

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

ORDINANCE

AUTHORIZING THE EXECUTION OF A REIMBURSEMENT AGREEMENT BETWEEN THE CITY OF SAN ANTONIO AND THE UNION PACIFIC RAILROAD COMPANY (UPRR) IN THE AMOUNT NOT TO EXCEED \$75,000.00 FOR PRELIMINARY ENGINEERING SERVICES, TO BE PERFORMED BY UPRR, NECESSARY FOR THE PROBANDT STREET PHASE 2 PROJECT LOCATED IN COUNCIL DISTRICT 5. FUNDS ARE AVAILABLE FROM 2022 GENERAL OBLIGATION BOND FUNDS INCLUDED IN FY 2025 – FY 2030 CAPITAL IMPROVEMENTS PROGRAM.

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WHEREAS, the Probandt Street (South Alamo to Steves) Project is a State-owned roadway. In an effort to improve vehicular and pedestrian safety, the Project was selected for funding by TxDOT through their statewide maintenance funding program and as part of the City of San Antonio's 2017 and 2022 General Obligation Bond Programs; and

WHEREAS, the Project will reconstruct the road and construct traffic signals, a shared use path, sidewalks, and drainage improvements. The Probandt Street Project will reconstruct roadway from S. Alamo to Steves. The City of San Antonio proposes Probandt Street corridor improvements at or adjacent to the existing at-grade crossings along Probandt north of the Lone Star Boulevard (764298A) and Cevallos Street (764349H), on South Alamo (764350C) and on Lone Star Blvd (764284S). Improvements to the intersections are planned to include the installation of advance warning infrastructure, pedestrian improvements, crossing surface improvements and updates to traffic control devices; and

WHEREAS, the new infrastructure will provide a corridor for motorists, bicyclists, and pedestrians in the area. The City will design and construct the improvements while leveraging funding from TxDOT. Project construction is anticipated to begin in Summer 2027 and estimated to be completed by Spring 2029.; and

WHEREAS, the proposed Reimbursement Agreement for Preliminary Engineering Services allows UPRR to begin coordination with the City and engineering design services. Through this agreement, the City will reimburse UPRR in an amount not to exceed \$75,000.00, for these design services within UPRR ROW that are necessary to complete the Probandt Street Phase 2 Project located in Council District 5. Capital Improvements Program design completion is anticipated in 2027 pending the City Council's approval of the proposed agreement; and

WHEREAS, this Ordinance authorizes the execution of a Reimbursement Agreement, in the amount not to exceed \$75,000.00, between the City of San Antonio and the Union Pacific

Railroad Company (UPRR) for Preliminary Engineering Services to be performed by UPRR for the Probandt Street Phase 2 Project located in Council District 5. Funds are available from 2022 General Obligation Bond funds included in FY 2025 – FY 2030 Capital Improvements Program; **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 a Reimbursement Agreement in an amount not to exceed \$75,000.00 between the City of San Antonio and the Union Pacific Railroad Company (UPRR) for \$75,000.00 for Preliminary Engineering Services to be performed by UPRR for the Probandt Street Phase 2 Project.

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. Funds for this ordinance in the amount of \$75,000.00 is available in Fund 45099000, Project 23-03913, WBS Element 23-03913-05-02-08 and GL Account 5201140.

SECTION 4. Payment not to exceed \$75,000.00 is authorized to be encumbered with a purchase order and made payable to Union Pacific Railroad Company (UPRR). Payment is in support for Preliminary Engineering Services, to be performed by UPRR, necessary for the Probandt Street Phase 2 Project. Funding is provided by General Obligation bond funds and is included in the FY 2025 - FY 2030 CIP Budget.

SECTION 5. 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 Fund Numbers, Project Definitions, WBS Elements, Internal Orders, Fund Centers, Cost Centers, Functional Areas, Funds Reservation Document Numbers, and GL Accounts as necessary to carry out the purpose of this Ordinance.

SECTION 6. This Ordinance is effective immediately upon the receipt of eight affirmative votes; otherwise, it is effective ten days after passage.

PASSED and APPROVED this ____ day of October, 2024.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Debbie Racca-Sittre, City Clerk

Andrew Segovia, City Attorney

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