

STATE OF TEXAS           X  
COUNTY OF BEXAR       X  
CITY OF CONVERSE       X

**ORDINANCE # 309-38-2020**

**AN ORDINANCE OF THE CITY OF CONVERSE, TEXAS CLOSING, VACATING AND ABANDONING A PORTION OF DUNCAN PLACE IN THE CITY OF CONVERSE, TEXAS; AUTHORIZING THE CITY MANAGER TO EXECUTE A QUIT CLAIM DEED; AND DIRECTING THAT THE PROCEEDS FROM THE SALE OF THE CITY'S INTEREST IN SAID STREET BE DEPOSITED IN THE STREET MAINTENANCE FUND OF THE CITY.**

**WHEREAS**, the City of Converse is an incorporated municipality operating under the laws of this State; and

**WHEREAS**, V.T.C.A., Transportation Code Section 311.007 authorizes any such city to vacant, abandon and close any street or alley upon a petition of all of the abutting owners on said street or alley; and

**WHEREAS**, Ronald Mc Lane and Bradley Tobler, Larry and Karen Hunt and the United States of America are the owners of the abutting property on both sides of that certain street described as Duncan Place being bounded on the West by Brooks Ave and on the East by Joint Base San Antonio - Randolph Air Force Base as indicated in Exhibit A attached to this Ordinance; and

**WHEREAS**, the said owners have petitioned the City Council to vacate, abandon and close said street; and

**WHEREAS**, the City is in receipt of said petition and the abutting owners have tendered the sum of \$12,250.00 to the City of Converse; and

**WHEREAS**, the City Council held a public hearing on the proposed closing of said street on June 2, 2020, of which due notice was given by publication one (1) time in the Northeast Herald, a newspaper of general circulation in the City of Converse on May 27, 2020; and

**WHEREAS**, the City Council finds and declares that it is in the best interest of all of the citizens of the City of Converse that said street be vacated, closed and abandoned.

**NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CONVERSE, TEXAS:**

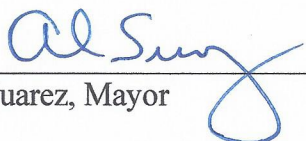
**Section 1.** All of that certain street described as Duncan Place being bounded on the West by Brooks Ave and on the East by Joint Base San Antonio - Randolph Air Force Base as indicated in Exhibit A attached to this Ordinance, is hereby abandoned, vacated and closed.

**Section 2.** Attached as Exhibit "B" to this ordinance is the application and petition by the landowner(s) requesting abandonment, vacation and closure of said street.

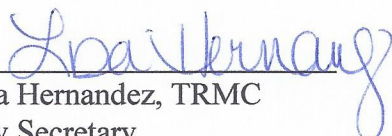
**Section 3.** Said portion of the street is not needed for public purposes and it is in the public interest of the City of Converse to abandon said described portion of the street. The abandonment provided for herein shall extend only to the public right, title and easement in and to the tracts of lands described in this ordinance and shall be construed only to that interest the governing body of the City of Converse may legally and lawfully abandon.

**Section 4.** The City Manager of the City of Converse is hereby authorized and directed to convey by Quit Claim Deed Without Warranty all of the interest of the City of Converse in and to the said street described in Section 1 of this Ordinance to the owners of property abutting upon said street. The consideration for said sale, heretofore received, shall be deposited in the street maintenance fund, as required by Tex.Loc.Gov't Code §253.001.

PASSED AND APPROVED by the City Council of the City of Converse on 7<sup>th</sup> day of July, 2020.

  
Al Suarez, Mayor

ATTEST:

  
Lisa Hernandez, TRMC  
City Secretary