

AN ORDINANCE **98787**

AUTHORIZING THE ACQUISITION OF FEE SIMPLE TITLE TO ONE (1) PARCEL OF LAND AND AUTHORIZING THE EXPENDITURE OF \$207,500.00 PAYABLE TO ALAMO TITLE AS ESCROW AGENT FOR LAURA NORIEGA FOR SUCH ACQUISITION; AUTHORIZING \$2,075.00 FOR RELATED TITLE FEES FOR A TOTAL AMOUNT OF \$209,575.00, IN CONNECTION WITH THE CULEBRA DRAINAGE #58F PHASE 2 COMMUNITY DEVELOPMENT BLOCK GRANT PROJECT, LOCATED IN COUNCIL DISTRICT 7; REVISING THE PROJECT BUDGET; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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WHEREAS, the City Council has previously approved the Culebra Drainage #58F Phase 2 Project (the "Project") as part of the Community Development Block Grant (CDBG) Program; and

WHEREAS, in connection with said Project, it is necessary to acquire one (1) parcel of certain privately owned real property; and

WHEREAS, the acquisition is a necessary expense for the completion of said Project; and

WHEREAS, City Council finds that the proposed negotiated terms are reasonable; and

WHEREAS, monies are available to acquire the necessary parcel, **NOW THEREFORE:**

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

SECTION 1. The amount of \$207,500.00 is hereby authorized to be expended out of Fund No. 45-767014, 1987 Drainage Bonds Sold in 1996-A, Index Code No. 639914, entitled Land Acquisition, and said amount is authorized to be encumbered in and paid from said account to Alamo Title as escrow agent for the acquisition of certain property and payment to Laura Noriega for fee simple title to one (1) parcel generally described as follows:

- a) A 6.0459 acre (263,360 square feet) portion of Lot 3, Block 4, New City Block 12001, Lifschutz Subdivision No. 8, San Antonio, Bexar County, Texas, recorded in the Deed and Plat Records of Bexar County Texas, and being more particularly described in Attachment I, affixed hereto and incorporated herein by reference for all purposes.

SECTION 2. The budget of Fund No. 28-028070 is authorized to be revised by transferring \$209,575.00 from Index Code No. 745893 to Index Code No. 930909, entitled Transfer to Project No. 45-767014, Culebra Project 58F Phase II, and the amount of \$209,575.00 is authorized to be transferred from Fund No. 28-028070 to Fund No. 45-767014.

SECTION 3. The budget in Fund No. 45-767000, 1987 Drainage Bonds Sold in 1996-A, shall be revised by increasing Index Code No. 104588, entitled Transfer From Fund No. 28-028070 (45-767014) Culebra 58F, by \$209,575.00.

SECTION 4. The amount of \$2,075.00 is hereby authorized to be expended out of Fund No. 45-767014, Index Code No. 639922, entitled Title Fees, and said amount is authorized to be encumbered in and paid from said account to Alamo Title for title fees.

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 15th day of February, 2004.

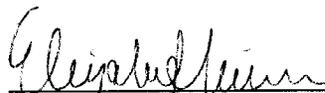
PASSED AND APPROVED this 5th day of February, 2004.


M A Y O R
EDWARD D. GARZA

ATTEST:


City Clerk

APPROVED AS TO FORM:


City Attorney