

CITY OF SAN ANTONIO
INTERDEPARTMENTAL CORRESPONDENCE
CITY ATTORNEY'S OFFICE

TO: Mayor and City Council

FROM: Andrew Martin, City Attorney

THROUGH: Terry M. Brechtel, City Manager

COPIES: Christopher J. Brady, Tom Wendorf, Malcolm Matthews, Susan Crane, File

SUBJECT: Ordinance accepting a gift of certain property along Salado Creek in the Wheatley Heights area and near Huebner Road and Salado Creek

DATE: October 24, 2002

SUMMARY AND RECOMMENDATIONS

This ordinance accepts the donation of 188 lots in Wheatley Heights Subdivision along Salado Creek and approximately 62 acres of property located near Huebner Road and Salado Creek from Richard Schaefer, John Schaefer, and The Farmco Trust in connection with a previously-approved Compromise and Settlement Agreement; and authorizes the City Manager or designee to execute any and all documents as first reviewed and approved by the City Attorney, to facilitate such acceptance.

Staff recommends approval of this Ordinance.

BACKGROUND INFORMATION

As part of the settlement of two lawsuits, the City was tendered certain pieces of property consisting of 188 lots in the Wheatley Heights Subdivision along Salado Creek and a 62 acre tract near Huebner Road and Salado Creek. The Compromise and Settlement Agreement was previously approved by City Ordinance No. 96064 on September 10, 2002. It is necessary for the City to exercise its option and tender acceptance to donors by November 15, 2002. It has been determined by City Staff that the property in Wheatley Heights can be added to our linear park plan for Salado Creek and the 62 acre site can be used by the Public Works Department to help prevent future flooding on the creek.

POLICY ANALYSIS

This is consistent with the City's plans to obtain property along Salado Creek to construct a linear park and to also aid in preventing future flooding of the creek.

FISCAL IMPACT

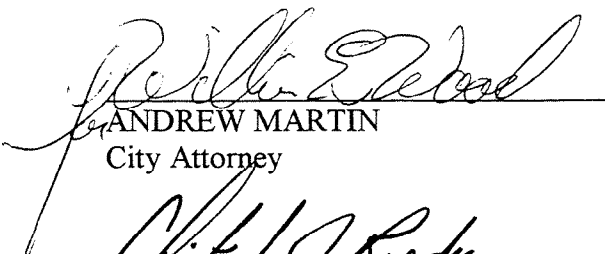
There will not be any immediate fiscal impact.

COORDINATION


This item has been coordinated with the following: Christopher Brady, City Attorney's Office, Parks and Recreation, Office of Proposition Three Implementation, Public Works.

SUPPLEMENTAL COMMENTS

The required ethics disclosure form is attached.



ANDREW MARTIN
City Attorney

CHRISTOPHER BRADY
Assistant City Manager

TERRY BRECHTEL
City Manager