

**CITY OF SAN ANTONIO
PUBLIC WORKS DEPARTMENT
CITY COUNCIL AGENDA MEMORANDUM**

TO: Mayor and City Council
FROM: Thomas G. Wendorf, P.E., Director of Public Works
SUBJECT: Prue Road Extension – Prue to Huebner (MPO)
DATE: August 25, 2005

SUMMARY AND RECOMMENDATIONS

This ordinance authorizes the acceptance of four (4) tracts of land from Prue Road Ltd., three (3) tracts of land from Judith N. Morton, and five tracts (5) of land from Clifford E. Morton, for a total of twelve (12) tracts of land dedicated in connection with the Prue Road Extension-Prue to Huebner, an authorized Metropolitan Planning Organization project and a 1999 General Obligation Street Improvement Bond project, located in Council District 8.

Staff recommends the approval of this ordinance.

BACKGROUND INFORMATION

This project will provide for the extension of the roadway on a new alignment, which will include four lanes and a raised center median, curbs, sidewalks and necessary drainage. The extended roadway will also connect to Huebner and Research. A signal is to be included at Huebner and Research. Advertisement is scheduled for December 2005 by the Texas Department of Transportation, with construction anticipated to begin in March 2006, and completion projected in March 2007.

Prue Road Ltd., desires to dedicate three (3) tracts of land consisting of a 0.098 acre tract (4,272 square feet) out of Tracts 1 and 2, Block 2, N.C.B. 14864; a 2.345 acre tract (102,165 square feet) out of Tracts 1, 2, and 3, Block 2, N.C.B. 14864; a 0.537 acre tract (23,411 square feet) out of Tracts 1 and 2, Block 2, N.C.B. 14864 (permanent drainage easement); and one (1) tract of land consisting of a 1.065 acre tract (46,371 square feet) out of Tracts 1, 2 and 3, Block 2, N.C.B. 14864 (temporary construction easement).

Ms. Judith N. Morton, desires to dedicate three (3) tracts of land consisting of a 0.011 acre tract (487 square feet) out of Tract 1, Block 2, N.C.B. 14864; a 0.483 acre tract (21,024 square feet) out of Tract 1, Block 2, N.C.B. 14864 (permanent drainage easement; and a 0.170 acre tract (7,412 square feet) out of Tract 1, Block 2, N.C.B. 14864 (temporary construction easement).

Mr. Clifford E. Morton desires to dedicate five (5) tracts of land consisting of a 1.078 acre tract (46,9435 square feet) out of Tracts 1 and 2, Block 2, N.C.B. 14864; a 1.178 acre tract (52,305

square feet) out of Tracts 2 and 3, Block 2, N.C.B. 14864; a 0.178 acre tract (7,775 square feet) out of Tract 1, Block 2, N.C.B. 14864 (permanent drainage easement); a 0.772 acre tract (33,643 square feet) out of Tracts 1, 2 and 3, Block 2, N.C.B. 14864 (temporary construction easement); and a 0.173 acre (7,544 square feet) tract out of Tract 3, Block 2, New City Block 14864 (temporary construction easement).

POLICY ANALYSIS

Approval of this ordinance will be a continuation of City Council policy to enter into public/private partnerships for infrastructure improvements in order to leverage funds and resources.

FISCAL IMPACT

No funds are to be expended under this ordinance.

COORDINATION

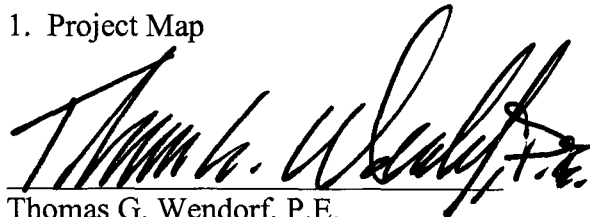
This ordinance was coordinated with the City Attorney's Office and the Office of Management and Budget.

SUPPLEMENTARY COMMENTS

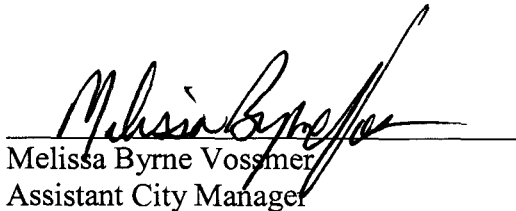
This ordinance does not require a Discretionary Contracts Disclosure Form.

ATTACHMENTS

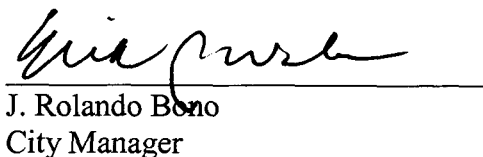
1. Project Map



Thomas G. Wendorf, P.E.
Director of Public Works



Melissa Byrne Vossmer
Assistant City Manager



J. Rolando Bono
City Manager

AN ORDINANCE

ACCEPTING TITLE TO FOUR PARCELS OF LAND TOTALING APPROXIMATELY 176,219 SQUARE FEET FROM PRUE ROAD LTD; THREE PARCELS OF LAND TOTALING APPROXIMATELY 28,923 SQUARE FEET FROM JUDITH N. MORTON, AND FIVE PARCELS OF LAND TOTALING APPROXIMATELY 147,222 SQUARE FEET FROM CLIFFORD E. MORTON, IN CONNECTION WITH THE PRUE ROAD EXTENSION - PRUE TO HUEBNER, A METROPOLITAN PLANNING ORGANIZATION PROJECT AND A 1999 GENERAL OBLIGATION STREET IMPROVEMENT BOND PROJECT, LOCATED IN COUNCIL DISTRICT 8.

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

SECTION 1. The City of San Antonio hereby accepts title to 12 parcels of real property, consisting of four parcels of land from Prue Road Ltd., three parcels of land from Judith N. Morton, and five parcels of land from Clifford E. Morton all in connection with the Prue Road Extension - Prue to Huebner Project. Copies of the respective documents together with subsequent field notes descriptions are attached hereto and incorporated herein as **Attachment I**.

➤ Acceptance of two parcels by Gift Deed from Prue Road, Ltd.:

1. Being a 0.098 acre (4,272 square feet) tract out of Tracts 1 and 2, Block 2, New City Block 14864, Gustav Eckert Estate Subdivision as described by plat recorded in Volume 980, Page 388 of the Deed and Plat Records of Bexar County, Texas and also being out of a 20.090 acre tract as described by a deed from Barrett Development Company to Barrett Construction Company dated October 27, 1993 and recorded in Volume 6675, Page 0475 of the Official Public Records of Real Property of Bexar County, Texas (Parcel 17595).
2. Being a 2.345 acre (102,165 square feet) tract out of Tracts 1, 2 and 3, Block 2, New City Block 14864, Gustav Eckert Estate Subdivision as described by plat recorded in Volume 980, Page 388 of the Deed and Plat Records of Bexar County, Texas and also being out of a 20.090 acre tract as described by deed from Barrett Development Company to Barrett Construction Company dated October 27, 1993 and recorded in Volume 6675, Page 0425 of the Official Public Records of Real Property of Bexar County, Texas (Parcel 17597).

➤ Acceptance of one parcel by Permanent Easement Dedication from Prue Road, Ltd.:

3. Being a 0.537 acre (23,411 square feet tract out of Tracts 1 and 2, Block 2, New City Block 14864, Gustav Eckert Estate Subdivision as described by plat recorded in Volume 980, Page 388 of the Deed and Plat Records of Bexar County, Texas and also

being out of a 20.090 acre tract as described by deed from Barrett Development Company to Barrett Construction Company dated October 27, 1993 and recorded in Volume 6675, Page 0475 of the Official Public Records of Real Property of Bexar County, Texas (Parcel 17599-A).

➤ Acceptance of one parcel by Temporary Easement Dedication from Prue Road, Ltd.:

4. Being a 1.065 acre (46,371 square feet) tract out of Tracts 1, 2, and 3, Block 2, New City Block 14864, Gustav Eckert Estate Subdivision as described by plat recorded in Volume 980, Page 388 of the Deed and Plat Records of Bexar County, Texas and also being out of a 20.090 acre tract as described by a deed from Barrett Development Company to Barrett Construction Company dated October 27, 1993 and recorded in Volume 6675, Page 0475 of the Official Public Records of Real Property of Bexar County, Texas (Parcel 17599-B).

➤ Acceptance of one parcel by Gift Deed from Judith N. Morton:

5. Being a 0.011 acre (487 square feet) tract of land out of Tract 1, Block 2, New City Block 14864, Gustav Eckert Estate Subdivision as described by plat recorded in Volume 980, Page 388 of the Deed and Plat Records of Bexar County, Texas and also being out of a 9.500 acre tract as described by a deed from Victoria Bank and Trust Company to Judith N. Morton dated December 15, 1994 and recorded in Volume 6292, Page 1550 of the Official Public Records of Real Property of Bexar County, Texas (Parcel 17594).

➤ Acceptance of one parcel by Permanent Drainage Easement Dedication from Judith N. Morton:

6. Being a 0.483 acre (21,024 square feet) tract out of Tract 1, Block 2, New City Block 14864, Gustav Eckert Estate Subdivision as described by plat recorded in Volume 980, Page 388 of the Deed and Plat Records of Bexar County, Texas and also being out of a 9.500 acre tract as described by a deed from Victor Bank and Trust Company to Judith N. Morton dated December 15, 1994 and recorded in Volume 6292, Page 1550 of the Official Public Records of Real Property of Bexar County, Texas (Parcel 17599-C).

➤ Acceptance of one parcel by Temporary Construction Easement Dedication from Judith N. Morton:

7. Being a 0.170 acre (7,412 square feet) tract out of Tract 1, Block 2, New City Block 14864, Gustav Eckert Estate Subdivision as described by plat recorded in Volume 980, Page 388 of the Deed and Plat Records of Bexar County, Texas and also being out of a 9.500 acre tract as described by a deed from Victoria Bank and Trust Company to Judith N. Morton dated December 15, 1994 and recorded in Volume 6292, Page 1550 of the Official Public Records of Real Property of Bexar County, Texas (Parcel 17599-D).

➤ Acceptance of two parcels by Gift Deed from Clifford E. Morton:

8. Being a 1.078 acre (46,945 square feet) tract out of Tracts 1 and 2, Block 2, New City Block 14864, Gustav Eckert Estate Subdivision as described by plat recorded in Volume 980, Page 388 of the Deed and Plat Records of Bexar County, Texas and also being out of a 5.017 acre tract as described by a deed from M/S Investments to Clifford E. Morton dated May 25, 2000 and recorded in Volume 8433, Page 133 of the Official Public Records of Real Property of Bexar County, Texas (Parcel 17596).
9. Being a 1.178 acre (51,305 square feet) tract out of Tracts 2 and 3, Block 2, New City Block 14864, Gustav Eckert Estate Subdivision as described by plat recorded in Volume 980, Page 388 of the Deed and Plat Records of Bexar County, Texas and also being out of a 5.017 acre tract as described by a deed from M/S Investments to Clifford E. Morton dated May 25, 2000 and recorded in Volume 8433, Page 133 of the Official Public Records of Real Property of Bexar County, Texas (Parcel 17598).

➤ Acceptance of one parcel by Permanent Drainage Easement Dedication from Clifford E. Morton:

10. Being a 0.178 acre (7,775 square feet) tract out of Tract 1, Block 2, New city Block 14864, Gustav Eckert Estate Subdivision as described by plat recorded in Volume 980, Page 388 of the Deed and Plat Records of Bexar County, Texas and also being out of a 5.017 acre tract as described by a deed from M/S Investments to Clifford E. Morton dated May 25, 2000 and recorded in Volume 8433, Page 133 of the Official Public Records of Real Property of Bexar County, Texas (Parcel 17599-F).

➤ Acceptance of two parcels by Temporary Construction Easement Dedication from Clifford E. Morton:

11. Being a 0.772 acre (33,643 square feet) tract out of Tracts 1, 2 and 3, Block 2, New City Block 14864, Gustav Eckert Estate Subdivision as described by plat recorded in Volume 980, Page 388 of the Deed and Plat Records of Bexar County, Texas and a 0.741 acre tract as described by deed recorded I Volume 1468 Page 242 of the Official Public Records of Real Property of Bexar County, Texas and also being out of a 5.017 acre tract as described by a deed from M/S Investments to Clifford E. Morton dated May 25, 2000 and recorded in Volume 8433, Page 133 of the Official Public Records of Real Property of Bexar County, Texas (Parcel 17599-G).
12. Being a 0.173 acre (7,544 square feet) tract out of Tract 3, Block 2, New City Block 14864, Gustav Eckert Estate Subdivision as described by plat recorded in Volume 980, Page 388 of the Deed and Plat Records of Bexar County, Texas and a 0.741 acre tract as described by deed recorded in Volume 1468 Page 242 of the Official Public Records of Real Property of Bexar County, Texas and also being out of a 13.47 acre tract as described by a deed from M/S Investments to Clifford E. Morton dated May

25, 2000 and recorded in Volume 8433, Page 133 of the Official Public Records of Real Property of Bexar County, Texas (Parcel 17599-H).

SECTION 2. The City Manager, or the City Manager's designee, is authorized to perform any administrative tasks necessary for the completion of such transfer.

SECTION 3. This Ordinance shall be effective on the _____ day of _____, 2005.

PASSED AND APPROVED this the _____ day of _____, 2005.

M A Y O R

ATTEST:

CITY CLERK

APPROVED AS TO FORM: _____
City Attorney