

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

ORDINANCE

**AUTHORIZING EXECUTION OF A LOCAL ON-SYSTEM
AGREEMENT (LOSA) BETWEEN THE CITY OF SAN ANTONIO AND
THE TEXAS DEPARTMENT OF TRANSPORTATION (TXDOT) TO
ALLOW THE CITY OF SAN ANTONIO TO CONSTRUCT AND
MAINTAIN THE ROADWAY WITHIN THE STATE HIGHWAY RIGHT-
OF-WAY OF I-35, NECESSARY FOR THE COMPLETION OF THE
RITTIMAN ROAD (I-35 TO CASTLE CROSS DRIVE) PROJECT.**

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WHEREAS, The Texas Department of Transportation (TxDOT) manages and controls the Texas Highway System and requires municipalities to enter into a Local On-System Agreement (LOSA) with TxDOT when construction is required on property which is part of the state highway system; and

WHEREAS, the City is improving the intersection of I-35 and Rittiman to include construction of a right-turn lane and pavement improvements from I-35 to Castle Cross; and

WHEREAS, portions of the Rittiman Road project will be located within areas of the state highway system and will require TxDOT approval to allow the City to enter and construct the necessary improvements within TxDOT right-of-way; and

WHEREAS, this Ordinance authorizes the execution of a LOSA between the City of San Antonio and TxDOT allowing the City to enter and construct the necessary improvements within TxDOT right-of-way in relation to the Rittiman Road project; and

WHEREAS, there is no exchange of funds between the City and TxDOT, however, City is solely responsible for all costs associated with the completion of the Rittiman Road project and the continued maintenance of the improvements located within the state highway system; and

WHEREAS, it is necessary to enter into a Local On-System Agreement (LOSA) with TxDOT to allow the City of San Antonio to construct and maintain the roadway within the state highway right-of-way of I-35, necessary for completion of the Rittiman Road (I-35 to Castle Cross Drive) project; **NOW THEREFORE:**

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

SECTION 1. The City Manager or designee, or the Director of the Transportation and Capital Improvements Department or designee, is hereby authorized to execute a Local On-System Agreement (LOSA) between the City of San Antonio and Texas Department of Transportation

KRH
06/11/20
Item No. _____

(TxDOT) to allow the City of San Antonio to construct and maintain the roadway within the state highway right-of-way of I-35, necessary for the completion of the Rittiman Road (I-35 to Castle Cross Drive) project. A copy of the final agreement is attached hereto and incorporated herein for all purposes as **Attachment I**.

SECTION 2. The City will be responsible for project completion and on-going maintenance in a timely manner with no additional State or Federal funding and without decreasing the scope and/or terms of the work of the Project.

SECTION 3. This Ordinance shall be effective immediately upon the receipt of eight affirmative votes; otherwise, it is effective on the en days after passage.

PASSED and APPROVED this _____ day of June, 2020.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Tina Flores
Acting City Clerk

Andrew Segovia, City Attorney

ATTACHMENT I

DRAFT