

AN ORDINANCE

AUTHORIZING THE NEGOTIATION AND EXECUTION OF A FIVE (5) YEAR INTERLOCAL AGREEMENT WITH VIA METROPOLITAN TRANSIT FOR ITS ANNUAL CONTRIBUTION OF AN AMOUNT NOT TO EXCEED \$160,000.00, TO BEGIN OCTOBER 1, 2009.

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WHEREAS, pursuant to Ordinance Number 2009-05-07-0356, passed and approved on May 7, 2009, the City Council approved the re-establishment of the Downtown Public Improvement District ("PID") pursuant to the Public Improvement District Assessment Act, Local Government Code, Chapter 372; and

WHEREAS, the PID is a means through which property owners in the District can self-fund additional improvements and services to enhance the appearance and safety of the San Antonio downtown area; and

WHEREAS, VIA Metropolitan Transit ("VIA") desires to contribute at least one hundred sixty thousand dollars (\$160,000.00) annually to the San Antonio Downtown Public Improvement District because VIA realizes the benefits it will receive from the improvements and services to be funded through the PID; and

WHEREAS, it is now necessary to authorize the City Manager or her designee to negotiate and execute an Interlocal Agreement with VIA to establish the terms under which VIA shall contribute to the PID fund; **NOW THEREFORE:**

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

SECTION 1. The City Council of the City of San Antonio hereby authorizes the City Manager or her designee to negotiate and execute an Interlocal Agreement to establish the terms under which VIA shall contribute and the City shall accept an amount not to exceed \$160,000.00 annually.

SECTION 2. Pursuant to this Agreement, these contributions from VIA to the San Antonio Downtown Public Improvement District shall be limited to funding supplemental services in San Antonio downtown area in accordance with the San Antonio Downtown Public Improvement District's Service and Assessment Plans.

SECTION 3. Revenues collected from VIA under the Interlocal Agreement shall be deposited in fund 69-018000, Agency Trust Funds, Special Public Improvement District Fund, entitled "Assessment Collection: VIA".

SECTION 4. 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 allocations to specific Cost Centers, WBS Elements, Internal Orders, General Ledger Accounts, and Fund Numbers as necessary to carry out the purpose of this Ordinance.

SECTION 5. This ordinance shall become effective on the tenth (10th) day after passage hereof.

PASSED AND APPROVED this 10th day of September 2009.



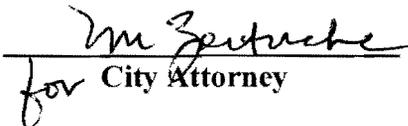
M A Y O R

ATTEST:



City Clerk

APPROVED AS TO FORM:



for City Attorney