

AN ORDINANCE **9 8 4 7 2**

ACCEPTING A GRANT IN THE AMOUNT OF \$435,088.00 FROM THE FEDERAL HIGHWAY ADMINISTRATION THROUGH THE TEXAS DEPARTMENT OF TRANSPORTATION (TXDOT) AND AUTHORIZING \$98,000.00 FROM NEIGHBORHOOD ACCESSIBILITY AND MOBILITY PROGRAM AND TRAFFIC SIGNAL UPGRADE FUNDS IN SUPPORT OF THE "SAFE ROUTES TO SCHOOL" PROJECT; AUTHORIZING THE CITY MANAGER OR HER DESIGNEE TO EXECUTE AN AGREEMENT WITH TXDOT FOR IMPROVEMENTS TO VARIOUS LOCATIONS IN THE NORTHSIDE INDEPENDENT SCHOOL DISTRICT; AUTHORIZING PAYMENT IN THE AMOUNT OF \$2,423.13 TO TXDOT; SELECTING M.W. CUDE ENGINEERS, L.L.C., FOR PROFESSIONAL ENGINEERING SERVICES AND AUTHORIZING THE NEGOTIATION AND EXECUTION OF A PROFESSIONAL SERVICES CONTRACT WITH M.W. CUDE ENGINEERS, L.L.C., IN AN AMOUNT NOT TO EXCEED \$47,900.00; ESTABLISHING A FORCE ACCOUNT; AUTHORIZING \$482,764.87 FOR CONSTRUCTION SERVICES BY CITY FORCES; AND PROVIDING FOR PAYMENT.

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

SECTION 1. The City Manager, or her designee, is authorized to accept a grant in the amount of \$435,088.00 from the Federal Highway Administration, Department of Transportation through the Texas Department of Transportation and authorized to use \$98,000.00 of matching funds from Neighborhood Accessibility and Mobility Program and Traffic Signal Upgrade funds to support the "Safe Routes to School" Project.

SECTION 2. The City Manager or her designee is authorized to execute an Agreement with the Texas Department of Transportation (TxDOT) regarding improvements to twenty locations in the Northside Independent School District. This ordinance appropriates and authorizes payment of \$2,423.13 to TxDOT for project review for the improvements. A copy of the agreement between the City of San Antonio and TxDOT is attached hereto as **Attachment I**.

SECTION 3. A Force Account in the amount of \$482,764.87 for construction services for the improvements to be provided by the City's Public Works Department is hereby established.

SECTION 4. **M.W. Cude Engineers, L.L.C.** is hereby selected to provide professional engineering services in connection with the "Safe Routes to School" Project. A copy of the proposal is attached hereto as **Attachment II**. City staff is further authorized and directed to commence negotiations with said firm to reach an agreement on a contract for such work at a fair and reasonable price not to exceed \$47,900.00. If a contract can be negotiated in accordance with the terms of the standard-form contract for engineering services, and in accordance with the

above price provisions, the City Manager or her designee is authorized to execute such an agreement without further City Council action. A copy of such standard form contract appears in substantially the same form as **Attachment III** and is incorporated by reference herein.

SECTION 5. The budget and encumbrance in Fund No. 29-008000, Capital Improvements Reserve Fund, shall be revised by reducing Index Code 934315, entitled "Trf To 40-002058 02-03 Traf Sig Maint", and increasing Index Code 934000, entitled "Transfer to 40-002059 Safe Routes to School Prg," by the amount of \$56,000.00. The amount of \$56,000.00 is authorized to be transferred from Fund 29-008000 to Fund 40-002059.

SECTION 6. The budget in Fund No. 40-002058, FY02-03 Traffic Signal Maintenance, shall be revised by reducing Index Code 130690, entitled "Trf Fr 29-008 02-03 Annual Signal Maint," by the amount of \$56,000.00.

SECTION 7. The budget in Fund No. 40-002058, FY02-03 Traffic Signal Maintenance, shall be revised by reducing Index Code 588087, entitled "Maint & Rep Mat.-Mach. & Equip", by the amount of \$56,000.00.

SECTION 8. The budget in Fund No. 40-002059, Safe Routes to School Program, shall be revised by increasing Index Code 142489, entitled "Transfer from 29-008000", by the amount of \$56,000.00.

SECTION 9. The budget in Fund No. 29-014000, Streets/Drainage Maintenance And Improvement Fund, shall be revised by reducing Index Code 726570, entitled "District 4 Current Year Appropriation", by the amount of \$14,000.00 and increasing Index Code 934018, entitled "Transfer to 40-002059 Safe Routes to School Prg," in the amount of \$14,000.00. The amount of \$14,000.00 is authorized to be transferred from Fund 29-0140000 to Fund 40-002059.

SECTION 10. The budget in Fund No. 29-014000, Streets/Drainage Maintenance And Improvement Fund, shall be revised by reducing Index Code 726638, entitled "District 7 Current Year Appropriation", by the amount of \$14,000.00 and increasing Index Code 934018, entitled "Transfer to 40-002059 Safe Routes to School Prg," in the amount of \$14,000.00. The amount of \$14,000.00 is authorized to be transferred from Fund 29-0140000 to Fund 40-002059.

SECTION 11. The budget in Fund No. 29-014000, Streets/Drainage Maintenance And Improvement Fund, shall be revised by reducing Index Code 726653, entitled "District 8 Current Year Appropriation", by the amount of \$14,000.00 and increasing Index Code 934018, entitled "Transfer to 40-002059 Safe Routes to School Prg," in the amount of \$14,000.00. The amount of \$14,000.00 is authorized to be transferred from Fund 29-0140000 to Fund 40-002059.

SECTION 12. The budget in Fund No. 40-002059, Safe Routes to School Program, shall be revised by increasing Index Code 142497, entitled "Transfer from 29-008000", by the amount of \$42,000.00.

SECTION 13. The amount of \$47,900.00 is appropriated in Fund No. 40-002059, Safe Routes to School Program, in Index Code 761841, entitled "Engineering Services", and is authorized to be encumbered and made payable to **M.W. Cude Engineers, L.L.C.**, for engineering services in connection with the Safe Routes to School Program.

SECTION 14. The amount of \$47,676.87 is appropriated in Fund No. 40-002059, Safe Routes to School Program, in Index Code 760793, entitled "Construction: City Forces", and is authorized to be encumbered and charged for construction performed by City forces in connection with the Safe Routes to School Program.

SECTION 15. The amount of \$2,423.13 is appropriated in Fund No. 40-002059, Safe Routes to School Program, in Index Code 760801, entitled "Payment to TXDOT", and is authorized to be encumbered and made payable to the **Texas Department of Transportation** in connection with the Safe Routes to School Program.

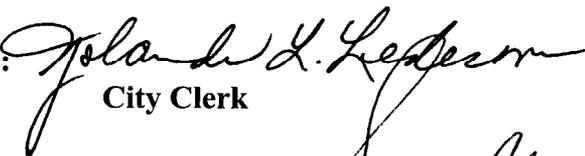
SECTION 16. The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director may, subject to concurrence by the City Manager or the City Manager's designee, correct allocation to specific Index Codes and Fund Numbers as necessary to carry out the purpose of this Ordinance.

SECTION 17. This ordinance shall take effect on the 23rd day of November 2003.

PASSED AND APPROVED this 13th day of November 2003.



M A Y O R
EDWARD D. GARZA

ATTEST: 
City Clerk

APPROVED AS TO FORM: 
for City Attorney