

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

ORDINANCE

AUTHORIZING PAYMENT OF \$5,500,000.00 TO PRESIDIO TITLE COMPANY AS ESCROW AGENT FOR REAL PROPERTY INTERESTS, DUE DILIGENCE AND CLOSING COSTS FOR EDWARDS AQUIFER PROTECTION PROGRAM FEE SIMPLE ACQUISITION ON TWO TRACTS OF LAND TOTALING APPROXIMATELY 151.688 ACRES OF REAL PROPERTY IN BEXAR COUNTY, TEXAS.

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

SECTION 1. The City authorizes and directs the City Manager or designee, severally, to accept on behalf of the City the fee simple acquisition of 151.688 acres of land known as Cibolo Vista Tract 1 and Cibolo Vista Tract 2 as depicted on the 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 or designee, severally, is authorized and directed to consummate the transaction contemplated in the described easements. The City Manager or 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. The amount of \$6,200,000.00 is appropriated in SAP Fund 29115001, Edwards Aquifer 2015, SAP Internal Order # 390000002262, SAP GL account 6102100 - Interfund Transfer out entitled From 29115001 to 26-00638-90-14-15-04. The amount of \$6,200,000.00 is authorized to be transferred to SAP Fund 40099000.

SECTION 4. The budget in SAP Fund 40099000, Other Capital Projects, SAP Project Definition 26-00638, Edwards Aquifer Protection Program, shall be revised by increasing SAP WBS Element 26-00638-90-14-15-04 entitled Transfer from I/O# 390000002262, SAP GL Account 6101100 - Interfund Transfer In, by the amount \$6,200,000.00.

SECTION 5. The amount up to \$6,200,000.00 is appropriated in SAP Fund 40099000, Other Capital Projects, SAP Project Definition 26-00638, Edwards Aquifer Protection Program, SAP WBS Element 26-00638-01-11, entitled Land Acquisition Costs, SAP GL Account 5209010.

SECTION 6. Payment not to exceed \$5,500,000.00 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 Presidio Title Company, as escrow agent for fee simple acquisition, due diligence and closing costs on a 151.688 acres of land known as Cibolo Vista Tracts 1 and 2 located in Bexar County, Texas.

SECTION 7. 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 8. 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 9. 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 10. 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 _____ day of April, 2019.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Leticia M. Vacek, City Clerk

Andrew Segovia, City Attorney

ATTACHMENT I

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ATTACHMENT II

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ATTACHMENT III

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