

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

ORDINANCE

**APPROVING (A) AN INTERLOCAL AGREEMENT WITH
VIA METROPOLITAN TRANSIT TO ENGAGE IN
COOPERATIVE FUEL PURCHASING; AND (B) AN
AGREEMENT WITH LONGHORN PROPANE, L.P., TO
PROVIDE THE BUILDING AND EQUIPMENT SERVICES
DEPARTMENT AND OTHER CITY DEPARTMENTS
WITH HD-5 PROPANE MOTOR FUEL FOR AN
ESTIMATED ANNUAL COST OF \$63,000.00. FUNDING IS
AVAILABLE FROM THE FY 2022 FLEET SERVICES
FUND BUDGET.**

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WHEREAS, the Interlocal Cooperation Act (the “Act”), Chapter 791, Texas Government Code permits local governmental entities to enter into interlocal agreements for the performance of governmental functions, including administrative functions, such as purchasing, in order to promote efficiencies and effectiveness thereby satisfying the requirements of competitive bidding; and

WHEREAS, VIA Metropolitan Transit (“VIA”) has competitively bid and has in place a contract for the delivery of HD-5 propane motor fuel with Longhorn Propane, L.P. (“Longhorn”) beginning on or about November 1, 2021 through October 31, 2026 (“VIA Contract”); and

WHEREAS, approval of this ordinance will authorize the execution of an Interlocal Agreement for Fuel Purchasing with VIA Metropolitan Transit which will allow the City to use the existing contract between VIA and Longhorn Propane, L.P., to satisfy the City’s needs for HD-5 Propane motor fuel; and

WHEREAS, approval of this ordinance will also approve an Integration Agreement between the City and Longhorn Propane, L.P., to allow City to utilize the prices, terms and conditions of the VIA Contract, as may be modified between City and Longhorn; and

WHEREAS, all expenditures will be in accordance with the applicable fiscal year’s budget approved by City Council; **NOW THEREFORE:**

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

SECTION 1. The City Manager or designee, or Director of Finance or designee, is hereby authorized to execute an Interlocal Agreement for Fuel Purchasing with VIA Metropolitan Transit. The contract is attached hereto and is incorporated herein for all purposes as **Exhibit I**.

SECTION 2. The City Manager or designee, or Director of Finance or designee, is hereby authorized to execute an Integration Agreement for HD-5 Propane Motor Fuel with Longhorn Propane, L.P., beginning upon approval of the City Council and terminating on October 31, 2026. The contract is attached hereto and is incorporated herein for all purposes as **Exhibit II**.

SECTION 3. A true and correct copy of the VIA Contract is attached to this ordinance as **Exhibit III** and is incorporated herein and made a part hereof for all purposes.

SECTION 4. Funding for this ordinance in the amount of \$63,000.00 is available in Fund 77001000, Cost Center 3598000001 and General Ledger 5403545 as part of the Fiscal Year 2022 Adopted Budget approved by City Council. Additional funding for future years is contingent upon City Council approval of the Fiscal Year 2023 Budget and subsequent budgets that fall within the term of this contract.

SECTION 5. Payment is authorized to Longhorn Propane, L.P., and should be encumbered with a purchase order.

SECTION 6. 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 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.

SECTION 7. This ordinance is effective immediately upon passage by eight or more affirmative votes; otherwise, it is effective on the tenth day after passage.

PASSED and APPROVED this ____ day of _____, 2021.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Debbie Racca-Sittre, Acting City Clerk

Andrew Segovia, City Attorney