

AN ORDINANCE

98555

**AUTHORIZING THE NEGOTIATION AND ACQUISITION OF FEE SIMPLE TITLE TO THREE (3) PARCELS OF PRIVATELY OWNED REAL PROPERTY; ESTABLISHING JUST COMPENSATION FOR SUCH ACQUISITIONS AND AUTHORIZING THE EXPENDITURE OF \$9,613.00 IN COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS IN CONNECTION WITH THE HURON – FITCH TO SOUTHCROSS COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT FOR FEE SIMPLE TITLE TO THREE (3) PARCELS AND RELATED EXPENSES, LOCATED IN COUNCIL DISTRICT 4; AUTHORIZING THE EXECUTION OF ALL DOCUMENTS; APPROPRIATING FUNDS; REVISING THE PROJECT BUDGET; AND PROVIDING FOR PAYMENT.**

\* \* \* \* \*

**WHEREAS**, the City Council has previously approved the Huron – Fitch to Southcross Project (the “Project”) as part of the Community Development Block Grant (CDBG) Program; and

**WHEREAS**, the Project consists of the reconstruction of Huron Street, from Fitch to Southcross, providing for a typical street section to include sidewalks, curbs, and driveway approaches; and

**WHEREAS**, it is necessary to negotiate and acquire the three (3) parcels of the privately owned real property at fair market value in order to complete said Project; and

**WHEREAS**, monies are available to acquire the necessary three (3) parcels for this Project and any related miscellaneous expenses connected thereto; **NOW THEREFORE:**

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

**SECTION 1.** The negotiation and acquisition of three (3) parcels of land, more particularly described hereto and incorporated herein for all purposes as Attachment I, is hereby authorized in connection with the Huron – Fitch to Southcross Community Development Block Grant (CDBG) Project.

**SECTION 2.** The execution of necessary documents for the acquisition of three (3) parcels at fair market value, as previously determined by independent appraisals to be considered just compensation, are hereby authorized.

**SECTION 3.** The budget of Project No. 26-013540 is authorized to be revised as set out in the budget schedule affixed hereto and incorporated herein for all purposes as Attachment II.

**SECTION 4.** The following sums are hereby authorized for encumbrance in and payment from Project No. 26-013540:

\$3,013.00	for land acquisition payable from, Index Code No. 527192;
\$2,100.00	for miscellaneous expenses payable from, Index Code No. 527226;
\$1,500.00	for title fee expenses payable from, Index Code No. 527978;
\$1,000.00	for lender fee expenses payable from, Index Code No. 527986;
\$ 300.00	for right of entry fee expenses payable from, Index Code No. 528117; and
\$1,700.00	for appraisal fee expenses payable from, Index Code No. 528190.

**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 City Manager's designee, correct allocations 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 and after the tenth (10<sup>th</sup>) day after passage hereof.

**PASSED AND APPROVED** this 4<sup>th</sup> day of December, 2003.

  
M A Y O R  
EDWARD D. GARZA

**ATTEST:**

  
for City Clerk

**APPROVED AS TO FORM:**

  
City Attorney