

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

AN ORDINANCE

AUTHORIZING A DONATION AGREEMENT, PEDESTRIAN EASEMENT, AND TEMPORARY RIGHT OF ENTRY FOR CONSTRUCTION OF A PEDESTRIAN BRIDGE OVER THE SAN ANTONIO RIVER IN THE RIVER WALK MUSEUM REACH.

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WHEREAS, Rio Perla operates the Pearl development adjacent to the San Antonio River and has proposed installing a covered pedestrian bridge from the former brewery over the river to a point near where Myrtle Street meets the River Walk; and

WHEREAS, the Historic and Design Review Commission approved the design and placement of the bridge, which will include re-use of a 90' section of a 1974 conveyor salvaged from the Pearl Brewery site; and

WHEREAS, the agreement includes a temporary right of entry upon public property to accommodate bridge installation and also includes a pedestrian easement to ensure connections between the bridge and the River Walk sidewalk are fully accessible to the mobility impaired; and

WHEREAS, the pedestrian bridge will become City of San Antonio property upon installation; and

WHEREAS, the San Antonio River Authority is responsible for maintenance within the River Walk Museum Reach; however, Rio Perla shall be responsible for bridge maintenance for 20 years; and

WHEREAS, the San Antonio River Authority shall be responsible for all utility costs related to the bridge; **NOW THEREFORE:**

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

SECTION 1. The City Manager or her designee or the Director of the Downtown Operations Department or his designee, is hereby authorized to execute the Donation Agreement, Pedestrian Easement, and Temporary Right of Entry for Construction for a pedestrian bridge over the San Antonio River in the River Walk Museum Reach. A copy of the agreement, in substantially final form, is attached hereto and incorporated herein for all purposes as **Attachment I**.

SECTION 2. The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director of Finance may, subject to concurrence by the City Manager or the City Manager's 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 3. This ordinance is effective immediately upon the receipt of eight affirmative votes; otherwise, it is effective ten days after passage.

PASSED AND APPROVED this ____ day of _____.

M A Y O R
Julián Castro

ATTEST:

APPROVED AS TO FORM:

Leticia M. Vacek, City Clerk

Michael Bernard, City Attorney