

AN ORDINANCE 2014 - 06 - 26 - 0 5 0 7

AUTHORIZING AN ADVANCED FUNDING AGREEMENT BETWEEN THE CITY OF SAN ANTONIO AND THE TEXAS DEPARTMENT OF TRANSPORTATION FOR \$26,000,000.00 TO BE PAID TO TXDOT RELATED TO THE CONSTRUCTION OF NORTHERN CONNECTOR RAMPS AT THE U.S. 281/LOOP 1604 INTERCHANGE, A 2012-2017 GENERAL OBLIGATION BOND PROJECT, LOCATED IN COUNCIL DISTRICT 9; AND, FOR \$4,000,000.00 TO BE PAID TO TXDOT FOR 6.7 ACRES OF LAND NEEDED AS PART OF THE CONVENTION CENTER EXPANSION PROJECT, LOCATED IN COUNCIL DISTRICT 1.

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WHEREAS, this Project provides funds for the construction of northern connector ramps at the U.S. 281/ Loop 1604 interchange that will complete all-direction connectivity between these roadways; and

WHEREAS, as part of the Texas Department of Transportation (TxDOT) Turnback Proposal approved by Ordinance 2014-01-30-0046, the City agreed to assume maintenance responsibility of nine (9) State roadways, totaling 21.8 centerline miles, in exchange for certain conditions including, TxDOT to provide the 6.7 acres of TxDOT real property needed as part of the Henry B. Gonzalez Convention Center expansion project, at no cost to the City; and

WHEREAS, Texas law requires TxDOT to be paid fair market value for real property and does not allow such real estate transactions through the Turnback Program, therefore, TxDOT has agreed to reduce the City's obligation on the US 281/ Loop 1604 Northern Interchange Project from \$30 million to \$26 million so that the City has \$4 million in available debt capacity to purchase the land needed for the Henry B. Gonzalez Convention Center; and

WHEREAS, this Ordinance authorizes the Director of Transportation & Capital Improvements or his designee to execute an Advanced Funding Agreement between the City of San Antonio and the TxDOT and identifying construction funds in the amount of \$26,000,000 to be paid to TxDOT related to the U.S. 281/ Loop 1604 Northern Interchange project,; and

WHEREAS, this Ordinance also will amend the 2014-2019 Capital Budget to reduce \$4,000,000 from the U.S. 281/Loop 1604 interchange project and appropriate new debt in the amount of \$4,000,000 for the Convention Center Expansion Project and authorizing payment to TxDOT for associated land; **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 identifies construction funds in the amount of \$26,000,000 to be paid to TxDOT related to the construction of northern connector ramps at the U.S. 281/Loop 1604 interchange, a 2012-2017 General Obligation Bond Project.

SECTION 2. The 2014-2019 Capital Budget to reduce \$4,000,000 from the U.S. 281/Loop 1604 interchange project is hereby amended.

SECTION 3. The following financial adjustments are hereby approved:

- a) The budget in SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 40-00317, US 281/Loop 1604 Northern Interchange, shall be **revised by decreasing** SAP WBS Element 40-00317-05-02-01 entitled City Funds, SAP GL account 5201140, by the amount of \$4,000,000.00.
- b) The budget in SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 40-00317, US 281/Loop 1604 Northern Interchange, shall be **revised by decreasing** SAP WBS element 40-00317-90-01-12-03 entitled Transfer from GO-00261-01-01-36, SAP GL account 6101100, by the amount of \$4,000,000.00.
- c) The amount of \$4,000,000.00 is **reverted** in SAP Fund 45906005, 2012 General Obligation Street Improvements Year 3, SAP WBS GO-00261-01-01-36, SAP GL account 6102100 - Interfund Transfer out entitled Transfer to 40-00317-90-01-12-03. The amount of \$4,000,000.00 is authorized to be transferred from SAP Fund 45099000.
- d) The budget in SAP Fund 47099000, Convention Center Capital Projects, SAP Project Definition 42-00038, Convention Center Expansion, shall be revised by increasing SAP WBS element 42-00038-90-03-01 entitled 2014B Unissued Tax Notes, SAP GL account 6101100 - Interfund Transfer In, by the amount \$4,000,000.00.
- e) The amount up to \$4,000,000.00 is appropriated in SAP Fund 47099000, Convention Center Capital Projects, SAP Project Definition 42-00038, Convention Center Expansion, SAP WBS Element 42-00038-03-14, entitled Row Acquisition, SAP GL Account 5209010.
- f) Payment in the amount of \$26,000,000.00 in SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 40-00317, US 281/Loop 1604 Northern Interchange, is authorized to be encumbered and made payable to **TxDOT**, for construction services
- g) Payment in the amount of \$4,000,000.00 in SAP Fund 47099000, Convention Center Capital Projects, SAP Project Definition 42-00038, Convention Center Expansion, is authorized to be encumbered and made payable to **TxDOT**, for associated land. Payments for services are contingent upon the availability of funds and the sale of future City of San Antonio, 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.
- h) 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 4. 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 26th day of June, 2014.


M A Y O R
Julián Castro

ATTEST:



Deticia M. Vacek, City Clerk

APPROVED AS TO FORM:



Robert F. Greenblum, City Attorney

Agenda Item:	5						
Date:	06/26/2014						
Time:	09:57:44 AM						
Vote Type:	Motion to Approve						
Description:	An Ordinance authorizing an Advanced Funding Agreement between the City of San Antonio and the Texas Department of Transportation for \$26,000,000 to be paid to TxDOT related to the construction of northern connector ramps at the U.S. 281/Loop 1604 interchange, a 2012-2017 General Obligation Bond Project, located in Council District 9; and, for \$4,000,000 to be paid to TxDOT for 6.7 acres of land needed for the Convention Center Expansion project, located in Council District 1. [Peter Zanoni, Deputy City Manager; Mike Frisbie, Director, Transportation and Capital Improvements]						
Result:	Passed						
Voter	Group	Not Present	Yea	Nay	Abstain	Motion	Second
Julián Castro	Mayor		x				
Diego Bernal	District 1		x				x
Ivy R. Taylor	District 2	x					
Rebecca Viagran	District 3		x				
Rey Saldaña	District 4		x			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				