

AN ORDINANCE      2013 - 04 - 04 - 0221

**AUTHORIZING THE ACQUISITION THROUGH NEGOTIATION OF FEE SIMPLE TITLE TO A 6.00 ACRE TRACT OF PRIVATELY-OWNED REAL PROPERTY LOCATED IN N.C.B. 13975 AND A 262.135 ACRE TRACT OF PRIVATELY-OWNED REAL PROPERTY LOCATED IN N.C.B. 15613, COUNCIL DISTRICT 4, NEEDED FOR THE OPEN SPACE DISTRICT 4 EXPANSION AT PEARSALL PARK; AUTHORIZING EXPENDITURES NOT TO EXCEED \$1,344,850.98 PAYABLE TO THE SELECTED TITLE COMPANY FOR LAND AND CLOSING COSTS; AND, AMENDING THE FY 2013 – 2018 CAPITAL IMPROVEMENT PROGRAM BUDGET WITH THE REALLOCATION OF \$1,344,850.98 FROM PREVIOUSLY AUTHORIZED CERTIFICATES OF OBLIGATION AND TAX NOTES.**

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**WHEREAS**, Pearsall Park is located northwest of Quintana Road and south of Military Drive and along the east side of Old Pearsall Road; and

**WHEREAS**, the acquisition will provide an additional 268.135 acres that will be used as a recreational park with hike and bike trails, sports fields, parking and recreational amenities; and

**WHEREAS**, a start date for Project construction has not been determined at this time; **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 Director of the Capital Improvements Management Services Department or his designee is authorized to negotiate and execute contracts for the acquisition of fee simple title to a 6.00 acre tract of privately-owned real property located in N.C.B. 13975 and a 262.135 acre tract of privately-owned real property located in N.C.B. 15613, Council District 4, needed for the Open Space District 4 expansion at Pearsall Park.

**SECTION 2.** The City Manager or her designee, or the Director of Capital Improvements Management Services Department or his designee is further authorized to execute any and all necessary documents to effectuate said acquisitions.

**SECTION 3.** The budget in SAP Fund 43099000, Certificates Of Obligation Capital Projects, SAP Project Definition 26-00565, Prop Acquisition-Open Space-District 4, shall be revised by

decreasing the SAP WBS Elements as follows:

WBS NO.	WBS NAME	G/L	G/L NAME	PLAN VERSION 0 REVISION/ Appropriation
26-00565-03-05	\$30 Million (Tax Notes)	5209010	Land Acquis/Closing	\$17,999.50
26-00565-05-04	Construction Capital Administration Cost	5402030	Cap Admin Cost-Dir	-\$2,504.41
26-00565-05-04	Construction Capital Administration Cost	5402050	Cap Admin Cost-Indir	-\$1,153.07
				\$0.00
			<b>TOTAL</b>	<b>-\$21,656.98</b>

**SECTION 4.** The budget in SAP Fund 43099000, Certificates Of Obligation Capital Projects, SAP Project Definition 26-00565, Prop Acquisition-Open Space-District 4, shall be revised by decreasing SAP WBS element 26-00565-90-01 entitled Transfer from IO# 390000000943, SAP GL account 6101100, by the amount of \$21,656.98.

**SECTION 5.** The amount of \$21,656.98 is reverted in SAP Fund 29050000, Drain Maintenance Improvement, SAP Internal Order # 390000000943, and SAP GL account 6102100 – Interfund Transfer out entitled From 29050000 to 26-00565-90-01. The amount of \$21,656.98 is authorized to be transferred from SAP Fund 43099000.

**SECTION 6.** The amount of \$21,656.98 is appropriated in SAP Fund 29050000, Drain Maintenance Improvement, SAP Internal Order # 390000001607, SAP GL account 6102100 – Interfund Transfer out entitled 29050000 to 40-00443-90-14-01. The amount of \$21,656.98 is authorized to be transferred to SAP Fund 43099000.

**SECTION 7.** The budget in SAP Fund 43099000, Certificates Of Obligation Capital Projects, SAP Project Definition 40-00433, Pearsall Park Land, shall be revised by increasing SAP WBS Element 40-00443-90-14-01 entitled Transfer from I/O# 390000001607, SAP GL Account 6101100 – Interfund Transfer In, by the amount of \$21,656.98.

**SECTION 8.** The budget in SAP Fund 43099000, Certificates of Obligation Capital Projects, SAP Project Definition 26-00584, Linear Park & Walking Trail, shall be revised by decreasing the

SAP WBS Elements as follows:

WBS NO.	WBS NAME	G/L	G/L NAME	PLAN VERSION 0 REVISION/ Appropriation
<b>26-00584-01-19-01</b>	<b>Architectural Fees</b>	<b>5201040</b>	<b>Fees to Prof Contr.</b>	<b>\$35,000.00</b>
<b>26-00584-05-08</b>	<b>Construction Costs</b>	<b>5201140</b>	<b>Construction Cost</b>	<b>\$315,000.00</b>
				<b>\$0.00</b>
			<b>TOTALS</b>	<b>-\$350,000.00</b>

The budget in SAP Fund 43099000, Certificates of Obligation Capital Projects, SAP Project Definition 26-00584, Linear Park & Walking Trail, shall be revised by decreasing SAP WBS element 26-00584-90-01 entitled Transfer from CO-20061-01-01-18, SAP GL account 6101100, by the amount of \$350,000.00.

**SECTION 9.** The amount of \$350,000.00 is reverted in SAP Fund 43902001, 2006 Certificates of Obligation Fire Station Improvements, SAP WBS CO-20061-01-01-18, SAP GL account 6102100 – Interfund Transfer out entitled Transfer to 26-00584-90-01. The amount of \$350,000.00 is authorized to be transferred from SAP Fund 43099000.

**SECTION 10.** The amount of \$350,000.00 is appropriated in SAP Fund 43902001, 2006 Certificates of Obligation Fire Station Improvements, SAP WBS CO-20061-01-01-24, SAP GL account 6102100 – Interfund Transfer out entitled Transfer To 40-00443-90-02-06 Pearsall Park Land. The amount of \$350,000.00 is authorized to be transferred to SAP Fund 43099000.

**SECTION 11.** The budget in SAP Fund 43099000, Certificates of Obligation Capital Projects, SAP Project Definition 40-00443, Pearsall Park Land, shall be revised by increasing SAP WBS Element 40-00443-90-02-06 entitled Transfer from CO-20061-01-01-24, SAP GL Account 6101100 – Interfund Transfer In, by the amount of \$350,000.00.

**SECTION 12.** The budget in SAP Fund 43099000, Certificates of Obligation Capital Projects, SAP Project Definition 40-00276, CD4 infrastructure Improvements, shall be revised by decreasing SAP WBS Element 40-00276-05-02-01 entitled City Construction, SAP GL account 5201140, by the amount of \$973,194.00.

**SECTION 13.** The budget in SAP Fund 43099000, Certificates of Obligation Capital Projects, SAP Project Definition 40-00276, CD4 infrastructure Improvements, shall be revised by decreasing SAP WBS element 40-00276-90-01 entitled Transfer from CO-21230-01-01-03, SAP GL account 6101100, by the amount of \$176,414.00.

**SECTION 14.** The amount of \$176,414.00 is reverted in SAP Fund 43902001, 43910003, 2012 Certificates of Obligation Infrastructure Improvement, SAP WBS CO-21230-01-01-03, SAP GL account 6102100 – Interfund Transfer out entitled Transfer to 40-00276-90-01. The amount of \$176,414.00 is authorized to be transferred from SAP Fund 43099000

**SECTION 15.** The amount of \$176,414.00 is appropriated in SAP Fund 43910003, 2012 Certificates of Obligation Infrastructure Improvement, SAP WBS CO-21230-01-01-11, SAP GL account 6102100 – Interfund Transfer out entitled Transfer To 40-00443-90-02-12 Pearsall Park Land. The amount of \$176,414.00 is authorized to be transferred to SAP Fund 43099000.

**SECTION 16.** The budget in SAP Fund 43099000, Certificates of Obligation Capital Projects, SAP Project Definition 40-00443, Pearsall Park Land, shall be revised by increasing SAP WBS Element 40-00443-90-02-12 entitled Transfer from CO-21230-01-01-11, SAP GL Account 6101100 – Interfund Transfer In, by the amount of \$176,414.00.

**SECTION 17.** The budget in SAP Fund 43099000, Certificates of Obligation Capital Projects, SAP Project Definition 40-00276, CD4 infrastructure Improvements, shall be revised by decreasing SAP WBS element 40-00276-90-03-01 entitled Transfer from Unissued Tax Notes-FY 2013 CIP, SAP GL account 6101100, by the amount of \$796,780.00.

**SECTION 18.** The budget in SAP Fund 43099000, Certificates of Obligation Capital Projects, SAP Project Definition 40-00443, Pearsall Park Land, shall be revised by increasing SAP WBS Element 40-00443-90-03-01 entitled Transfer from Unissued Tax Notes-FY 2013 CIP, SAP GL Account 6101100 – Interfund Transfer In, by the amount of \$796,780.00.

**SECTION 19.** The amount up to \$1,344,850.98 is appropriated in SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 40-00443, Pearsall Park Land, SAP WBS Element 40-00433-07-14, entitled ROW Acquisition, SAP GL Account 5209010.

**SECTION 20.** Payment in the amount not to exceed \$1,344,850.98 in SAP Fund 43099000, Certificates of Obligation Capital Projects, SAP Project Definition 40-00433, Pearsall Park Land, is authorized to be encumbered and made payable to the selected title company for land and closing costs of a 6 acre tract of privately owned real property located in NCB 13975 and a 262.135 acre tract of privately owned real property located in NCB 15613 in Council District 4 in Bexar County, Texas.

**SECTION 21.** 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.

SW/vv  
04/04/13  
Item # 11

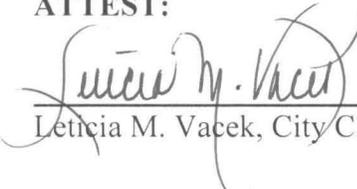
**SECTION 22.** This ordinance is effective immediately upon the receipt of eight affirmative votes; otherwise, it is effective ten days after passage.

PASSED AND APPROVED this 4th day of April, 2013.



M A Y O R  
Julián Castro

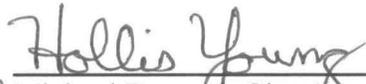
**ATTEST:**



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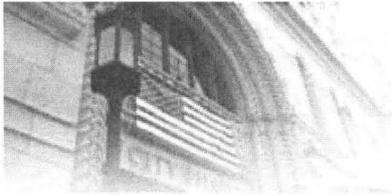
Leticia M. Vacek, City Clerk

**APPROVED AS TO FORM:**

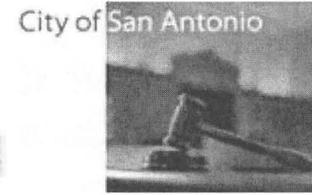


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for Michael Bernard, City Attorney



Request for  
**COUNCIL  
ACTION**



## Agenda Voting Results - 11

<b>Name:</b>	11						
<b>Date:</b>	04/04/2013						
<b>Time:</b>	09:38:53 AM						
<b>Vote Type:</b>	Motion to Approve						
<b>Description:</b>	An Ordinance authorizing the acquisition of 268 acres of land, to expand the City's Pearsall Park, through negotiation of fee simple title to a 262.135 acre tract of privately-owned real property located in N.C.B. 15613, and a 6.00 acre tract of privately-owned real property located in N.C.B. 13975, Council District 4, and authorizing expenditures not to exceed \$1,344,850.49 payable to the selected title company for land and closing costs. Amending the FY 2013 – 2018 Capital Improvement Program Budget with the reallocation of \$1,344,850.98 from previously authorized Certificates of Obligation and Tax Notes. [Peter Zaroni, Deputy City Manager; Mike Frisbie, Director, Capital Improvements Management Services]						
<b>Result:</b>	Passed						
<b>Voter</b>	<b>Group</b>	<b>Not Present</b>	<b>Yea</b>	<b>Nay</b>	<b>Abstain</b>	<b>Motion</b>	<b>Second</b>
Julián Castro	Mayor		x				
Diego Bernal	District 1		x				x
Ivy R. Taylor	District 2		x				
Leticia Ozuna	District 3		x				
Rey Saldaña	District 4		x			x	
David Medina Jr.	District 5		x				
Ray Lopez	District 6		x				
Cris Medina	District 7		x				
W. Reed Williams	District 8		x				
Elisa Chan	District 9		x				
Carlton Soules	District 10		x				