

ORDINANCE 2019-10-17-0855

AUTHORIZING A SUPPLEMENTAL AGREEMENT WITH UNION PACIFIC RAILROAD COMPANY TO THE AGREEMENT REGARDING QUIET ZONE WARNING DEVICES IN AN AMOUNT NOT TO EXCEED \$20,740.00 ANNUALLY FOR RAILROAD CROSSING EQUIPMENT MAINTENANCE FEES AT THE QUIET ZONE RAILROAD CROSSING LOCATED ON EAST HOUSTON STREET EXTENDING FROM BURLESON STREET TO EAST COMMERCE STREET.

* * * * *

WHEREAS, in October 2008, the City entered into an Agreement regarding Quiet Zone Warning Devices with Union Pacific Railroad Company (UPRR) to install and maintain railroad crossing safety equipment required for a quiet zone in Council District 2; and

WHEREAS, under the terms of the agreement, the City is obligated to pay any and all expenses associated with the fees incurred by UPRR for the construction, engineering, design, installation, operation, and maintenance of the railroad crossing warning devices; and

WHEREAS, in March 2009 the Federal Railroad Administration established the District 2 Quiet Zone extending from Burleson Street to E. Commerce Street and included eight railroad crossings for a total length of 0.77 miles; and

WHEREAS, this ordinance authorizes the negotiation and execution of a Supplemental Agreement with UPRR in an amount not to exceed \$20,740.00 annually for railroad crossing equipment maintenance fees at the quiet zone railroad crossing located on E. Houston Street in Council District 2 and ensures the continued designation of the District 2 Quiet Zone; **NOW THEREFORE:**

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

SECTION 1. The City Manager, or designee, is authorized to negotiate and execute a Supplemental Agreement with Union Pacific Railroad Company in a not to exceed annual amount of \$20,740.00 for railroad crossing equipment maintenance fees at the quiet zone railroad crossing located on East Houston Street extending from Burleson Street to East Commerce.

SECTION 2. Funding in the amount of \$20,740.00 for this Ordinance is available in Fund 29084000, Cost Center 2309010001, and GL 5201040 as part of the Fiscal Year 2020 budget approved by City Council.

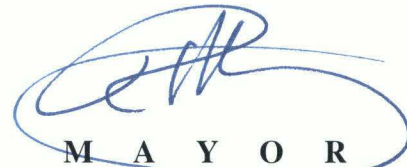
SECTION 3. Additional funding is contingent upon City Council approval of subsequent budgets within the term length of this contract.

SECTION 4. Payment not to exceed the budgeted amount is authorized to Union Pacific Railroad Company for railroad crossing equipment maintenance fees at the quiet zone railroad crossing located on East Houston Street extending from Burleson Street to East Commerce Street.

SECTION 5. 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.

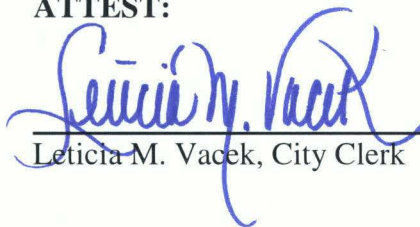
SECTION 6. This Ordinance shall be effective immediately upon the receipt of eight affirmative votes; otherwise, it is effective ten days after passage.

PASSED and APPROVED this 17th day of October, 2019.




M A Y O R
Ron Nirenberg

ATTEST:



Leticia M. Vacek, City Clerk

APPROVED AS TO FORM:



Andrew Segovia, City Attorney

Agenda Item:	21 (in consent vote: 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 20, 21, 22A, 22B, 23A, 23B, 23C)						
Date:	10/17/2019						
Time:	10:17:53 AM						
Vote Type:	Motion to Approve						
Description:	Ordinance authorizing the execution of a Supplemental Agreement with Union Pacific Railroad Company (UPRR), authorizing payment in the amount of \$20,740.00 annually to UPRR for railroad crossing equipment maintenance fees at the quiet zone railroad crossing located on East Houston Street extending from Burleson Street to East Commerce Street, funding is included and available in the Advanced Transportation District Fund's FY 2020 Adopted Budget, located in Council District 2. [Roderick Sanchez, Assistant City Manager; Razi Hosseini, Interim Director, Transportation & Capital Improvements]						
Result:	Passed						
Voter	Group	Not Present	Yea	Nay	Abstain	Motion	Second
Ron Nirenberg	Mayor		x				
Roberto C. Treviño	District 1		x				x
Jada Andrews-Sullivan	District 2		x			x	
Rebecca Viagran	District 3		x				
Adriana Rocha Garcia	District 4		x				
Shirley Gonzales	District 5		x				
Melissa Cabello Havrda	District 6		x				
Ana E. Sandoval	District 7		x				
Manny Pelaez	District 8		x				
John Courage	District 9		x				
Clayton H. Perry	District 10		x				