

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

**ORDINANCE**

**AUTHORIZING PAYMENT IN THE AMOUNT OF \$721,830.00 TO DENNIS W. VOGES AND NANNETTE L. VOGES AS TRUSTEES FOR THE SAGE B TRUST FOR TITLE ON A CONSERVATION EASEMENT, DUE DILIGENCE AND CLOSING COSTS ON THE VOGES RANCH, A 433.37 ACRE TRACT OF LAND LOCATED OVER THE EDWARDS AQUIFER RECHARGE ZONE IN MEDINA COUNTY.**

\* \* \* \* \*

**WHEREAS**, the purpose of the Edwards Aquifer Protection Program is to obtain property rights by fee simple purchase or conservation easement over the sensitive zones of the Edwards Aquifer; and

**WHEREAS**, this program was initiated in May 2000 when voters approved Proposition 3, a 1/8-cent sales tax venue up to \$45 million for the acquisition of lands over the Edwards Aquifer for parks and watershed protection. Proposition 3 ran from 2000 through 2005 and was limited to Bexar County; and

**WHEREAS**, the 2005 Proposition 1 program was an extension of the initial voter-approved Edwards Aquifer protection endeavor and was extended by voters in 2010 and renewed again in 2015; and

**WHEREAS**, changes in state legislation allowed watershed protection activities to expand outside of Bexar County; and

**WHEREAS**, the proposed purchase of a conservation easement on the Voges Ranch tract is located over the Edwards Aquifer Recharge Zone in Medina County; and

**WHEREAS**, the property was initially identified through use of the Scientific Evaluation Team's GIS Spatial Model and subsequent site visits identified favorable recharge features on the properties which are located within prioritized watersheds; and

**WHEREAS**, the Voges Ranch is located within the Hondo Creek watershed which, combined with caves, faults, and fractures, contribute to significant recharge of the Edwards Aquifer; and

**WHEREAS**, the Edwards Aquifer Authority issued a geological assessment of the properties confirming that preservation of the Voges Ranch would provide very high water quantity and high water quality benefits for the City of San Antonio; and

**WHEREAS**, if approved, inclusion of this property will increase the total protected lands under

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the City's aquifer protection program by 433.37 acres for a total of 152,555 acres;

**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 a conservation easement on the Voges Ranch, a 433.37 acre tract of land located over the Edwards Aquifer Recharge Zone in Medina County. A copy of said Conservation Easement, in substantially final form, is attached hereto and incorporated herein for all purposes as **Attachment I**.

**SECTION 2.** Payment not to exceed \$721,830.00, in SAP Fund 40099000, Other Capital Projects, SAP Project Definition 26-00638, Edwards Aquifer Protection Program, is authorized to be encumbered and made payable to Texas Heritage Title Company, as escrow agent for title on a conservation easement, due diligence and closing costs on a 433.37 acre tract of land known as the Voges Ranch located over the Edwards Aquifer Recharge Zone in Medina County, Texas.

**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**  
Ron Nirenberg

**ATTEST:**

**APPROVED AS TO FORM:**

\_\_\_\_\_  
Leticia M. Vacek, City Clerk

\_\_\_\_\_  
Andrew Segovia, City Attorney

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# ATTACHMENT I

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