

**ORDINANCE NO. 2021-53**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN MARCOS, TEXAS APPROVING AN AGREEMENT WITH G&H RENTAL PROPERTIES, LLC PROVIDING FOR THE CITY TO PURCHASE 0.110 ACRES OF LAND LOCATED AT 1414-1420 RIVER ROAD FOR A PRICE OF \$24,000.00, PLUS ASSOCIATED CLOSING COSTS, AND ALSO PROVIDING FOR THE EXCHANGE OF AN ADJACENT 0.111 ACRES OWNED BY THE CITY AT 1412 RIVER ROAD AS FURTHER CONSIDERATION FOR SUCH PURCHASE IN CONNECTION WITH THE BLANCO RIVERINE FLOOD MITIGATION PROJECT; AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO EXECUTE SAID AGREEMENT AND ASSOCIATED CLOSING DOCUMENTS; AND DECLARING AN EFFECTIVE DATE.**

**RECITALS:**

**1.** The City Council hereby finds and determines that the adoption of the following ordinance is in the interest of the public health, morals, welfare and safety.

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN MARCOS, TEXAS:**

**SECTION 1.** The attached Purchase Agreement and the exchange of that certain 0.111 acres owned by the City as described therein, is hereby approved.

**SECTION 2.** The City Manager, or his designee, is hereby authorized to sign said agreement, the deed conveying said 0.111 acre tract, and associated closing documents on behalf of the City.

**SECTION 3.** If any word, phrase, clause, sentence, or paragraph of this ordinance is held to be unconstitutional or invalid by a court of competent jurisdiction, the other provisions of this ordinance will continue in force if they can be given effect without the invalid portion.

**SECTION 4.** All ordinances and resolutions or parts of ordinances or resolutions in conflict with this ordinance are repealed.

**SECTION 5.** This ordinance will take effect after its passage, approval and adoption on second reading.

**PASSED AND APPROVED** on first reading on July 6, 2021.

**PASSED, APPROVED AND ADOPTED** on second reading on August 3, 2021.

Jane Hughson  
Mayor

Attest:

Tammy K. Cook  
Interim City Clerk

Approved:

Michael J. Cosentino  
City Attorney

[ATTACH PURCHASE AGREEMENT]