

AN ORDINANCE 2012-03-01-0137

AUTHORIZING THE ACQUISITION THROUGH DEDICATION OF FEE SIMPLE TITLE TO PORTIONS OF PRIVATELY OWNED REAL PROPERTY LOCATED IN NCB 14945 AND OUT OF AN UNPLATTED PORTION OF THE ALAMO GARDEN, INC. 433.341 ACRE TRACT IN COUNCIL DISTRICT 10, FOR THE THOUSAND OAKS AT QUARRY PARK PROJECT, A 2007 GENERAL OBLIGATION BOND SAVINGS PROJECT; DECLARING IT TO BE A PUBLIC PROJECT; AND AUTHORIZING EXPENDITURES UP TO \$2,000.00 PAYABLE TO THE SELECTED TITLE COMPANY FOR ACQUISITION-RELATED COSTS.

* * * * *

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

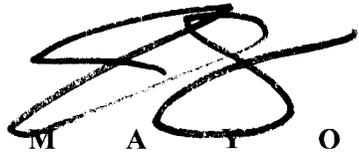
SECTION 1. The City Manager and her designee, severally are authorized and directed to accept on behalf of the City a dedication of real property described in **Attachment I**, which is incorporated herein by reference for all purposes as if it were fully set forth. The City manager and her designee, severally, are further authorized and directed to take all other actions reasonably necessary or convenient to effectuate the gift, including agreeing to the form of conveyance and executing and delivering ancillary documents and instruments conducive to effectuating the gift.

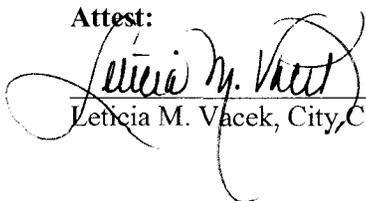
SECTION 2. Payment in the amount of \$2,000.00 in SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 40-00257, Thousand Oaks at Quarry Park, and is authorized to be encumbered and made payable to the selected title company for the acquisition of an un-platted portion of privately owned real property located at NCB 14945 in Council District 10 in Bexar County, Texas.

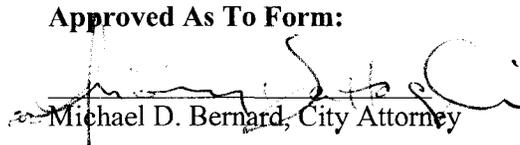
SECTION 3. The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director of Finance, may, subject to concurrence by the City Manager or the City Manager's designee, correct allocations to specific SAP Fund Numbers, SAP Project Definitions, 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 4. This Ordinance is effective immediately upon the receipt of eight affirmative votes; otherwise, it is effective ten days after passage.

PASSED AND APPROVED this 1st day of March 2012.


M A Y O R
Julián Castro

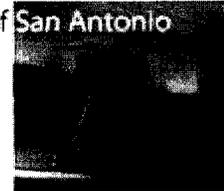
Attest:

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 - 11

Name:	5, 6, 7, 8, 9, 10, 11, 13, 14A, 14B, 14C, 15A, 15B, 15C, 15D, 15E, 15F, 15G, 15H, 15I, 15J, 15K, 15L, 16, 18, 19, 20A, 20B						
Date:	03/01/2012						
Time:	10:17:44 AM						
Vote Type:	Motion to Approve						
Description:	An Ordinance relating to intersection improvements at the streets of Quarry Park and Thousands Oaks Drive authorizing the acquisition through dedication of fee simple title to portions of privately owned real property located in NCB 14945 and out of an unplatted portion of the 433.341 acre Alamo Garden, Inc. tract in Council District 10, a 2007 General Obligation Bond Savings project; declaring it to be a public project; and authorizing expenditures up to \$2,000.00 payable to the selected title company for acquisition-related costs. [Peter Zanoni, Assistant City Manager; Mike Frisbie, Director Capital Improvements Management Services]						
Result:	Passed						
Voter	Group	Not Present	Yea	Nay	Abstain	Motion	Second
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					

Notice of Confidentiality Rights: If You Are a Natural Person, You May Remove or Strike Any or All the Following Information from Any Instrument That Transfers an Interest in Real Property Before it Is Filed for Record in the Public Records: Your Social Security Number or Your Driver's License Number.

**SPECIAL WARRANTY DEED
(AND ASSIGNMENT OF CLAIMS)**

**Ordinance Authorizing
Acceptance:**

Parcel: 18908

Grantor: Sports, Outdoor and Recreation (SOAR) Park

**Grantor's Mailing
Address:** 5223 David Edward Dr., San Antonio, Texas 78233

Grantee: City of San Antonio

**Grantee's Mailing
Address:** P.O. Box 839966, San Antonio, Texas 78283-3966 (Attention: Director,
CIMS)

Consideration: \$10 in hand paid and other good and valuable consideration, the receipt and adequacy of which are hereby acknowledged.

Property: A 0.011 acre tract more accurately described in the attached **Exhibit A**, which is incorporated for all purposes as if fully set forth.

Reservations: None

**Exceptions to Conveyance
and Warranty:** Validly existing easements, rights of way, and prescriptive rights, whether of record or not and all presently recorded and validly existing instruments, other than conveyances of the surface fee estate, that affect the Property

Grantor, for the consideration and subject to the reservations from and exceptions to conveyance and warranty, **dedicates, grants, and conveys the Property to Grantee**, together with all and singular the rights and appurtenances thereto in anywise belonging;

To Have and To Hold the above described Property to Grantee, and Grantee's successors and assigns forever. Grantor binds Grantor and Grantor's successors to warrant and forever defend all and singular the Property to Grantee and Grantee's successors and assigns against every person whomsoever lawfully claiming or to claim the same or any part thereof by, through or under Grantor but not otherwise.

When the context requires, singular nouns and pronouns include the plural and plural ones include the singular.

Sports, Outdoor and Recreation (SOAR) Park,
a Texas nonprofit corporation

Name

Signature

Title

Date

THE STATE OF TEXAS §

COUNTY OF BEXAR §

This instrument was acknowledged before me by _____,
of Sports, Outdoor and Recreation (SOAR) Park, a Texas nonprofit corporation, on behalf of that entity
and in the capacity stated. .

Date: _____

Notary Public, State of Texas

Approved as to Form:

City Attorney

Exhibit A

PARCEL DESCRIPTION FOR PARCEL 18908

A metes and bounds description of a 0.011 acre (466 sq. ft.) tract of land situated in the City of San Antonio, Bexar County, Texas, out of an unplatted portion of the Alamo Garden, Inc. 433.341 acre tract recorded in Volume 7784, Page 706, of the O.P.R.O.R.P. of Bexar County:

Beginning at an iron pin set at the southeast end of a 25.00 foot radius curve to the right, said point being a point along the north right-of-way line of Quarry Park, east of Thousand Oaks;

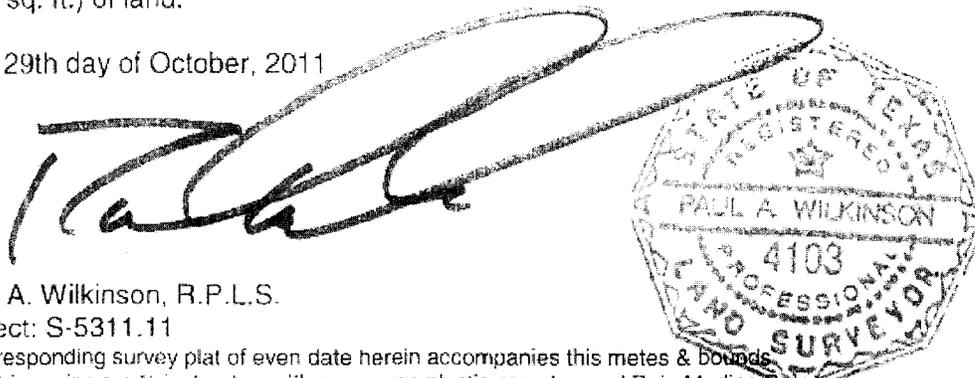
Thence northwesterly, 38.78 feet, along the arc of the 25.00 foot radius curve to the right to an iron pin set for a point of compound curvature, said 25.00 foot radius curve having a central angle of 88° 53' 10" and a 35.01 foot chord which bears N 49° 04' 43" W;

Thence northerly, 10.03 feet, along the arc of a 1557.00 foot radius curve to the right, along the west line of the herein described tract and along the east right-of-way line of Thousand Oaks to an iron pin set for the northwest corner of the herein described tract, said 1557.00 foot radius curve to the right having a central angle of 00° 22' 10" and a 10.03 foot chord which bears N 04° 26' 57" W;

Thence S 48° 53' 35" E, 49.18 feet, along the northeast side of the herein described tract to an iron pin set for the southeast corner of the herein described tract, said corner also being a point along the north right-of-way of Quarry Park;

Thence S 86° 28' 42" W, 9.84 feet, along the south line of the herein described tract and along the north right-of-way line of Quarry Park to the point of beginning and containing 0.011 acres (466 sq. ft.) of land.

This 29th day of October, 2011



Paul A. Wilkinson, R.P.L.S.

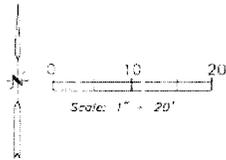
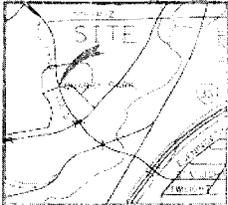
Project: S-5311.11

A corresponding survey plat of even date herein accompanies this metes & bounds.

All set iron pins are ½ inch rebar with an orange plastic cap stamped Bain Medina Bain.

All bearings are based on the subdivision plat of Longhorn Quarry as found monumented on the ground.

Copyright 2010. BAIN MEDINA BAIN, INC.



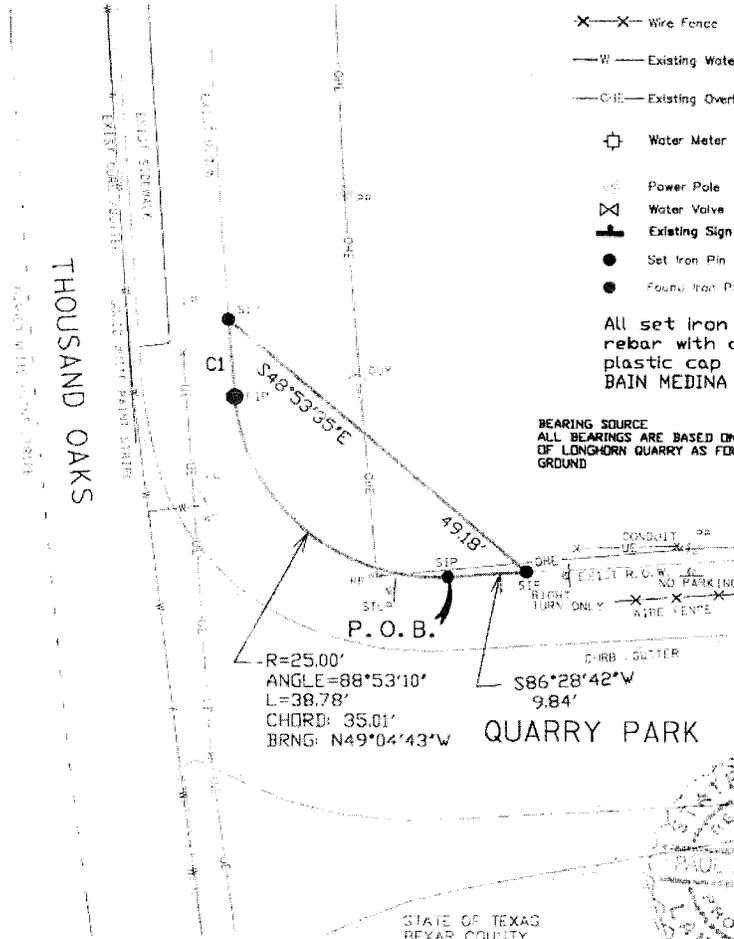
PROJECT: THOUSAND OAKS AT QUARRY PARK
 PROJECT NO.: TD-27
 COUNTY: BEXAR
 CITY OF SAN ANTONIO
 PARCEL NO.: 18908
 OWNER: SPORTS, OUTDOOR AND RECREATION
 (SOAR) PARK
 FEE SIMPLE

LEGEND.....

- X-X Wire Fence
- W— Existing Water Line
- O-E— Existing Overhead Electric
- ⊕ Water Meter
- ⊙ Power Pole
- ⊗ Water Valve
- ⊕ Existing Sign
- Set Iron Pin
- Found Iron Pin

All set iron pins are 1/2' rebar with an orange plastic cap stamped BAIN MEDINA BAIN INC.

BEARING SOURCE:
 ALL BEARINGS ARE BASED ON THE SUBDIVISION PLAT OF LONGHORN QUARRY AS FOUND MONUMENTED ON THE GROUND



CURVE TABLE	
C'	
R=1557.00'	
ANGLE=0°22'10"	
L=10.04'	
CHORD=10.03'	
BRNG: N04°26'57"W	

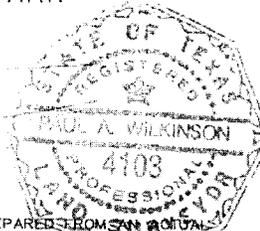
PLAT SHOWING:
 A SURVEY PLAT OF A 0.011 ACRE (466 SQ.FT.) TRACT OF LAND SITUATED IN THE CITY OF SAN ANTONIO, BEXAR COUNTY TEXAS OUT OF AN UNPLATTED PORTION OF THE ALAMO GARDEN, P.O. 753.341 ACRE TRACT RECORDED IN VOLUME 7784 PAGE 706 OF THE OFFICIAL PLAT RECORDS OF REAL PROPERTY OF BEXAR COUNTY.

STATE OF TEXAS
 BEXAR COUNTY

THIS SURVEY PLAT WAS PREPARED FROM AN ACTUAL SURVEY MADE ON THE GROUND UNDER MY SUPERVISION, AND THIS SURVEY SUBSTANTIALLY COMPLIES WITH THE PROFESSIONAL AND TECHNICAL STANDARDS ADOPTED BY THE TEXAS BOARD OF PROFESSIONAL LAND SURVEYORS.

THIS 29TH DAY OF OCTOBER, 2011 A.D.

Paul A. Wilkinson
 REGISTERED PROFESSIONAL LAND SURVEYOR



BAIN MEDINA BAIN INC.
 ENGINEERS & SURVEYORS
 707. San Pedro
 San Antonio, Texas 78215
 210/341-1223

A METEY AND SOUND DESCRIPTION OF EVEN DATE HEREWITH ACCOMPANIES THIS SURVEY PLAT.

JOB NO.: 5-5311.11