

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

AN ORDINANCE

AUTHORIZING THE SELECTION OF KIMLEY-HORN AND ASSOCIATES, INC., FOR NEGOTIATION AND EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT IN AN AMOUNT NOT TO EXCEED \$590,000.00 TO PROVIDE PROFESSIONAL SERVICES ASSOCIATED WITH THE COMPLETION OF THE STORM WATER UTILITY FEE COMPREHENSIVE STUDY.

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WHEREAS, the Public Works Department is proposing the use of impervious cover as the basis of cost allocation for storm water fees and is conducting a comprehensive study to ensure the highest level of equity in the allocation amongst the various user classes; and

WHEREAS, the professional services to be provided under this Agreement may include, but are not limited to, the development of impervious cover data set, data gathering, impervious cover creation, performing reviews of existing accounts, determining appropriate fee structure, completing impact analysis, evaluating billing mechanism, providing recommendations for ordinance revisions, providing project documentation, preparing findings memorandum and assisting with public involvement and outreach; and

WHEREAS, this Ordinance authorizes the selection of **Kimley-Horn and Associates, Inc.**, and authorizes negotiation and execution of a Professional Service Agreement for the Storm Water Utility Fee Comprehensive Study in an amount not to exceed \$590,000.00 to provide professional services necessary to evaluate the existing methodology and rate structure used to assess the Storm Water Utility Fee and develop appropriate revisions and \$56,635.00 in project contingency for potential additional public outreach services; **NOW THEREFORE**,

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

SECTION 1. **Kimley-Horn and Associates, Inc.** is hereby selected for negotiation and execution of a professional service agreement to provide professional services associated with the completion of the Storm Water Utility Fee Comprehensive Study.

SECTION 2. The City Manager, or her designee, is authorized to negotiate and execute a Professional Service Agreement in the amount not to exceed \$590,000.00.

SECTION 3. The following financial adjustments are hereby approved:

- a) Funding in the amount of \$590,000.00 for this ordinance is available for Fund 29070000, Cost Center 2304120001 and General Ledger 5201040, as part of the Fiscal Year 2014 Budget.

- b) Payment not to exceed the budgeted amount is authorized to **Kimley- Horn and Associates, Inc.** and should be encumbered with a purchase order.
- c) 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 4. 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 ____ day of _____, **2013.**

M A Y O R
Julián Castro

ATTEST:

APPROVED AS TO FORM:

Leticia M. Vacek, City Clerk

Michael D. Bernard, City Attorney