

AN ORDINANCE 100446

**AUTHORIZING THE EXECUTION OF A CONTRACT IN THE AMOUNT OF \$2,193,018.19 WITH THE BROOKS DEVELOPMENT AUTHORITY TO COMPLETE THE RENOVATION OF FACILITY SPACE AT BROOKS CITY-BASE FOR USE BY THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT AS A BIOSAFETY LEVEL THREE LABORATORY; AND AUTHORIZING PAYMENTS FOR CONTRACTUAL SERVICES FROM GRANT FUNDS, CERTIFICATES OF OBLIGATION AND OTHER AVAILABLE FUNDS; AND AUTHORIZING THE REIMBURSEMENT OF FUNDS THAT HAVE PREVIOUSLY BEEN EXPENDED FROM THE PROCEEDS OF GRANT FUNDS, CERTIFICATES OF OBLIGATION AND OTHER AVAILABLE FUNDS FOR ANY CITY EXPENDITURES MADE PRIOR TO RECEIPT OF SAID FUNDS FOR THIS PROJECT; AND ENACTING OTHER PROVISIONS INCIDENT AND RELATED TO THE SUBJECT AND PURPOSE OF THIS ORDINANCE.**

\* \* \* \* \*

**WHEREAS**, Ordinance No. 97817, passed and approved on June 19, 2003, authorized the acceptance and execution of a Cooperative Research and Development Agreement (CRADA) with the United States Air Force for the San Antonio Metropolitan Health District (SAMHD) to use approximately 4,300 square feet of vacant laboratory space as the site for the development of a BioSafety Level Three (BSL-3) laboratory facility; and

**WHEREAS**, on August 29, 2003, the City Manager accepted and executed a contract with Brooks Development Authority (BDA) for architectural and engineering design of said laboratory space, and for contracting and construction management of tenant improvements; and

**WHEREAS**, through Ordinance No. 99862, passed and approved on October 14, 2004, \$500,000.00 of funding from the Texas Department of State Health Services (TDSHS) Contract 7460020708 B 2004, Contract Change Notice No. 06, Attachment No. 02D was transferred for accounting and disbursement to the special fund previously set up for said BSL-3 Laboratory; and

**WHEREAS**, through Ordinance No. 99952, passed and approved on November 04, 2004, \$750,000.00 of funding from Contract 7460020708 2005, Contract Change Notice No. 16, Attachment No. 13 was also transferred for accounting and disbursement to same said fund; and

**WHEREAS**, through an ordinance to be passed and approved on February 17, 2005, \$119,215.00 of funding from Contract 7460020708 2005, Contract Change Notice No. 20, Attachment No. 13A will also be transferred for accounting and disbursement to same said fund; and

**WHEREAS**, remaining funding of \$823,803.19 needed for the project will be provided through future grant support, certificates of obligation or other available funding, and the City intends to reimburse itself for funds that have previously been expended from the proceeds of grant funds, certificates of obligation or other available funds; and

**WHEREAS**, the City desires to enter into a contract with BDA to complete the renovation of the BSL-3 Laboratory for the Bioterrorism Preparedness Program of the San Antonio Metropolitan Health District (SAMHD); and

**WHEREAS**, it is now necessary to authorize the execution of a contract with BDA, approve the transfer of \$823,803.19 from the General Fund, and authorize payments for contractual services and authorize reimbursement of funds previously expended; **NOW THEREFORE:**

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

**SECTION 1.** The Interim City Manager, or his designee, is hereby authorized to execute a contract with Brooks Development Authority (BDA) in order to provide \$2,193,018.19 to support the completion of the BioSafety Level Three (BSL 3) laboratory facility located at Brooks City-Base, Texas during the period March 1, 2005 through August 31, 2005. A copy of said contract is set out in Attachment I and incorporated herein for all purposes.

**SECTION 2.** The reimbursement of funds that have previously been expended from the proceeds of grant funds, certificates of obligation or other available funds is hereby approved.

**SECTION 3.** Payments in an amount not to exceed \$2,193,018.19 are hereby authorized to be paid to Brooks Development Authority from SAP Fund. No. 26016000, Funds Center 3610080000, Cost Center 3610080001, Internal Order 136000000248, SAP GL Account No. 5201040, Fees to Professional Contractors, grant funds, certificates of obligation and other available funding, for design and construction services on a fee-for-service basis.

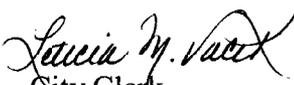
**SECTION 4.** This ordinance shall be effective on and after February 27, 2005.

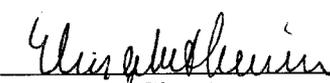
PASSED AND APPROVED this 17<sup>th</sup> day of February, 2005.



M A Y O R

EDWARD D. GARZA

ATTEST:   
City Clerk

APPROVED AS TO FORM:   
City Attorney

# Agenda Voting Results

**Name:** 35.

**Date:** 02/17/05

**Time:** 05:19:09 PM

**Vote Type:** Multiple selection

**Description:** An Ordinance authorizing the execution of a contract in the amount of \$2,193,018.19 with the Brooks Development Authority to complete the renovation of facility space at Brook City-Base for use by the San Antonio Metropolitan Health District as a Biosafety Level Three Laboratory; and authorizing payments for contractual services from grant funds, Certificates of Obligation and other available funds; and authorizing the reimbursement of funds that have been previously been expended from the proceeds of Certificates of Obligation for any City expenditures made prior to receipt of said funds for this project; and enacting other provisions incident and related to the subject and purpose of this ordinance. [Presented by Dr. Fernando A. Guerra, Director, Health; Frances A. Gonzalez, Assistant City Manager]

Voter	Group	Status	Yes	No	Abstain
ROGER O. FLORES	DISTRICT 1	Not present			
JOEL WILLIAMS	DISTRICT 2		x		
RON H. SEGOVIA	DISTRICT 3		x		
RICHARD PEREZ	DISTRICT 4		x		
PATTI RADLE	DISTRICT 5		x		
ENRIQUE M. BARRERA	DISTRICT 6		x		
JULIAN CASTRO	DISTRICT 7	Not present			
ART A. HALL	DISTRICT 8		x		
CARROLL SCHUBERT	DISTRICT 9		x		
CHIP HAASS	DISTRICT_10		x		
MAYOR ED GARZA	MAYOR	Not present			