

ORDINANCE 2019-01-10-0007

**AUTHORIZING PAYMENT OF \$1,501,006.18 TO MISSION TITLE COMPANY AS ESCROW AGENT FOR REAL PROPERTY INTERESTS, DUE DILIGENCE AND CLOSING COSTS FOR AN EDWARDS AQUIFER PROTECTION PROGRAM CONSERVATION EASEMENT ON ONE TRACT OF LAND TOTALING APPROXIMATELY 1,066.72 ACRES OF REAL PROPERTY KNOWN AS POUNCY RANCH LOCATED IN UVALDE COUNTY, TEXAS.**

\* \* \* \* \*

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

**SECTION 1.** The City authorizes and directs the City Manager and her designee, severally, to accept on behalf of the City the aquifer-protection conservation easement described below:

A conservation easement depicted on map in **ATTACHMENT I**, being more particularly described by metes and bounds in **ATTACHMENT II**, and substantially in the form attached as **ATTACHMENT III**.

**SECTION 2.** The City Manager and her designee, severally, are authorized and directed to consummate the transaction contemplated in the described easements. The City Manager and her designee, severally, should take all other actions necessary or convenient to effectuate the transaction, including agreeing to the form of and executing all necessary or convenient instruments and agreements.

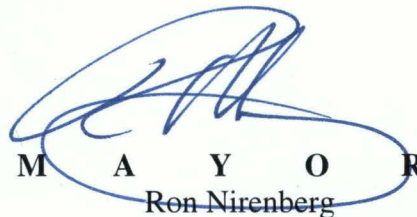
**SECTION 3.** Payment not to exceed \$1,501,006.18 in SAP Fund 40099000, Other Capital Projects, SAP Project Definition 26-00638, Edwards Aquifer Protection Program, is authorized to be encumbered and made payable to Mission Title Company, as escrow agent for title on a conservation easement, due diligence and closing costs on a 1,066.72 acre tract of land known as the Pouncy Ranch located in Uvalde County, Texas.

**SECTION 4.** 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.

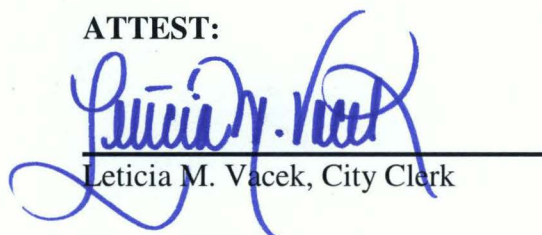
**SECTION 5.** The acquisition of property must be coordinated through the city's Finance Department to assure the addition of these assets into the City's financial records and to record the proper accounting transactions.

**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.

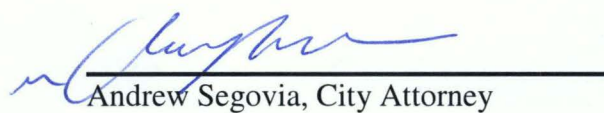
**PASSED AND APPROVED** this 10<sup>th</sup> day of January, 2019.

  
M A Y O R  
Ron Nirenberg

**ATTEST:**

  
Leticia M. Vacek, City Clerk

**APPROVED AS TO FORM:**

  
Andrew Segovia, City Attorney

<b>Agenda Item:</b>	<b>11 ( in consent vote: 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23 )</b>						
<b>Date:</b>	01/10/2019						
<b>Time:</b>	09:38:33 AM						
<b>Vote Type:</b>	Motion to Approve						
<b>Description:</b>	Ordinance approving the acquisition of a conservation easement over the Edwards Aquifer Recharge and Contributing Zones on a 1,066.72 acre tract of land known as the Pouncy Ranch located in Uvalde County, Texas from Howard and Beverly Pouncy, as trustees of the Howard and Beverly Pouncy 1997 Trust, at a cost of \$1,501,006.18. Funding for this ordinance is available from the 2015 Sales Tax Venue Fund included in the FY 2019 Capital Budget. [María Villagómez, Assistant City Manager; Xavier D. Urrutia, Director, Parks and Recreation]						
<b>Result:</b>	Passed						
<b>Voter</b>	<b>Group</b>	<b>Not Present</b>	<b>Yea</b>	<b>Nay</b>	<b>Abstain</b>	<b>Motion</b>	<b>Second</b>
Ron Nirenberg	Mayor		x				
Roberto C. Treviño	District 1		x				x
	District 2	x					
Rebecca Viagran	District 3		x				
Rey Saldaña	District 4		x			x	
Shirley Gonzales	District 5	x					
Greg Brockhouse	District 6		x				
Ana E. Sandoval	District 7		x				
Manny Pelaez	District 8		x				
John Courage	District 9		x				
Clayton H. Perry	District 10		x				

## **ATTACHMENT I – 11963 TC Concan Survey Final**

## **ATTACHMENT II –11963 M&B Final**

## **ATTACHMENT III –Conservation Easement – Pouncy Ranch**