

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

ORDINANCE

APPROVING A NON-EXCLUSIVE 10-YEAR LICENSE AGREEMENT WITH FLINT HILLS RESOURCES CORPUS CHRISTI, LLC, FOR USE OF CITY RIGHT-OF-WAY FOR THE PURPOSE OF INSTALLING AND MAINTAINING FACILITIES TO TRANSPORT OIL, GAS AND OTHER PETROLEUM PRODUCTS.

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WHEREAS, Flint Hills Resources Corpus Christi, LLC (FHR) operates a 4,000-mile network of pipelines in six states that transport crude oil, natural gas liquids and refined products; and

WHEREAS, FHR currently has a private easement for a 16-inch line which is in conflict with the Texas Department of Transportation expansion for the I10/IH410 Interchange Project; and

WHEREAS, FHR has acquired a new private easement to relocate the pipeline; and

WHEREAS, FHR requested a license agreement from the City to use a portion of City Right-of-Way (ROW) to tie back to the existing line; and

WHEREAS, the installation, maintenance, and repair of the facilities over or under the public right-of-way will be done in a manner consistent with all City of San Antonio regulations, including the Right-of-Way Management Ordinance and Utility Excavation Criteria Manual. **NOW THEREFORE:**

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

SECTION 1. The License Agreement between the City of San Antonio and Flint Hills Resources Corpus Christi, LLC is approved in substantially the same form as it appears in Exhibit A.

SECTION 2. The City Manager or designee is hereby authorized to execute the License Agreement and any and all documents necessary to fulfill the purpose and intent of this Ordinance.

SECTION 3. Funds received for this ordinance for License Agreement fees will be deposited in Fund 11001000, Internal Order 207000000300 and General Ledger 4103130.

SECTION 4. 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 Cost Centers, WBS Elements, Internal Orders, General Ledger Accounts, and Fund Numbers as necessary to carry out the purpose of this Ordinance.

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05/05/22
Item No. ____

SECTION 5. This Resolution is effective immediately upon the receipt of eight affirmative votes, or in the event eight affirmative votes are not received, on the tenth day after passage.

PASSED AND APPROVED this 5th day of May, 2022.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Debbie Racca-Sittre, Acting City Clerk

Andrew Segovia, City Attorney