

AN ORDINANCE

97474

AUTHORIZING THE ACQUISITION OF A 12.076 ACRE TRACT LOCATED ALONG THE CENTER LINE OF LORENCE CREEK AND THE NORTHWEST SIDE OF HENDERSON PASS IN CITY COUNCIL DISTRICT 9 FROM GORDON V. HARTMAN ENTERPRISES, INC. FOR THE AMOUNT OF \$35,000.00 FROM 1999 PARK BOND FUNDS IN CONNECTION WITH THE LORENCE CREEK LINEAR PARK AND UPPER SALADO CREEK GREENWAY PROJECT; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

\* \* \* \* \*

**WHEREAS**, in the 1999 General Bond Election, funding of \$932,422.00 was approved for the Lorence Creek Linear Park/Upper Salado Creek Greenway Improvements Project for improvements at Lorence Creek Linear Park, located at 14800 Henderson Pass in City Council District 9 and at Upper Salado Creek Greenway located at Salado Creek and Blanco Road in City Council District 8; and

**WHEREAS**, the design for improvements to this parkland is underway and an opportunity has arisen to purchase an adjacent 12.076 acre tract that will become part of the park; and

**WHEREAS**, the property has been appraised at a value of \$36,000.00 and it will be purchased from Gordon V. Hartman Enterprises, Inc. for a price of \$35,000.00; and

**WHEREAS**, it is now necessary to approve the purchase of said property and authorize the transfer of 1999 Park Bond Funds into the project budget; **NOW THEREFORE:**

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

**Section 1.** The City of San Antonio hereby authorizes the purchase of approximately 12.076 acres of land out of the William B. Harrison Survey No. 80, Abstract 335, NCB 13835, located and the Northwest along the center line of Lorence Creek side of Henderson Pass for use as public park land. The City Manager, or her designee is hereby authorized to take any necessary actions to execute documents for the purchase of said property.

**Section 2.** The Lorence Creek Linear Park/Upper Salado Creek Improvements Project, Fund 45-982027, has been designated for use in the accounting for the above project.

**Section 3.** The budget in fund 45-982095, 1999 Park Improvements, Sold in 2001, shall be revised by reducing index code 695551, entitled Unallocated Appropriations: Proceeds, by the amount of \$35,000.00.

**Section 4.** The amount of \$35,000.00 is appropriated in fund 45-982027, 1999 Park Improvements, Sold in 2001, in index code 762567, entitled Land Acquisition and is authorized to be encumbered and made payable to Lawyer's Title Company as escrow agent for land in connection with the Lorence Creek Park/Upper Salado Creek Greenway Improvements Project

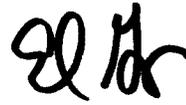
**Section 5.** The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The director may, subject to concurrence by the City Manager or the City Manager's designee, correct allocation to specific index codes and fund numbers as necessary to carry out the purpose of this Ordinance.

**Section 6.** The City staff is hereby authorized to establish expenditure index codes as needed within the project budgets and to transfer funds between expenditure index codes to facilitate the proper accounting of project expenses.

**Section 7.** Eligible expenses that may be incurred from the City's General Fund will be reimbursed from the project budgets in accordance with established financial procedures.

**Section 8.** This ordinance shall be effective on and after the tenth (10th) day after passage hereof.

**PASSED AND APPROVED** this \_\_\_\_\_ 17<sup>th</sup> \_\_\_\_\_ day of April 2003.



M A Y O R  
EDWARD D. GARZA

ATTEST: Jolanda L. Leburne  
City Clerk

APPROVED AS TO FORM: Elizabeth Stein  
City Attorney