

**CITY OF SAN ANTONIO
INTERDEPARTMENTAL MEMORANDUM
SAN ANTONIO METROPOLITAN HEALTH DISTRICT**

**CONSENT AGENDA
ITEM NO. 13**

TO: Mayor and City Council

FROM: Fernando A. Guerra, M.D., M.P.H., Director of Health

THROUGH: Terry M. Brechtel, City Manager

COPIES: Frances A. Gonzalez, Assistant to the City Manager; City Attorney's Office; Office of Management and Budget; Finance Department; Project; File

SUBJECT: RATIFYING THE EXECUTION OF A CONTRACT WITH BROOKS DEVELOPMENT AUTHORITY

DATE: October 23, 2003

SUMMARY AND RECOMMENDATIONS

This ordinance ratifies the action of the City Manager in the acceptance and execution of a contract with Brooks Development Authority to renovate facility space at Brooks City-Base for the use by the San Antonio Metropolitan Health District as a Bioterrorism Preparedness Laboratory. This ordinance also approves payments for contractual services.

Staff recommends approval.

BACKGROUND INFORMATION

Due to the terrorist attacks on New York City and Washington D.C. in September 2001, Congress made funds available to all states through the Centers for Disease Control and Prevention (CDC) in order to strengthen local public health infrastructure and emergency preparedness. These funds were distributed in Texas through the Texas Department of Health (TDH).

On August 1, 2002, the City Manager was authorized to accept and execute the TDH Public Health State Support Project 2002/2003 Contract Change Notice 05 for \$1,898,122.00 to fund the Bioterrorism Preparedness Program of the SAMHD. These funds were used for new initiatives specifically designed to upgrade the response capability of our public health system. Of this funding, \$165,000.00 was budgeted to support a new Bioterrorism Safety Laboratory.

On September 26, 2002 the City Manager was authorized to accept and execute the TDH Public Health State Support Project 2002/2003 Contract Change Notice 08 that supported initial funding of \$518,394.00 for the Laboratory Bioterrorism Preparedness Program of the SAMHD. Of this funding, \$359,000.00 was budgeted for a new Bioterrorism Safety Laboratory.

The Laboratory Bioterrorism Preparedness Program is an effort whereby staff from the SAMHD Laboratory Division is developing protocols and infrastructure for the rapid detection of toxins and organisms that may be introduced in the community through acts of bioterrorism that will meet the standards for bioterrorism safety as set forth by the CDC and the Texas Laboratory Response Network.

On June 19, 2003 the City Manager was authorized to accept and execute a Cooperative Research and Development Agreement (CRADA) with the United States Air Force (USAF) Institute for Operational Health. Through the CRADA a suitable location for the new Bioterrorism Safety Laboratory (BSL) was identified at Brooks City-Base, which offers 4,000 square feet of space, security, a safe location away from the downtown core, and partnering with the USAF.

Under this agreement, the Brooks Development Authority (BDA) will provide SAMHD the services of design and construction of the laboratory, which will take approximately 6 to 12 months to complete. The laboratory will be a Biosafety Level Three (BSL 3) facility, which is only one step below that of the laboratory at the CDC. The TDH has concurred with combining the funds of \$165,000.00 and \$359,000.00 (Total: \$524,000.00) as well as the location of the BSL 3 Laboratory at Brooks City-Base (USAF controlled space). The \$524,000.00 of the TDH FY 2003 funds were encumbered for accounting and disbursement purposes through an ordinance passed and approved August 14, 2003. However, to expend the funds a signed contract was required prior to the end of the grant period August 31, 2003. Currently architectural-engineering work is being accomplished. A construction contract is anticipated for early calendar year 2004.

With the assistance of the City Attorney's Office, SAMHD and Brooks Development Authority (BDA) developed a contract in the amount of \$524,000.00 for BDA to design and construct the project. On August 29, 2003 the City Manager accepted and executed the contract in order to encumber the funds before the grants expired.

The proposed ordinance ratifies the action to accept and execute the contract and authorizes payments to BDA on a fee-for-service basis for activities in connection with the contract.

POLICY ANALYSIS

Execution of this contract with Brooks Development Authority will continue the long-standing practice of utilizing Federal, State and local aid to support the public health programs of the City and the residents of Bexar County.

FISCAL IMPACT

This ordinance will authorize previously encumbered funds of \$524,000.00 to be paid to Brooks Development Authority on a fee-for-service basis to renovate 4,000 square feet of facility space at Brooks City-Base for expansion of the SAMHD Bioterrorism Preparedness Laboratory. Acceptance of this contract will place no demands on the City's General Fund.

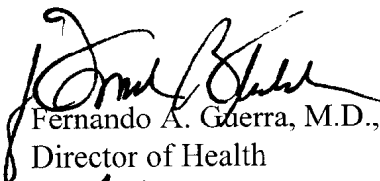
COORDINATION

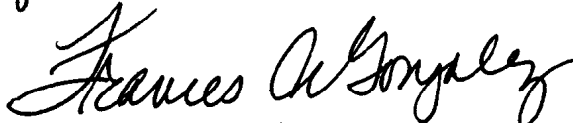
The City Attorney's Office, the Office of Management and Budget, Risk Management Division, and Asset Management Department have reviewed the original contracts with TDH, the CRADA with the USAF, the memorandum of agreement with the BDA, and the contract with BDA to renovate laboratory facilities for SAMHD. The Finance Department has been apprised of this action.

SUPPLEMENTARY COMMENTS


Provisions of the Ethics Ordinance do not apply.

Attachments: Attachment I: Contract to Construct Renovated Laboratory Facilities for Subtenant


Fernando A. Guerra, M.D., M.P.H.
Director of Health


Frances A. Gonzalez
Assistant to the City Manager

APPROVED BY:


Terry M. Brechtel
City Manager