



City of San Antonio

Agenda Memorandum

File Number:

Agenda Item Number: 13

Agenda Date: May 11, 2023

In Control: City Council A Session

DEPARTMENT: Public Works Department

DEPARTMENT HEAD: Razi Hosseini

COUNCIL DISTRICTS IMPACTED: District 4

SUBJECT:

Agreement to Contribute Right-of-Way Funds (Fixed Price) for TxDOT Project

SUMMARY:

An ordinance approving an agreement to contribute right-of-way funds (fixed price) between the City of San Antonio and the Texas Department of Transportation (TxDOT) and authorizing payment in the amount not to exceed \$9,200.20 to TxDOT for the acquisition of right-of-way associated with the TxDOT Highway US 90 Improvements project located 0.8 miles west of IH 410 to IH 410. Funds are available from the General Fund.

BACKGROUND INFORMATION:

Project Background

The Texas Administrative Code, Title 43, Part 1, Chapter 15, Subchapter E, Rule 15.52 and 15.55 requires a joint participation agreement and monetary contribution from the local government to TxDOT for certain State highway improvement projects requiring the acquisition of right-of-way and the relocation or adjustment of utilities associated with these projects. As part of the FY 2022 Adopted Budget, funds in the amount of \$363,139.00 were approved for the City of San Antonio's required monetary contribution for right-of-way and utility adjustments expenses for two TxDOT projects at that time.

The approval of this agreement is necessary to complete the TxDOT Highway US 90 Improvements project and allows the City to comply with the Texas Administrative Code through cooperation and participation with TxDOT for highway improvement projects within the City limits.

ISSUE:

This ordinance approves an agreement to contribute right-of-way funds (fixed price) between the City of San Antonio and the Texas Department of Transportation (TxDOT) and authorizes payment in the amount not to exceed \$9,200.20 to TxDOT for the acquisition of right-of-way associated with the TxDOT Highway US 90 Improvements project located 0.8 miles west of IH 410 to IH 410.

The Texas Administrative Code requires a joint participation agreement and monetary contribution from the local government to TxDOT for certain State highway improvement projects requiring the acquisition of right-of-way and the relocation or adjustment of utilities.

The agreement will allow the City to contribute right-of-way acquisition funds for the TxDOT Highway US 90 Improvements project located 0.8 miles west of IH 410 to IH 410 and is necessary to complete the project. The City is responsible for 10% of the reimbursable cost for right-of-way acquisition in accordance with the Texas Administrative Code. Approval of this ordinance will continue the City's commitment to maintaining and improving existing infrastructure in collaboration with other governmental agencies.

ALTERNATIVES:

As an alternative, City Council could choose not to approve this agreement; however, the City would therefore not comply with the Texas Administrative Code and this will delay the completion of the project.

FISCAL IMPACT:

This is a one-time capital improvement expenditure in the total amount of \$9,200.20 payable to TxDOT for the acquisition of right-of-way associated with the TxDOT Highway US 90 Improvements project. Funding is available from the FY 2023 General Fund Budget.

RECOMMENDATION:

Staff recommends approval of an agreement to contribute right-of-way funds (fixed price) between the City of San Antonio and the Texas Department of Transportation (TxDOT) and authorizing payment in the amount not to exceed \$9,200.20 to TxDOT for the acquisition of right-of-way associated with the TxDOT.

