

**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 CITY OF SAN ANTONIO AND BROOKS DEVELOPMENT AUTHORITY (BDA) FOR THE DESIGN AND CONSTRUCTION OF A NEW SPAY AND NEUTER FACILITY AT BROOKS CITY BASE, IN AN AMOUNT NOT TO EXCEED \$606,774.00 FOR THE PROJECT PLUS \$104,200.00 TO FUND BUILT-IN FURNITURE AND FIXTURES, PAYABLE TO BDA, LOCATED IN COUNCIL DISTRICT 3.**

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**WHEREAS**, in the FY 2016 budget, the City Council authorized the allocation of \$800,000.00 for the development of a new low cost spay neuter clinic to be located on the campus of Brooks City Base; and

**WHEREAS**, Brooks Development Authority (BDA) will design and construct a 2,240 square foot spay and neuter facility that includes two exam rooms, a surgery prep area with two wash tables, a surgery room with two surgery tables, and cat and dog holding rooms; and

**WHEREAS**, the City will lease the facility from BDA and will either operate the facility or contract with another animal care agency to operate it; and

**WHEREAS**, this ordinance will authorize the execution of a Funding Agreement between the City of San Antonio and BDA for the design and construction of a new spay and neuter facility at Brooks City Base, located in Council District 3; **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 Department of Transportation and Capital Improvements or his designee is authorized to execute a Funding Agreement between the City of San Antonio and Brooks Development Authority (BDA) for the design and construction of a new spay and neuter facility at Brooks City Base, in an amount not to exceed \$606,774.00 for the project plus \$104,200.00 to fund built-in furniture and fixtures, payable to BDA, located in Council District 3. A copy of the funding agreement, in substantially final form, is attached hereto and incorporated herein for all purposes as **Attachment I**.

**SECTION 2.** Funding in the amount of \$710,974.00 for this ordinance is available per the table below:

<b>Amount</b>	<b>Fund</b>	<b>General Ledger</b>	<b>Cost Center</b>	<b>WBS Element</b>
\$158,538.00	11001000	5501065	3701010001	
\$52,436.00	11001000	5709060	3701010001	
\$500,000.00	43099000	5201140		37-00005-05-02-01
<b>Total Amount</b> <b>\$710,974.00</b>				

**SECTION 3.** Payment not to exceed \$710,974.00 is authorized to Brooks Development Authority (BDA), and should be encumbered with a purchase order. Payments for services are contingent upon the availability of funds and the sale of future City of San Antonio, Certificates of Obligation in accordance with the adopted capital budget. Payment is limited to the amounts budgeted in the Operating and/or Capital Budget funding sources identified. All expenditures will comply with approved operating and/or capital budgets for current and future fiscal years.

**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 \_\_\_\_\_.

**M A Y O R**  
 Ivy R. Taylor

**ATTEST:**

**APPROVED AS TO FORM:**

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 Leticia M. Vacek, City Clerk

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 Martha G. Sepeda, Acting City Attorney