PW:gg
12/17/2015
Item No. 12.

AN ORDINANCE 2015-12-17-1060

AUTHORIZING AN ADVANCED FUNDING AGREEMENT BETWEEN THE CITY OF SAN ANTONIO, THE TEXAS DEPARTMENT OF TRANSPORTATION (TXDOT), AND UNION PACIFIC RAILROAD IN THE AMOUNT NOT TO EXCEED $300,000.00 AND ACCEPTING FUNDS FROM TXDOT IN THE AMOUNT OF $150,000 AND FROM UPRR IN THE AMOUNT OF $150,000 FOR INFRASTRUCTURE IMPROVEMENTS NEAR HOEFGEN AVENUE, LOCATED IN COUNCIL DISTRICT 2.

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WHEREAS, over the last several years, the railroad crossing along Hoefgen near Essex has presented challenges for vehicles trying to cross the railroad tracks due to the elevation of the tracks being higher than the roadway approaches causing vehicles with low wheel clearances to become lodged and unable to move off the tracks as trains were approaching; and

WHEREAS, City Council approved Ordinance 2015-05-21-0438 which permanently closed Hoefgen Avenue at the railroad crossing near Essex in order to provide safe roadways and secure the rail crossings at this location; and

WHEREAS, the closure was essential to ensure the safety of the residents and to prevent any additional incidents in the future and as part of the closure, **TxDOT** and **UPRR** agreed to provide funding for improvements to the vicinity surrounding the crossing; and

WHEREAS, the Transportation & Capital Improvements Department of the City of San Antonio has prepared design documents and will implement the construction of the improvements when the agreement has been executed by **TxDOT**; and

WHEREAS, this Ordinance will allow the City to enter into an Advanced Funding Agreement with **TxDOT** and **UPRR** in the amount not to exceed $300,000.00 and accepts funds $150,000.00 from **TxDOT** and $150,000.00 from **UPRR** for the Infrastructure improvements near Hoefgen Avenue; and

WHEREAS, the needed infrastructure improvements along Hoefgen Avenue, Fern Court and Carolina Street are as follows:

- Hoefgen Avenue: A section of the roadway, in the vicinity of the railroad tracks, will be reconstructed to modify the grade to allow for better drainage. Additionally, repaving will take place from Carolina to the tracks. Curbs, sidewalks and driveways will be improved in this section.
- Access Roadway: A new access roadway will be built between Fern and Hoefgen to provide an area for trucks to maneuver the roadway. It will be located on the property that is adjacent to the CPS facility.

- Fern Court: Fern will be repaved to provide a connection to the new access roadway between Fern and Hoefgen.
- Carolina Street: The roadway will receive an overlay treatment and new pavement markings from IH 37 to Cherry Street; and

WHEREAS, Transportation and Capital Improvements is working to develop a construction schedule and is evaluating using an existing task order contract to complete the construction and it is anticipated that the project will have duration of approximately three months; **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 **Texas Department of Transportation** and **Union Pacific Railroad** in the amount not to exceed $300,000.00 for Infrastructure improvements along Hoefgen Avenue, Fern Court and Carolina Street and to accept funds in the amount of $150,000.00 from TxDOT and $150,000.00 from UPRR.

SECTION 2. Funds are authorized to be received from **TxDOT** to SAP Fund 40099000, Other Capital Projects, SAP Project Definition 23-01529, Hoefgen Ave Improvements, and the budget shall be revised by increasing WBS element 23-01529-90-06-01 entitled Transfer from I/O# 140000000XXX (TXDot), SAP GL Account 6101100 - Interfund Transfer In, by the amount $150,000.00.

SECTION 3. Funds are authorized to be received from **Union Pacific Rail Road (UPRR)** to SAP Fund 40099000, Other Capital Projects, SAP Project Definition 23-01529, Hoefgen Ave Improvements, and the budget shall be revised by increasing WBS element 23-01529-90-10-01 entitled Transfer from UPRR Contributions SAP GL Account 4502280, Contribution from other Agencies, by the amount $150,000.00.

SECTION 4. The amount of $300,000.00, is appropriated in SAP Fund 40099000, Other Capital Projects, SAP Project Definition 23-01529, Hoefgen Ave Improvements, and the budget shall be revised by increasing SAP WBS Elements as follows:

WBS NO.	WBS NAME	G/L	G/L NAME	PLAN VERSION 0 REVISION/ Appropriation
23-01529-05-02-01	Construction-City	5201140	Construction Cost	280,000.00
23-01529-05-01-01	Construction-Cap Admin	5402030	Cap Admin-Direct	12,000.00
23-01529-05-01-01	Construction-Cap Admin	5402050	Cap Admin-Indirect	8,000.00
			Totals	300,000.00

SECTION 5. 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 6. 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 **17th** day of **December,** **2015.**

M A Y O R
Ivy R. Taylor

ATTEST:

Leticia M. Vacek, City Clerk

APPROVED AS TO FORM:

for

Martha G. Sepeda, Acting City Attorney

Agenda Item:	**12 (in consent vote: 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16A, 16B, 16C, 18, 19, 20, 21, 22, 23, 24, 25, 26)**
Date:	12/17/2015
Time:	10:36:15 AM
Vote Type:	Motion to Approve
Description:	An Ordinance authorizing the execution of an Advanced Funding Agreement between the City of San Antonio, the Texas Department of Transportation, and Union Pacific Railroad and accepting $300,000.00 for improvements near Hoefgen Avenue and accepting $150,000.00 from TxDOT and $150,000.00 from Union Pacific Railroad for the planned work. [Peter Zanoni, Deputy City Manager; Mike Frisbie, Director, Transportation and Capital Improvements]
Result:	Passed

Voter	Group	Not Present	Yea	Nay	Abstain	Motion	Second
Ivy R. Taylor	Mayor		x				
Roberto C. Treviño	District 1		x			x	
Alan Warrick	District 2		x				
Rebecca Viagran	District 3		x				
Rey Saldaña	District 4		x				
Shirley Gonzales	District 5		x				
Ray Lopez	District 6		x				
Cris Medina	District 7		x				
Ron Nirenberg	District 8		x				
Joe Krier	District 9		x				
Michael Gallagher	District 10		x				x