

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 BETWEEN THE FAMILY VIOLENCE PREVENTION SERVICES, INC. AND THE CITY OF SAN ANTONIO IN AN AMOUNT UP TO \$1,000,000.00 TO CONSTRUCT A NEW GYMNASIUM FOR THE BATTERED WOMEN & CHILDREN'S SHELTER, A 2017-2022 BOND FUNDED PROJECT AND AUTHORIZING THE EXECUTION OF A 20 YEAR LEASE AGREEMENT FOR THE NEW 7,200 SQUARE FOOT GYMNASIUM LOCATED ON THEIR CAMPUS.

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WHEREAS, on May 6, 2017, San Antonio residents voted and approved the 2017-2022 General Obligation Bond Program totaling \$850 million; and

WHEREAS, the Battered Women & Children's Shelter project will construct a new 7,200 square foot gymnasium on their existing campus, with \$1,000,000.00 allocated from the Bond Program; and

WHEREAS, founded in 1977, the Battered Women's Shelter of Bexar County opened in order to create an environment where victims of abuse can escape violence; and

WHEREAS, over the years, the agency has expanded services to provide both women and children with transitional housing, non-residential counseling, legal services, medical services and educational opportunities; and

WHEREAS, Family Violence Prevention Services, Inc. operates the Battered Women and Children's Shelter and has 12 transitional housing single-family dwellings across San Antonio to assist victims of domestic violence to make a new start; and

WHEREAS, the shelter complex can accommodate 222 people and includes a school, a medical and dental clinic and two transitional housing duplexes; and

WHEREAS, the \$1 million allocated from the City's Bond Program will be provided to Family Violence Prevention Services on a reimbursement basis for the construction of a new 7,200 square foot gymnasium on the Battered Women & Children's Shelter facility and will include an entrance lobby, restrooms and storage; and

WHEREAS, the design for this project has been completed. The new gymnasium will consist of a pre-engineered metal building and includes a 4,390 square foot gym, entrance lobby, restrooms and storage; and

WHEREAS, landscaping and a new 17 space parking lot are also part of this project; and

WHEREAS, the improvements to be constructed will be solely funded by the City's contribution; and

WHEREAS, Family Violence Prevention Services will oversee the construction of the improvements to the Battered Women and Children's Shelter in accordance to the bond brochure and funding agreement; and

WHEREAS, the City's funding will be provided on a reimbursement basis and once the construction is verified and approved. All construction on the new facility is anticipated to begin in November 2017 and estimated to be completed by August 2018; and

WHEREAS, in conjunction with this funding agreement, the Family Violence Prevention Services, as the Landlord, will enter into a 20 year lease agreement with the City of San Antonio as tenant; and

WHEREAS, the lease establishes the public ownership and authorizes the City's financial contribution towards the facility providing community services for benefit of the community; and

WHEREAS, due to the sensitive nature of the services provided at the Battered Women & Children's Shelter and to ensure the safety of the victims, the City will not request use of the facility outside of the intended use by the public; and

WHEREAS, this agreement 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 21% Minority/Women Business Enterprise (M/WBE) subcontracting goal. Family Violence Prevention Services, Inc. has committed to the 21% M/WBE subcontracting goal; **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 Family Violence Prevention Services, Inc. in an amount up to 1,000,000.00 to construct a new gymnasium for the Battered Women & Children’s Shelter. A copy of the funding agreement is attached hereto and incorporated herein for all purposes as **Attachment I**.

SECTION 2. The City Manager or her designee, or the Director of the Transportation and Capital Improvements Department or his designee, is authorized to execute a 20 year lease agreement for the new 7,200 square foot gymnasium. A copy of the lease is attached hereto and incorporated herein for all purposes as **Attachment II**.

SECTION 3. [FINANCIAL LANGUAGE PENDING]

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
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Leticia M. Vacek, City Clerk

Andrew Segovia, City Attorney