

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

ORDINANCE

APPROVING A TASK ORDER AGREEMENT UNDER THE EXISTING INTERLOCAL AGREEMENT (ILA) WITH THE SAN ANTONIO RIVER AUTHORITY (SARA) IN AN AMOUNT NOT TO EXCEED \$350,000.00 REIMBURSABLE TO SARA FOR DEVELOPMENT OF A PRELIMINARY ENGINEERING REPORT (PER) FOR STREAM RESTORATION OF TRIBUTARIES E & F TO SALADO CREEK WITHIN THE LADY BIRD JOHNSON PARK LOCATED IN COUNCIL DISTRICT 10; AND APPROVING THE ACCEPTANCE OF IN-KIND SERVICES PROVIDED BY SARA IN AN AMOUNT NOT TO EXCEED \$86,000.00 FOR THE PROCUREMENT, CONTRACT ADMINISTRATION AND PROJECT MANAGEMENT RELATED TO THE LBJ PARK STREAM RESTORATION PER.

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WHEREAS, an ILA between the City and SARA was approved by City Council on March 12, 2015, through Ordinance 2015-03-12-0202, to establish and promote cooperative and collaborative development, management and operation of storm water related programs; and

WHEREAS, the ILA also describes roles and responsibilities between the City and SARA and establishes procedures to allocate specific funding to support programs, projects, and activities, and twelve (12) task orders have been previously authorized in accordance with this ILA; and

WHEREAS, this project will study and identify sustainable natural channel design solutions to address the severe erosion and degradation of the existing natural channel in LBJ Park, which includes broken concreted channel sections, undermining of the channel, bank failures, channel widening within the earthen channel sections and development of streamlets in the park; and

WHEREAS, the PER will help identify ecologically sensitive recommendations providing a sustainable natural channel design which will stabilize the channel banks, improve the quality of the storm water within the LBJ Park channel and minimize any downstream impacts; and

WHEREAS, this is a one-time capital improvement expenditure in the amount of \$350,000.00, with funds available from the Storm Water Regional Facilities Fund that are included in the FY 2020-2025 Capital Improvement Program Budget, and this ordinance also accepts in-kind services provided by SARA valued in the total amount not to exceed \$86,000.00 for the procurement, contract administration and project management related to the PER; and

WHEREAS, the completion of the PER is anticipated to take approximately 12 months; **NOW THEREFORE**,

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

SECTION 1. The City Manager or designee is hereby authorized to execute a Task Order Agreement with the San Antonio River Authority for services related to the LBJ Park Stream Restoration Preliminary Engineering Report Project, a copy of which is attached hereto and incorporated herein as Attachment I.

SECTION 2. An In-Kind Services donation is authorized to be received from San Antonio River Authority to SAP fund 40099000, Other Capital Projects, SAP Project Definition 23-03800, LBJ Park Channel Stabilization PER, shall be revised by increasing WBS element 23-03800-90-10-01, entitled In-Kind Donation-SARA, SAP GL Account 6500000 - In Kind Revenue, by the amount of \$86,000.00.

SECTION 3. The amount of \$86,000.00 is appropriated in SAP fund 40099000, Other Capital Projects, SAP Project Definition 23-03800, LBJ Park Channel Stabilization PER, SAP WBS Element 23-0380-01-02-08, entitled Design - In-Kind-SARA, SAP GL Account 66601040 - In Kind Fees to Pro.

SECTION 4. Payment is authorized to be encumbered and made payable to San Antonio River Authority for reimbursement of development of a preliminary engineering report for stream restoration of Tributaries E & F to Salado Creek within Lady Bird Johnson Park, in an amount not to exceed \$350,000.00. Payment is in support of the LBJ Park Channel Stabilization PER Project, using Fund 40099000, with WBS 23-03800-01-02-01 and General Ledger Account 5201170. Funding is provided by Storm Water Regional Facilities Fund and is budgeted in the FY2020-FY2025 CIP Budget.

SECTION 5. Payment is limited to the amounts budgeted in the Operating and/or Capital Budget funding sources identified. All expenditures will comply with approved operating and/or capital budgets for current and future fiscal years.

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 the City Manager's designee, correct allocations to specific Fund Numbers, Project Definitions, WBS Elements, Internal Orders, Fund Centers, Cost Centers, Functional Areas, Funds Reservation Document Numbers, and GL Accounts as necessary to carry out the purpose of this Ordinance.

SECTION 7. 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 , 2020.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Leticia M. Vacek, City Clerk

Andrew Segovia, City Attorney