

AN ORDINANCE 2014 - 11 - 13 - 0 922

**AUTHORIZING THE NEGOTIATION AND EXECUTION OF
ADVANCED FUNDING AGREEMENTS WITH TEXAS DEPARTMENT
OF TRANSPORTATION, TO ENTER, DESIGN, CONSTRUCT AND
MAINTAIN STREET LIGHTING IMPROVEMENTS IN THE TXDOT
RIGHT OF WAY.**

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WHEREAS, based on the Texas Department of Transportation (TxDOT) policy, authorization for improvements on State rights-of-way only can be granted to the appropriate governmental entities; and

WHEREAS, the City of San Antonio is responsible for providing lighting along public streets, while CPS Energy and developers or other private entities must seek approval from the City; and

WHEREAS, CPS Energy or other developers must submit requests to install street light fixtures within the city limits to City of San Antonio Development Services Department or to the Transportation and Capital Improvements Department; and

WHEREAS, the Development Services Department or the Transportation and Capital Improvements Department authorizes the installation of street light fixtures located along TxDOT right-of-way; and

WHEREAS, these improvements are funded by CPS Energy or the developers and once installed, the City may be responsible for paying the monthly rates for the street lights; and

WHEREAS, this Ordinance authorizes the negotiation and execution of an Advance Funding Agreement with **Texas Department of Transportation** to enter, design, construct and maintain street lighting improvements in the TxDOT right of way; **NOW THEREFORE**,

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

SECTION 1. The City Manager or her designee is hereby authorized to execute an Advance Funding Agreement with **Texas Department of Transportation** and to enter, design, construct and maintain street lighting improvements in TxDOT's right of way.

SECTION 2. There is no fiscal impact associated with this Ordinance.

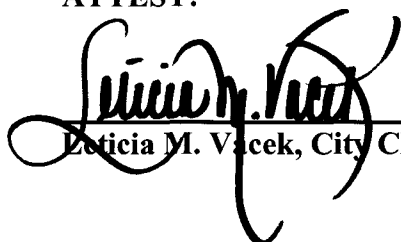
SECTION 3. This Ordinance shall be effective immediately upon passage by eight or more affirmative votes; otherwise, it shall be effective on the tenth day after passage.

PASSED AND APPROVED this 13th day of November, 2014. /



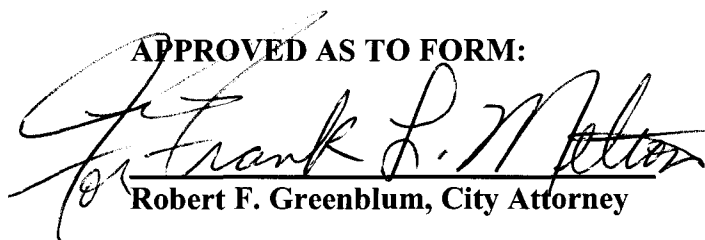
M A Y O R
Ivy R. Taylor

ATTEST:



Leticia M. Vacek, City Clerk

APPROVED AS TO FORM:



Robert F. Greenblum, City Attorney

Agenda Item:	35						
Date:	11/13/2014						
Time:	10:39:18 AM						
Vote Type:	Motion to Approve						
Description:	An Ordinance authorizing the negotiation and execution of Advanced Funding Agreements with Texas Department of Transportation to enter, design, construct and maintain street lighting improvements in the TxDOT right of way. [Peter Zanoni, Deputy City Manager; Mike Frisbie, Director Transportation and Capital Improvements]						
Result:	Passed						
Voter	Group	Not Present	Yea	Nay	Abstain	Motion	Second
Ivy R. Taylor	Mayor		x				
Diego Bernal	District 1		x				x
Keith Toney	District 2		x				
Rebecca Viagran	District 3		x				
Rey Saldaña	District 4	x					
Shirley Gonzales	District 5	x					
Ray Lopez	District 6		x				
Cris Medina	District 7		x				
Ron Nirenberg	District 8		x				
Joe Krier	District 9		x			x	
Michael Gallagher	District 10		x				