PW:gg
11-07-2013
Item No. 14.

AN ORDINANCE 2013-11-07-0744

AUTHORIZING THE EXECUTION OF A FUNDING AGREEMENT AND ACCEPTING AN AMOUNT NOT TO EXCEED $102,000.00 FROM H/M WILDERNESS OAK, LTD. FOR FUNDING THE DESIGN AND CONSTRUCTION OF INFRASTRUCTURE IMPROVEMENTS AT THE INTERSECTION OF HARDY OAK AND WILDERNESS OAK.

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WHEREAS, in order to address the traffic issues along Hardy Oak, Council District 9 is providing $265,000.00 in District 9 FY 2013 Infrastructure Improvement Funds to design and construct infrastructure improvements at the intersection of Hardy Oak and Wilderness Oak; and

WHEREAS, the Project will provide for a new traffic signal, ADA compliant wheelchair ramps, Audible Pedestrian Signals, curbs and sidewalks at the intersection, as well as median modifications for a total estimated cost of $366,997.00; and

WHEREAS, H/M Wilderness Oak, LTD. intends to lease property to HEB Grocery Company for the construction of a new HEB store at the intersection of Hardy Oak and Wilderness Oak and has agreed to partner with the City and contribute $102,000.00 to complete the infrastructure improvements and traffic signal at this intersection in efforts to ensure the efficient flow of traffic; and

WHEREAS, this Ordinance authorizes the execution of a funding agreement and accepts funds in the amount not to exceed $102,000.00 from **H/M Wilderness Oak, LTD** to assist in funding the design and construction of infrastructure improvements, to include a new traffic signal, at the intersection of Hardy Oak and Wilderness Oak; **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 not to exceed $102,000.00 from **H/M Wilderness Oak, LTD** to assist in funding the design and construction of infrastructure improvements, to include a new traffic signal, at the of Hardy Oak and Wilderness Oak intersection. 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 **H/M Wilderness Oak, LTD** to SAP Fund 43099000, Certificates of Obligation Capital Projects, SAP Project Definition 40-00280, CD 9 Infrastructure Improvements, and the budget shall be revised by increasing WBS element 40-00280-90-10-01, **H/M Wilderness Oak, LTD.** Contribution and SAP General Ledger 4502280, Contribution from other Agencies, in the amount of $102,000.00.

b) The amount of $102,000.00 is appropriated in SAP Fund 43099000, Certificates of Obligation Capital Projects, SAP Project Definition 40-00280, CD 9 Infrastructure

Improvements, SAP WBS Element 40-00280-05-02-01, Hardy Oak & Wilderness Oak 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 **7th** day of **November, 2013**.

M A Y O R
Julián Castro

ATTEST:

Leticia M. Vacek, City Clerk

APPROVED AS TO FORM:

Michael D. Bernard, City Attorney

Agenda Item:	**14 (in consent vote: 7, 8, 9, 10, 11, 12, 13, 14, 16, 17, , , 18, 19, 20, 21, 22, 23, 25, 26, 27, 28, 29, 30, 31, 32, 33, 35)**
Date:	11/07/2013
Time:	11:18:38 AM
Vote Type:	Motion to Approve
Description:	An Ordinance authorizing a funding agreement and the acceptence of funds in the amount up to $102,000.00 from H/M Wilderness Oak, LTD. to assist in funding the design and construction of infrastructure improvements, to include a new traffic signal, at the intersection of Hardy Oak and Wilderness Oak. [Peter Zanoni, Deputy City Manager; Anthony Chukwudolue, Interim 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				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				
Carlton Soules	District 10		x				