

# **ATTACHMENT A**

STATE OF TEXAS           §  
  §  
COUNTY OF BEXAR       §

**FIRST AMENDMENT  
TO 1974  
MUNICIPAL MAINTENANCE AGREEMENT**

THIS FIRST AMENDMENT to the MUNICIPAL MAINTENANCE AGREEMENT for the maintenance of uncontrolled access roadbed for State Highway Routes within the City of San Antonio (hereinafter, “FIRST AMENDMENT”) is effective as of the \_\_\_\_ day of \_\_\_\_\_, 2014 (“Effective Date”) by and between the Texas Department of Transportation (hereinafter, “TxDOT”) and the City of San Antonio, Bexar County, Texas (hereinafter, “City”) both acting by and through its duly authorized officers.

**WITNESSETH**

**WHEREAS**, as part of the Regional Mobility Plan TxDOT requested the City to take-back and assume maintenance of 129 centerline roadbed miles of State Highways inside City limits; and

**WHEREAS**, TxDOT has revised its request by stating that take-backs and assumptions of maintenance would be done on a voluntary basis in coordination with municipalities; and

**WHEREAS**, City has analyzed the impact of City’s assumption of maintenance of 129 centerline roadbed miles to determine the current condition of State Highways, required maintenance and transportation functionality, as well as, indentifying potential redevelopment opportunities along those State Highways; and

**WHEREAS**, the San Antonio – Bexar County Metropolitan Planning Organization estimates that the region will grow by over one million people in the next 25 years; and

**WHEREAS**, City will agree to takeback and assume maintenance of 21.8 centerline roadbed

**WHEREAS**, this FIRST AMENDMENT will establish and promote the collaborative management for maintenance of State Highways in the City limits, and

**WHEREAS**, TxDOT and City desire to establish amend the rights and obligations of TxDOT and City with regard to the maintenance of 21.8 centerline roadbed miles of nine (9) State Highways in City limits; and

**WHEREAS**, TxDOT and City have come to an agreement that results in the equitable distribution of costs between TxDOT and City:

**NOW THEREFORE**, in consideration of the mutual covenants and agreements contained herein, the undersigned agree to the terms and conditions set out below:

THE 1974 MUNICIPAL MAINTENANCE AGREEMENT is hereby amended as follows:

- A. The following Provision 5 is added to NON-CONTROLLED ACCESS HIGHWAYS, City's Responsibilities:

“5. The City assumes the State’s maintenance responsibility for maintenance of 21.8 centerline roadbed miles of NON-CONTROLLED ACCESS HIGHWAYS as specifically described in **EXHIBIT A-1** for pavement, base and its support and maintain the shoulders of those sections where there is no curb and gutter.

The City assumes the State’s maintenance responsibility of 21.8 centerline roadbed miles of NON-CONTROLLED ACCESS HIGHWAYS as specifically described in **EXHIBIT A-1** to install and maintain normal highway markings necessary for directing highway traffic in a safe and efficient manner, which shall include normal route markers, directional and destination signs, speed limit signs, stop or yield signs that control the flow of traffic on State Highway routes, city limit signs, warning signs, centerline, lane line and no-passing barrier line stripes, painted or button medians or

islands, edge lines, and such other pavement markings considered necessary for direction or traffic.”

B. All other provision of the AGREEMENT remain in full effect and are not changed.

IN WITNESS WHEREOF, the State and City have thereunto affixed their signatures, the City of San Antonio, Bexar County, Texas on the \_\_\_\_ day of \_\_\_\_\_, 2014, and the Texas Department of Transportation, on the \_\_\_\_ day of \_\_\_\_\_, 2014.

**[Signatures on next page]**

ATTEST:

CITY OF \_\_\_\_\_

By: \_\_\_\_\_

\_\_\_\_\_  
(Title of Signing Official)

\_\_\_\_\_  
(Date)

APPROVED AS TO FORM:

\_\_\_\_\_  
City Attorney

THE STATE OF TEXAS

Executed for the Executive Director and approved for the Texas Transportation Commission under the Authority of Minute Order 1000002 and Stand Alone Manual Notice 96-6, for the purpose and effect of activating and/or carrying out the orders, established policies or work programs by the Texas Transportation Commission.

APPROVED:

BY: \_\_\_\_\_  
District Engineer

\_\_\_\_\_ District

Date: \_\_\_\_\_

# EXHIBIT A-1

State Roadway		Turnback Year	Limits	CLM
SL0368	Broadway	2014	IH35 to Alamo Heights	2.0
FM471	Culebra	2014	Leon Valley to Loop 1604	5.0
FM3487	Culebra	2014	Loop 410 to FM 0471	3.3
FM1517	Eckert	2014	Huebner to Bandera	1.9
SL0345	Fredericksburg Road	2014	IH10 to Balcones Heights	3.5
SS0066	Lone Star Pass	2014	Hwy16 to Toyota	1.4
SS0537	San Pedro	2014	Loop 410 to US 281	1.5
SS0053	UTSA	2016	IH10 to UTSA	1.6
FM1560	Hausman	2017	Loop 1604 to Helotes	1.6
Total				21.8