017

**M A Y O R**  
**Ron Nirenberg**

**ATTEST:**

**APPROVED AS TO FORM:**

---

Leticia M. Vacek, City Clerk

---

Andrew Segovia, City Attorney

DRAFT