

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

ORDINANCE

APPROVING AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF SAN ANTONIO AND BEXAR COUNTY IN AN AMOUNT NOT TO EXCEED \$4,000,000.00 FOR THE DESIGN, ENVIRONMENTAL AND CONSTRUCTION-RELATED COSTS FOR SEELING CHANNEL PHASE IV DRAINAGE, A PREVIOUSLY AUTHORIZED GENERAL OBLIGATION BOND AND STORM WATER REGIONAL FACILITIES FUNDED PROJECT, LOCATED IN COUNCIL DISTRICT 7; AND AUTHORIZING THE ACCEPTANCE AND APPROPRIATION OF FUNDS IN THE AMOUNT NOT TO EXCEED \$4,000,000.00 FROM BEXAR COUNTY FOR THE SEELING CHANNEL PHASE IV DRAINAGE PROJECT.

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WHEREAS, on May 6, 2017, voters approved the 2017 Bond Program, which included funds in the amount of \$18,000,000.00 for the continuation of a multi-phase floodplain improvement project of Seeling Channel from Morning Glory to upstream of St. Cloud to include curbs, sidewalks and driveway approaches as needed located in Council District 7; and

WHEREAS, the Seeling Channel project will be designed to maximize drainage conveyance through the area and reduce the flood extents and localized residential flooding for approximately 100 properties relative to the 100-year floodplain and result in a realignment of the Federal Emergency Management Administration (FEMA) floodplain; and

WHEREAS, Bexar County recognizes this project as a regional flood control project that aligns with Bexar County's objective of improving regional flood control; and

WHEREAS, Phase III of the Seeling Channel project is currently under construction and nearing completion, allowing for the preliminary engineering and design of Phase IV of the project to be completed; and

WHEREAS, this project phase is part of the overall, ongoing drainage initiative to design and construct a vital underground storm drainage system upstream of Seeling Boulevard and St. Cloud; and

WHEREAS, on September 10, 2019, the Bexar County Commissioners Court approved the FY 2020 Capital Improvements Project Budget which included funding in the amount of \$4,000,000.00 for Phase IV of the Seeling Channel Drainage project for the preliminary engineering, design, real estate, environmental and construction-related costs of the Project; and

WHEREAS, the City will manage the design and construction of the project; and

WHEREAS, this agreement will assist the City with furthering the efficiency and effectiveness of its flood control efforts; and

WHEREAS, this ordinance authorizes the execution of an Interlocal Agreement between the City of San Antonio (City) and Bexar County in an amount not to exceed \$4,000,000.00 for Seeling Channel Phase IV Drainage project located in Council District 7; and, authorizes the acceptance and appropriation of funds in the amount not to exceed \$4,000,000.00 from Bexar County for this project; **NOW THEREFORE**,

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

SECTION 1. The City Manager or designee, or the Director of the Public Works Department or designee, is authorized to execute an Interlocal Agreement between the City of San Antonio and Bexar County. Upon acceptance of the Interlocal Agreement funds in an amount not to exceed \$4,000,000.00 are authorized to be received from Bexar County. A copy of the amendment in substantially final form is attached as **Exhibit I**.

SECTION 2. Upon acceptance of the funds \$4,000,000.00 is appropriated and authorized to be transferred to Fund 40099000 Other Capital Projects.

SECTION 3. The budget in Project 23-01843 shall be revised by increasing the WBS 23-01843-90-xx-xx with GL 4502280 and WBS 23-01843-05-02-xx with GL 5201245 each by \$4,000,000.00.

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 _____th day of _____, 2022.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Debbie Racca-Sittre, Acting City Clerk

Andrew Segovia, City Attorney

Exhibit I - Interlocal Agreement Seeling Channel Phase IV Drainage_Bexar County