

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

ORDINANCE

ACCEPTING FUNDS UPON AWARD IN AN AMOUNT UP TO \$14,163,068.00 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, 2022 THROUGH DECEMBER 31, 2023, APPROVING ASSOCIATED CONTRACTS FUNDED BY THE END THE HIV EPIDEMIC GRANT FOR AMOUNTS UP TO \$35,000.00 EACH FOR A TERM ENDING JULY 31, 2022, WITH THE OPTION TO RENEW FOR ONE, ONE-YEAR TERM FOR A TOTAL AMOUNT OF \$70,000.00 EACH INCLUSIVE OF RENEWAL, APPROVING THE EXECUTION OF MEMORANDUMS OF AGREEMENT WITH NO EXCHANGE FUNDS ASSOCIATED WITH THESE GRANT-FUNDED PROJECTS, AND APPROVING ASSOCIATED PERSONNEL COMPLEMENTS. OF THE \$14,163,068.00 THIS ORDINANCE APPROVES UP TO \$571,977.00 IN AMERICAN RESCUE PLAN ACT (ARPA) FUNDS THROUGH THE DISEASE INTERVENTION SPECIALISTS WORKFORCE GRANT.

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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 18% of its total budget support through these 21 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 14, 2021 (Ordinance 2021-01-14-0007) as well as individual actions; and

WHEREAS, Metro Health will request approximately \$14,163,068.00 in funding from the Texas Department of State Health Services through this Ordinance; and

WHEREAS, additionally, Metro Health requests approval to execute contracts with entities listed below funded with DSHS EHE grant award monies for amounts up to \$35,000.00 for terms commencing December 1, 2021 and ending July 31, 2022, with the option to renew for one, one-year term for total amounts of \$70,000.00 inclusive of renewal: San Antonio AIDS Foundation, San Antonio Nexus Connection, The Center for Health Care Services, Healthy Futures of Texas, Fiesta Youth, and the University of Texas Health Science Center at San Antonio; 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 \$14,163,068.00 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, 2022 through December 31, 2023. Additionally, of the \$14,163,068.00 in funding, up to \$571,977.00 are American Rescue Plan Act of 2021 (ARPA) for the Disease Intervention Specialists Workforce Grant. If awarded, the City will provide \$334,692.00 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 authorized to execute agreements with the San Antonio AIDS Foundation, San Antonio Nexus Connection, The Center for Health Care Services, Healthy Futures of Texas, Fiesta Youth, and the University of Texas Health Science Center at San Antonio for amounts up to \$35,000.00 each with a term commencing December 1, 2021 and ending July 31, 2022, with the option to renew for one, one-year term for a total of \$70,000.00 inclusive of the renewal. Current funding is available in Internal Order 136000000867, GL 5201040, Fund 2201636109 entitled "Ending HIV Epidemic FY22" for a total amount of \$175,000.00. A copy of said agreements are attached hereto and incorporated herein for all purposes as **Attachment I-VI**.

SECTION 3. 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 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 4. 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. The proposed budget attached hereto and incorporated herein for all purposes as **Attachment VII** is approved. 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 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 5. The proposed personnel complement of 163 positions which is attached hereto and incorporated as **Attachment VII** is hereby approved. The Director of the San Antonio Metropolitan Health District or designed 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 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 _____ day of _____.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Debbie Racca-Sittre, Acting City Clerk

Andrew Segovia, City Attorney