

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

ORDINANCE

AUTHORIZING THE ACCEPTANCE OF FUNDS UPON AWARD IN AN AMOUNT UP TO \$214,897.00 FROM THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY (TCEQ) FOR THE TERM SEPTEMBER 1, 2024 THROUGH AUGUST 31, 2025, AND \$412,774.00 FROM THE U.S. DEPARTMENT OF HOMELAND SECURITY (DHS) FOR THE TERM JUNE 1, 2024 THROUGH MAY 31, 2025 FOR LOCAL AIR MONITORING EFFORTS, AND AUTHORIZING A BUDGET AND PERSONNEL COMPLEMENT.

* * * * *

WHEREAS, the San Antonio Metropolitan Health District (Metro Health) actively addresses the public health functions of policy development, health assessment, and health assurance; and

WHEREAS, to carry out these responsibilities, Metro Health operates evidenced based programs in various settings throughout Bexar County; and

WHEREAS, Metro Health's Public Center for Environmental Health (PCEH) was established to protect the environment for residents in San Antonio; and

WHEREAS, since air quality has a potential health impact, air monitoring and follow up measures to address the problems identified are important public health efforts; and

WHEREAS, the TCEQ has contracted with the City for the PCEH to manage local air monitoring efforts; and

WHEREAS, through these efforts, PCEH operates, maintains and validates data from air particulate matter monitors, and operates continuous air monitoring stations that measure ozone, nitrous oxides and sulfur dioxide as well as associated meteorological parameters; and

WHEREAS, Metro Health receives approximately 57% of its total budget support through contract and grant awards in both direct funding and federal pass-through funding; and

WHEREAS, these two grant awards will support a total of four (4) existing grant funded, full-time positions; and

WHEREAS, since 2007, this support has been authorized by City Council through a block submission of grant applications and renewals most recently on January 26, 2023 (Ordinance 2023-01-26-0029), as well as individual actions; and

WHEREAS, service delivery and personnel complement needs are anticipated to remain consistent with adopted FY 2024 resources for the TCEQ Air Monitoring federal pass-through grant; and

WHEREAS, for over twelve years, Metro Health participated in the Whole Air Program through a contract with TCEQ; and

WHEREAS, since FY 2016, DHS has invited Metro Health to submit an application for direct federal funding through its Whole Air Program which has been awarded each year; and.

WHEREAS, Metro Health will accept approximately \$627,671.00 in funding from TCEQ and DHS through this ordinance; **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 San Antonio Metropolitan Health district or designee, is authorized to accept funds upon award in an amount up to \$214,897.00 from the Texas Commission on Environmental Quality (TCEQ) for the San Antonio Metropolitan Health District's (Metro Health) Public Center for Environmental Health (PCEH) local air monitoring efforts for a period beginning September 1, 2024 through August 31, 2025 and authorized to accept funds upon award in an amount up to \$412,774.00 from the U.S. Department of Homeland Security (DHS) for participation in the Whole Air Program to support field operations and sample collection activities for a term beginning June 1, 2024 through May 31, 2025.

SECTION 2. The City Manager or designee, or the Director of the San Antonio Metropolitan Health District or designee, is further authorized to initiate, negotiate, and execute any and all necessary documents and a grant contract to effectuate the acceptance of the grants referenced in Section 1 of this ordinance and to execute contract amendments pertaining to these contracts to include a) carry-over funds, when ascertained and approved by the funding agency through a revised notice of award; b) line item budget revisions authorized by the funding agency; c) modifications to the performance measures authorized by the funding agency and listed in the contract so long as the terms of the amendment stay within the general parameters of the intent of the grant; d) no cost extensions; e) amendments which will provide supplemental grant funds to the grant by the funding agency in an amount up to 20% of the total amount initially awarded to the grant; f) reimbursement increases of administrative funds for each participant served; g) amendments funding one time equipment purchases or defined program services; and h) changes in regulations mandated by the funding agency.

SECTION 3. Should funding be awarded, upon acceptance of these awards, new funds and internal order numbers will be created, upon which the award amounts will be appropriated from the DHS. The proposed budgets which are attached hereto and incorporated herein for all purposes as **Attachment I** are approved and adopted for entry in the City Books. A final budget for each contract, which will include SAP Internal Orders and SAP GL Accounts, will be submitted by the San Antonio Metropolitan Health District upon award.

SECTION 4. The proposed personnel complement of 4 positions which is attached hereto and incorporated as **Attachment I** is hereby approved. The Director of Metro Health or designee is further authorized to change personnel complement classifications with the approved personnel complement number so long as there is no increase to the overall budget. These positions will allocate time to both grants.

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 SAP Fund Numbers, SAP Project Definitions, SAP WBS Elements, SAP Internal Orders, SAP Fund Centers, SAP Cost Centers, SAP Functional Areas, SAP Funds Reservation Document Numbers, and SAP GL Accounts as necessary to carry out the purpose of this Ordinance.

SECTION 6. This Ordinance is effective immediately upon the receipt of eight affirmative votes; otherwise, it is effective ten days after passage.

PASSED AND APPROVED this 22nd day of February 2024.

M A Y O R

Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Debbie Racca-Sittre, City Clerk

Andrew Segovia, City Attorney