

AN ORDINANCE

98728

RATIFYING ACTIONS TAKEN TO COMPLETE A BROWNFIELDS REDEVELOPMENT PROGRAM PROJECT FOR 824 & 834 SOUTH HACKBERRY STREET WITH COMMUNITY ECONOMIC REVITALIZATION, INC., UNDER PROVISIONS OF THE CITY'S GRANT FROM THE U.S. ENVIRONMENTAL PROTECTION AGENCY, INCLUDING THE EXECUTION OF A PARTICIPATION UNDERSTANDING WITH CONSENT FOR PROMOTIONAL USE AND RIGHT OF ACCESS, ENABLING AGREEMENT BETWEEN THE CITY AND COMMUNITY ECONOMIC REVITALIZATION AGENCY, INC., THE PROPERTY OWNER, TO PERFORM PHASE I ENVIRONMENTAL SITE ASSESSMENT IN THE AMOUNT OF \$2,600.00; RATIFYING THE WORK PERFORMED BY GEO STRATA ENVIRONMENTAL CONSULTANTS, INC., UNDER THE ENVIRONMENTAL SERVICES DEPARTMENT STANDBY PROFESSIONAL ENVIRONMENTAL ENGINEERING SERVICES CONTRACT APPROVED BY CITY COUNCIL IN ORDINANCE NO. 95384 ON FEBRUARY 28, 2002.

\* \* \* \* \*

**WHEREAS**, the City of San Antonio has been awarded a \$200,000.00 grant from the U.S. Environmental Protection Agency (EPA) to fund various qualified Brownfields Redevelopment Program Projects (Program), which funds are to be used to accomplish Phase I and Phase II Environmental Site Assessments (ESAs) intended to evaluate environmental conditions of "abandoned, idled, or under-used industrial and commercial facilities where expansion or redevelopment is complicated by real or perceived environmental contamination"; and

**WHEREAS**, the Program does not fund physical remediation tasks, but rather accomplishes assessment predicate to and necessary to remediation, if any; and

**WHEREAS**, City staff executed a Participation Understanding with Consent for Promotional Use and Right of Access with Community Economic Revitalization, Inc., to accomplish a site assessment of a .23 acre tract located at the northeast corner of South Hackberry Street and Virginia Boulevard; and

**WHEREAS**, Geo Strata Environmental Consultants, Inc., performed work and was paid \$2,600.00 under an existing environmental consulting services agreement; and

**WHEREAS**, it is now the desire of the City Council to ratify City staff actions taken to complete the above-described environmental investigation project; **NOW THEREFORE:**

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

**SECTION 1.** The actions taken to complete a Brownfields Redevelopment Program Project for 824 and 834 South Hackberry Street with Community Economic Revitalization, Inc., under provisions of the City of San Antonio's grant from the U.S. Environmental Protection Agency are hereby ratified.

**SECTION 2.** The execution of a Participation Understanding with Consent for Promotional Use and Right of Access (Understanding) between the City and Community Economic Revitalization Agency, Inc., the property owner, for a Brownfields Redevelopment Program Project located at 824 and 834 South Hackberry is hereby ratified. A copy of said Understanding is attached hereto and incorporated herein for all purposes as Attachment I.

**SECTION 3.** The work performed by Geo Strata Environmental Consultants, Inc., (Contractor) for the sum of \$2,600.00 under the City's Stand-by Professional Environmental Consulting Services Agreement, approved by City Council in Ordinance No. 95384, February 28, 2002, for which the Contractor has been paid, is hereby ratified.

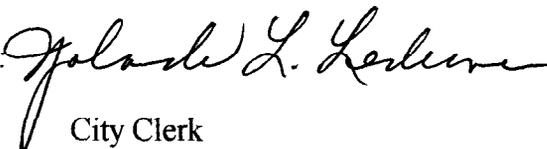
**SECTION 4.** This ordinance shall be effective on February 1, 2004.

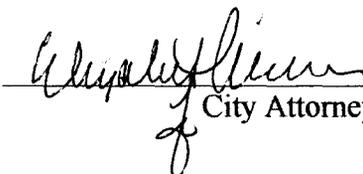
PASSED AND APPROVED this 22 day of January, 2004.



M A Y O R

EDWARD D. GARZA

ATTEST:   
City Clerk

APPROVED AS TO FORM:   
City Attorney