PW:gg
10-17-2013
Item No. 06.B.

AN ORDINANCE 2013-10-17-0714

AUTHORIZING THE EXECUTION OF AN ADVANCED FUNDING AGREEMENT WITH TEXAS DEPARTMENT OF TRANSPORTATION (TXDOT) AND AUTHORIZING PAYMENT IN AN AMOUNT NOT-TO-EXCEED $86,158.00 FOR DIRECT OVERSIGHT COSTS AND ACCEPTING REIMBURSEMENT IN THE ESTIMATED AMOUNT OF $10,266,608.00 FROM TXDOT RELATED TO CONSTRUCTION COSTS FOR THE UTSA BOULEVARD (BABCOCK ROAD TO EDWARD XIMENES DRIVE), LOCATED IN COUNCIL DISTRICT 8.

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WHEREAS, the University of Texas at San Antonio and its surrounding development and adjacent communities have brought about the need of improvements along UTSA Boulevard; and

WHEREAS, the City has secured funding through the Metropolitan Planning Organization (MPO) to widen UTSA Boulevard, from Babcock Road to Edward Ximenes Drive; and

WHEREAS, in efforts to improve this corridor, the Texas Department of Transportation (TxDOT) is currently designing UTSA Boulevard, from Edward Ximenes Drive to IH 10, along with schematic design and environmental clearance for the entire corridor from Babcock Road to Edward Ximenes Drive; and

WHEREAS, the City will design and construct the roadway improvements from Babcock Road to Edward Ximenes and TxDOT will design and construct the roadway improvements from Edwards Ximenes to IH 10; and

WHEREAS, this Ordinance authorizes an Advanced Funding Agreement with TxDOT to allow for the construction costs to qualify for federal cost sharing for construction and construction related costs up to the federal approved limit of $10,266,608.00; and

WHEREAS, the total costs for the Project are estimated to be $16,300,000.00 of which $10,300,000.00 will be funded by the MPO and $6,000,000.00 funded by the City; and

WHEREAS, approval of this Ordinance will be a continuation of City Council's policy to collaborate with other governmental agencies in supporting the City's commitment to maintaining and improving existing infrastructure; **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 TxDOT and authorizing payment in the amount not to exceed $86,158.00 and accept reimbursement in an estimated amount of $10,266,608.00 for related construction costs associated with the UTSA Boulevard (Babcock Road to Edward Ximenes Drive) Project. 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 TXDot to SAP Fund 40099000, Other Capital Projects, SAP Project Definition 40-00447, UTSA Blvd., and the budget shall be revised by increasing WBS element 40-00447-90-06, TXDot Contribution and SAP General Ledger 4502280, Contribution from other Agencies, in the amount of $10,266,608.00.

b) The amount of $10,266,608.00 is appropriated in SAP Fund 40099000, Other Capital Projects, SAP Project Definition 40-00447, UTSA Blvd., SAP WBS Element 40-00447-05-02-02, Construction TXDot Costs and SAP General Ledger 5201140 Construction Cost.

c) Payment in the amount not to exceed $86,158.00 in SAP Fund 40099000, Other Capital Projects, SAP Project Definition 40-00447, UTSA Blvd., is authorized to be encumbered and made payable to TxDOT, for direct oversight costs. Payments for services are contingent upon the availability of funds and the sale of future City of San Antonio, Certificate of Obligation Bonds or Tax Notes in accordance with the adopted capital budget. Payment is limited to the amounts budgeted in the Operating and/or Capital Budget funding sources identified. All expenditures will comply with approved operating and/or capital budgets for current and future fiscal years.

d) 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 **17th** day of **October, 2013**.

M A Y O R
Julián Castro

ATTEST:

Leticia M. Vacek, City Clerk

APPROVED AS TO FORM:

for
Michael D. Bernard, City Attorney

Agenda Item:	**(in consent vote: 6B)**
Date:	10/17/2013
Time:	10:05:31 AM
Vote Type:	Motion to Approve
Description:	. B) An Ordinance authorizing an Advanced Funding Agreement between the City of San Antonio and the Texas Department of Transportation and authorizing payment in the amount not-to-exceed $86,158.00 to TxDOT for direct oversight costs and accepting reimbursement in the estimated amount of $10,266,608.00 from TxDOT related to construction costs for the UTSA Boulevard (Babcock Road to Edward Ximenes Drive) Project.
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				
Rebecca Viagran	District 3		x				
Rey Saldaña	District 4		x				
Shirley Gonzales	District 5	x					
Ray Lopez	District 6		x				x
Cris Medina	District 7		x				
Ron Nirenberg	District 8		x			x	
Elisa Chan	District 9		x				
Carlton Soules	District 10		x				