

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

ORDINANCE

AUTHORIZING THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT'S CONTINUED PARTICIPATION IN THE MEDICAID 1115 (A) DEMONSTRATION WAIVER PROGRAM KNOWN AS THE "TEXAS HEALTHCARE TRANSFORMATION AND QUALITY IMPROVEMENT PROGRAM" (THE WAIVER PROGRAM), ACCEPTANCE OF FUNDS REIMBURSED THROUGH YEAR 1 OF THE WAIVER PROGRAM'S PUBLIC HEALTH PROVIDER CHARITY CARE PROGRAM IN AN AMOUNT UP TO \$350,000.00, APPROVING FISCAL YEAR BUDGETS IN AN AMOUNT UP TO \$8,322,541.00 FOR THE PERIOD BEGINNING OCTOBER 1, 2023 THROUGH SEPTEMBER 30, 2024 USING WAIVER PROGRAM CASH RESERVE FUNDS, AND AUTHORIZING THE EXECUTION OF MEMORANDA OF AGREEMENT THAT ENHANCE PROGRAM SERVICES WITH NO EXCHANGE OF FUNDS ASSOCIATED WITH THESE GRANT-FUNDED PROJECTS.

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WHEREAS, on January 31, 2013, City Council authorized the submission of six (6) project proposals for consideration and funding as part of the "Texas Healthcare Transformation and Quality Improvement Program" or "1115 Medicaid Waiver Program"; and

WHEREAS, the 1115 Medicaid Waiver Program created two funding pools in Texas for Uncompensated Care reimbursement for hospitals and the Delivery System Reform Incentive Payment (DSRIP) pool program; and

WHEREAS, the DSRIP program provides incentive payments for hospitals and other providers who make investments in delivery system reforms that increase access to healthcare, improve the quality of care, and enhance population health; and

WHEREAS, on December 21, 2017, the Centers for Medicare and Medicaid Services (CMS) announced a five-year extension of the 1115 Medicaid Waiver Program; and

WHEREAS, CMS authorized continued funding for four years, out of the five year extension, for the DSRIP program; and

WHEREAS, the first two years of the extension (October 1, 2017 through September 30, 2019) remained at current funding levels with a reduction of 5% and 20% respectively in demonstration years nine and ten (October 1, 2019 through September 30, 2021); and

WHEREAS, on September 7, 2021, the Texas Health and Human Services Commission (HHSC) reported that they accepted CMS' offer to continue DSRIP for one year and would submit a Waiver amendment to extend DSRIP in the amount of \$2.49 billion, which is the DSRIP funding amount for the demonstration year (DY) ending September 30, 2021 however, on April 26, 2022 HHSC announced that it formally decided not to request the extension; and

WHEREAS, Metro Health will continue to earn incentive payments through January 2023 and has additional Waiver Program cash reserve funds to support these projects through September 2027; and

WHEREAS, Metro Health now seeks City Council authorization to utilize Waiver Program cash reserve funds and also requests the approval of operational and program budgets and personnel complements to support Metro Health's Medicaid 1115 Waiver Program funded projects; and

WHEREAS, frequently Metro Health requests City Council authorize agreements with agencies for the provision of services relating to Metro Health programs and projects; and

WHEREAS, many times these agreements do not include the exchange of funds between the City and these agencies, however, the execution of these agreements does require City Council action; and

WHEREAS, Metro Health requests authorization to execute Memoranda of Agreement, to include Data Use Agreements and Business Associate Agreements, with no exchange of funds that enhance programs or services associated with these grant-funded projects; **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 continue the San Antonio Metropolitan Health District's participation in the Medicaid 1115 (a) Demonstration Waiver Program known as the "Texas Healthcare Transformation and Quality Improvement Program" (the Waiver Program), accept the funds reimbursed through Year 1 of the Waiver Program's Public Health Provider Charity Care Program in an amount up to \$350,000.00 and continue to fund seven budgets (programmatic and operational) using Waiver Program cash reserve funds for a period beginning October 1, 2023 through September 30, 2024.

SECTION 2. Funds generated by this ordinance will be deposited into Fund 29658000, Internal Order 836000000xxx, and General Ledger Account 51xxxxx. Funds are authorized to be appropriated per the attached program budgets.

SECTION 3. Funds generated by this ordinance will be deposited into Fund 29658000, Internal Order 836000000xxx, and General Ledger Account 52xxxxx. Funds are authorized to be appropriated per the attached program budgets.

SECTION 4. Funds generated by this ordinance will be deposited into Fund 29658000, Internal Order 836000000xxx, and General Ledger Account 53xxxxx. Funds are authorized to be appropriated per the attached program budgets.

SECTION 5. Funds generated by this ordinance will be deposited into Fund 29658000, Internal Order 836000000xxx, and General Ledger Account 54xxxxx. Funds are authorized to be appropriated per the attached program budgets.

SECTION 6. Funds generated by this ordinance will be deposited into Fund 29658000, Internal Order 836000000xxx, and General Ledger Account 55xxxxx. Funds are authorized to be appropriated per the attached program budgets.

SECTION 7. Funding in the amount of \$350,000.00 for this ordinance is available in Fund 29658000 Internal Order 83600000019x, and General Ledger 4502280 as part of the Fiscal Year 2023 budget.

SECTION 8. Proposed budgets in a cumulative amount of approximately \$8,322,541.00 for a period beginning October 1, 2023 through September 30, 2024 using Waiver Program cash reserve funds, personnel staffing complements and other related items as set out in **Attachment I** are hereby authorized. A formal final budget for each project which will include SAP Internal Order numbers and SAP GL Accounts will be submitted by the department upon award. The City Council of the City of San Antonio finds there is a public purpose served by the City's participation in the Medicaid 1115 (a) Demonstration Waiver Program and authorizes incidental expenditures for program participants consistent with program parameters. The Director of the San Antonio Metropolitan Health District or designee is further authorized to change personnel complement classifications within the approved personnel complement number so long as there is no increase to the overall budget.

SECTION 9. The City Manager or designee, or the Director of the San Antonio Metropolitan Health District or designee is further authorized to take all necessary actions to develop operational and program budgets and personnel complements and other related items to support the San Antonio Metropolitan Health District's Waiver Program funded projects through September 30, 2024.

SECTION 10. The City Manager or designee or the Director of the San Antonio Metropolitan Health District or designee is further authorized to execute Memoranda of Agreement, to include Data Use Agreements and Business Associate Agreements, that enhance program services with no exchange of funds associated with these grant-funded projects.

SECTION 11. 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.

SECTION 12. This Ordinance is effective immediately upon the receipt of eight affirmative votes; otherwise, it is effective ten days after passage.

PASSED AND APPROVED this 26th day January 2023.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Debbie Racca-Sittre, Acting City Clerk

Andrew Segovia, City Attorney

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