

AN ORDINANCE **97047**

DECLARING AS SURPLUS AND AUTHORIZING THE SALE TO PETRA I. GUERRERO, ABUTTING PROPERTY OWNER, OF A PARCEL OF PROPERTY LOCATED AT 131 PECHE STREET WITHIN NCB 2150 WHICH PROPERTY IS CURRENTLY BEING HELD IN TRUST BY THE CITY OF SAN ANTONIO AS A RESULT OF A TAX FORECLOSURE IN 1969, FOR THE TOTAL SALES PRICE OF \$2,659.00, WITH THE SALES PROCEEDS TO BE DISTRIBUTED TO THE PROPER TAXING ENTITIES PURSUANT TO CHAPTER 34 OF THE TEXAS TAX CODE.

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WHEREAS, the City of San Antonio has held an unimproved lot being a 0.0727 acre (3,165 square feet) tract of land located at 131 Peche Street in trust since 1969 as a result of a tax foreclosure; and

WHEREAS, Petra I. Guerrero, as Petitioner, the landowner whose property abuts the lot, ("abutting property owner") has requested the right to purchase the said lot which is legally described as Lot 41, Block 1 New City Block 2150, as more specifically shown on **Exhibit A** affixed hereto and incorporated herein for all purposes; and

WHEREAS, this lot ("property") could be conveyed to Petra I. Guerrero for the total amount of \$2,659.00 once it had been determined that this property was not needed and was declared as surplus to the needs of the City of San Antonio; and

WHEREAS, the Department of Asset Management canvassed all City departments to see if any department had a need for this property and no department expressed an interest in retaining this property; and

WHEREAS, pursuant to Chapter 34 of the Texas Tax Code, the proceeds received from the sale of this property will be distributed by the City's Finance Department to the taxing entities to pay for all the back taxes owed; and

WHEREAS, staff recommends approval for the disposition of this property in order to restore it to the tax rolls; **NOW THEREFORE**;

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

SECTION 1. The 0.0727 acre tract of land, being an unimproved lot ("property") located at 131 Peche Street which has been held in trust by the City of San Antonio as a result of a tax foreclosure in 1969 is hereby declared surplus to the needs of the City of San Antonio. Said property is legally described as Lot 41, Block 1, New City Block 2150 and more specifically identified in **Exhibit A** affixed hereto and incorporated herein verbatim for all purposes.

SECTION 2. Sale of the property referenced in **SECTION 1.** and identified in **Exhibit A**, is hereby authorized to Petra I. Guerrero, the abutting property owner, for the total sales price of \$2,659.00, with the sales proceeds to be distributed to the proper taxing entities pursuant to Chapter 34 of the Texas Tax Code.

SECTION 3. The City Manager, or her designee, is hereby authorized to implement this ordinance by the execution of any documents necessary to complete the transaction upon prior review of such documents in accordance with Section 54, Charter, City of San Antonio.

SECTION 4. Upon the sale of the property located at 131 Peche Street, the amount of \$2,659.00 shall be deposited and distributed as follows:

- a) Funds in the amount of \$281.62 shall be deposited in Fund No. 69-001000 (Tax Clearance Account), Subsidiary 216-007050 entitled "Judgements Receivable-City", for distribution to the General Fund and the Debt Service Fund.
- b) Funds in the amount of \$678.59 shall be deposited in Fund No. 29-008000 (Special Revenue Reserve Fund) in Index Code 040337 entitled "Sale of Land" as the City of San Antonio's share of the total proceeds.
- c) Funds in the amount of \$609.59 shall be deposited in Fund No. 11-000000 (General Fund), subsidiary 218-240102 entitled "Collection Held In Trust-San Antonio Independent School District", for distribution to the San Antonio Independent School District of its share of the total sales proceeds.
- d) Funds in the amount of \$1,089.20 shall be deposited in Fund No. 11-000000 (General Fund), subsidiary 218-240103 entitled "Collection Held In Trust-Bexar County", for distribution to Bexar County of their share of the total proceeds.

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.

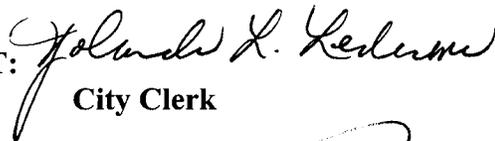
SECTION 6. This ordinance shall be effective on January 26, 2003.

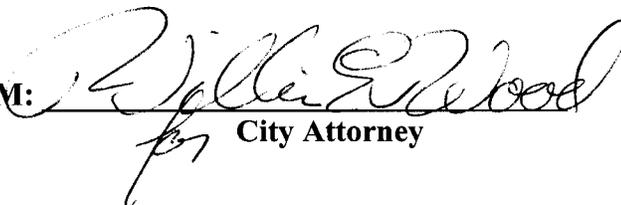
PASSED AND APPROVED this 16th day of January, 2003.



M A Y O R

EDWARD D. GARZA

ATTEST: 
City Clerk

APPROVED AS TO FORM: 
City Attorney