

AN ORDINANCE 2011-12-15-1039

**AUTHORIZING THE THREE JOINT USE AGREEMENTS
BETWEEN THE CITY OF SAN ANTONIO AND VERANO
LAND GROUP, LP FOR USE OF PUBLIC RIGHTS OF WAY
NEAR TEXAS A&M SAN ANTONIO UNIVERSITY LOCATED
WITHIN NCB 16456 IN COUNCIL DISTRICT 3.**

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

SECTION 1. The City Manager and her designee, severally, are authorized and directed to negotiate and execute an indefinite-term joint use agreement relating to a telecommunications corridor and a recycled water corridor under University Way, assuring noninterference with the City's public-street right-of-way easement in University Way.

SECTION 2. The City Manager and her designee, severally, are further authorized and directed to negotiate and execute an indefinite-term joint use agreement relating to a telecommunications corridor and a recycled water corridor under Verano Parkway, assuring noninterference with the City's public-street right-of-way easement in Verano Parkway.

SECTION 3. The City Manager and her designee, severally, are authorized and directed to negotiate and execute an indefinite-term joint use agreement relating to a tower and landscaping in the median of University Way, assuring noninterference with the City's public-street right-of-way easement in University Way.

SECTION 4. The City Manager and her designee, severally, should take all other actions reasonably necessary or convenient to effectuate the transaction described above, including executing and delivering ancillary documents and instruments conducive to effectuating the transaction.

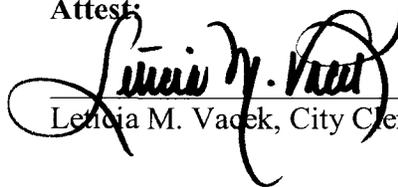
SECTION 5. As per Chapter 37, Section 37-5, there is no fiscal impact associated with this action. According to the Joint Use Agreement, Verano Land Group is responsible for maintenance of the concrete entry tower monument and associated landscaping, irrigation, and lighting facilities on University Way. If at any time the installed utility facilities adversely affect the pavement life of University Way or Verano Parkway, the City's Right of Way Ordinance (93319) requires block to block and curb to curb pavement reconstruction at no cost to the City.

SECTION 6. This ordinance becomes effective 10 days after passage, unless it receives the eight votes requisite to immediate effectiveness under San Antonio Municipal Code § 1-15, in which case it becomes effective immediately.

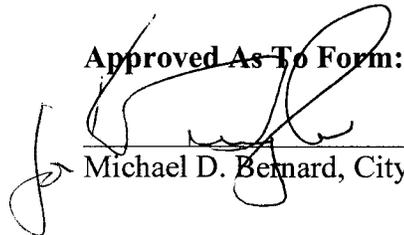
PASSED AND APPROVED this 15th day of December 2011.


M A Y O R
Julián Castro

Attest:


Lencia M. Vacek, City Clerk

Approved As To Form:


Michael D. Bernard, City Attorney



Request for
**COUNCIL
 ACTION**

City of San Antonio



Agenda Voting Results - 19

Name:	6, 7, 8, 10, 11, 12, 13, 14, 16, 18, 19, 20, 21, 22, 23, 26, 27, 28, 29, 30A, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 48						
Date:	12/15/2011						
Time:	10:36:06 AM						
Vote Type:	Motion to Approve						
Description:	An Ordinance authorizing the execution of three Joint Use Agreements between the City of San Antonio and Verano Land Group, LP for use of subsurface property under Public Rights of Way near Texas A&M San Antonio University located within NCB 16456 in Council District 3. [Peter Zanoni, 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				
Diego Bernal	District 1		x				
Ivy R. Taylor	District 2	x					
Jennifer V. Ramos	District 3		x			x	
Rey Saldaña	District 4		x				x
David Medina Jr.	District 5		x				
Ray Lopez	District 6		x				
Cris Medina	District 7		x				
W. Reed Williams	District 8		x				
Elisa Chan	District 9		x				
Carlton Soules	District 10		x				