

ORDINANCE

APPROVING THE APPLICATION AND ACCEPTANCE OF FUNDS FROM THE NATIONAL BOARD OF THE EMERGENCY FOOD AND SHELTER PROGRAM (EFSP) IN AN AMOUNT UP TO \$3,038,252 FOR FEDERAL EMERGENCY MANAGEMENT AGENCY EXPENSES RELATED TO ASSISTANCE PROVIDED TO MIGRANTS TRAVELING THROUGH SAN ANTONIO IN COORDINATION WITH THE U.S. DEPARTMENT OF HOMELAND SECURITY FOR THE PERIOD OF JANUARY 1, 2023 THROUGH MARCH 31, 2023; AND AUTHORIZING THE EXECUTION OF CONTRACTS, LEASES AND AMENDMENTS FOR FACILITIES, OPERATIONS AND SUPPORT SERVICES.

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WHEREAS, on March 11, 2021, the American Rescue Plan Act of 2021 (ARPA) was signed into law, providing \$110 million to the Emergency Food and Shelter Program (EFSP) to help defray the costs that state and local service agencies (non-profit, faith-based, and governmental) incur in providing shelter, food, and support services to families and individuals encountered by the Department of Homeland Security (DHS); and

WHEREAS, providers may apply for 100% reimbursement of eligible local costs; and

WHEREAS, since January 2021, the Department of Human Services and nonprofit partners, have served more than 300,000 migrants transiting through San Antonio in route to their final destination. Services provided include emergency shelter, food, transportation, and travel assistance as they navigate the immigration process: and

WHEREAS, on June 23, 2022. City Council authorized the City Manager to seek and accept reimbursement for costs in the amount up to \$12,723,902.00 for the period between January 1, 2021 to December 31, 2022; **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 Department of Human Services (DHS) or designee, is authorized to request and accept upon award grant funds from the National Board for the Emergency Food and Shelter Program (EFSP) in an amount up to \$3,038,252.00 for projected Federal Emergency Management Association (FEMA) expenses related to assistance provided to migrants traveling through San Antonio in coordination with the U.S. Department of Homeland Security for the period of January 1, 2023 – March 31, 2023. A copy of any grant applications will be on file with the City's Department of Human Services.

SECTION 2. The City Manager or designee, or the Director of the City's Department of Human Services or designee, is further authorized to initiate, negotiate, and execute any and all necessary documents, including grant contracts and amendments to effectuate the acceptance of the grants referenced in Section 1 of this ordinance 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 grant 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 awarded to the grant; f) reimbursement increases of administrative funds for each participant served; g) one time equipment purchases or defined program services; and h) changes in regulations mandated by the funding agency.

SECTION 3. The ordinance also authorizes additional necessary contracts and lease agreements for facilities, operations, and support services. Furthermore, this ordinance authorizes the Director of Human Services to accept additional funding, if awarded, in an amount up to 20% of the total amount awarded. The City Manager or designee, or the Director of the Department of Human Services (DHS) or designee, is hereby authorized to enter into contracts and leases, and extensions and amendments for facilities, operations, and support services to provide assistance and shelter to migrants travelling through San Antonio.

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 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.

PASSED and APPROVED this 15th day of December, 2022.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Debbie Racca-Sittre, City Clerk

Andrew Segovia, City Attorney