

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

AN ORDINANCE

**AUTHORIZING AN AGREEMENT BETWEEN THE SAN
ANTONIO WATER SYSTEM AND THE CITY OF SAN
ANTONIO FOR THE OPERATION AND MAINTENANCE OF
A GROUNDWATER WELL LOCATED AT THE VEHICLE
IMPOUND FACILITY ON GROWDON ROAD FOR A PERIOD
OF FIVE (5) YEARS**

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WHEREAS, On March 6, 2008, City Council passed Ordinance 200803-06-0180, which authorized an agreement between the San Antonio Water System (SAWS) and the City for the operation and maintenance of a groundwater well at the Vehicle Impound Facility located at 3625 Growdon Road, and for the plugging of an abandon well located at the location; and

WHEREAS, the agreement authorized in Ordinance 200803-06-0180 has expired, and City staff and SAWS have negotiated a new agreement for City Council consideration and approval; and

WHEREAS, key provisions of the proposed agreement provide:

- A. The agreement will be for the period of five (5) years and both parties may jointly agree to one five (5) year extension.
- B. SAWS will operate and maintain the well, which provides the exclusive source of non-potable water for the vehicle impound facility, for a monthly payment of \$2,000, down \$224 from the previous monthly payment of \$2,224 in the prior agreement; and
- C. For an annual lease fee of \$420, SAWS will make available to the City for withdrawal 3 acre feet of groundwater per annum, with the City reserving the right to increase this amount up to 5 acre feet per annum; and

WHEREAS, the San Antonio Police Department will be responsible for paying SAWS the monthly maintenance fee of \$2,000 and the annual fee of \$420 for the water rights to the well at Growdon Road; **NOW THEREFORE**,

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

SECTION 1. The agreement between the San Antonio Water System and the City for the operation and maintenance of a groundwater well at the Vehicle Impound Facility located at 3625 Growdon Road is approved. The agreement is attached as **Exhibit A** and incorporated by reference hereto as if set out in the Ordinance word for word.

SECTION 2. The San Antonio Police Department shall be responsible for paying SAWS the monthly maintenance fee of \$2,000.00 and an annual fee of \$420.00 for the water rights to the groundwater well at 3625 Growdon Road.

SECTION 3. This Ordinance shall be effective immediately upon passage by eight or more affirmative votes; otherwise, it shall be effective on the tenth day after passage.

PASSED AND APPROVED this 23rd day of February, 2017.

M A Y O R
Ivy R. Taylor

ATTEST:

APPROVED AS TO FORM:

Leticia M. Vacek, City Clerk

City Attorney