

AN ORDINANCE 2009-12-10-1011

AUTHORIZING A SUPPLEMENTAL CONTRACTUAL AGREEMENT WITH THE TEXAS DEPARTMENT OF TRANSPORTATION (TXDOT) IN AN AMOUNT UP TO \$8,123,164.00 FOR THE WURZBACH PARKWAY / ARTERIAL CONNECTOR PROJECT, A CERTIFICATES OF OBLIGATION AND GENERAL OBLIGATION STREET IMPROVEMENT BOND PROJECT, PART OF THE \$12.57 MILLION 2007-2012 BOND PROJECT TO MATCH THE \$130 MILLION APPROVED BY THE TEXAS TRANSPORTATION COMMISSION IN NOVEMBER 2009.

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WHEREAS, on March 15, 1989, the City and the Texas Department of Transportation (TxDOT) had entered into a contractual agreement with regard to procurement of right of way on the Wurzbach Parkway from Lockhill-Selma to IH-35; and

WHEREAS, it is mutually desired by the City and TxDOT to enter into a supplemental contractual agreement to clarify the City's and TxDOT's obligations to participate in the cost of the right of way to be acquired by the City and TxDOT; and

WHEREAS, the City shall contribute to TxDOT an amount equal to fifty percent (50%) of the estimated total cost of the right of way acquired and to be acquired by TxDOT up to an estimated \$8,123,164.00; and

WHEREAS, this Ordinance authorizes the City to enter into a supplemental contractual agreement with TxDOT for the Wurzbach Parkway/Arterial Connector Project; and

WHEREAS, approval of this Ordinance will be a continuation of Council policy to collaborate with other governmental agencies in supporting the City's commitment to maintaining and improving existing infrastructure; **NOW THEREFORE**,

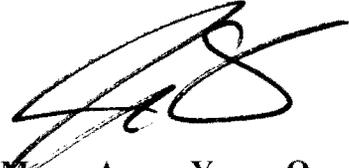
BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. The City Manager or her designee is hereby authorized to enter into a supplemental contractual agreement with TxDOT in an amount up to \$8,123,164.00 for the Wurzbach Parkway/Arterial Connector Project.

SECTION 2. Payment in the amount not to exceed \$8,123,164.00 in SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 40-00043, Wurzbach Parkway/Arterial Connector, is authorized to be encumbered and made payable to the Texas Department of Transportation.

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

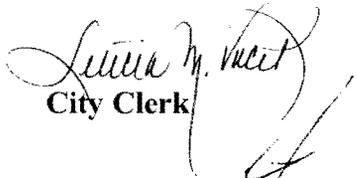
PASSED AND APPROVED this 10th day of December, 2009.



M A Y O R

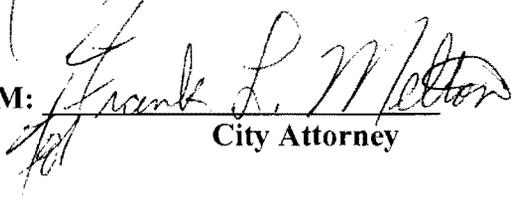
JULIÁN CASTRO

ATTEST:



City Clerk

APPROVED AS TO FORM:



City Attorney

Agenda Item:	17 (in consent vote: 7, 10, 11, 12, 16, 17, 18, 19, 20A, 20B, 21, 23, 24, 26, 27, 28, 29, 30, 35A, 35B, 38, 40, 41, 43, 44, 45, 46)						
Date:	12/10/2009						
Time:	11:23:57 AM						
Vote Type:	Motion to Approve						
Description:	An Ordinance authorizing a Supplemental Contractual Agreement with the Texas Department of Transportation (TxDOT) in an amount up to \$8,123,164.00 for the Wurzbach Parkway / Arterial Connector Project, a Certificates of Obligation and General Obligation Street Improvement Bond Project, part of the \$12.57 million 2007-2012 Bond Project to match the \$130 million approved by the Texas Transportation Commission in November 2009. [Penny Post oak Ferguson, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services]						
Result:	Passed						
Voter	Group	Not Present	Yea	Nay	Abstain	Motion	Second
Julián Castro	Mayor		x				
Mary Alice P. Cisneros	District 1		x				x
Ivy R. Taylor	District 2		x				
Jennifer V. Ramos	District 3		x			x	
Philip A. Cortez	District 4		x				
David Medina Jr.	District 5		x				
Ray Lopez	District 6		x				
Justin Rodriguez	District 7		x				
W. Reed Williams	District 8		x				
Elisa Chan	District 9		x				
John G. Clamp	District 10		x				