

August 26, 2015

WHEREAS, on June 23, 2010, Resolution No. 10-1612 authorized the first amendment to Contract No. 582-10-90257 to accept additional grant funds in the amount of \$530,421.00, from \$530,421.00 to \$1,060,842.00 to continue the Air Pollution Compliance Program to provide investigation services and complaint responses within the City of Dallas for the period September 1, 2010 through August 31, 2011, and,

WHEREAS, on June 8, 2011, Resolution No. 11-1527 authorized a second amendment to Contract No. 582-10-90257 to accept additional grant funds in the amount of \$530,421.00, from \$1,060,842.00 to \$1,591,263.00 to continue the Air Pollution Compliance Program to provide investigation services and complaint responses within the City of Dallas for the period September 1, 2011 through August 31, 2012; and,

WHEREAS, on December 15, 2011, the third amendment to Contract No. 582-10-90257 was authorized to decrease the amount of grant funds in the amount of \$5,304.00, from \$1,591,263.00 to \$1,585,959.00 to continue the Air Pollution Compliance Program to provide investigation services and complaint responses within the City of Dallas for the period September 1, 2011 through August 31, 2012; and,

WHEREAS, on June 13, 2012, Resolution No. 12-1543 authorized the fourth amendment to Contract No. 582-10-90257 to accept additional grant funds in the amount of \$525,117.00 from \$1,585,959.00 to \$2,111,076.00 to continue the Air Pollution Compliance Program to provide investigation services and complaint responses within the City of Dallas for the period September 1, 2012 through August 31, 2013; and,

WHEREAS, on June 26, 2013, Resolution No. 13-1076 authorized Contract No. 582-14-40025 to accept grant funds for the Air Pollution Compliance Program to provide investigation services and complaint responses within the City of Dallas for the period of September 1, 2013- August 31, 2014; and,

WHEREAS, on June 25, 2014, Resolution No. 14-1023 authorized Contract No. 582-15-50121 to accept to accept grant funds in the amount of \$525,117 for the period September 1, 2014 through August 31, 2015; and,

WHEREAS, there is a continuing need for the City of Dallas to provide investigation services and complaint responses for the Air Pollution Compliance Program within the City of Dallas; and,

WHEREAS, the City of Dallas Public Works Department has been approved by the TCEQ to receive grant funds up to \$525,117 per year to accomplish air pollution control investigations within the City of Dallas; and,

WHEREAS, the total amount to be reimbursed under this agreement shall not exceed 67% of the City's total cost for its local air pollution program investigations; and,

WHEREAS, the remaining 33% of the Air Pollution Compliance program costs are to be funded by the City as matching funds (\$258,640 per year); and,

WHEREAS, it is now necessary to authorize Amendment No. 1 to Contract No. 582-15-50121 with the Texas Commission on Environmental Quality (TCEQ), to **(1)** accept additional state grant funds in the amount of \$525,117 to continue the Air Pollution Compliance Program to provide investigative services and complaint responses within the City of Dallas, for a one-year period, from September 1, 2015 through August 31, 2016; and **(2)** a local annual match in an amount not to exceed \$258,640, increasing the contract from \$783,757 to \$1,567,514.

Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DALLAS:

Section 1. That the City Manager is hereby authorized to execute Amendment No.1 to Contract No. 582-15-50121 with the Texas Commission on Environmental Quality to **(1)** accept additional state grant funds in the amount of \$525,117, for the period September 1, 2015 through August 31, 2016, and **(2)** a local annual match in an amount not to exceed \$258,640, increasing the contract from \$783,757 to \$1,567,514, subject to appropriations, after it has been approved as to form by the City Attorney.

Section 2. That the Chief Financial Officer is hereby authorized to receive and deposit funds in Fund S279, Dept. PBW, Unit 1779, Revenue Source Code 6516, in the amount of \$525,117.

Section 3. That the City Manager is hereby authorized to establish appropriations in the amount of \$525,117 in Fund S279, Dept. PBW, Unit 1779, Object Code 3099.

Section 4. That the Chief Financial Officer is hereby authorized to transfer funds from Fund S279 Dept. PBW, Unit 1779, Object Code 3099, to reimburse the Fund 0001, Dept. PBW, Unit 4298, Object Code 5011, in the amount of \$525,117 per year.

Section 5. That the Chief Financial Officer is hereby authorized to disburse the required cash match from Fund 0001, Dept. PBW, Unit 4298, Object Code 1101, in an amount not to exceed \$258,640.

Section 6. That the City Manager is hereby authorized to reimburse the granting agency any expenditure identified as ineligible. The City Manager shall notify the appropriate City Council Committee of expenditures identified as ineligible not later than 30 days after the reimbursement.

Section 7. That the City Manager shall keep the appropriate City Council Committee informed of all final granting agency monitoring reports not later than 30 days after the receipt of the report.

Section 8. That this resolution shall take effect immediately from and after its passage in accordance with the provisions of the Charter of the City of Dallas, and it is accordingly so resolved.

APPROVED BY
CITY COUNCIL

AUG 26 2015

Lucas C. Davis
City Secretary