

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

ORDINANCE

APPROVING A CONTRIBUTION AGREEMENT BETWEEN THE CITY OF SAN ANTONIO AND CHESMAR HOMES, LLC. IN AN AMOUNT NOT TO EXCEED \$90,000 FOR THE COMPLETION OF THE ALLEY IMPROVEMENTS PROJECT LOCATED IN COUNCIL DISTRICT 8; AND AUTHORIZING THE APPROPRIATION AND AMENDING OF THE FY 2022 – FY 2027 CAPITAL IMPROVEMENT PROGRAM WITH FUNDS IN THE AMOUNT OF \$90,000 FROM CHESMAR HOMES, LLC. TO THE ALLEY IMPROVEMENTS PROJECT. FUNDS IN THE AMOUNT OF \$350,000 ARE AVAILABLE FROM THE ALLEY IMPROVEMENTS PROJECT INCLUDED IN THE FY 2022 – FY 2027 CAPITAL IMPROVEMENT PROGRAM FOR A TOTAL PROJECT BUDGET OF \$440,000.

* * * * *

WHEREAS, as part of the adopted FY 2022 Capital Improvement Project Budget, \$350,000 was approved for alley improvements in District 8; and

WHEREAS, this will be used for alley improvements between Spring Trail Drive and Spring Manor Drive and between Spring Trail Drive and Spring Garden Drive; and

WHEREAS, the improvements will include tree pruning, trash removal, asphalt surface removal and replacement; and

WHEREAS, as part of the Contribution Agreement, Chesmar Homes, LLC. will contribute \$90,000 to the City to complete these alley improvements; and

WHEREAS, construction of the project began in February 2022 and is estimated to be completed in September 2022; and

WHEREAS, this ordinance also appropriates and amends the FY 2022 – FY 2027 Capital Improvement Program with funds in the amount of \$90,000 from Chesmar Homes, LLC. to the Alley Improvements project; and

WHEREAS, funds in the amount of \$350,000 are available from the Alley Improvements Project included in the FY 2022 – FY 2027 Capital Improvement Program for a total project budget of \$440,000; and

WHEREAS, this ordinance approves a Contribution Agreement between the City of San Antonio and Chesmar Homes, LLC. in an amount not to exceed \$90,000 for the completion of the Alley Improvements Project located in Council District 8; and authorizing the appropriation and

amending of the FY 2022 – FY 2027 Capital Improvement Program with funds in the amount of \$90,000 from Chesmar Homes, LLC. to the Alley Improvements project; **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 approve Contribution Agreement between the City of San Antonio and Chesmar Homes, LLC. in an amount not to exceed \$90,000 for the completion of the Alley Improvements Project located in Council District 8; and authorizing the appropriation and amending of the FY 2022 – FY 2027 Capital Improvement Program with funds in the amount of \$90,000 from Chesmar Homes, LLC. to the Alley Improvements project. Funds in the amount of \$350,000 are available from the Alley Improvements Project included in the FY 2022 – FY 2027 Capital Improvement Program for a total project budget of \$440,000. The agreement is attached hereto and incorporated herein for all purposes as **Exhibit A**.

SECTION 2. Funds in the amount of \$90,000.00 are authorized to be received from Chesmar Homes, LLC to SAP Fund 43099000.

SECTION 3. The amount of \$90,000.00 is authorized to be appropriated in SAP Fund 43099000, Project 23-03855, WBS Element 23-03855-90-10-01 and General Ledger 4502280.

SECTION 4. The amount of \$90,000.00 is authorized to be appropriated in SAP Fund 43099000, Project 23-03855, WBS Element 23-03855-05-02-02 and General Ledger 5201140.

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 its passage by eight or more affirmative votes; otherwise it is effective on the tenth day after passage.

PASSED and APPROVED this ____ day of _____, 2022.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Debbie Racca-Sittre, Acting City Clerk

Andrew Segovia, City Attorney

EXHIBIT A

DRAFT