

*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) TO REIMBURSE SARA IN AN AMOUNT NOT TO EXCEED \$4,400,000.00 FOR FULL REHABILITATION OF THE NUEVA STREET DAM- GATE 5, LOCATED IN COUNCIL DISTRICT 1. FUNDING IS AVAILABLE FROM THE STORMWATER REGIONAL FACILITIES FUND AND IS INCLUDED IN THE FY 2022 - FY 2027 CAPITAL IMPROVEMENT PROGRAM.

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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 fifteen (15) task orders have been previously authorized in accordance with this ILA; and

WHEREAS, Storm Water Operations staff monitors and controls water levels along the River Walk utilizing the Nueva Street Dam - Gate 5; and

WHEREAS, on January 10, 2021, the East Gate experienced a mechanical failure leaving one side of the gate malfunctioning, and full rehabilitation of both the East and West Gates is necessary for the City's Storm Water Operations division to control water levels along the River Walk; and

WHEREAS, this task order to the existing ILA with SARA will allow SARA to provide engineering design and construction management, including the facilitation, procurement, contract negotiation, and project management of the development of the preliminary engineering report, survey, hydraulic modeling, plans, specifications, permits, construction management, inspection, special inspection, and testing for the full replacement of the East and West Gates of the Nueva Street Dam – Gate 5; and

WHEREAS, the design and construction of this project are anticipated to begin in FY 2022 and estimated to be completed in FY 2024; **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 Nueva Street Dam-Gate 5 Project, a copy of which is attached hereto and incorporated herein as Attachment I.

SECTION 2. (Financials to be provided).

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 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 5. 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 , 2021.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Debbie Racca-Sittre, Acting City Clerk

Andrew Segovia, City Attorney