

AN ORDINANCE **97582**

AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT NOT TO EXCEED \$51,000.00 WITH SOUTHWEST RESEARCH INSTITUTE TO CONDUCT THE FRUIT AND NUT SURVEY PHASE 11: ASSESSMENT OF HOMEGROWN PRODUCE FOR VOLATILE ORGANIC COMPOUND CONTAMINATION IN CONNECTION WITH THE PUBLIC CENTER FOR ENVIRONMENTAL HEALTH, WHICH IS OPERATED BY THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT FOR THE PURPOSE OF INVESTIGATING, ASSESSING AND OTHERWISE ADDRESSING ENVIRONMENTAL HEALTH CONCERNS RELATED TO POTENTIAL ENVIRONMENTAL EXPOSURES TO FORMER KELLY AIR FORCE BASE EMPLOYEES AND THE COMMUNITY FOR THE PERIOD MAY 1, 2003 THROUGH DECEMBER 31, 2003; AND AUTHORIZING PAYMENTS FOR SERVICES.

\* \* \* \* \*

WHEREAS, the San Antonio Metropolitan Health District (SAMHD) provides comprehensive public health services to protect the health of all residents within the jurisdiction of the District; and

WHEREAS, residents of communities surrounding the former Kelly Air Force Base (KAFB) have expressed health concerns from potential exposure related to the release of hazardous substances at the former base; and

WHEREAS, the U. S. Air Force (DoD) and the SAMHD have entered into a cooperative agreement with a mutual interest in protecting the health, safety and welfare of those living in the surrounding communities; and

WHEREAS, the Public Center for Environmental Health (PCEH), which is operated by the SAMHD, and funded by the DoD for the purpose of investigating, assessing and otherwise addressing environmental health concerns related to potential environmental exposures to former KAFB employees and the community, will conduct a fruit and nut survey to assess homegrown produce for volatile organic compound (VOC) contamination; and

WHEREAS, Southwest Research Institute (SwRI) has developed and patented a blender and a unique analytical method to detect and quantify VOCs; and

WHEREAS, it is now necessary to execute an agreement with SwRI to conduct the “On-Site Sample Collection for Environmental Analysis” method survey to assess homegrown produce for VOCs and authorize payment for contractual services; **NOW THEREFORE:**

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

**SECTION 1.** The City Manager, or her designee, is hereby authorized to execute an agreement not to exceed \$51,000.00 with Southwest Research Institute to conduct the Fruit and Nut Survey Phase 11: Assessment of Homegrown Produce for Volatile Organic Compound (VOC) Contamination in connection with the Public Center for Environmental Health, which is operated by the San Antonio Metropolitan Health District, and funded by the Department of Defense (DOD), for the period May 1, 2003 through December 31, 2003. A copy of this agreement, in substantially correct form, is attached hereto and incorporated herein as Attachment I.

**SECTION 2.** Payments for these services in an amount not to exceed \$51,000.00 are hereby authorized to be paid to Southwest Research Institute for professional services in connection with the Public Center for Environmental Health's Fruit and Nut Survey Phase 11. These payments will be made from Fund No. 26-032013, Activity 36-11-11, Index Code 727933. The budget of Fund No. 26-032013 is authorized to be revised by transferring the amount of \$51,000.00 from Index No. 727933, Unallocated Appropriations to Index No. 72750, Fees to Professional Contractors.

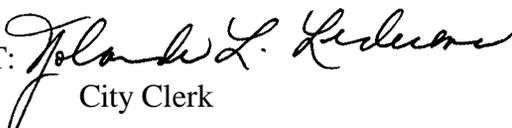
**SECTION 3.** The Director of Finance, may, subject to concurrence by the City Manager or the City Manager's designee, correct allocation to specific index codes and fund numbers as necessary to carry out the purpose of this ordinance.

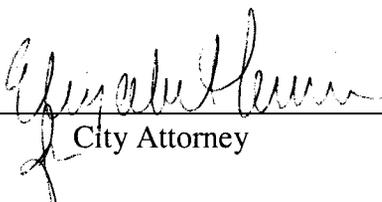
**SECTION 4.** Should the agreement offered be in an amount other than that budgeted for, or should the agreement contain terms and conditions different than those currently existing, acceptance of the agreement will be subject to subsequent City Council ordinance.

**SECTION 5.** This ordinance shall be effective on and after the tenth day after passage hereof.

PASSED AND APPROVED this 8<sup>th</sup> day of May, 2003.

  
M A Y O R  
EDWARD D. GARZA

ATTEST:   
City Clerk

APPROVED AS TO FORM:   
City Attorney