

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

ORDINANCE

APPROVING A JOINT USE AGREEMENT WITH THE SAN ANTONIO INDEPENDENT SCHOOL DISTRICT FOR THE DEVELOPMENT AND MAINTENANCE OF A SHARED USE PUBLIC PARKING LOT TO ALSO BE USED AS A TRAILHEAD LOCATED ON SAISD PROPERTY ACROSS FROM AMISTAD PARK FOR A TWENTY-YEAR TERM.

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WHEREAS, the Westside Creeks Restoration Project is focused on environmental restoration and public enhancement of the Alazan, Apache, Martinez and San Pedro creeks, which are tributaries of the San Antonio River and known as the Westside Creeks; and

WHEREAS, the City continues construction of the linear creek hike and bike trail improvements and system enhancements associated with the Westside Creek Restoration Project; and

WHEREAS, Amistad Park, which is located at 1600 Tampico on which Apache Creek Trail runs through, has limited parking capacity; and

WHEREAS, the City and the San Antonio Independent School District (SAISD) have identified available real estate at SAISD's Cooper Learning Center located across the street from Amistad Park suitable for developing additional parking, which may be used by park visitors when not in use by SAISD and will serve as a trailhead for Apache Creek; and

WHEREAS, the Parks and Recreation Department has identified \$400,000.00 in funds previously appropriated through the 2015 voter-approved Proposition 1 Sales Tax Venue Funding to construct the trailhead as part of the Howard W. Peak Greenway Trail System; and

WHEREAS, the proposed Joint Use Agreement shall have an initial term of twenty (20) years and shall commence immediately upon execution by the parties; and

WHEREAS, SAISD shall be responsible for operations and maintenance of the shared parking lot; **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 Parks and Recreation Department or designee, is authorized to execute a Joint Use Agreement with San Antonio Independent School District (SAISD), for the development and maintenance of a shared use

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public parking lot to be used as a trailhead located on SAISD property across from Amistad Park for a twenty (20) year term. Joint Use Agreement is attached hereto and incorporated herein for all purposes as **EXHIBIT A**.

SECTION 2. 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 3. This ordinance shall become effective immediately upon passage by eight (8) or more affirmative votes of the entire City Council; otherwise, said effective date shall be ten (10) days from the date of passage hereof.

PASSED AND APPROVED this _____th day of _____, 2019.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Leticia M. Vacek, City Clerk

Andrew Segovia, City Attorney