

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

**ORDINANCE**

**AUTHORIZING ACCEPTING FUNDS UPON AWARD IN AN AMOUNT UP TO \$13,437,034.00 FROM THE TEXAS DEPARTMENT OF STATE HEALTH SERVICES FOR PUBLIC HEALTH FUNCTIONS OF THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT FOR THE PERIOD OF JULY 1, 2023 THROUGH DECEMBER 31, 2024, AUTHORIZING THE EXECUTION OF AN AGREEMENT RELATED TO THE TITLE V DENTAL- ORAL HEALTH GRANT WITH THE UNIVERSITY OF TEXAS HEALTH SCIENCE CENTER AT SAN ANTONIO FOR AN AMOUNT UP TO \$160,000.00 FOR A TERM ENDING AUGUST 31, 2024 WITH OPTIONS TO RENEW FOR THREE, ONE-YEAR TERMS, FOR A CUMULATIVE AMOUNT UP TO \$640,000.00 INCLUSIVE OF RENEWALS, AUTHORIZING THE EXECUTION OF CONTRACTS WITH THE SAN ANTONIO AIDS FOUNDATION, BEAT AIDS, INC., THE CENTER FOR HEALTH CARE SERVICES, HEALTHY FUTURES OF TEXAS, FIESTA YOUTH, AND CORAZÓN MINISTRIES, INC., RELATED TO THE ENDING THE HIV EPIDEMIC GRANT FOR TERMS ENDING JULY 31, 2024, WITH THE OPTION TO RENEW FOR ONE, ONE-YEAR TERM FOR A TOTAL AMOUNT OF \$70,000 EACH, INCLUSIVE OF RENEWAL, APPROVING THE EXECUTION OF MEMORANDA OF AGREEMENT WITH NO EXCHANGE OF FUNDS ASSOCIATED WITH THESE GRANT-FUNDED PROJECTS, AND APPROVING ASSOCIATED PERSONNEL COMPLEMENTS.**

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**WHEREAS**, as the public health authority for Bexar County, 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 the County; and

**WHEREAS**, Metro Health provides services to residents at public health settings and service locations located throughout the City and Bexar County; and

**WHEREAS**, with state grant support, Metro Health provides preventive health services, community education, limited clinical services to prevent communicable disease, emergency preparedness, disease control, supplemental nutrition programs, and dental health services; and

**WHEREAS**, Metro Health receives approximately 13% of its total budget support through these 20 contract and grant awards from the State of Texas in both direct funding and federal pass-through funding; and

**WHEREAS**, since 2007, this support has been authorized by City Council through a block submission of state grant applications and renewals, most recently on January 27, 2022 (Ordinance 2022-01-27-0042) as well as individual actions; and

**WHEREAS**, Metro Health will request approximately \$13,437,034.00 in funding from the Texas Department of State Health Services through this Ordinance; and

**WHEREAS**, this action also approves execution of an agreement necessary to meet grant deliverables with the University of Texas Health Science Center at San Antonio (UTHSCSA) funded by the DSHS Title V Dental - Oral Health grant award monies in an amount up to \$160,000.00 for a term commencing September 1, 2023 and ending August 31, 2024, with the option to renew for three, one-year terms for total amount of \$640,000.00 inclusive of renewals; and

**WHEREAS**, additionally, Metro Health requests approval to execute contracts with the following entities funded with DSHS EHE grant award monies for amounts up to \$35,000.00 for terms commencing August 1, 2023 and ending July 31, 2024, with the option to renew for one, one-year term for total amounts of \$70,000.00 each inclusive of renewal: San Antonio AIDS Foundation, Beat AIDS, Inc., The Center for Health Care Services, Healthy Futures of Texas, Fiesta Youth, Corazon Ministries, Inc.; and

**WHEREAS**, Metro Health also 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 accept funds upon award in the amount up to \$13,437,034.00 from the Texas Department of State Health Services (TDSHS) for core public health functions of the San Antonio Metropolitan Health District for the period of July 1, 2023 through December 31, 2024. If awarded, the City will provide \$334,693.00 of in-kind services from the General Fund.

**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 grant contracts to effectuate the application and acceptance of the referenced grants, 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 contracts 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 a 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 state regulations mandated by the funding agency.

**SECTION 3.** Should funding be awarded, upon acceptance of this award, new funds and internal order numbers will be created, upon which the award amounts will be appropriated from the TDSHS. 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. The proposed budget attached hereto and incorporated herein for all purposes as **Attachment I** is approved. The City Council of the City of San Antonio finds there is a public purpose served by the City's participation in these grants and authorizes incidental expenditures for grant program participants consistent with grant program parameters.

**SECTION 4.** The proposed personnel complement of 150 positions which is attached hereto and incorporated as **Attachment I** is hereby approved. The Director of the San Antonio Metropolitan Health District or designee is further authorized to change personnel complement classifications within the approved personnel complement so long as there is no increase to the overall budget.

**SECTION 5.** The City Manager or designee, or the Director of the San Antonio Metropolitan Health District or designee is further authorized to negotiate and execute an agreement with the University of Texas Health Science Center at San Antonio in an amount of \$160,000.00, with a term beginning September 1, 2023 and ending August 31, 2024, with the option to renew for three, one-year terms for a total amount up to \$640,000.00. Current funding is available in Internal Order 136000000920, GL 5201040, Fund 2201636145 entitled "TITLE V DENTAL 22-23" for a total amount of \$160,000.00, and negotiate and execute agreements with San Antonio AIDS Foundation, Beat AIDS, Inc., The Center for Health Care Services, Healthy Futures of Texas, Fiesta Youth, and Corazón Ministries, Inc., for amounts up to \$35,000.00 each, with a term commencing August 1, 2023 and ending July 31, 2024, with the option to renew for one, one-year term for a total amount of \$70,000.00 each, inclusive of the renewal. Current funding is available in Internal Order 136000000893, GL 5201040, Fund 2201636127 entitled "Ending the HIV Epidemic FY23" for a total amount of \$210,000.00. A copy of said agreements in substantially final form are attached hereto and incorporated herein for all purposes as **Attachment II-VIII**. The execution authority granted by this Ordinance shall expire 200 days after the effective date.

**SECTION 6.** 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, include Data Use Agreements and Business Associate Agreements, that enhance program services with no exchange of funds associated with these grant-funded projects.

**SECTION 7.** 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 8.** 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 of January 2023.**

**M A Y O R**  
Ron Nirenberg

**ATTEST:**

**APPROVED AS TO FORM:**

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Debbie Racca-Sittre, Acting City Clerk

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Andrew Segovia, City Attorney