SW/vv
06/09/16
Item #14

AN ORDINANCE 2016-06-09-0439

AUTHORIZING THE REAL PROPERTY ACQUISITION FROM BOULDERS MOSAIC, LLC OF AN APPROXIMATE 9.727 ACRE TRACT OF LAND KNOWN AS THE BOULDERS AT CANYON SPRINGS LOCATED IN BEXAR COUNTY, TEXAS AT A COST OF $1,014,458.00 FUNDED FROM THE PROPOSITION 1 EDWARDS AQUIFER PROTECTION SALES TAX FUND.

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WHEREAS, the purpose of the Edwards Aquifer Protection Program is to obtain property rights by fee-simple purchase, conservation easements or donations of land over the sensitive zones of the Edwards Aquifer; and

WHEREAS, this program was initiated in May 2000 when voters approved Proposition 3, a 1/8-cent sales tax venue up to $45 million for the acquisition of lands over the Edwards Aquifer for parks and watershed protection; and

WHEREAS, Proposition 3 ran from 2000 through 2005 and was limited to Bexar County; and

WHEREAS, the Proposition 1 program is an extension of the initial voter-approved Edwards Aquifer protection endeavor and was extended by voters in 2010 and renewed again in 2015; and

WHEREAS, due to a change in the state legislation the scope was narrowed to watershed protection and activities expanded outside of Bexar County; and

WHEREAS, the proposed purchase of the Boulders at Canyon Springs property under the November 2010 Proposition 1 Edwards Aquifer Protection Venue Project would bring the total of protected lands under the City's aquifer protection program to 140,172 acres; and

WHEREAS, this property is located entirely over the Recharge Zone in Bexar County and is surrounded entirely by residential subdivisions; and

WHEREAS, this property first was targeted through use of the Scientific Evaluation Team's GIS-Spatial Model; and

WHEREAS, subsequent site visits identified significant cave features, sinkholes, and other recharge features on the property; and

WHEREAS, water drainage from the property contributes to the Upper Salado Creek, which provides additional recharge to the aquifer; and

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WHEREAS, the Edwards Aquifer Authority issued a geological assessment of the site confirming that preservation of the Boulders property would provide high water quality and moderate water quantity benefits for the City of San Antonio; **NOW THEREFORE:**

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

SECTION 1. The City Manager or her designee, or the Interim Director of the Parks and Recreation Department or her designee, is authorized to acquire from Boulders Mosaic, LLC of an approximate 9.727 acre tract of land known as the Boulders at Canyon Springs located in Bexar County, Texas at a cost of $1,014,458.00.

SECTION 2. The City Manager or her designee, or the Interim Director of the Parks and Recreation Department or her designee, is further authorized to execute any necessary documents to effectuate said acquisition.

SECTION 3. Payment in the amount of $1,014,458.00 in SAP Fund 40005000, Park Improvements, SAP Project Definition 40-00271, Edward's Aquifer Land Acquisitions, is authorized to be encumbered and made payable to First American Title Company, LLC, for title of real property acquisition and closing costs on approximately 9.727-acre tract of land known as the Boulders at Canyon Springs, commonly known as Canyon Creek property, located in Bexar County, Texas.

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 or the City Manager's designee, correct allocations 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 is effective immediately upon the receipt of eight affirmative votes; otherwise, it is effective ten days after passage.

PASSED AND APPROVED this 9th day of June, 2016.

Ivy R. Taylor

M A Y O R
Ivy R. Taylor

ATTEST:

Leticia M. Vacek

Leticia M. Vacek, City Clerk

APPROVED AS TO FORM:

Hollis Young

for Martha G. Sepeda, Acting City Attorney

Agenda Item:	**14 (in consent vote: 5, 6, 7, 8, 9, 10, 11A, 11B, 13, 14, 15, 17, 18, 20, 21, 22, 23)**
Date:	06/09/2016
Time:	09:38:37 AM
Vote Type:	Motion to Approve
Description:	An Ordinance authorizing the real property acquisition from Boulders Mosaic, LLC on an approximate 9.727 acre tract of land known as the Boulders at Canyon Springs located in Bexar County, Texas at a cost of $1,014,458.00 funded from the Proposition 1 Edwards Aquifer Protection Sales Tax Fund. [María Villagómez, Assistant City Manager; Janet A. Martin, Acting Director, Parks and Recreation]
Result:	Passed

Voter	Group	Not Present	Yea	Nay	Abstain	Motion	Second
Ivy R. Taylor	Mayor		x				
Roberto C. Treviño	District 1		x				x
Alan Warrick	District 2		x				
Rebecca Viagran	District 3		x				
Rey Saldaña	District 4		x			x	
Shirley Gonzales	District 5		x				
Ray Lopez	District 6		x				
Cris Medina	District 7		x				
Ron Nirenberg	District 8	x					
Joe Krier	District 9		x				
Michael Gallagher	District 10		x				