

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF MANSFIELD, TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT OF SALE TO TRINITY HABITAT FOR HUMANITY, INC. TO CONSTRUCT NEW AFFORDABLE SINGLE FAMILY HOUSING IN THE CITY; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE OF ALL ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE

WHEREAS; the City of Mansfield, Texas, (the “City”) is a home rule city acting under its charter adopted by the electorate pursuant to Article XI, Section 5 of the Texas Constitution and Chapter 9 of the Local Government Code; and

WHEREAS; the City has owned the lot at 229 Cotton Drive and no longer needs or has any use for this lot; and

WHEREAS; the City Council has determined that it is in the best interest of the City to sell said lot to Trinity Habitat for Humanity, Inc. (THH) for the public purpose of urban redevelopment aimed at providing housing for families of low or moderate income, and providing an efficient mechanism for getting this unproductive property to the tax rolls, enhancing the value of ownership of the surrounding properties, and improving the safety and quality of life in the neighborhood; and

WHEREAS; this sale is authorized by the Texas Local Government Code Section 272.001(g); and

WHEREAS; the City has agreed to sell this lot to THH for \$1.00 dollar and other good and valuable consideration for the public purposes as more specifically set forth in the contract for sale as attached hereto as Exhibit “A”; and

WHEREAS; after review and consideration of the contract of sale, it is the determination of the City Council that the contract document shall be executed.

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

SECTION 1.

The City Manager or his designee is hereby authorized and directed to execute a contract of sale between the City of Mansfield and THH for certain properties situated in Tarrant County, Texas, being more particularly described as Lot 37, Block 2, of the Hamman Terrace Addition to the City of Mansfield, Tarrant County, Texas, for the construction of a single affordable single family home, subject to the terms and conditions set forth in the contract of sale.

SECTION 2.

This Ordinance shall be cumulative of all provisions of ordinances of the City of Mansfield, Texas, except where the provisions of this Ordinance are in direct conflict with the provisions of such ordinances, in which event the conflicting provisions of such ordinances are hereby repealed.

SECTION 3.

It is hereby declared to be the intention of the City Council that the phrases, clauses, sentences, paragraphs, and section of this Ordinance are severable, and if any phrase Clause, sentence, paragraph, or section of this Ordinance shall be declared unconstitutional by the valid judgment or decree of an court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs, and section of this Ordinance, since the same would have been enacted by the City Council without the incorporation in this Ordinance of any such unconstitutional phrase, clause, sentence, paragraph, or section.

SECTION 4.

This ordinance shall be in full force and effect from and after its passage and publication as required by law, and it is so ordained.

First reading approved on the 11th day of December, 2017

Second reading approved on the 8th day of January, 2018

DULY PASSED on the third and final reading by the City Council of the City of Mansfield, Texas, this 22nd day of January 2018.

David L. Cook, Mayor

ATTEST:

Susana Marin, City Secretary

APPROVED AS TO FORM AND LEGALITY:

City Attorney