

AN ORDINANCE 2009-11-05-0882

AUTHORIZING A GRANT CONTRACT WITH THE TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS FOR ACCEPTANCE OF \$12,308,804 IN GRANT FUNDS UNDER THE AMERICAN RECOVERY AND REINVESTMENT ACT, AND AUTHORIZING THE OFFICE OF ENVIRONMENTAL POLICY TO IMPLEMENT THE SAN ANTONIO WEATHERIZATION ASSISTANCE PROGRAM IN COOPERATION WITH CPS ENERGY; AND APPROPRIATING FUNDS

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WHEREAS, as a result of the American Recovery and Reinvestment Act (ARRA), in March 2009 the Department of Energy (DOE) released a funding opportunity for states to receive federal grants to implement Weatherization Assistance Programs to achieve a prescribed level of energy efficiency in the dwellings of qualified low-income persons; and

WHEREAS, in April 2009, the Texas Department of Housing and Community Affairs (TDHCA) submitted an application to the DOE for ARRA weatherization funds and was awarded \$326,975,732.00 to support weatherization programs in Texas; and

WHEREAS, on June 24, 2009, the City submitted, in conjunction with CPS Energy, an application in response to TDHCA's Texas Weatherization Assistance Program Notice of Funding Availability; and

WHEREAS, on July 30, 2009, the TDHCA Governing Board recommended the award of \$12,308,804.00 in ARRA funds to the City of San Antonio to implement the San Antonio Weatherization Assistance Program (San Antonio WAP) of which \$6,213,863.00 would be made available at the outset of the two year grant period, and the remainder at the end of the first year upon satisfactory accomplishment of the requirements for program implementation; and

WHEREAS, on October 14, 2009, TDHCA provided the City with a grant contract in the amount of \$6,213,863.00 in federal ARRA grants for implementation of the San Antonio WAP during the September 1, 2009 to August 31, 2011 grant contract term; and

WHEREAS, the goal of the San Antonio WAP is to insulate and install energy efficiency improvements in approximately 1,400 eligible residential units to produce energy savings for consumers and reduce energy consumption by an estimated 12,500 MWh (megawatt hours) with priority to households with (i) elderly residents, (ii) persons with disabilities, (iii) young children age five and younger, (iv) high energy consumption and/or (v) high energy costs relative to income; and

WHEREAS, the San Antonio WAP will be made available to priority households throughout San Antonio while targeting neighborhoods consisting primarily of qualified low-income residential dwellings that are structurally sound and occupied by renters and homeowners whose household income is at or below 200% of the federal poverty level; and

WHEREAS, the City and CPS Energy have worked together to design the San Antonio WAP in order to meet local, state and federal program and construction related regulatory and legal requirement, and have agreed to enter into an Interagency Participation Agreement in order to establish the respective obligations of each party in the implementation of the San Antonio WAP; and

WHEREAS, the San Antonio WAP will enhance CPS Energy's Save for Tomorrow Energy Plan (STEP), an aggressive energy conservation program designed to save 771 MW (megawatts) of electricity by 2020 through a variety of energy efficiency programs, including a large-scale residential weatherization program; and

WHEREAS, by joining forces with CPS Energy on the design and implementation of the San Antonio WAP, the City can move more quickly to get these needed services to the community, and CPS Energy can continue to enhance the delivery of these energy efficiency services; and

WHEREAS, in order to implement the San Antonio WAP, the Office of Environmental Policy will require three additional positions that will be partly funded from ARRA weatherization grant funds; and

WHEREAS, the ARRA weatherization grant funds will also be used to pay contractors that will be providing weatherization services and to reimburse CPS Energy's administrative costs for program implementation; and

WHEREAS, implementation of the San Antonio WAP will promote the goals of the Mission Verde Sustainability Plan, specifically Initiative No. 6: "Build a green retrofit program for existing homes and buildings;" **NOW THEREFORE:**

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

SECTION 1. The City Manager or her designee is authorized to sign the contract with the TDHCA accepting up to \$12,308,804.00 in ARRA federal funds to implement the San Antonio WAP with the understanding that \$6,213,863.00 is currently available and the remainder is expected to be provided upon satisfactory completion of program implementation. The contract between the City and TDHCA is attached as Exhibit A and incorporated to this Ordinance for all purposes.

SECTION 2. The amount of \$6,213,863.00 or more in ARRA funds is appropriated to fiscal years 2010 and 2011 for the implementation of the San Antonio WAP. The \$6,213,863.00 is budgeted in the fund WEATHERIZATION ASSISTANCE PROGRAM (2305455001).

SECTION 3. The terms and conditions of the Interagency Participation Agreement between the City and CPS Energy are approved and the Office of Environmental Policy is authorized to sign the agreement. The Interagency Participation Agreement is attached as Exhibit B and incorporated into this Ordinance for all purposes.

SECTION 4. The Office of Environmental Policy is authorized to use these ARRA funds to reimburse CPS Energy for services rendered for the implementation of the San Antonio WAP, including but not limited to, the payment of contractors providing weatherization services and administrative costs associated with the program.

SECTION 5. The Office of Environmental Policy is authorized to hire the following positions: (1) Grants Management Officer; (2) Administrative Assistant I; and (3) Accountant II. These positions will be partially funded with these ARRA funds during the two year term of the TDHCA contract.

SECTION 6. This Ordinance shall become effective immediately upon the passage by eight (8) votes of the City Council and if passed upon fewer than eight (8) votes after the tenth (10th) day after passage thereof.

PASSED AND APPROVED, this 5th day of NOVEMBER, 2009.

ATTEST:

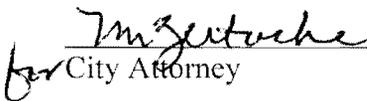


City Clerk



MAYOR
JULIÁN CASTRO

APPROVED AS TO FORM:



City Attorney

Agenda Item:	17 (in consent vote: 5, 6, 7, 10, 11, 12, 17, 18A, 18B, 18C, 18D, 18E, 18F, 18G, 18H, 18I, 18J, 18K, 18L, 21)						
Date:	11/05/2009						
Time:	09:23:54 AM						
Vote Type:	Motion to Approve						
Description:	An Ordinance authorizing a grant contract with the Texas Department of Housing and Community Affairs for acceptance of up to \$12,308,804.00 in grant funds under the American Recovery and Reinvestment Act, and authorizing the Office of Environmental Policy to implement the San Antonio Weatherization Assistance Program in cooperation with CPS Energy; and appropriating funds. [Richard Varn, Chief Information Officer; Laurence Doxsey, Director, Office of Environmental Policy]						
Result:	Passed						
Voter	Group	Not Present	Yea	Nay	Abstain	Motion	Second
Julián Castro	Mayor		x				
Mary Alice P. Cisneros	District 1		x			x	
Ivy R. Taylor	District 2		x				
Jennifer V. Ramos	District 3		x				x
Philip A. Cortez	District 4		x				
David Medina Jr.	District 5		x				
Ray Lopez	District 6		x				
Justin Rodriguez	District 7		x				
W. Reed Williams	District 8		x				
Elisa Chan	District 9		x				
John G. Clamp	District 10		x				