

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

ORDINANCE

**APPROVING A SEVEN (7) YEAR INTERLOCAL AGREEMENT
GRANTING VIA METROPOLITAN TRANSIT CONTINUED ACCESS
TO THE CITY-OWNED LATTICE TOWER LOCATED WITHIN
SOUTHSIDE LIONS PARK AT 150 ARRID ROAD TO CONSTRUCT,
OPERATE, CONTROL, AND MAINTAIN AN AUTOMATED VEHICLE
LOCATION SYSTEM.**

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WHEREAS, VIA Metropolitan Transit ("VIA") has maintained an automated vehicle location system ("AVLS") on the City-owned lattice tower located within Southside Lions Park at 150 Arrid Road since 1999 pursuant to the Interlocal Cooperation Act; and

WHEREAS, City Council approved the original interlocal agreement in Ordinance 89205, and the term of the interlocal agreement was extended in Ordinance 2006-05-04-0541; and

WHEREAS, the AVLS allows VIA to continually monitor the movement and location of VIA's fleet vehicle using Global Positioning Satellite technology; and

WHEREAS, allowing VIA continued use of the tower is in line with the City's goal to minimize the proliferation of telecommunications towers and antennae by promoting the co-locations of multiple users on a single tower; and

WHEREAS, VIA's use of the tower does not interfere with City uses; and

WHEREAS, the Information Technology Services Department has reviewed the proposed Interlocal Agreement and, based on that review, staff recommends approval; **NOW THEREFORE:**

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

SECTION 1. The Interlocal Agreement granting VIA Metropolitan Transit ("VIA") continued access to the City-owned lattice tower located within Southside Lyons Park at 150 Arrid Road hereby approved. A copy of the Interlocal Agreement is attached hereto and incorporated herein as **Exhibit A**.

SECTION 2. The City Manager or designee is hereby authorized to execute the Interlocal Agreement and any other documents necessary to fulfill the purpose and intent of this

Ordinance.

SECTION 3. The revenue collected from this Interlocal Lease Agreement shall be deposited into the Information Technology Services Fund.

SECTION 4. This Ordinance shall be effective immediately upon its passage by eight (8) votes or the 10th day after its passage by less than eight (8) affirmative votes.

PASSED AND APPROVED this __ day of September 2020.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Tina Flores, Acting City Clerk

Andrew Segovia, City Attorney