

**CITY OF SAN ANTONIO
INTERDEPARTMENTAL MEMORANDUM
DEPARTMENT OF COMMUNITY INITIATIVES**

**PUBLIC HEARING
TIME CERTAIN
ITEM NO. 5
3:00 PM**

TO: Mayor and City Council

FROM: Dennis J. Campa, Director, Department of Community Initiatives

THROUGH: Terry M. Brechtel, City Manager

COPIES: Frances A. Gonzalez, Assistant City Manager; Finance Department; City Attorney's Office; Department of Housing & Community Development; File

SUBJECT: Contract with the Association for the Advancement of Mexican Americans, Inc. to operate the Dwyer Avenue Center Overflow Shelter (DACOS)

DATE: September 9, 2004

SUMMARY AND RECOMMENDATIONS

A public hearing and consideration of an ordinance to amend Ordinance number 99372, passed and approved June 24, 2004, by revising the Emergency Shelter Grant budget and authorizing execution of a contract with the Association for the Advancement of Mexican Americans, Inc. (AAMA) in the amount of \$100,000 to operate the DACOS for the period October 1, 2004 – September 30, 2005.

Staff recommends the approval of this ordinance.

BACKGROUND INFORMATION

The ESG is an entitlement grant from the U. S. Department of Housing & Urban Development (HUD). HUD requires a public hearing prior to Council action.

The Dwyer Avenue Center is a City owned facility that provides housing and support services to the homeless. The facility includes 88 single occupancy rooms, 16 transitional housing family units and a 63-bed emergency overflow shelter for women and their children. AAMA has operated the overflow shelter since October 2003 and, through July, has served 102 unduplicated clients.

On July 7, 2003 the City released a Request for Proposal (RFP) for the day-to-day operation of the DACOS. AAMA was the only organization that responded to the RFP. On September 25, 2003, the City Council, through Ordinance number 98229, authorized appropriations in the amount of \$100,000 to AAMA to operate the DACOS for a one year period. On June 24, 2004 Ordinance number 99372 was passed and approved which adopted the Fiscal Year 2004 – 2005 Emergency Shelter Grant budget and appropriated funds to the City for operation of the Dwyer Avenue Center for FY05. The City now desires to allow AAMA to continue operating the DACOS for an additional one year period and, accordingly, must revise the FY05 ESG budget by re-appropriating \$100,000 from the City's Dwyer Center to the AAMA. The City must also execute a new contract with AAMA for the one year period.

POLICY ANALYSIS

This ordinance addresses the core issue of providing a community safety net of services and continues existing City policy to provide needed services to the homeless of San Antonio and Bexar County. This action also supports recommendations by the Mayor’s Taskforce on Hunger and Homelessness.

FISCAL IMPACT

This ordinance approves a revision to the ESG budget by appropriating \$100,000 in FY05 ESG funds to the AAMA to operate the DACOS. ESG regulations require a 100% match of these funds, which will be provided by AAMA.

There is no other cost to the City associated with this contract and there is no General Fund commitment.

COORDINATION

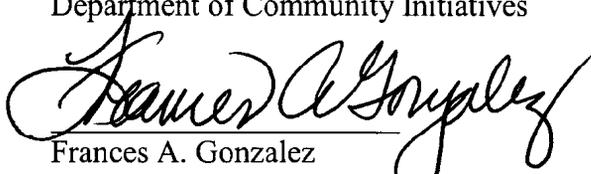
Coordination has occurred with the Community Action Advisory Board, the Mayor’s Taskforce on Hunger and Homelessness, City Attorney’s Office, Department of Housing & Community Development, Asset Management and Finance Department.

SUPPLEMENTARY COMMENTS

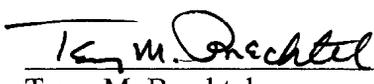
A public hearing is required for this ordinance, by HUD regulation, to allow citizen participation and comment because it represents a change to the ESG consolidated budget.

Required Ethics Disclosure Statement is attached.


Dennis J. Campa, Director
Department of Community Initiatives


Frances A. Gonzalez
Assistant City Manager

Approved:


Terry M. Brechtel
City Manager

City of San Antonio

Attachment E

Discretionary Contracts Disclosure*

For use of this form, see City of San Antonio Ethics Code, Part D, Sections 1&2

Attach additional sheets if space provided is not sufficient.

State "Not Applicable" for questions that do not apply.

* This form is required to be supplemented in the event there is any change in the information under (1), (2), or (3) below, before the discretionary contract is the subject of Council action, and no later than five (5) business days after any change about which information is required to be filed.

Disclosure of Parties, Owners, and Closely Related Persons

For the purpose of assisting the city in the enforcement of provisions contained in the City Charter and the code of ethics, an individual or business entity seeking a discretionary contract from the city is required to disclose in connection with a proposal for a discretionary contract:

(1) the identity of any individual who would be a party to the discretionary contract;

N/A

(1) the identity of any business entity¹ that would be a party to the discretionary contract: ___ and the name of:

(A) any individual or business entity that would be a subcontractor on the discretionary contract;

N/A

(A) any individual or business entity that is known to be a partner, or a parent or subsidiary business entity, of any individual or business entity who would be a party to the discretionary contract;

N/A

(1) the identity of any lobbyist or public relations firm employed for purposes relating to the discretionary contract being sought by any individual or business entity who would be a party to the discretionary contract.

N/A

¹ A business entity means a sole proprietorship, partnership, firm, corporation, holding company, joint-stock company, receivership, trust, unincorporated association, or any other entity recognized by law.

Political Contributions

Any individual or business entity seeking a discretionary contract from the city must disclose in connection with a proposal for a discretionary contract all political contributions totaling one hundred dollars (\$100) or more within the past twenty-four (24) months made directly or indirectly to any *current* or *former member* of City Council, any *candidate* for City Council, or to any *political action committee* that contributes to City Council elections, by any individual or business entity whose identity must be disclosed under (1), (2) or (3) above. Indirect contributions by an individual include, but are not limited to, contributions made by the individual's spouse, whether statutory or common-law. Indirect contributions by an entity include, but are not limited to, contributions made through the officers, owners, attorneys, or registered lobbyists of the entity.

To Whom Made:	Amount:	Date of Contribution:
N/A		

Disclosures in Proposals

Any individual or business entity seeking a discretionary contract with the city shall disclose any known facts which, reasonably understood, raise a question² as to whether any city official or employee would violate Section 1 of Part B, Improper Economic Benefit, by participating in official action relating to the discretionary contract.

Signature: 	Title: Deputy Director Company: AAMA, Inc.	Date: 8-23-04

²For purposes of this rule, facts are "reasonably understood" to "raise a question" about the appropriateness of official action if a disinterested person would conclude that the facts, if true, require recusal or require careful consideration of whether or not recusal is required.