

AN ORDINANCE 2011-08-04-0610

RATIFYING THE SUBMISSION OF A GRANT APPLICATION AND ACCEPTANCE OF FUNDS IN AN AMOUNT UP TO \$520,439.00 FROM THE ENVIRONMENTAL PROTECTION AGENCY FROM THE DATE OF THE AGREEMENT TO AUGUST 31, 2014, AND AUTHORIZING FUNDS IN THE AMOUNT OF \$20,000.00 FROM THE STORM WATER OPERATING FUND FOR ONGOING PARTICIPATION IN THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY'S NONPOINT SOURCE POLLUTION PROGRAM (319 GRANT).

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WHEREAS, the City of San Antonio is redeveloping the Old Mission Drive-In Theater site, where the new District 3 Mission Branch Library has recently been constructed, a premier location to demonstrate and showcase onsite storm water pollution and peak reduction measures through the application of Low Impact Development (LID) Best Management Practices (BMPs), which will serve as a testing ground for LID technology for potential applications in other locations throughout the San Antonio River Watershed; and

WHEREAS, the City applied for, and has been awarded, a grant from the Environmental Protection Agency (EPA), through the Texas Commission on Environmental Quality (TCEQ) Nonpoint Source Clean Water Act Section 319 Program, to fund the installation of the low impact development best management practices at the Old Mission Drive-In Theater Redevelopment site to tentatively include rainwater harvesting, bio-swale, rain garden, aboveground and underground storm water detention tanks; and

WHEREAS, final approval of the Grant contract by the EPA will follow City Council approval of the agreement; the grant provides a 60% federal match to 40% local non-federal funds; local matching funds will come mainly from City expenditures associated with the construction of components already planned in the District 3 Mission Drive-In project design, the participation of City personnel in the project, and from other organizations involved, including the San Antonio Water System (SAWS) and the San Antonio River Authority (SARA); and

WHEREAS, this Ordinance ratifies the submission of a grant application and acceptance of funds in an amount up to \$520,439.00 from the EPA, through the TCEQ, with a grant period from the date of signature of the agreement to August 31, 2014; this Ordinance further authorizes funds in the amount of \$20,000.00 from the Storm Water Operating Fund for ongoing participation in the TCEQ Nonpoint Source Program (319 Grant), to provide matching funds, and authorizes an in-kind matching contribution equivalent to \$326,959.00; the total amount of \$867,398.00 will be used to install Low Impact Development technology at the Old Mission Drive-In Theatre Redevelopment site; **NOW THEREFORE**,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. The submission of the grant application to the Environmental Protection Agency (EPA) through the Texas Commission on Environmental Quality (TCEQ) Nonpoint Source Clean Water Act Section 319 Program to fund the installation of the low impact development

best management practices at the Old Mission Drive-In Theater Redevelopment site is hereby approved and ratified. A copy of the application is on file with the Public Works Department.

SECTION 2. The City Manager or her designee, or the Director of the Public Works Department, or his designee is authorized to accept a special category grant award totaling \$520,439.00 from the Texas Commission on Environmental Quality (TCEQ) through the Environmental Protection Agency (EPA) and authorizes a required cash match of \$20,000.00 from Storm Water Operating Fund and a required in-kind match of up to \$326,959.00 which will be fulfilled by City personnel, SAWS, and the San Antonio River Authority. The grant period will begin on the date executed by all parties and will be effective until August 31, 2014.

SECTION 3. The City Manager or her designee, or the Director of the Public Works Department, or his designee is hereby authorized to execute any and all necessary documents to effectuate said acceptance.

SECTION 4. Fund 26008000 entitled "TCEQ EPA Grant", is hereby designated for use in the accounting for the fiscal transaction in the acceptance of these funds. A formal final budget which will include Internal Order numbers and General Ledger numbers will be submitted by the department upon approval of this ordinance.

SECTION 5. Funding in the amount of \$20,000.00 for this ordinance is available in Fund 29070000, Cost Center 2304070001 and General Ledger 5201040, as part of the Fiscal Year 2011 Budget.

SECTION 6. Payment not to exceed the budgeted amount is authorized and should be encumbered with a purchase order.

SECTION 7. The financial fiscal allocations in this Ordinance are subject to approval by the Chief Financial Officer, City of San Antonio. The 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 shall be effective immediately upon passage by eight affirmative votes; otherwise it shall be effective on the tenth day after passage hereof.

PASSED and APPROVED this 4th day of August, 2011.

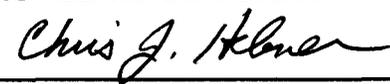

M A Y O R
Julián Castro

ATTEST:



Leticia M. Vacek, City Clerk

APPROVED AS TO FORM:



607 Michael D. Bernard, City Attorney



Request for
COUNCIL
ACTION

City of San Antonio



Agenda Voting Results - 17

Name:	17						
Date:	08/04/2011						
Time:	11:27:12 AM						
Vote Type:	Motion to Approve						
Description:	An Ordinance ratifying the submission of a grant application and acceptance of funds in an amount up to \$520,439.00 from the Environmental Protection Agency from the date of agreement, August 2011, to August 31, 2014; and authorizing funds in the amount of \$20,000.00 from the Storm Water Operating Fund for ongoing participation in the TCEQ's Nonpoint Source Pollution Program (319 Grant). [Sharon De La Garza, Assistant City Manager; Majed Al-Ghafry, Director, Public Works]						
Result:	Passed						
Voter	Group	Not Present	Yea	Nay	Abstain	Motion	Second
Julián Castro	Mayor		x				
Diego Bernal	District 1		x				
Ivy R. Taylor	District 2		x				x
Jennifer V. Ramos	District 3		x			x	
Rey Saldaña	District 4		x				
David Medina Jr.	District 5		x				
Ray Lopez	District 6		x				
Cris Medina	District 7		x				
W. Reed Williams	District 8		x				
Elisa Chan	District 9	x					
Carlton Soules	District 10	x					