

ORDINANCE No. 2022-37

AN ORDINANCE OF THE CITY OF LEON VALLEY, TX, CITY COUNCIL AUTHORIZING THE CITY MANAGER TO EXECUTE THE INTERLOCAL AGREEMENT BETWEEN THE CITY OF LEON VALLEY AND THE SAN ANTONIO WATER SYSTEM FOR SEWER AND STORMWATER BILLING SERVICES; PROVIDING FOR REPEALER, SEVERABILITY AND SAVINGS CLAUSES; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, SAWS will provide water service to some of the same customers who are served by the City of Leon Valley's sanitary sewer system and stormwater service; and

WHEREAS, the City of Leon Valley is a local government agency located in the San Antonio area and is adjacent to SAWS' water and/or wastewater service areas; and

WHEREAS, SAWS and City of Leon Valley entered into a Sewer and Stormwater Billing Agreement on February 2, 2010, under which SAWS agreed to provide the City of Leon Valley with billing services for sewer and stormwater service charges to certain of its customers which provided for renewal on a year-to-year basis for up to five (5) years after the effective date; and

WHEREAS, the initial five (5) year term of February 2, 2010, agreement of year-to-year renewals has passed and, the agreement remains in effect until a successor agreement is executed between the parties; and

WHEREAS, the City of Leon Valley has offered to pay SAWS to provide the City of Leon Valley with billing services for sewer and stormwater service charges to certain of its customers; and

WHEREAS, SAWS has accepted the offer of City of Leon Valley to continue to perform sewer and stormwater billing services under a new agreement on a year-to-year basis with a provision that service may continue to be provided after this term until a successor agreement is executed between the parties.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LEON VALLEY, TEXAS, THAT:

SECTION 1. The negotiation and execution of the agreement with San Antonio Water System for billing services; is hereby authorized.

SECTION 2. Said agreement is attached hereto and incorporated herein in substantially final form as Attachment I.

SECTION 3. It is hereby declared to be the intention of the City Council that the sections, paragraphs, sentences, clauses, and phrases of this Ordinance are severable, and if any phrase, clause, sentence, or section of this Ordinance shall be declared


unconstitutional or invalid by any court of competent jurisdiction, such unconstitutionality or invalidity shall not affect any other remaining phrase, clause, sentence, paragraph, or section of this Ordinance.

SECTION 4. The repeal of any Ordinance or part of Ordinances effectuated by the enactment of this Ordinance shall not be construed as abandoning any action now pending under or by virtue of such Ordinance or as discontinuing, abating, modifying, or altering any penalty accruing or to accrue, or as affecting any rights of the municipality under any section or provisions at the time of passage of this Ordinance.

SECTION 5. This Ordinance shall become effective immediately upon its passage and publication as required by law.

PASSED, ADOPTED AND APPROVED by the City Council of the City of Leon Valley this the 6th day of September 2022.

APPROVED

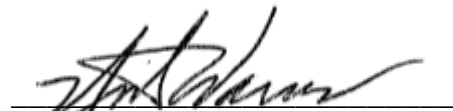

REY OROZCO
MAYOR PRO TEM

Attest :


SAUNDRA PASSAILAIGUE, TRMC
City Secretary



Approved as to Form:


NICOLE WARREN
City Attorney