

AN ORDINANCE **2011-06-23-0567**

DECLARING AS SURPLUS 0.682 ACRES ON TWO VACANT PARCELS OF CITY-OWNED PROPERTY LOCATED ADJACENT TO 1426 NAPIER AVENUE BETWEEN MISSION PARKWAY AND SAN JOSE DRIVE AND AUTHORIZING THEIR SALE TO ROLAND AND SARAH GUTIERREZ FOR A TOTAL OF \$29,100.

* * * * *

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

SECTION 1. The following property is declared surplus to the needs of the City of San Antonio:

Two tracts consisting of 0.682 acre, more or less, combined:

1. A 0.401-acre, more or less, tract out of Lot 12, NCB 7657, Mission Garden Tracts subdivision according to the plat thereof recorded in Volume 368, Page 241, Deed and Plat Records of Bexar County, Texas, and also being out of a 10.097-acres tract to the City of San Antonio by deed recorded in Volume 5748, Page 113, Official Records of Real Property of Bexar County, Texas, the tract being graphically depicted on **Attachment I** and described in detail on **Attachment II**.

2. A 0.281-acres, more or less, tract out of Lot 13, NCB 7657, Mission Garden Tracts subdivision according to the plat thereof recorded in Volume 368, Page 241, Deed and Plat Records of Bexar County, Texas, and also being out of a 10.097-acres tract to the City of San Antonio by deed recorded in Volume 5748, Page 113, Official Records of Real Property of Bexar County, Texas, the tract being graphically depicted on **Attachment I** and described in detail on **Attachment III**.

SECTION 2. The City having advertised the property for sale according to law and Roland and Sarah Gutierrez being the successful bidder, the City Manager and her designee, severally, are authorized and directed to execute and deliver a deed in favor of Roland and Sarah Gutierrez or their assignee and otherwise to do all things necessary or convenient to effectuate transfer of the City's title to the properties.

SECTION 3. Funds generated by this ordinance will be deposited into Fund 11001000, Internal Order 240000000060 and General Ledger 4903101.

SECTION 4. The sale of property owned by the City of San Antonio must be coordinated through the city's Finance Department to assure the removal of these

assets from the City's financial records and to record the proper accounting transactions.

SECTION 5. The financial allocations in this Ordinance are subject to approval by the Chief Financial Officer (CFO), City of San Antonio. The CFO may, subject to concurrence by the City Manager or the City Manager's designee, correct allocations to specific Cost Centers, WBS Elements, Internal Orders, General Ledger Accounts, and Fund Numbers as necessary to carry out the purpose of this Ordinance.

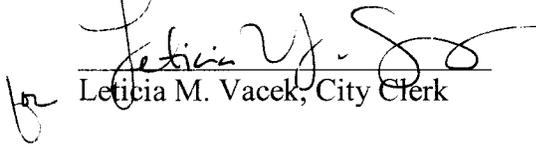
SECTION 6. This ordinance becomes effective 10 days after passage, unless it receives the eight votes requisite to immediate effectiveness under San Antonio Municipal Code § 1-15, in which case it becomes effective immediately.

PASSED AND APPROVED this 23rd day of June 2011.



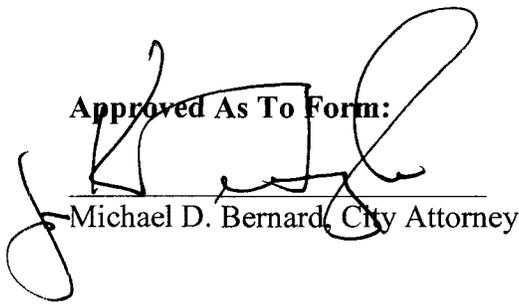
M A Y O R
Julián Castro

Attest:

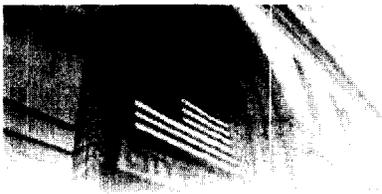


Leticia M. Vacek, City Clerk

Approved As To Form:



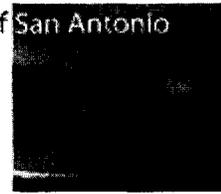
Michael D. Bernard, City Attorney



Request for

COUNCIL ACTION

City of San Antonio



Agenda Voting Results - 30B

Name:	6A, 6B, 6C, 7, 8, 9, 10, 11, 12, 13, 14A, 14B, 15, 18, 19, 20, 21, 22, 24, 25A, 25B, 25C, 25D, 25E, 25F, 25G, 27, 28, 29, 30A, 30B, 31, 32, 33A, 35, 36, 37, 38A, 38B, 38C, 38D, 38E, 38F, 38G, 38H, 38I, 38J, 38K, 38L, 38M, 38N, 38O, 38P, 38Q, 38R, 38S, 38T, 40, 41, 43, 44, 45, 46, 47, 49A, 49B, 49C, 49D, 50, 51, 52, 53A, 53B, 54, 55, 56A, 56B, 57						
Date:	06/23/2011						
Time:	09:57:52 AM						
Vote Type:	Motion to Approve						
Description:	An Ordinance declaring as surplus 0.682 acres on two vacant parcels of City-owned property located adjacent to 1426 Napier Avenue between Mission Parkway and San Jose Drive and authorizing their sale to Roland and Sarah Gutierrez for a total of \$29,100.00.						
Result:	Passed						
Voter	Group	Not Present	Yea	Nay	Abstain	Motion	Second
Julián Castro	Mayor		x				
Diego Bernal	District 1		x				
Ivy R. Taylor	District 2		x				
Jennifer V. Ramos	District 3		x				
Rey Saldaña	District 4		x				
David Medina Jr.	District 5		x				x
Ray Lopez	District 6		x			x	
Cris Medina	District 7		x				
W. Reed Williams	District 8		x				
Elisa Chan	District 9		x				
Carlton Soules	District 10		x				

Attachment II

0.401 acres (17,462 square feet) out of Lot 12, New City Block 7657, in the City of San Antonio, Bexar County, Texas, MISSION GARDEN TRACTS SUBDIVISION, according to plat thereof recorded in Volume 368, Page 241, Deed and Plat Records of Bexar County, Texas, and also being out of a 10.097 acres tract to the City of San Antonio recorded in Volume 5748, Page 113, of the Official Records of Bexar County, Texas, and being more particularly described by metes and bounds as follows:

BEGINNING: from a $\frac{1}{2}$ " iron pin set in the South Right-of-Way line of **NAPIER AVENUE** at the Northeast corner of said Lot 12, for the Northeast corner of herein described tract;

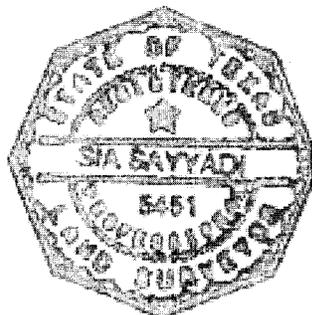
THENCE: **S 21° 34' 00" W**, departing from the South Right-of-Way line of said **NAPIER AVENUE** and following along the West line of Lot 1, Block 1, **NAPIER SUBDIVISION**, according to plat thereof recorded in Volume 9549, Page 169, of said Deed and Plat Records of Bexar County, Texas, passing a $\frac{1}{2}$ " iron pin found at a distance of 189.11 feet to the Southwest corner of said Lot 1, for a total distance of **339.11 feet** to a $\frac{1}{2}$ " iron pin set, for the Southeast corner of herein described tract;

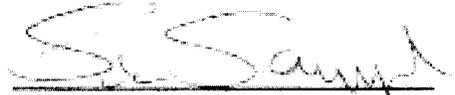
THENCE: **N 75° 19' 00" W**, a distance of **51.40 feet** to a $\frac{1}{2}$ " iron pin set on the East line of a 15 acres tract recorded in Volume 5657, Page 1454, of the Official Records of Bexar County, Texas, for the Southwest corner of herein described tract;

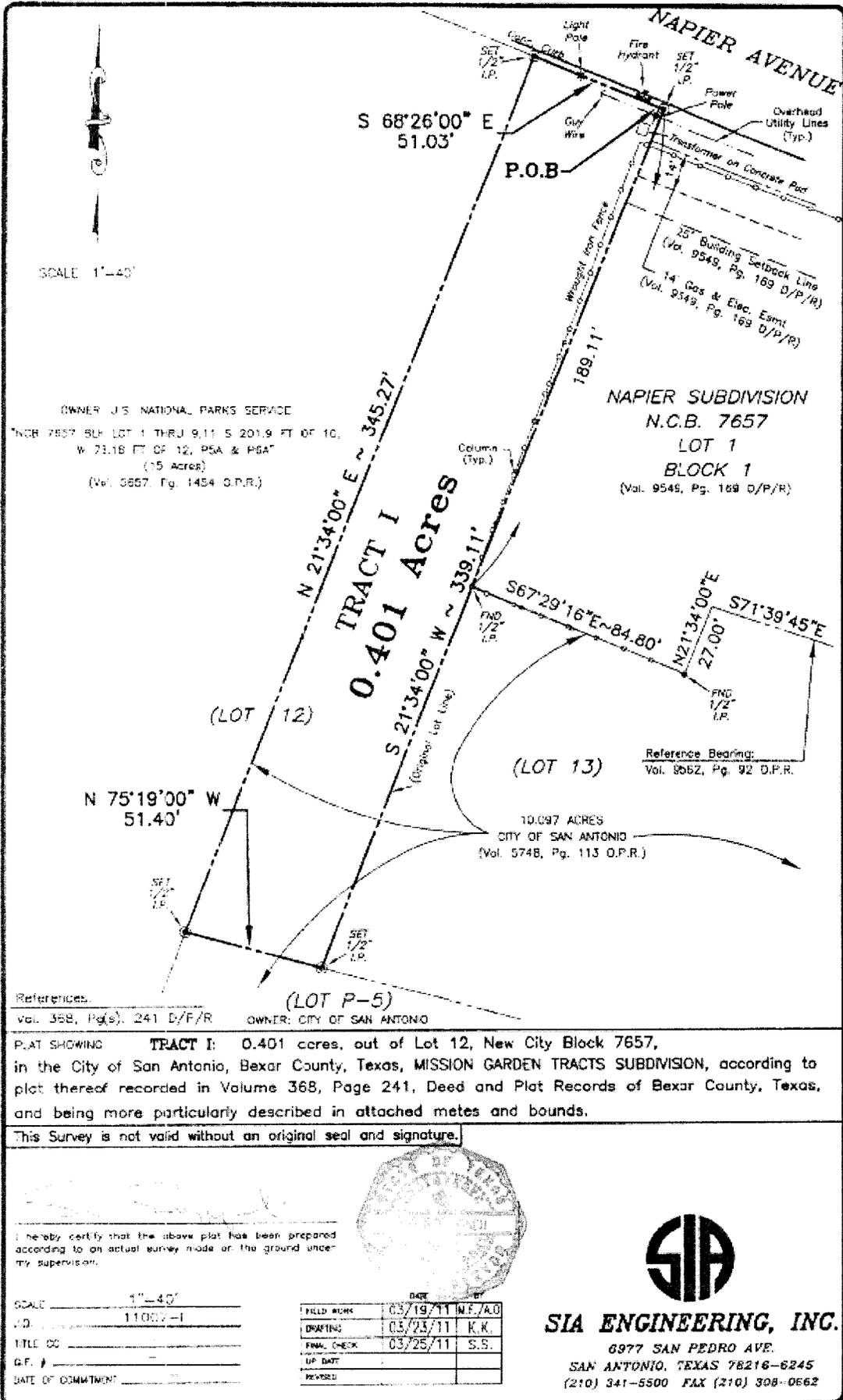
THENCE: **N 21° 34' 00" E**, following along the East line of said 15 acres tract a distance of **345.27 feet**, to a $\frac{1}{2}$ " iron pin set in the South Right-of-Way line of said **NAPIER AVENUE**, for the Northwest corner of herein described tract;

THENCE: **S 68° 26' 00" E**, with and along the South Right-of-Way line of said **NAPIER AVENUE**, a distance of **51.03 feet** to the **POINT OF BEGINNING**, and containing **0.401 Acres** of land more or less.

Job Number 11007-I
(See Attached Drawing)




Sia Sayyadi, R.P.L.S.
March 25, 2011



SCALE 1"=40'

OWNER: J.S. NATIONAL PARKS SERVICE
 NCR 7657 SLP LOT 1 THRU 9, 11 S 201.9 FT OF 10,
 W 21.16 FT OF 12, PSA & PSAT
 (.15 Acres)
 (Vol. 6657, Pg. 1454 O.P.R.)

NAPIER SUBDIVISION
 N.C.B. 7657
 LOT 1
 BLOCK 1
 (Vol. 9546, Pg. 169 O.P/R)

References:
 Vol. 368, Pg(s). 241 D/F/R OWNER: CITY OF SAN ANTONIO

PLAT SHOWING **TRACT I:** 0.401 acres, out of Lot 12, New City Block 7657, in the City of San Antonio, Bexar County, Texas, MISSION GARDEN TRACTS SUBDIVISION, according to plat thereof recorded in Volume 368, Page 241, Deed and Plat Records of Bexar County, Texas, and being more particularly described in attached metes and bounds.

This Survey is not valid without an original seal and signature.

I hereby certify that the above plat has been prepared according to an actual survey made on the ground under my supervision.



SCALE 1"=40'
 NO. 11007-1
 TITLE DC
 D.F.
 DATE OF COMMITMENT

DATE	BY
03/19/11	M.F./A.O.
03/23/11	K.K.
03/25/11	S.S.
UP DATE	
REVISED	

SIA ENGINEERING, INC.
 6977 SAN PEDRO AVE.
 SAN ANTONIO, TEXAS 78216-6245
 (210) 341-5500 FAX (210) 308-0662

Attachment III

0.281 acres (12, 224 square feet) out of Lot 13, New City Block 7657, in the City of San Antonio, Bexar County, Texas, MISSION GARDEN TRACTS SUBDIVISION, according to plat thereof recorded in Volume 368, Page 241, Deed and Plat Records of Bexar County, Texas, and also being out of a 10.097 acres tract to the City of San Antonio recorded in Volume 5748, Page 113, of the Official Records of Bexar County, Texas, and being more particularly described by metes and bounds as follows:

BEGINNING: from a ½" iron pin found at the Southwest corner of Lot 1, Block 1, NAPIER SUBDIVISION, according to plat thereof recorded in Volume 9549, Page 169, of said Deed and Plat Records of Bexar County, Texas, for the Northwest corner of herein described tract;

THENCE: S 67° 29' 16" E, following along the South line of Lot 1, a distance of **84.80 feet**, to a ½" iron pin found at the Southeast corner of said Lot 1, for the Northwest corner of herein described tract;

THENCE: S 21° 34' 00" W, a distance of **138.36 feet** to a ½" iron pin set, for the Southeast corner of herein described tract;

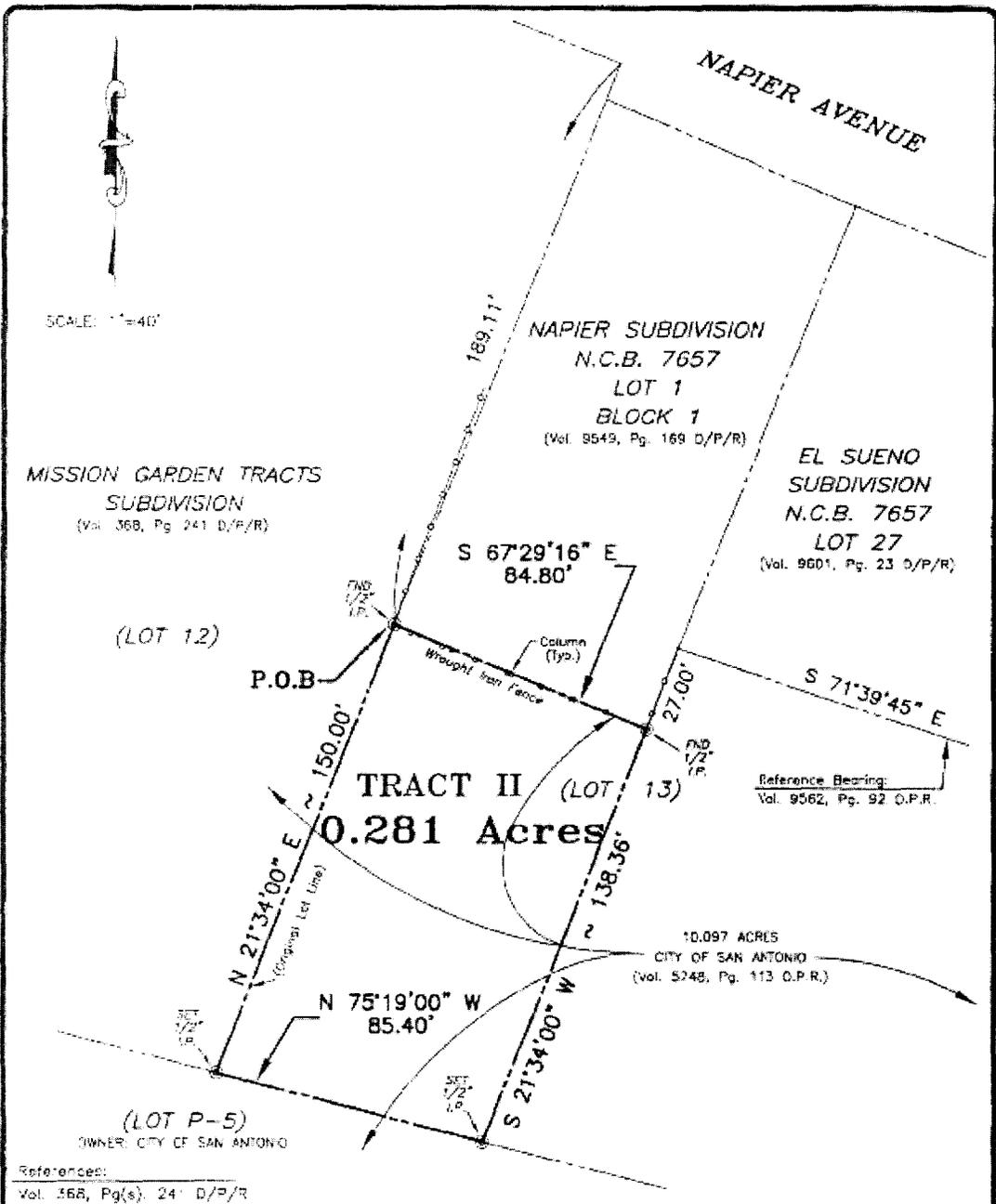
THENCE: N 75° 19' 00" W, a distance of **85.40 feet**, to a ½" iron pin set, for the Southwest corner of herein described tract;

THENCE: N 21° 34' 00" E, a distance of **150.00 feet** to the **POINT OF BEGINNING**, and containing **0.281 Acres** of land more or less.

Job Number 11007-II
(See Attached Drawing)




Sia Sayyadi, R.P.L.S.
March 25, 2011

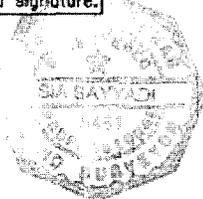


References:
 Vol. 368, Pg(s). 241 D/P/R

PLAT SHOWING: TRACT II: 0.281 acres, out of Lot 13, New City Block 7657, in the City of San Antonio, Bexar County, Texas, MISSION GARDEN TRACTS SUBDIVISION, according to plat thereof recorded in Volume 368, Page 241, Deed and Plat Records of Bexar County, Texas, and being more particularly described in attached metes and bounds.

This Survey is not valid without an original seal and signature.

I hereby certify that the above plat has been prepared according to an actual survey made on the ground under my supervision.



SCALE: 1" = 40'
 P.O. 11007-II
 DATE OF SUBMITTAL

	DATE	BY
FIELD WORK	03/19/11	M.F./A.C.
DRAWING	03/23/11	K.K.
FINAL CHECK	03/25/11	S.S.
UP DATE		
REVISED		

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