

**THIS IS A PROPOSED DRAFT AND WILL BE REPLACED BY THE FINAL,
SIGNED ORDINANCE OR RESOLUTION ADOPTED BY THE CITY COUNCIL.**

ORDINANCE

**APPROVING AN ADVANCED FUNDING AGREEMENT BETWEEN
THE CITY OF SAN ANTONIO AND THE TEXAS DEPARTMENT OF
TRANSPORTATION (TXDOT), ACCEPTING REIMBURSEMENT
IN THE ESTIMATED AMOUNT NOT TO EXCEED \$1,675,600.00
FROM TXDOT FOR THE PINN ROAD SHARED USE PATH
PROJECT FOR CONSTRUCTION-RELATED EXPENSES**

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WHEREAS, the Pinn Road Shared Use Path project was selected for funding through the Alamo Area Metropolitan Planning Organization (AAMPO) Transportation Improvement Program (TIP) to provide connectivity for multi-modal transportation within the City of San Antonio; and

WHEREAS, this project is included under the FY 2024 – FY 2029 Six-Year Capital Improvement Program as part of the City’s FY 2023 Adopted Budget; and

WHEREAS, the Pinn Road Shared Use Path project will provide improved safety and connectivity for pedestrians and bicyclists by constructing an 8-12 foot wide 0.91-mile concrete path to connect the surrounding neighborhood fully; the City will design and construct the improvements leveraging funding from TxDOT; and

WHEREAS, project construction is anticipated to begin in Summer 2026 and is estimated to be completed in Winter 2028; and

WHEREAS, the City manages Local Agency Managed projects but receives federal funds administered through TxDOT; the funds paid to TxDOT by the City are for costs associated with oversight of the administration of the federal funds; and

WHEREAS, this ordinance authorizes the execution of an Advanced Funding Agreement between the City of San Antonio and the Texas Department of Transportation (TxDOT) to accept reimbursement in the estimated amount not to exceed \$1,675,600.00 from TxDOT for construction-related expenses and authorizes payment in the amount not to exceed \$28,717.00 to TxDOT for administrative oversight of federal funds for the Pinn Road Shared Use Path project, a General Fund and federally funded project, located in Council District 6; and

WHEREAS, this project was selected for funding through the Alamo Area Metropolitan Planning Organization (AAMPO) Transportation Improvement Program (TIP). As a requirement of the TIP, the local agency is responsible for 20% of the construction cost, with the remaining 80% being provided federally through TxDOT; and

WHEREAS, this Advanced Funding Agreement with TxDOT will allow construction-related project costs to qualify for federal cost sharing up to the federally approved amount not to exceed \$1,675,600.00; the remaining construction cost of \$418,900.00 will be the responsibility of the City of San Antonio; and

WHEREAS, approval of these ordinances will continue the City's commitment to maintaining and improving existing infrastructure in collaboration with other governmental agencies; **NOW THEREFORE:**

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

SECTION 1. The City Manager or designee, or the Director of the Public Works Department or designee, is authorized to execute an Advance Funding Agreement between the City of San Antonio and Texas Department of Transportation (TxDOT) and accept reimbursement in the amount up to \$1,675,600.00 for construction-related expenses costs. This ordinance authorizes payment in the amount not to exceed \$28,717.00 to TxDOT for administrative oversight of federal funds and the appropriation of \$418,900.00 to fund the required local match. A copy of the agreement in substantially final form is attached hereto and incorporated herein for all purposes as Attachment IV.

SECTION 2. The City Manager or designee, or the Director of the Public Works Department or designee, is further authorized to execute any and all necessary documents to effectuate said agreement and acceptance.

SECTION 3. Upon acceptance of this award, a new fund and internal order number will be created, upon which the award amount up to \$1,675,600.00 will be appropriated from TxDOT, and a cash match of \$418,900.00 and administrative fees of \$28,717.00 in Advanced Transportation District Funds will be appropriated for a total of \$2,123,217.00.

SECTION 4. Upon appropriation the amount of \$1,675,600.00 is authorized to be transferred from the new grant fund to Fund 43099000, Project 23-04064 Pinn Road Shared Use.

SECTION 5. The budget in Fund 43099000, WBS Element 23-04064-90-14-01 and GL 6101100 is authorized to be reduced by the amount of \$418,900.00.

SECTION 6. The budget in Fund 43099000, WBS Element 23-04064-90-14-02 and GL 6101100 is authorized to be increased by the amount of \$418,900.00.

SECTION 7. The budget in Project 23-04064 shall be revised by increasing and decreasing the WBS Elements with GL Accounts in the tables below each totaling \$1,675,600.00.

WBS
GL
AMOUNT

23-04064-05-02-01
5201140

DAH
3/7/2024
Item No.

-418,900.00

23-04064-05-02-08
5201140
418,900.00

23-04064-05-02-09
5201245
1,675,600.00

TOTAL

1,675,600.00

SECTION 8. Payment not to exceed \$28,717.00 is authorized to be encumbered with a purchase order and made payable to Texas Department of Transportation (TxDOT) for administrative oversight. Payment is in support of the Pinn Road Shared Use Project using Fund 43099000, WBS 23-04064-05-02-01 with GL 5201140. Funding for this project is provided by the General Fund and is included in the FY 2024-FY 2029 CIP 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.

SECTION 9. The financial allocations in this Ordinance are subject to approval by the Deputy Chief Financial Officer, City of San Antonio. The Deputy Chief Financial Officer 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 10. This Ordinance is effective immediately upon the receipt of eight affirmative votes; otherwise, it is effective ten days after passage.

PASSED AND APPROVED this 7th day of March, 2024.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

DAH
3/7/2024
Item No.

Debbie Racca-Sittre, City Clerk

Andrew Segovia, City Attorney

DRAFT