

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

ORDINANCE

APPROVING AN INTERLOCAL AGREEMENT WITH VARIOUS LOCAL PUBLIC AGENCIES FOR THE JOINT PROVISION OF SERVICES TO IMPROVE THE EFFECTIVENESS OF PUBLIC PURCHASING FROM LOCAL AND SMALL BUSINESSES THROUGH THE REORGANIZATION OF THE SOUTH CENTRAL TEXAS REGIONAL CERTIFICATION AGENCY TO DO BUSINESS AS SUPPLY SA FOR A TOTAL COST OF UP TO \$300,000.00 OVER TWO YEARS. FUNDING IN THE AMOUNT OF \$200,000.00 IS INCLUDED IN THE ECONOMIC DEVELOPMENT INCENTIVE FUND FY 2025 PROPOSED BUDGET. FUNDING FOR YEAR TWO OF THE AGREEMENT IS CONTINGENT UPON CITY COUNCIL APPROVAL OF THE ANNUAL BUDGET

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WHEREAS, Chapter 791 of the Texas Government Code (the “Interlocal Cooperation Act” or the “Act”) provides that local governments, political subdivisions or other qualified entities may contract with other such entities to perform governmental functions and services in accordance with said chapter; and

WHEREAS, in 1998, the City of San Antonio (the “City”) and several local public agencies established the South Central Texas Regional Certification Agency (the “SCTRCA”), a 501(c)(3) non-profit corporation, to review, audit, and certify for-profit business certification status; and

WHEREAS, over the past twenty-five years, the SCTRCA member entities have worked to improve the efficiency and effectiveness of the agency; and

WHEREAS, the Supply San Antonio (“Supply SA”) initiative began in May 2022, after the completion of the Procurement Playbook by researchers from the Aspen Institute and Drexel University’s Metro Finance Lab, in order to support a more coordinated, accessible and effective procurement system to develop small businesses in the San Antonio region and help them successfully bid on and win public contract awards, as well as to report Participant solicitation, bid, award, and payment data for prime and subcontractors/suppliers/consultants annually for measuring the success of joint efforts; and

WHEREAS, the City and several local public entities in San Antonio, including Alamo Colleges District, Bexar County, Brooks Development Authority, CPS Energy, Edwards Aquifer Authority, Opportunity Home San Antonio, Port San Antonio, San Antonio River Authority, San Antonio Water System, University Health, UT Health, UTSA, Texas A&M San Antonio, and VIA Metropolitan Transit, currently purchases goods and services, and has established or supports various programs that prepare local and small businesses for opportunities to provide those goods and services; and

WHEREAS, since December 2022, Chief Executives of the above local public agencies (the CEOs) met numerous times, aligning on priority recommendations for implementation of Supply SA and making decisions related to organizational, governance, and funding structures of a long-term initiative; and

WHEREAS, on February 27, 2024, the CEOs proposed the agencies enter into an interlocal agreement to support the joint provision of services for a pilot Supply SA program, which was approved by City Council on April 11, 2024; and

WHEREAS, on May 28, 2024, the CEOs met and determined that the integration of business certification services to Supply SA was critical to assisting local businesses' access to public contracting opportunities and agreed that the provision of such services was best accomplished through a reorganization of the SCTRCA to further do business as "Supply SA"; and

WHEREAS, SCTRCA member entities agree that revising the operations of the SCTRCA is in the best interest of the SCTRCA in order to ensure continued support and achieve its goals; and

WHEREAS, through an updated interlocal agreement, City agrees to the restructure of SCTRCA dba Supply SA and commits to contributing 10% or \$237,753.00 over the first two years of the agreement. Should one or more of the 15 local agency participants choose not to participate, the City's contribution may increase to, but not exceed, \$300,000.00. **NOW THEREFORE:**

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

SECTION 1. The terms and conditions of an interlocal agreement with various local public agencies in amount not to exceed \$300,000.00 over two years to fund the South Central Texas Regional Certification Agency dba Supply SA are hereby approved. A copy of the Interlocal Agreement is attached hereto in substantially final form as **Exhibit A**.

SECTION 2. The City Manager or his designee is hereby authorized to execute the final Interlocal Agreement, in coordination with City Attorney's Office, without further action by City Council.

SECTION 3. Funds for this agreement in the amount up to \$200,000.00 is available in Fund 29059000, Cost Center 1604010001 and GL Account 5201040 as part of the Fiscal Year 2025 Budget approved by Council. Vendor and payment will be identified with future Council action.

SECTION 4: Additional funding is contingent upon City Council approval of the Fiscal Year 2026 and subsequent budgets that fall within the contract terms of this ordinance.

SECTION 5: 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 Cost Centers, WBS Elements, Internal Orders, General Ledger Accounts, and Fund Numbers as necessary to carry out the purpose of this Ordinance.

PASSED AND APPROVED this 17th day of October, 2024.

M A Y O R
Ron Nirenberg

ATTEST:

City Clerk

APPROVED AS TO FORM:

Andrew Segovia, City Attorney

EXHIBIT A