



City of San Antonio

Agenda Memorandum

File Number:

Agenda Item Number: 9

Agenda Date: December 16, 2021

In Control: City Council A Session

DEPARTMENT: Public Works Department

DEPARTMENT HEAD: Razi Hosseini

COUNCIL DISTRICTS IMPACTED: Citywide

SUBJECT:

Agreements to Contribute Right of Way Funds (Fixed Price) for TxDOT Projects

SUMMARY:

An ordinance approving the execution of two Agreements 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 \$170,891.00 to TxDOT for the acquisition of right-of-way associated with two TxDOT projects. Funds are available from the FY 2022 Public Works General Fund Adopted Budget and are included in the FY 2022 - FY 2027 Capital Improvement Program.

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 two TxDOT projects

requiring right-of-way acquisition. Current appraisals fix the City contribution at \$170,891.00 out of the budgeted \$363,139.00 for the two TxDOT projects.

These two TxDOT projects include the following:

- Loop 1604 from FM 78 to IH-10E
- US 90 from SH 211 to 0.8 miles West of IH-410

The approval of the two agreements to contribute right-of-way funds is necessary to complete these projects 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 the execution of two Agreements 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 \$170,891.00 to TxDOT for the acquisition of right-of-way associated with two TxDOT projects.

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 approval of the two agreements will allow the City to contribute right-of-way funds for the following two TxDOT projects:

- Loop 1604 from FM 78 to IH-10E
- US 90 from SH 211 to 0.8 miles West of IH-410

The approval of these agreements to contribute right-of-way funds is necessary to complete these projects and the City will be responsible for 10% of the required local participation costs for these projects.

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 these agreements; however, the City would not comply with the Texas Administrative Code, which will delay the completion of these projects.

FISCAL IMPACT:

This is a one-time capital improvement expenditure in the total amount of \$170,891.00 payable to TxDOT. Funds are available from the FY 2022 Public Works General Fund Adopted Budget and are included in the FY 2022 - FY 2027 Capital Improvement Program.

RECOMMENDATION:

Staff recommends approval of the two Agreements 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 \$170,891.00 to TxDOT for the acquisition of right-of-way associated with two TxDOT projects.