

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

AN ORDINANCE

**UPDATING THE EXISTING AGREEMENT FOR MAINTENANCE
AND OPERATION OF EXPRESSWAY ILLUMINATION SYSTEM
WITHIN MUNICIPALITY WITH THE TEXAS DEPARTMENT OF
TRANSPORTATION TO INCLUDE ADDITIONAL STATE
HIGHWAYS WITH NO DRIVEWAY ACCESS TO INTERSECTING
PUBLIC OR PRIVATE PROPERTIES (CONTROLLED ACCESS
HIGHWAYS).**

* * * * *

WHEREAS, the City entered into an agreement with the State of Texas to have the City operate and maintain the expressway lighting system through Ordinance No. 46702 approved on April 1, 1976, and

WHEREAS, the original agreement established the provisions by which the City would be responsible for ensuring the efficient operation of expressway lighting, to include providing all necessary materials, equipment, labor and energy supply at no cost to the State for the expressway lighting along Interstate Highways 10, 35, 37, 410 and US Highway 90; and

WHEREAS, this Ordinance authorizes an Agreement for construction, maintenance and operation of Highway Lighting Systems within the City with TxDOT that will supersede the existing agreement and will define the provisions for construction, maintenance, and operation of expressway lighting systems on any controlled access or partially controlled access highways within the San Antonio city limits; and

WHEREAS, additional highways that have been added since the original agreement to include State Highway 151, controlled access portions of US 281 and Loop 1604, and Wurzbach Parkway; and

WHEREAS, this action will ensure that the agreement is consistent with the maintenance and operations that are currently taking place **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 Agreement with **Texas Department of Transportation** to update the existing agreement for Maintenance and Operation of Expressway Illumination System to include additional state highways with no driveway access to intersecting public or private properties (controlled access highways).

SECTION 2. There is no fiscal impact 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 _____ day of _____, **2014.**

M A Y O R
Julián Castro

ATTEST:

APPROVED AS TO FORM:

Leticia M. Vacek, City Clerk

Robert F. Greenblum, City Attorney