

AN ORDINANCE      **101331**

AUTHORIZING AND APPROPRIATING COMPENSATION OF \$4,250.00 TO ANDRE P. CANNON, OWNER OF PROPERTY AT 1122 RICE ROAD IN COUNCIL DISTRICT 2, FOR REMOVAL AND REPLACEMENT OF FOUR BRICK COLUMNS THAT COLLAPSED IN CONNECTION WITH THE RICE ROAD RECONSTRUCTION: W.W. WHITE TO SEMLINGER PROJECT, PAYMENT TO BE CONTINGENT ON THE OWNER'S DELIVERY OF A RELEASE TO THE CITY, FROM 1999 GENERAL OBLIGATION STREET IMPROVEMENT BOND FUNDS.

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

**SECTION 1.** The City authorizes and directs the City Manager or his designee to pay to Andre P. Cannon the sum of \$4,250 in settlement of all claims arising from or related to the collapse of four brick columns on his property in connection with this Rice Road Reconstruction and to execute and deliver all documents and do all other things reasonably necessary or convenient to effect the contemplated transaction. This authority is conditioned on Mr. Cannon giving to the City a release of all claims in form satisfactory to the City Attorney in exchange for the authorized payment

**SECTION 2.** The budget in SAP fund 45099000, 1999 General Obligation Street Improvement Bonds, Project Definition 23-00937, Rice Road Reconstruction – W.W. White to Semlinger Project, shall be revised transferring \$4,250.00 from WBS 23-0062823-00824-05-03 entitled Construction Contingency to WBS 23-00937-05-02-01 entitled City Construction, GL 52011400.

**SECTION 3:** The budget in SAP fund 45099000, 1999 General Obligation Street Improvement Bonds, Project Definition 23-00937, Rice Road Reconstruction – W.W. White to Semlinger Project, shall be revised by decreasing WBS 23-00824-05-03 entitled Construction contingency, GL 5201140, by \$4,250.00 and increasing WBS 23-00937-05-02-01 entitled City Construction, GL 5201140 by \$4,250.00 and such amount is authorized to be encumbered and made payable Mr. Andre P. Cannon when a purchase order is issued.

**SECTION 4:** The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director of Finance may, subject to concurrence by the City Manager, the Interim City Manager, or the City Manager's designee, correct allocation to specific SAP Fund Numbers, SAP Project Definitions, SAP WBS Elements, SAP Internal Orders, SAP Fund Centers, SAP Cost Centers, SAP Functional Areas, SAP Funds Reservation Document Numbers, and SAP GL Accounts as necessary to carry out the purpose of this Ordinance.

**SECTION 5.** This ordinance shall become effective September 11, 2005, unless it receives the eight votes requisite to immediate effectiveness under City Code of San Antonio § 1-15, in which case it shall be effective immediately.

**PASSED AND APPROVED** this 1<sup>st</sup> day of September, 2005.



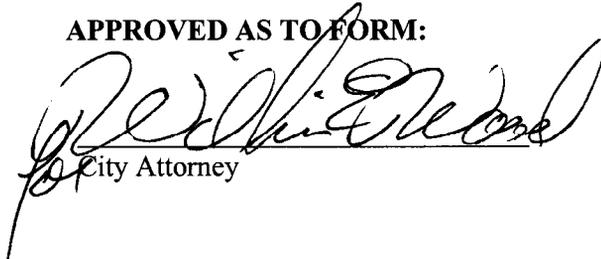
M A Y O R

**PHIL HARDBERGER**

**ATTEST**

  
City Clerk

**APPROVED AS TO FORM:**

  
City Attorney