

CC223

ORDINANCE NO. 1023

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 DEVELOPMENT OF CERTAIN PARK AREAS; 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 1961, 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 open-space land as part of the comprehensively planned development of the urban area; and

WHEREAS, the City of Mesquite, Texas, desires to develop certain land owned in fee by the City of Mesquite, and known as J. H. Florence, Ruple, Rutherford and McWhorter Parks, which land is to be held and used for permanent open-space land for park and playground 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 development of said land will be \$50,000.00; and

CC224

19900

ORDINANCE/PAGE 2

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 the amount authorized by Title VII of the Housing Act of 1961, as amended, which amount is presently estimated to be \$25,000.00, 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. That the proposed development is in accordance with plans for the allocation of land for open-space uses, and that, should said grant be made, the City of Mesquite will acquire, develop, and retain said land for the uses designated in said application and approved by the Department of Housing and Urban Development.

SECTION 4. That the United States of America and the Secretary of Housing and Urban Development be, and they are hereby assured of full compliance by the City of Mesquite with regulations of the Department of Housing and Urban Development effectuating Title VI of the Civil Rights Act of 1964.

SECTION 5. That the United States of America and the Secretary of Housing and Urban Development be, and they are, hereby assured of full compliance by the City of Mesquite with the Federal labor standards imposed under Title VII of the Housing Act of 1962, as amended.


18501
00225

ORDINANCE/PAGE 3

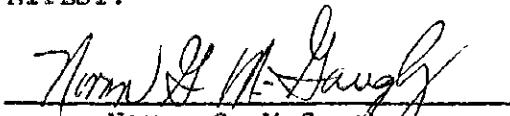
SECTION 6. Should any word, phrase, sentence, paragraph, or section of this ordinance be held to be invalid or unconstitutional, the remaining provisions of this ordinance shall remain in full force and effect.

SECTION 7. The fact that there is a need for the development of the within described parks 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.

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:

Elland Archer
City Attorney

00226

75773