

**THIS IS A DRAFT AND WILL BE REPLACED BY THE FINAL, SIGNED ORDINANCE
OR RESOLUTION ADOPTED BY CITY COUNCIL.**

ORDINANCE

**APPROVING THE LICENSE AGREEMENT BETWEEN THE CITY OF
HELOTES AND THE CITY OF SAN ANTONIO FOR ACCESS AND USE
OF THE HELOTES PARK 3 RADIO TOWER COMMUNICATIONS
SHELTER FOR THE PROVISION OF MOBILE AND PORTABLE RADIO
COMMUNICATIONS.**

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WHEREAS, on February 15, 2018, City Council approved a contract (“Radio Contract”) with Dailey & Wells for the construction, system delivery, and system operation of a new P25 compliant public safety radio system, referred to as the Alamo Area Regional Radio System (“AARRS”) for the benefit of the City of San Antonio (“City”) Police and Fire departments, CPS Energy, Bexar County, and 56 additional public safety agencies; and

WHEREAS, on the same date, City Council also authorized the execution of an Interlocal Agreement (“ILA”) between the City, Bexar County, and CPS Energy for Bexar County and CPS Energy to make financial contributions to obtain minority ownership interests in the AARRS. The ILA sets out the terms of the shared ownership including, but not limited to, financial contributions, fiscal controls, governance, management, vendor oversight, construction, testing, delivery, operation, maintenance, technology upgrades and enhancements, selection of equipment, and the admission of radio subscribers; and

WHEREAS, the AARRS consists of a network made up of interconnected system tower sites and related communications facilities that provide wireless connectivity to public safety users and in order to provide the coverage needed by the AARRS, the current radio network consisting of 14-cell tower sites is being increased to a 28-site network; and

WHEREAS, on March 7, 2019, Council approved ordinance 2019-03-07-0187 that authorized lease agreements for tower sites in support of the AARRS with Crown Castle USA, Inc., American Tower, Bexar Metro, CPS Energy, and San Antonio Water System comprising 17 of the 28 radio tower sites and one backup core location which will support the new radio system’s installation during the transition period starting April 1, 2019 and ending January 31, 2022; and

WHEREAS, on June 13, 2019, Council approved ordinance 2019-06-13-0518 that authorized lease agreements for tower sites in support of the AARRS with Cell-Tex, KSAT, SBA, Univision, and San Antonio Water System comprising of 4 of the 28 radio tower sites and one backup core location which will support the location during the transition period starting April 1, 2019 and ending January 31, 2022; and

WHEREAS, on September 24, 2020, the City Council for the City of Helotes approved Resolution No. 20-019 which authorized the terms of the license agreement between the City of Helotes and

the City of San Antonio for access and use of one level of rack space in the Helotes Park 3 Shelter in Helotes, Bexar County, Texas; and

WHEREAS, this license agreement between the City of Helotes and the City of San Antonio will provide access and use of one level of rack space in the Helotes Park 3 Shelter in Helotes, Bexar County, Texas; and

WHEREAS, the City of Helotes' equipment installation and use of the premises shall be in compliance with the City of San Antonio's cabling installation standards and other applicable industry standards and best practices; and

WHEREAS, the cost is \$1.00 from City of Helotes to the City of San Antonio; **NOW THEREFORE:**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. The City Manager and designee, severally, are directed to execute the license agreement in **Attachment A** between the City of Helotes and the City of San Antonio for access and use of the Helotes Park 3 Shelter.

SECTION 2. Funds generated by this ordinance will be deposited in Fund 74001000, Internal Order 209000000023, and General Ledger Account 4401170.

SECTION 3. The financial allocations in this Ordinance are subject to approval by the Deputy Chief Financial Officer, City of San Antonio. The Deputy Chief Financial Officer may, subject to concurrence by the City Manager or the City Manager's designee, correct allocations to specific Cost Centers, WBS Elements, Internal Orders, General Ledger Accounts, and Fund Numbers as necessary to carry out the purpose of this Ordinance.

SECTION 4. This Ordinance becomes effective 10 days after passage, unless it receives the eight votes requisite to immediate effectiveness under San Antonio Municipal Code § 1-15, in which case it becomes effective immediately.

PASSED AND APPROVED this _____ day of February, 2021.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Leticia M. Vacek, City Clerk

Andrew Segovia, City Attorney

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ATTACHMENT A
Agreement

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