

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

**ORDINANCE**

**ORDINANCE APPROVING A FUNDING AGREEMENT BETWEEN MEALS ON WHEELS SAN ANTONIO AND THE CITY OF SAN ANTONIO IN AN AMOUNT UP TO \$1,000,000.00 FOR THE PLACEMENT OF SOLAR PANELS ON THE NEW MEALS ON WHEELS FACILITY'S ROOF INCLUDING CONSTRUCTION AND INSTALLATION OF FOUR ELECTRIC CAR CHARGING STATIONS IN SUPPORT OF CITYWIDE PUBLIC HEALTH AND SAFETY FACILITY IMPROVEMENTS; AND AUTHORIZING THE EXECUTION OF A 20-YEAR LEASE AGREEMENT FOR THE PROJECT. FUNDS ARE AVAILABLE FROM THE 2022 – 2027 GENERAL OBLIGATION BOND PROGRAM AND ARE INCLUDED IN THE FY 2023 – FY 2028 CAPITAL IMPROVEMENT PROGRAM.**

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**WHEREAS**, on May 7, 2022, San Antonio residents voted and approved the 2022 – 2027 General Obligation Bond Program totaling \$1.2 billion; and

**WHEREAS**, the new Meals on Wheels Headquarters was built at 2718 Danbury Drive. The facility includes a new 44,000-square-foot facility with a kitchen, food preparation space, volunteer training and waiting area, loading dock and an expanded Grace Place Center, which will increase meal production to service the growing senior population; and

**WHEREAS**, the City is contributing \$1,000,000 from the Bond Program on a reimbursement basis for the construction and installation of rooftop solar panels and four electric car charging stations at the new Meals on Wheels Headquarters. The design for this project has been completed and is part of the construction of the headquarters building; and

**WHEREAS**, this agreement will be executed in compliance with the Small Business Economic Development Advocacy (SBEDA) Program, which requires contracts be reviewed by a Goal Setting Committee to establish a requirement and/or incentive unique to the particular contract to maximize the amount of small, minority, and women-owned business participation on the contract; and

**WHEREAS**, in conjunction with this funding agreement, Meals on Wheels San Antonio, as the Landlord, will enter into a 20-year lease agreement with the City of San Antonio for the solar panels. The lease establishes public ownership and authorizes the City's financial contribution towards the facility providing services for the benefit of the community; and

**WHEREAS**, City staff recommends the execution of a funding agreement between Meals on Wheels San Antonio and the City of San Antonio in an amount up to \$1,000,000.00, of which

\$980,000.00 will be for construction and \$20,000.00 will be for program management for sustainability improvements associated with the Meals on Wheels project in support of Citywide Public Health and Safety Facility Improvements, and recommends the execution of a 20-year lease agreement for the project; **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 Public Works Department or designee, is authorized to execute a Funding Agreement between the City of San Antonio and Meals on Wheels San Antonio to reimburse and Meals on Wheels San Antonio in an amount not to exceed \$1,000,000.00, a copy of which is attached as **Exhibit 1**.

**SECTION 2.** Payment is authorized to be encumbered and made payable to Meals on Wheels San Antonio in an amount not to exceed \$1,000,000.00. Payment is in support of the Citywide Public Health & Safety Facility Project using Fund 45099000 with the WBS Element 23-04042-07-05-02-01 and GL Account 5201140. Funding for this project is provided by GO Bonds and is in the FY2023-FY2028 CIP Budget.

Payment is limited to the amounts budgeted in the Operating and/or Capital Budget funding sources identified. All expenditures will comply with approved operating and/or capital budgets for current and future fiscal years.

**SECTION 3.** 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 Fund Numbers, Project Definitions, WBS Elements, Internal Orders, Fund Centers, Cost Centers, Functional Areas, Funds Reservation Document Numbers, and GL Accounts as necessary to carry out the purpose of this Ordinance.

**SECTION 4.** The City Manager or designee, or the Director of the Public Works Department or designee, is authorized to execute a 20-year lease agreement for the project, a copy of which is attached as part of **Exhibit 1**.

**SECTION 5.** This Ordinance is effective immediately upon the receipt of eight affirmative votes; otherwise, it is effective ten days after passage.

**PASSED AND APPROVED** this \_\_th day of December 2022.

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Ron Nirenberg

**ATTEST:     APPROVED AS TO FORM:**

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Debbie Racca-Sittre, City Clerk

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Andrew Segovia, City Attorney

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