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ORDINANCE NO. 1022

AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS, AUTHORIZING THE CITY MANAGER OF THE CITY OF MESQUITE, TEXAS, TO MAKE APPLICATION FOR A FEDERAL GRANT TO AID IN THE ACQUISITION OF APPROXIMATELY 62 ACRES OF LAND; BY AUTHORIZING THE CITY MANAGER TO ACT AS RESPONSIBLE CORRESPONDENT FOR SAID PROJECT; BY PROVIDING THAT THE CITY OF MESQUITE WILL FURNISH THE REMAINDER OF THE FUNDS NECESSARY FOR SUCH PROJECT; BY PROVIDING A SEVERABILITY CLAUSE AND DECLARING AN EMERGENCY.

WHEREAS, Title VII of the Housing Act of 1962, as amended, provides for the making of grants by the Secretary of Housing and Urban Development to States and local public bodies to assist them in the acquisition and development of permanent interests in land for open-space uses where such assistance is needed for carrying out a unified or officially coordinated program for the provision and development of the urban area; and

WHEREAS, the City of Mesquite, Texas, desires to acquire Fee Simple Title to certain land described as 28 acres in Abstracts 1461 and 944 belonging to Dr. O. W. Gibbons, 13.13 acres in Abstract 1461 belonging to Hester Wyatt, and 13.6 acres in Abstracts 944 and 761 belonging to Frank Slay, and 8 acres in Abstract 751 belonging to W. T. Troth and R. G. Vial; which land is to be held and used for permanent open-space land for park use; and

WHEREAS, Title VI of the Civil Rights Act of 1964, and the regulations of the Department of Housing and Urban Development effectuating that Title, provide that no person shall be discriminated against because of race, color, or national origin in the use of the land acquired and/or developed; and

WHEREAS, it is recognized that the contract for Federal grant will impose certain obligations and responsibilities upon the City of Mesquite, and will require among other things, (1) assurances that families and individuals displaced as a result of the open-space land project are offered decent, safe and sanitary housing, (2) compliance with Federal labor standards, and (3) compliance with Federal requirements relating to equal employment opportunity; and

WHEREAS, it is estimated that the cost of acquiring said interest will be \$144,480.00; and

WHEREAS, it is estimated that no cost will be necessary in the demolition and removal of improvements on said land; and

WHEREAS, it is estimated that no occupants will be displaced from property to be acquired and therefore, no relocation payments will be necessary.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MESQUITE; TEXAS:

SECTION 1. That an application be made to the Department of Housing and Urban Development for a grant in an amount authorized by Title VII of the Housing Act of 1961, as amended, which amount is presently estimated to be \$72,240.00, and that the City of Mesquite will pay the balance of the cost from other funds available to it.

SECTION 2. That the City Manager is hereby authorized and directed to execute and to file such application with the Department of Housing and Urban Development, to provide additional information and to furnish such documents as may be required by said Department to execute such contracts as are required by said Department, and to act as the authorized correspondent of the City of Mesquite.

SECTION 3. Should any word, phrase, sentence, paragraph, or section of this ordinance be held to be invalid or unconstitutional, the remaining provisions of this ordinance shall remain in full force and effect.

SECTION 4. The fact that there is a need for the purchase of the above-described property, to be held and used for permanent open-space land for park use creates an urgency and an emergency for the preservation of the public health, safety and welfare of its citizens and requires that this ordinance shall take effect immediately from and after its passage and the publication of the caption of said ordinance, as the law in such cases provides.

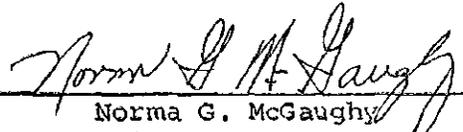
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DULY PASSED by the City Council of the City of Mesquite,  
Texas, on the 17 day of April, A.D., 1972.

  
George Boyce  
Mayor

ATTEST:

  
Norma G. McGaughy  
City Secretary

APPROVED AS TO FORM:

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Elland Archer  
City Attorney

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