

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

ORDINANCE

AUTHORIZING FUNDING AGREEMENTS FOR THREE WATER QUALITY DEMONSTRATION PROJECTS WITH THE UNIVERSITY OF TEXAS AT SAN ANTONIO IN AN AMOUNT NOT TO EXCEED \$798,636.00 FOR A TERM OF THREE YEARS, THE UNIVERSITY OF TEXAS AT SAN ANTONIO IN AN AMOUNT NOT TO EXCEED \$1,035,761.00 FOR A TERM OF THREE YEARS, AND TEXAS A&M UNIVERSITY AT SAN ANTONIO IN AN AMOUNT NOT TO EXCEED \$218,937.00 FOR A TERM OF ONE AND HALF YEARS.

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WHEREAS, in May 2015, voters renewed for the third time the Proposition 1 Edwards Aquifer Protection Program, funded through a portion of a 1/8-cent sales tax in the amount of \$100 million; and

WHEREAS, the current voter-approved program includes \$10 million dedicated for aquifer water quality projects within urbanized areas of Bexar County over the Recharge and Contributing Zones of the Edwards Aquifer and these projects have come to be known as “demonstration projects” which the City is pioneering in coordination with San Antonio River Authority, Edwards Aquifer Authority and San Antonio Water System; and

WHEREAS, a solicitation ran from April through September 2018 and yielded ten (10) demonstration project submissions of which three projects, described, attached, and incorporated as **Attachment I**, are recommended for consideration under three categories: New Construction & Research (University Texas at San Antonio) (“UTSA”), Research/Data (UTSA) and Other/Best Management Practices training development (Texas A&M University at San Antonio) were endorsed for recommendation to City Council by the Conservation Advisory Board in February and March 2019; and

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

SECTION 1. The City Manager or designee, including the Director of Parks and Recreation, severally, are authorized to:

- A. Execute a funding agreement with UTSA in an amount not to exceed \$798,636.00 for a three-year term;
- B. Execute a funding agreement with UTSA in amount not to exceed \$1,035,761.00 for a three-year term; and
- C. Execute a funding agreement with Texas A&M University at San Antonio in an amount not to exceed \$218,937.00 for a one-and-a-half year term.

SECTION 2. All attachments to this ordinance are incorporated into it by reference for all purposes as if fully set forth. The City Manager, or designee, is further authorized to execute and deliver all other documents necessary or convenient to effect the transactions contemplated in the above agreement; and other to do all things necessary or convenient to effectuate the transaction.

SECTION 3. Payment is authorized to be encumbered and made payable to University of Texas at San Antonio in an amount not to exceed \$798,636.00 in Fund 40099000, WBS Element 26-00638-05-10, and GL 5201040.

SECTION 4. Payment is authorized to be encumbered and made payable to University of Texas at San Antonio in an amount not to exceed \$1,035,761.00 in Fund 40099000, WBS Element 26-00638-05-11, and GL 5201040.

SECTION 5. Payment is authorized to be encumbered and made payable to Texas A&M University at San Antonio in an amount not to exceed \$218,937.00 in Fund 40099000, WBS Element 26-00638-05-12, and GL 5201040.

SECTION 6. 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 7. 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 8. This Ordinance becomes effective 10 days after passage, unless it receives the eight votes requisite to immediate effectiveness under San Antonio Municipal Code § 1-15, in which case it becomes effective immediately.

PASSED AND APPROVED this ____ day of June, 2019.

M A Y O R
Ron Nirenberg

Attest:

Approved As To Form:

Leticia M. Vacek, City Clerk

Andrew Segovia, City Attorney

Attachment I

DRAFT