

AN ORDINANCE **97391**

**AUTHORIZING THE ACCEPTANCE OF A GRANT IN THE AMOUNT OF \$1,162,915.50 FROM THE NATURAL RESOURCE CONSERVATION SERVICE ("NRCS") TO PROVIDE EMERGENCY WATERSHED PROTECTION MEASURES TO RELIEVE HAZARDS AND DAMAGES CREATED BY THE JULY 2002 CENTRAL TEXAS FLOODS IN THE LEON AND SALADO CREEK WATERSHEDS; AUTHORIZING THE EXECUTION OF THE PROJECT AGREEMENTS RELATED TO THE GRANT BY THE DIRECTOR OF PUBLIC WORKS AND AUTHORIZING \$372,638.50 FROM THE STORM WATER OPERATING FUND BALANCE AS THE CITY'S SHARE FOR THIS PROJECT.**

\* \* \* \* \*

**WHEREAS**, acceptance of assistance to the City of San Antonio by the Natural Resource Conservation Service (NRCS) is authorized to relieve hazards created by natural disasters causing a sudden impairment of a watershed, under provisions of Section 216 of Public Law 81-516 dealing with the Emergency Watershed Protection Program and Title IV of the Agricultural Credit Act of 1977778, Public Law 95-334; and

**WHEREAS**, removal of debris deposited throughout natural creek channels along the Leon and Salado Creeks following the flood event occurring in July of 2002 is proposed to be accomplished under a grant administered by the NCRS through which the NRCS will provide funding in the amount of \$1,162,915.50 and the City will provide funding in the amount of \$372,638.50, for a total estimated project cost of \$1,535,554.00; and

**WHEREAS**, the prioritized areas are as follows: 1) Salado Creek from Houston to rice road (1.89 miles), 2) Leon Creek from Boerne Stage Road to Camp Bullis Road (2.27 miles), 3) Leon Creek from Pinn Road to Morey Road (2.65 miles), 4) Huebner Creek from Leon Valley City limits to the confluence of Leon Creek (2.00 miles), 5) Culebra Creek from Timber Path to the confluence of Leon Creek (2.65 miles), 6) Salado Creek from Ft. Sam Houston to the south side of Interstate Highway 35 (0.94 miles), 7) Salado Creek from 410 North to Austin Highway (1.51 miles), 8) Salado Creek from Nacogdoches to Marymont Park (0.75 miles), and 9) Salado Creek from Rigsby Avenue to Roland Avenue (2.65 miles); and

**WHEREAS**, approval of this Ordinance will be consistent with the policies and strategies developed as a result of previous federally declared flooding disasters; and

**WHEREAS**, in addition, this request is a continuation of city council's commitment to facilitate recovery from damages received in the July 2002 Flood; **NOW THEREFORE**,

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

**SECTION 1.** The City of San Antonio is hereby authorized to accept a grant from the Natural Resource Conservation Service (NRCS) through which NRCS will provide funds in the amount of \$1,162,915.50, to provide emergency watershed protection measures to relieve hazards and damages created by the floods in the Leon and Salado Creek watersheds occurring in July of 2002.

**SECTION 2.** The City Manager or her designee is hereby authorized to execute the Project Agreements related to said Grant attached hereto and incorporated herein for all purposes in substantially the same form as Attachment I, as well as any other documents necessary to accomplish the acceptance of said Grant by the City of San Antonio.

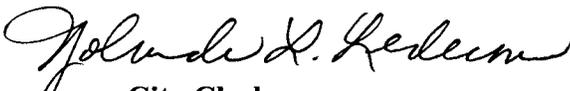
**SECTION 3.** Fund No. 26-021002, entitled "FLOOD DEBRIS CLEANUP-2002" is hereby designated for use in accounting for the above grant, and the sum of \$1,535,554.00 is hereby appropriated in said fund as set out in the detailed budget affixed hereto and incorporated herein for all purposes as Attachment II.

**SECTION 4.** The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The director may, subject to concurrence by the City Manager or the City Manager's designee, correct allocation to specific index codes and fund numbers as necessary to carry out the purpose of this Ordinance.

**SECTION 5.** This ordinance shall be effective on the 6<sup>th</sup> day of April, 2003.

**PASSED AND APPROVED** this 27<sup>th</sup> day of March, 2003.

  
M A Y O R  
EDWARD D. GARZA

ATTEST:   
City Clerk

APPROVED AS TO FORM:   
for City Attorney