

ORDINANCE

**APPROVING A STRATEGIC PARTNERSHIP AGREEMENT WITH
THE SAPPHIRE GROVE PUBLIC IMPROVEMENT DISTRICT.**

* * * * *

WHEREAS, the City of San Antonio (“City”) provided its consent to the creation by Bexar County of the Sapphire Grove Public Improvement District (“District”) and approved the execution of the Development Agreement with the owner of the PID property on April 14, 2022; and

WHEREAS, as a condition of the City’s consent, the Owner of the PID property and the City entered into a Development Agreement, which included the Owner agreeing to comply with City’s development and land use regulations, voluntary annexation terms for the PID land and other provisions, and to enter into a Strategic Partnership Agreement between the City and the Sapphire Grove Public Improvement District PID; and

WHEREAS, the City and the District negotiated a Strategic Partnership Agreement (“Agreement”), attached hereto as **ATTACHMENT “A”**, specifying the terms of limited and full-purpose annexation of approximately 173.27 acres, generally located south of New Sulphur Springs Road and east of Gardner Road in southeast Bexar County, in the extraterritorial jurisdiction (“ETJ”) of the City of San Antonio, as depicted in **Exhibit “A”** and more fully described by metes and bounds in **Exhibit “B”** within **ATTACHMENT “A”** attached hereto; and

WHEREAS, the Agreement establishes terms and conditions upon which (i) the City will annex the land within the District for limited purposes and full purposes; (ii) allow the City to impose a sales tax and use tax within the boundaries of the part of the district that is annexed for limited purposes, and (iii) limitations on the District’s ability to incur debt, liabilities, or obligations without prior approval of the municipality; and

WHEREAS, the City provided notices for two public hearings concerning adoption of the Agreement published in a newspaper of general circulation in the District and in the City on February 29, 2024; and

WHEREAS, the Agreement was made available prior to the public hearings in accordance with the requirements of the Local Government Code; and

WHEREAS, the City conducted two public hearings regarding the Agreement with the District on March 20, 2024, and March 21, 2024; and

WHEREAS, the Board of Directors of the District (the “Board”) conducted two public hearings regarding the Agreement on November 16, 2022 and September 14, 2023; and

WHEREAS, the Agreement was adopted by the Board of Directors of the District on _____, 2023; and

WHEREAS, the City and the District have complied with all procedural requirements in accordance with Section 43.0751 of the Local Government Code for the adoption of the Agreement; **NOW THEREFORE**,

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

SECTION 1. The City Council hereby adopts and approves the Strategic Partnership Agreement with Sapphire Grove Public Improvement District, attached hereto as **ATTACHMENT “A”**, specifying the terms of limited and full-purpose annexation of approximately 173.27 acres, more or less, located within the extraterritorial jurisdiction of the City, as depicted and legally described in **Exhibits “A” and “B”**, within **ATTACHMENT “A”** attached hereto.

SECTION 2. The City Manager or designee is hereby authorized to execute the Strategic Partnership Agreement and any and all documents necessary to fulfill the purpose and intent of this Ordinance.

SECTION 3. The statements set forth in the recitals of this ordinance are true, correct, and are incorporated as a part of this ordinance.

SECTION 4. This ordinance shall be effective immediately upon passage by eight or more affirmative votes; otherwise, it shall be effective on the tenth day after passage.

PASSED AND APPROVED this 21st day of March, 2024.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Debbie Racca-Sittre, City Clerk

Andrew Segovia, City Attorney

SG/ml
03/21/2024
Item No. ##

ATTACHMENT “A”

Strategic Partnership Agreement