

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

ORDINANCE

APPROVING AN ADVANCED FUNDING AGREEMENT BETWEEN THE CITY OF SAN ANTONIO AND THE TEXAS DEPARTMENT OF TRANSPORTATION (TXDOT) FOR PAYMENT TO TXDOT IN AN AMOUNT NOT TO EXCEED \$336,017.00.00 FOR CONSTRUCTION RELATED EXPENSES AND \$42,214.00 FOR ADMINISTRATIVE OVERSIGHT OF FEDERAL FUNDS AND ACCEPTING \$3,024,152.00 IN HIGHWAY SAFETY IMPROVEMENTS PROGRAM (HSIP) INFRASTRUCTURE TO INCLUDE INSTALLATION OF A RAISED MEDIAN ON PLEASANTON ROAD/MOURSAND BLVD FROM FITCH AVENUE TO IH-410. FUNDING AVAILABLE FROM THE GENERAL FUND AND IS INCLUDED IN THE FY2023-FY2028 CAPITAL IMPROVEMENT PROGRAM.

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WHEREAS, the Highway Safety Improvements Program (HSIP) aims to eliminate or reduce the number and severity of traffic crashes; and

WHEREAS, the HSIP includes funds for construction and operational improvements of qualifying projects that were located off the state highway system; and

WHEREAS, based on the Transportation Department’s traffic studies, bicyclist injury and accident data, and staff recommendations, a Vision Zero Project was identified for a 3.4 miles corridor of Pleasanton Road/Moursund Boulevard extending from the intersection of Pleasanton Road and Fitch Avenue to Moursund Boulevard and Loop 410, located in Council District 3; and

WHEREAS, TxDOT will bid and construct the projects; and

WHEREAS, federal funds to cover 90% of the construction costs while the local government is required to provide funding to cover the remaining 10% of construction costs and TxDOT’s direct costs for administrative oversight as well as design and environmental studies; and

WHEREAS, once construction is completed, the City will own, operate, and maintain the HSIP infrastructure; and

WHEREAS, when the federal funding reaches the maximum obligated amount, City will then be responsible for project completion in a timely manner with no additional State or Federal funding and without decreasing the scope and/or terms of the work of the Project; and

WHEREAS, this Ordinance approves the execution of an Advanced Funding Agreement between the City of San Antonio and the Texas Department of Transportation (TxDOT), authorizing payment in amount not to exceed \$336,017.00 for construction related expenses and \$42,214.00 payable to TxDOT for administrative oversight of federal funds and accepting \$3,024,152.00 in Highway Safety Improvements Program (HSIP) infrastructure to include installation of a raised median on Pleasanton Road/Moursand Blvd from Fitch Avenue to IH-410, located in Council District 3; **NOW THEREFORE**:

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

SECTION 1. The City Manager or designee, or the Directors of the Public Works or Transportation Department or designees, are authorized to execute an Advanced Funding Agreement between the City of San Antonio and Texas Department of Transportation (TxDOT) authorizing payment to TxDOT in an amount not to exceed \$378,231.00 the City's match of construction costs and administrative oversight of federal funds and accepting grant funding in the amount of \$3,024,152.00 from the Highway Safety Improvements Program (HSIP) for installation of a raised median. A copy of the Advanced Funding Agreement in substantially final form is attached hereto and incorporated herein for all purposes as **Attachment I**.

SECTION 2. The City Manager or designee, or the Directors of the Public Works or Transportation Department or designees, are 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 \$3,024,152.00 from TxDOT will be appropriated in said fund. A final budget, including a department specific fund, an Internal Order number, and General Ledger numbers will be submitted by the department upon award. Payment not to exceed \$378,231.00 is authorized to TxDOT upon issuance of a purchase order for the City's match of construction costs and administrative oversight of federal funds.

SECTION 4. Upon appropriation \$3,024,152.00 will be transferred from the new fund to Fund 40099000 Other Capital Projects. The Budget in Fund 40099000 shall be revised by increasing, WBS 46-0006-90-14-03 with GL 6101100 and WBS 46-00006-05-02-02 with GL 5201140 each by \$3,024,152.00.

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 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.

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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 _____, 2023.

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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ATTACHMENT I

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