

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

AN ORDINANCE

AUTHORIZING THE EXECUTION OF AN ADVANCED FUNDING AGREEMENT BETWEEN THE CITY OF SAN ANTONIO AND THE TEXAS DEPARTMENT OF TRANSPORTATION (TXDOT), AND AUTHORIZING PAYMENT TO TXDOT IN THE AMOUNT OF \$60,110.00 FOR THE CITY'S PORTION OF RIGHT-OF-WAY COSTS ASSOCIATED WITH THE EXPANSION OF FM 1560 FROM SH 16 TO LOOP 1604, LOCATED IN COUNCIL DISTRICT 8.

* * * * *

WHEREAS, the Texas Department of Transportation plans to widen FM 1560 from SH 16 to Loop 1604 to change the current two lane roadway into a four lane roadway with a continuous left-turn lane to include bicycle and pedestrian accommodations; and

WHEREAS, in accordance with the Texas Administrative Code (TAC 43.01.15.52), "The local governments will provide necessary right of way and utility relocations and adjustments, whether publicly or privately owned, in accordance with TAC 15.55 of this subchapter (relating to Construction Cost Participation)"; and

WHEREAS, the local participation for "Agreement to Contribute Right of Way Funds" is 10% for local governments and this equates to \$60,110.00 for the acquisition of a portion of privately owned property on five parcels; and

WHEREAS, this Ordinance will allow the City to enter into an Advanced Funding Agreement with TxDOT in the amount of \$60,110.00 to acquire the right of way property needed to accomplish this project; and

WHEREAS, this is a one-time capital improvement expenditure in the amount of \$60,110.00 authorized payable to TxDOT related to the expansion of FM 1560. Funds are available from General Obligation Bonds; **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 authorizes the payment in the amount not to exceed \$60,110.00 for acquisition of portions of privately owned property on five parcels.

SECTION 2. Payment in the amount of \$60,110.00 in SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 40-00463, FM 1560 from SH16 to LP1604, is authorized to be encumbered and made payable **TxDOT**, for the City's portion of right-of-way costs associated with the expansion of FM 1560 from SH 16 to Loop 1604.

SECTION 3. The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director of Finance, may, subject to concurrence by the City Manager

or the City Manager's designee, correct allocations to specific SAP Fund Numbers, SAP Project Definitions, SAP WBS Elements, SAP Internal Orders, SAP Fund Centers, SAP Cost Centers, SAP Functional Areas, SAP Funds Reservation Document Numbers, and SAP GL Accounts as necessary to carry out the purpose of this Ordinance.

SECTION 4. 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 _____, 2015.

M A Y O R
Ivy R. Taylor

ATTEST:

APPROVED AS TO FORM:

Leticia M. Vacek, City Clerk

Martha G. Sepeda, Acting City Attorney