

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

**AN ORDINANCE**

**APPROVING AN AGREEMENT WITH NATIONAL ECONOMIC  
RESEARCH ASSOCIATES, INC. IN AN AMOUNT NOT TO  
EXCEED \$750,000.00 TO UNDERTAKE A DISPARITY CAUSATION  
ANALYSIS STUDY.**

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**WHEREAS**, City Council adopted the most recent Disparity Study in March 2010 and in June 2010 adopted the current SBEDA Ordinance, which incorporated numerous consultant recommendations; and

**WHEREAS**, in accordance with the SBEDA Ordinance, the City must now conduct an update to the Disparity Study that will serve as the evidence upon which an updated SBEDA Program may be developed and maintained, in order to determine if disparity still exists in contracting with minority and women-owned business enterprises (“M/WBEs”); and

**WHEREAS**, the City issued a Request for Proposals for a firm to conduct this update, to which five (5) firms responded; and

**WHEREAS**, National Economic Research Associates, Inc. (“NERA”), founded in 1961, is a global firm of economists who work within various marketplaces providing economic analysis and advice to governmental entities, corporations and law firms among others; and

**WHEREAS**, NERA’s expertise in understanding the legal challenges to M/WBE programs and expertise in undertaking statistical analysis will allow the firm to present legally-defensible study findings and policy recommendations to the City for its SBEDA Program; and

**WHEREAS**, after committee review and discussion, NERA received the highest-ranking scores and has been recommended for award by the solicitation evaluation committee; **NOW THEREFORE:**

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

**SECTION 1.** City Council approves an agreement, a copy of which is included in substantially final form as **ATTACHMENT I**, with National Economic Research Associates, Inc. for an amount not to exceed \$750,000.00 to conduct a Disparity Causation Analysis Study

**SECTION 2.** Funding in the amount of \$375,000.00 for this Ordinance is available in Fund 11001000, Cost Center 1602040001 and General Ledger 5201040, as part of the Fiscal Year 2014 Budget.

**SECTION 3:** Additional funding in the amount of \$375,000.00 for this Ordinance, as part of Fiscal Year 2015's Budget, is contingent upon City Council approval of the City's operating budget and the availability of funds.

**SECTION 4:** Payment not to exceed the budgeted amount is authorized to National Economic Research Associates, Inc., and should be encumbered with a purchase order.

**SECTION 5:** 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 6.** This Ordinance shall be effective immediately upon receiving at least eight affirmative votes or, upon receipt of less than eight affirmative votes, on the tenth day after passage.

**PASSED AND APPROVED** this \_\_\_\_ day of \_\_\_\_\_, 2014.

**M A Y O R**  
Julián Castro

**ATTEST:**

**APPROVED AS TO FORM:**

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Leticia M. Vacek, City Clerk

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Robert F. Greenblum, City Attorney