

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF PFLUGERVILLE, TEXAS GRANTING THE CONVEYANCE OF LOT 1, BLOCK 1, MWSC PFLUGERVILLE SUBDIVISION, IN TRAVIS COUNTY, TEXAS; AND MORE SPECIFICALLY BEING A SUBDIVIDED PORTION OF A TRACT DESCRIBED IN A DEED TO THE CITY OF PFLUGERVILLE, OF RECORD IN DOCUMENT NO. 2008130172 OF THE OFFICIAL PUBLIC RECORDS OF TRAVIS COUNTY, TEXAS; PROVIDING FOR A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Charter, Section 3.14., requires a ordinance to convey or lease or authorize the conveyance or lease of any city land; and

WHEREAS, the City of Pflugerville purchased 72.883 acres of land, more or less, out of the Sumner Bacon Survey No. 62, Abstract 63, in Travis County, Texas, from Clifton Gonzenbach on July 31, 2008 for the purpose of a future waste water treatment facility; and

WHEREAS, Manville W.S.C. has entered into a wholesale water supply contract with Cross County W.S.C., and has subsequently connected to Cross County's water distribution line at the subject site, authorized by a Manville pre-existing waterline easement; and

WHEREAS, Manville desires to purchase Lot 1, Block 1, MWSC Pflugerville Subdivision ("Property"), out of the 72.883 acres of land described in a deed to the City per Document #2008130172, further depicted in Exhibit A for the construction of a pumping station; and

WHEREAS, the City is willing to convey the Land, described in Exhibit A, with conditions set forth herein, in exchange for \$60,900.00; and

WHEREAS, the City Council has determined the conveyance of said Property does not hinder the City's future use of the larger tract of land for purposes of a wastewater treatment facility, but further serves a public purpose by encouraging the improvement of water utility infrastructure in the City's Extra-Territorial Jurisdiction.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PFLUGERVILLE, TEXAS, THAT:

The City Council of the City of Pflugerville hereby authorizes the City Attorney to prepare all documents necessary to convey the Property to Manville Water Supply Corporation, in the form attached hereto and the City Manager to execute any such document on behalf of the City.

I. Description.

The Property attached and described as Lot 1, Block 1, MWSC Pflugerville Subdivision and depicted in Exhibit "A" is a 3.170 acre tract of land situated in the Sumner Bacon Survey No. 62, Abstract 63, being a portion of a 72.883 acre tract of land conveyed in a Special Warranty Deed from Clifton Gonzenbach to City of Pflugerville recorded in Document No. 2008130172 of the Official Public Records, Travis County, Texas.

II. Severability.

If any provision of the Ordinance is illegal, invalid, or unenforceable under present or future laws, the remainder of the Ordinance will not be affected and, in lieu of each illegal, invalid, or unenforceable provision, a provision as similar in terms to the illegal, invalid, or unenforceable provision as is possible and is legal, valid, and enforceable will be added to this Ordinance.

III. Effective Date.

This Ordinance will take effect upon its adoption by the City Council on first reading; provided that this ordinance is posted and adopted at a subsequent meeting of the City Council in accordance with the provisions of Section 3.15(d) of the City Charter.

PASSED AND APPROVED this _____ day of _____, 2015.

CITY OF PFLUGERVILLE, TEXAS

By: _____
JEFF COLEMAN, Mayor

ATTEST:

KAREN THOMPSON, City Secretary

APPROVED AS TO FORM:

City Attorney