

AN ORDINANCE 2013-03-21-0175

AUTHORIZING THE EXECUTION OF A FUNDING AGREEMENT AND ACCEPTING \$200,000.00 FROM WAL-MART STORES, INC. FOR CONSTRUCTION OF SIDEWALK IMPROVEMENTS ON FAIRMEADOWS STREET LOCATED IN THE NEIGHBORING SUBDIVISION TO THE NEW WALMART SUPERCENTER BEING CONSTRUCTED IN COUNCIL DISTRICT 4, AND APPROPRIATING FUNDS.

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WHEREAS, Wal-Mart is in the process of constructing a new Walmart Supercenter at the intersection of IH-35 North and Palo Alto Road and has offered to enter into a funding agreement with the City to construct sidewalk improvements in a neighboring subdivision; and

WHEREAS, the project will include on both sides of the street the construction of sidewalks, curbs, improved driveways and wheelchair ramps on Fairmeadows Street between Somerset Road and Palo Alto Road at an estimated cost of \$523,000.00; and

WHEREAS, Wal-Mart has agreed to contribute \$200,000.00 towards the construction of sidewalk improvements with the remaining \$323,000.00 from the District 4 FY 2013 Infrastructure Improvement Funds and other funding; and

WHEREAS, this Ordinance authorizes the execution of a funding agreement and accepts funds in the amount of \$200,000.00 from Walmart for the City to complete the sidewalk improvements on Fairmeadows Street; **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 a Funding Agreement and accept funds in an amount of \$200,000.00 from Wal-Mart Stores, Inc. to provide for construction of sidewalk improvements on Fairmeadows Street. The execution authority granted by this Ordinance expires 90 days from the effective date.

SECTION 2. The following financial adjustments are hereby approved:

- a) Funds are authorized to be received from Wal-Mart to SAP Fund 40099000, Other Capital Projects, SAP Project Definition 23-01364, Fairmeadows Sidewalk Improvements, and the budget shall be revised by increasing WBS element 23-01364-90-10-01, Wal-Mart Contribution and SAP General Ledger 4502280, Contribution from other Agencies, in the amount of \$200,000.00.
- b) The amount of \$200,000.00 is appropriated in SAP Fund 40099000, Other Capital Projects, SAP Project Definition 23-01364, Fairmeadows Sidewalk Improvements, SAP WBS Element 23-01364-05-02-01, City Construction and SAP General Ledger 5201140 Construction Cost.
- c) 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

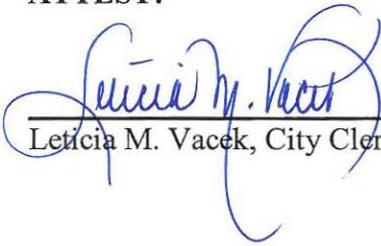
the City Manager or the City Manager's designee, correct allocations to specific SAP Fund Numbers, SAP Project Definitions, SAP WBS Elements, SAP Internal Orders, SAP Fund Centers, SAP Cost Centers, SAP Functional Areas, SAP Funds Reservation Document Numbers, and SAP GL Accounts as necessary to carry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

SECTION 3. This Ordinance shall be effective immediately upon passage by eight affirmative votes; otherwise it shall be effective on the tenth day after passage hereof.

PASSED and APPROVED this 21st day of March, 2013.

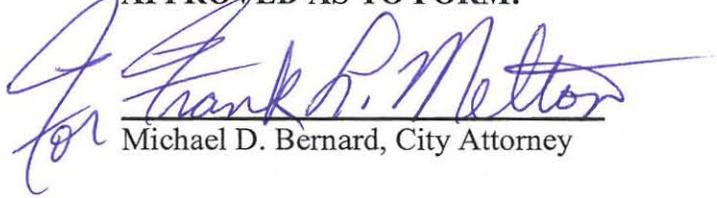

M A Y O R
Julián Castro

ATTEST:



Leticia M. Vacek, City Clerk

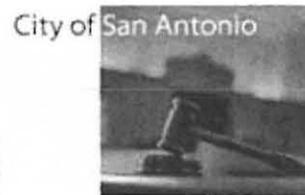
APPROVED AS TO FORM:



Michael D. Bernard, City Attorney



Request for
**COUNCIL
ACTION**



Agenda Voting Results - 14

Name:	14						
Date:	03/21/2013						
Time:	11:31:40 AM						
Vote Type:	Motion to Approve						
Description:	An Ordinance authorizing the execution of a funding agreement and accepting \$200,000.00 from Wal-Mart Stores, Inc. for construction of sidewalk improvements on Fairmeadows Street located in the neighboring subdivision to the new Walmart Supercenter being constructed in Council District 4, and appropriating funds. [Peter Zanoni, Deputy City Manager; Majed A. Al Ghafry, Director, Public Works]						
Result:	Passed						
Voter	Group	Not Present	Yea	Nay	Abstain	Motion	Second
Julián Castro	Mayor		x				
Diego Bernal	District 1		x				
Ivy R. Taylor	District 2		x				
Leticia Ozuna	District 3		x				
Rey Saldaña	District 4		x			x	
David Medina Jr.	District 5		x				
Ray Lopez	District 6		x				
Cris Medina	District 7		x				x
W. Reed Williams	District 8		x				
Elisa Chan	District 9		x				
Carlton Soules	District 10		x				