



# City of San Antonio

## Legislation Details (With Text)

**File #:** 16-3317  
**Type:** Real Property Lease  
**In control:** City Council A Session  
**On agenda:** 6/16/2016  
**Title:** An Ordinance authorizing an amendment to an agreement with the Texas Department of Transportation that will return approximately four acres under IH35 from City control to TXDOT. [Lori Houston, Assistant City Manager; John Jacks, Interim Director, Center City Development & Operations Department]

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Amendment 2 to TXDOT Multiple Use Agreement, Delete property under IH35 from Camaron to N. Flores, unsigned, 2. Draft Ordinance, 3. Ordinance 2016-06-16-0454

Date	Ver.	Action By	Action	Result
6/16/2016	1	City Council A Session	adopted	Pass

**DEPARTMENT:** Center City Development & Operations

**DEPARTMENT HEAD:** John Jacks

**COUNCIL DISTRICTS IMPACTED:** 1

**SUBJECT:**

Amendment to Texas Department of Transportation Agreement

**SUMMARY:**

This ordinance authorizes an amendment to an agreement with the Texas Department of Transportation (TXDOT) that will return 3.76 acres under IH35 between Camaron Street and N. Flores Street from City control to TXDOT.

**BACKGROUND INFORMATION:**

On November 2, 1995, the City of San Antonio and TXDOT entered a Multiple Use Agreement (MUA) to permit the City to construct, maintain, and operate public, off-street parking lots under the elevated portions of IH35 at three locations: between the San Antonio River and Camden Street, between Camden Street and East

Quincy Street, and between N. Flores Street and Camaron Street. In 2003, TXDOT entered a lease agreement with City Public Service for a private/restricted parking lot at the location between the San Antonio River and Camden Street. TXDOT's lease with CPS terminated December 31, 2013. On February 5, 2014, TXDOT and the City of San Antonio amended their original agreement to return the area previously leased to City Public Service to City control and to authorize modifications by the City, including construction of a new driveway and pedestrian gate.

On January 13, 2015, the City advised TXDOT via letter that the owner of the Finesilver Building at 816 Camaron Street expressed interest in entering an agreement with TXDOT for the property under IH35 between N. Flores Street and Camaron Street if the City would agree to remove the property from its agreement with TXDOT. In its letter to TXDOT, the City indicated its support of the request, provided TXDOT and the Finesilver Building owner were able to negotiate an agreement. In May 2016, TXDOT proposed amending its MUA with the City to remove the property between N. Flores Street and Camaron Street as a result of successful lease negotiations with the Finesilver Building owner.

#### **ISSUE:**

Approval of this ordinance will release City control of TXDOT property and enable TXDOT to lease property to Finesilver Building owner for use as a privately operated parking lot in support of downtown commercial development.

#### **ALTERNATIVES:**

City Council may elect not to release City control of TXDOT property for use as a privately operated parking lot, requiring the City's Parking Division to continue its responsibility for the parking lot.

#### **FISCAL IMPACT:**

There will be no fiscal impact to FY2016 Parking Fund revenue as a result of this amendment. The estimated revenue loss in FY2017 to the Parking Fund is \$8,735.

#### **RECOMMENDATION:**

Staff recommends approval of this ordinance to amend an agreement with TXDOT, returning 3.76 acres under IH35 between Camaron Street and N. Flores Street from City control to TXDOT.