

***DRAFT* ORDINANCE**

APPROVING THE ACQUISITION OF A CONSERVATION EASEMENT ON AN APPROXIMATE 57.469-ACRE TRACT OF LAND KNOWN AS THE SWAIN RANCH LOCATED IN MEDINA COUNTY, TEXAS FROM MICHAEL AND ALLYSON SWAIN, AND AUTHORIZING PAYMENT TO MISSION TITLE AS ESCROW AGENT IN THE AMOUNT OF \$216,667.15 FROM PROPOSITION 1 OF THE EDWARDS AQUIFER PROTECTION SALES TAX FUND INCLUDED IN THE FY 2023 - FY 2028 CAPITAL IMPROVEMENT PROGRAM.

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

SECTION 1. The City Manager or designee is authorized to acquire an aquifer-protection conservation easement on approximately 57.469 acres of land known as the Swain Ranch as depicted on the map in **ATTACHMENT I**, being more particularly described by metes and bounds in **ATTACHMENT II**, and substantially in the form attached as **ATTACHMENT III**.

SECTION 2. The City Manager or designee is authorized to consummate the transaction contemplated in the described easements. The City Manager or designee should take all other actions necessary or convenient to effectuate the transaction, including agreeing to the form of and executing all necessary or convenient instruments and agreements.

SECTION 3. Payment is authorized to be encumbered and made payable to Mission Title in an amount not to exceed \$216,667.15 for a conservation easement totaling 57.469-acres of land known as the Swain Ranch located in Medina County. Payment is in support of the Edwards Aquifer Land Acquisitions Conservation Easement Proposition 1 Edwards Aquifer Protection Program Project using the WBS Elements and GL Accounts in the table below. Funding for this project is provided by the Edwards Aquifer 2015 Fund and is in the FY2023 -FY2028 Capital Improvements Program.

WBS	GL	AMOUNT
26-00638-01-11	5209010	\$171,217.15
26-00638-01-03	5201040	35,100.00
26-00638-01-06	5201040	7,000.00
26-00638-01-11	5201040	3,350.00
TOTAL		\$216,667.15

Payment is limited to the amounts budgeted in the Operating and/or Capital Budget funding sources identified. All expenditures will comply with approved operating and/or capital budgets for current and future fiscal years.

VS
11/3/2022

SECTION 4. The financial allocations in this Ordinance are subject to approval by the Deputy Chief Financial Officer, City of San Antonio. The Deputy Chief Financial Officer may, subject to concurrence by the City Manager or the City Manager's designee, correct allocations to specific Fund Numbers, Project Definitions, WBS Elements, Internal Orders, Fund Centers, Cost Centers, Functional Areas, Funds Reservation Document Numbers, and GL Accounts as necessary to carry out the purpose of this Ordinance.

SECTION 5. 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 ____ day of _____, 2022.

ATTEST:

Debbie Racca-Sittre, City Clerk

M A Y O R
Ron Nirenberg

APPROVED AS TO FORM:

Andy Segovia, City Attorney