

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 \$15,845,676.00 FROM TXDOT FOR CIVIL ENGINEERING AND CONSTRUCTION-RELATED EXPENSES FOR THE MARKET STREET CYCLE TRACK PROJECT, LOCATED IN COUNCIL DISTRICT 1. THIS PROJECT WAS SELECTED FOR FUNDING BY TXDOT THROUGH THEIR TRANSPORTATION ALTERNATIVES SET-ASIDE PROGRAM AND MEETS THE CRITERIA TO RECEIVE TRANSPORTATION DEVELOPMENT CREDITS AND THEREFORE, WILL NOT BE REQUIRING A LOCAL CITY MATCH

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WHEREAS, as part of the FY 2023 Adopted Budget, \$1,890,000.00 in General Funds were authorized for improvements for the Market Street Cycle Track Project to include a two-way bike lanes including pedestrian improvements as appropriate and within available funding from Flores Street to Interstate Highway (IH) 37; and

WHEREAS, this project was also selected for funding by the TxDOT through their statewide Transportation Alternatives funding program; and

WHEREAS, this Advanced Funding Agreement with TxDOT will allow civil engineering and construction-related project costs to qualify for federal cost-sharing up to the federally approved amount not to exceed \$15,845,676.00; the project's design will be funded by local funding and the remaining local funds if any will be used towards construction of the project's improvements; and

WHEREAS, the City will design and construct the improvements leveraging funding from TxDOT; and

WHEREAS, this ordinance approves 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 \$15,845,676.00 from TxDOT for civil engineering and construction-related expenses for the Market Street Cycle Track Project (Flores to IH-37); and

WHEREAS, project construction is anticipated to begin in the Fall of 2026 and is estimated to be completed in the Winter of 2028; **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 \$15,845,676.00 for civil engineering and construction-related expenses costs. A copy of the agreement in substantially final form is attached hereto.

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 \$15,845,676.00 will be appropriated from TxDOT.

SECTION 4. Upon appropriation the amount of \$15,845,676.00 is authorized to be transferred from the new grant fund to Fund 43099000, Project 23-04062.

SECTION 5. Funds in the amount of \$15,845,676.00 is authorized to be appropriated in Fund 43099000, WBS Element 23-04062-90-xx-xx and GL 6101100.

SECTION 6. Funds in the amount of \$15,845,676.00 is authorized to be appropriated in Fund 43099000, WBS Element 23-04062-05-02-09 and GL Account 5201140.

SECTION 7. 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 8. This Ordinance is effective immediately upon the receipt of eight affirmative votes; otherwise, it is effective ten days after passage.

PASSED AND APPROVED this 12th day of December, 2024.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Debbie Racca-Sittre, City Clerk

Andrew Segovia, City Attorney