

Mayor and Council Communication

DATE: 08/13/19

M&C FILE NUMBER: M&C 19-0033

LOG NAME: 23TCEQ WHOLE AIR MONITORING CONTRACT AMENDMENT 1 FY20

SUBJECT

Authorize Execution of Amendment #1 of the Intergovernmental Cooperative Reimbursement Contract with the Texas Commission on Environmental Quality (Contract #582-19-90031) in the Amount of \$386,000.00 for the Operation of Local Air Pollution Monitors, Apply Indirect Costs at Approved Percentage Rate and Adopt Appropriation Ordinance. (ALL COUNCIL DISTRICTS)

RECOMMENDATION:

It is recommended that the City Council:

1. Authorize Execution of Amendment #1 of the Intergovernmental Cooperative Reimbursement Contract with the Texas Commission on Environmental Quality (Contract #582-19-90031) in the Amount of \$386,000.00 for the Operation of Local Air Pollution Monitors;
2. Adopt the attached appropriation ordinance increasing estimated receipts and appropriations in the Grants Operating Federal Fund in the amount of \$386,000.00, subject to receipt of an executed contract; and
3. Apply indirect costs at the negotiated rate of 12.66 percent for the Code Compliance Department.

DISCUSSION:

The City of Fort Worth operates a comprehensive air quality program under four separate, but related contracts with the Texas Commission on Environmental Quality (TCEQ). This overall program benefits the City by ensuring that facilities are in compliance with air quality regulations and by supporting reliable data collection for air pollutants. One of the four contracts, partially funded by the State of Texas, specifically supports a portion of a nation-wide early warning system for bioterrorism attacks. In 2003, the United States Department of Homeland Security launched the whole air monitoring network and designated the Texas Commission on Environmental Quality as the administering agency. Since the inception of this monitoring program, the Texas Commission on Environmental Quality has contracted with the City for operation and maintenance of the monitoring equipment.

This Initial Contract requires the City of Fort Worth (City) to operate local air pollution monitors to include retrieving sampling filters and data, sending filters and data for analysis, and performing regular audit and maintenance activities on the equipment under the terms of the contract. Amendment #1 extends the contract period to September 1, 2019, through August 31, 2020, and increases the not to exceed amount of \$772,000.00 (an additional \$386,000.00) for reimbursement of expenses to the City with the option to renew the Initial Contract for two more additional one-year periods upon written consent of the parties by future amendment to the Initial Contract.

There are no local matching funds required for this grant contract.

| <u>Document</u> | <u>M&C No.</u> | <u>Approval Date</u> | <u>Amount</u> |
|-----------------------------|--------------------|----------------------|---------------------|
| Initial Contract (Year One) | C-28852 | 9/18/2018 | \$386,000.00 |
| Amendment #1 (Year Two) | Pending | Pending | \$386,000.00 |
| Total | | | \$772,000.00 |

This Agreement will serve ALL COUNCIL DISTRICTS.

No City funds will be expended before the contract is approved. Upon approval and acceptance of the grant and execution of the contract, City funds will be expended before receipt of grant funds.

A Form 1295 is not required for this contract because: This contract will be with a governmental entity, state agency or public institution of higher education: TCEQ

FISCAL INFORMATION / CERTIFICATION:

The Director of Finance certifies that upon approval of the above recommendations, and adoption of the attached appropriation ordinance, funds will be available in the current operating budget, as appropriated, of the Grants Operating Federal Fund. The Code Compliance Department will be responsible for the collection and deposit of funds due to the City. Prior to expenditure being made, the Code Compliance Department has the responsibility to validate the availability of funds. This is a reimbursement grant.

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