

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

AN ORDINANCE

AUTHORIZING THE EXECUTION OF A FUNDING AGREEMENT WITH THE YMCA IN AN AMOUNT NOT TO EXCEED \$4,000,000.00 FOR THE DESIGN AND CONSTRUCTION OF THE NORTHWEST AREA RECREATION CENTER AND DISTRICT 6 LIBRARY, BOTH 2012-2017 BOND PROJECTS, LOCATED IN COUNCIL DISTRICT 6.

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WHEREAS, in May of 2012, voters approved the 2012-2017 General Obligation Bond Program, \$3 million was designated for a project titled the Northwest Area Recreation Center in Council District 6 and \$1.4 million was designated for development of a Library in Council District 6; and

WHEREAS, in October 2014, YMCA purchased a former grocery store building at the corner of Potranco Road and Highway 151 with the intent to collaborate with the City to repurpose the old grocery store into a new co-located recreation center and library; and

WHEREAS, in the first phase, the City will contract with YMCA using the Bond funds to design and construct a 5,000 square foot San Antonio Branch Library and 49,000 square foot YMCA recreational center that will include a gymnasium, exercise rooms and locker room; and

WHEREAS, the Library Facilities Committee and Library Board have approved the co-location of the Council District 6 Branch Library with the YMCA; and

WHEREAS, the Funding Agreement with the YMCA will be executed in compliance with the Small Business Economic Development Advocacy (SBEDA) Program, which requires contracts be reviewed by a Goal Setting Committee to establish a requirement and/or incentive unique to the particular contract in an effort to maximize the amount of small, minority, and women-owned business participation on the contract; and

WHEREAS, the Goal Setting Committee set a 33% Small Business Enterprise (SBE) subcontracting goal, a 21% Minority/Women Business Enterprise (M/WBE) subcontracting goal and 3% African American Business Enterprise (AABE) subcontracting goal; and

WHEREAS, the YMCA has committed to meeting these goals; **NOW THEREFORE:**

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

SECTION 1. The City Manager or her designee or the Director of the Transportation and Capital Improvements Department or his designee, is authorized to execute a funding agreement with the YMCA in an amount not to exceed \$4,000,000 for the design and construction of the Northwest Area Recreation Center and District 6 Library, both 2012-2017 Bond Projects, located in Council District 6. A copy of the funding agreement, in substantially final form, is attached hereto and incorporated herein for all purposes as **Attachment I**.

SECTION 2. Payment in the amount not to exceed \$3,100,000.00 in SAP Fund 45099000, General Obligation Capital Project, SAP Project Definition 40-00380, Northwest Area Recreational Facility, is authorized to be encumbered and made payable to the YMCA, for construction services. Payment for services are contingent upon the sale of a 23.05 acre unimproved tract of land in the Southwest Business & Technology Park located at State Highway 151 and Old Highway 90 in City Council District 6 for \$250,000.00 and the proceeds of this sale being placed in project 40-00380.

SECTION 3. Payment in the amount not to exceed \$900,000.00 in SAP Fund 45099000, General Obligation Capital Project, SAP Project Definition 40-00408, District 6 New Library Site, is authorized to be encumbered and made payable to the YMCA, for construction services.

SECTION 4. The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director of Finance 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 5. 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
Ivy R. Taylor

ATTEST:

APPROVED AS TO FORM:

Leticia M. Vacek, City Clerk

Martha G. Sepeda, Acting City Attorney