

AN ORDINANCE **2006-03-02-0271**

ACCEPTING THE CONVEYANCE AND DEDICATION OF ALL PUBLIC IMPROVEMENTS ASSOCIATED WITH THE CONSTRUCTION OF THE LA QUINTA INN & SUITES LOCATED AT ELM AND BLUM STREETS IN ACCORDANCE WITH THE DEVELOPMENT AGREEMENT BETWEEN THE CITY AND LA QUINTA TEXAS PROPERTIES, L.P.

* * * * *

WHEREAS, a Development Agreement (the "Agreement") between the City and La Quinta Texas Properties, L.P. was authorized by City Ordinance No. 96668, passed and approved on October 31, 2002, for the construction of a La Quinta Inn & Suites located at Elm and Blum Streets; and

WHEREAS, in accordance with a provision in the Agreement, La Quinta Texas Properties, L.P. agreed to convey and dedicate certain improvements, including street paving, curbing, alternative pavement textures, sidewalks, lights, signage, public street furniture, landscaping features and the associated irrigation system (as fully described in Exhibit A, attached hereto and made a part of this Ordinance) to the City upon completion and approval by City staff that said improvements complied with any and all applicable regulations; and

WHEREAS, City staff has inspected the improvements and is recommending acceptance for public dedication thereby completing a project closeout provision in the Agreement and enable La Quinta Texas Properties, L.P. to make a final draw of funds from the escrow account established for the benefit of the public improvements; **NOW THEREFORE:**

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

SECTION 1. The public improvements as indicated in this Ordinance and as more fully described in Exhibit A, attached to this Ordinance, are hereby accepted by the City in accordance with the Development Agreement authorized under City Ordinance No. 96668.

SECTION 2. This Ordinance shall become effective on and after the tenth (10th) day after passage.

PASSED AND APPROVED this 2nd day of MARCH 2006.


M A Y O R

PHIL HARDBERGER

ATTEST:



City Clerk

APPROVED AS TO FORM:



City Attorney