

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

**ORDINANCE**

**APPROVING THE EXECUTION OF A FUNDING AGREEMENT WITH THE UNIVERSITY OF TEXAS AT SAN ANTONIO (UTSA) IN AN AMOUNT NOT TO EXCEED \$750,000.00 FOR TESTING TRENCHLESS PIPE REHABILITATION METHODS OF CORRUGATED METAL PIPE (CMP) AS PART OF THE TESTING PHASE OF THE CMP PILOT PROGRAM. FUNDS ARE AVAILABLE FROM THE STORM WATER OPERATING FUND.**

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**WHEREAS**, an estimated 55 miles of Corrugated Metal Pipe (CMP) currently resides under the City's streets for the purpose of conveying storm water runoff from the surface to the creekways in order to alleviate flooding; and

**WHEREAS**, within the last several years, there has been a significant increase in the amount of CMP failures in which these pipes have either become severely corroded or collapsed, resulting in emergency pipe repairs and pavement failures; and

**WHEREAS**, given the immediate concern for the public's health and safety, a comprehensive pilot program was funded in FY 2019 to begin the process of developing a proactive approach that will plan, prioritize and execute the rehabilitation of the failing CMP network, and this program will explore several types and methodologies of spray lining currently in the market in order to determine which specific method is best for the City while maximizing any allocated funding; and

**WHEREAS**, this agreement with UTSA will provide for the Testing Phase of the CMP Pilot Program which will involve testing four trenchless rehabilitation technologies covering 1,500 feet of failing CMP with these services anticipated to begin in July 2019 and completed by September 2019; **NOW THEREFORE**,

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

**SECTION 1.** The City Manager or designee is authorized to execute a Funding Agreement with UTSA in an amount not to exceed \$750,000.00. A copy of the Agreement is attached hereto as Attachment I.

**SECTION 2.** Payment is authorized to be encumbered and made payable to University of Texas at San Antonio (UTSA), for testing trenchless pipe rehabilitation methods of Corrugated Metal Pipe (CMP) as part of the Testing Phase of the CMP Pilot Program in the amount not to exceed \$750,000.00 in Fund 40099000, WBS Element 23-01805-05-02-01, and GL 5201140.

**SECTION 3.** 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 4.** 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 5.** 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 June, 2019.

**M     A     Y     O     R**  
**Ron Nirenberg**

**ATTEST:**

**APPROVED AS TO FORM:**

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**Leticia M. Vacek, City Clerk**

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**Andrew Segovia, City Attorney**