

AN ORDINANCE **97284**

AUTHORIZING THE EXECUTION OF A GENERAL OPERATING AGENCY CONTRACT WITH THE BROOKS DEVELOPMENT AUTHORITY FOR THE DISTRIBUTION OF \$2,516,752.60 FOR TEN PROJECTS AT BROOKS CITY-BASE.

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**WHEREAS**, the Fiscal Year 2002-2003 Adopted Budget included \$2,516,752.60 in one-time funds to support development efforts at Brooks City-Base; and

**WHEREAS**, funds in the amount of \$1,600,000.00 were included in this allocation for capital projects at Brooks City-Base to include: (1) \$35,000.00 for architectural and engineering services to prepare a building for a new office building development; (2) \$35,000.00 for engineering services to prepare two sites for sale or for building development; (3) \$100,000.00 for Phase I of a communications infrastructure project which includes project planning and consulting for creating a communications infrastructure at Brooks City-Base; (4) \$975,000.00 for architectural and engineering services, renovation and transaction costs to facilitate the occupancy of vacant office buildings at Brooks City-Base; and (5) \$455,000.00 for space planning, master planning, and creation of a Marketing Center for Brooks City-Base; and

**WHEREAS**, these capital projects assist in funding needed infrastructure improvements at Brooks City-Base and will help facilitate marketing efforts to attract additional commercial tenants; and

**WHEREAS**, funds in the amount of \$916,752.60 were also included in the allocation for services to be provided to Brooks City-Base to include: (1) \$361,752.60 for marketing and promotional materials and services; (2) \$100,000.00 for outside legal counsel; (3) \$60,000.00 for the creation of a business plan provided that matching funds are acquired by the Brooks Development Authority; (4) \$335,000.00 for security services to be provided at Brooks City-Base; and (5) \$60,000.00 to be used for the acquisition of insurance for the Brooks Development Authority; and

**WHEREAS**, the funding of these projects, services, and office expenses demonstrate the City's commitment to enhance economic development opportunities at Brooks City-Base and to invest in infrastructure improvements that will foster economic growth and development opportunities in the City's southeastern sector; and

**WHEREAS**, these projects are budgeted in the City's capital and operating budgets; **NOW THEREFORE:**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:**

**SECTION 1.** The terms and conditions of the General Operating Agency Contract with the Brooks Development Authority for the distribution of \$2,516,752.60 for the projects and services as described in this ordinance are hereby approved. A copy of the contract substantially in its final form is attached as "ATTACHMENT 1" and made a part of this ordinance hereof. A final copy will be attached when executed.

**SECTION 2.** The City Manager or her designee is hereby authorized for 60 days following the effective date of this ordinance to execute said contract in an amount not to exceed \$2,688,715.22 to provide payment to the Brooks Development Authority.

**SECTION 3.** Budget Revenues are authorized in the following funds and amounts:

(a) The budget in Fund 43-141095, entitled "2001 Municipal Facilities," shall be adjusted by reducing Index Code 695650, entitled "Unallocated Appropriations: Proceeds," by the amount of \$499,000.00.

(b) The amount of \$499,000.00 is appropriated in Fund 43-141006, entitled "Municipal Facilities," in Index Code 982850, entitled "Transfer to 43-192003 Brooks." The amount of \$499,000.00 is authorized to be transferred from 43-141006 to 43-192003.

(c) The budget in Fund 43-192000, entitled "2002 Economic Development," shall be revised by increasing Index Code 134031, entitled "Transfer from 43-141006 (43-192003) Brooks" by the amount of \$499,000.00.

(d) The amount of \$24,000.00 is appropriated in Fund 43-191003, entitled "2001 Economic Development/Kelly USA Improvements," in Index Code 968289, entitled "Transfer to 43-192003 Brooks." The amount of \$24,000.00 is authorized to be transferred from 43-191003 to 43-192003.

(e) The budget in Fund 43-192000, entitled "2002 Economic Development," shall be revised by increasing Index Code 134049, entitled "Transfer from 43-191003 (43-192003) Brooks," by the amount of \$24,000.00.

(f) The budget in Fund 43-192095, entitled "2002 Economic Development," shall be revised by decreasing Index Code 753079, entitled "Unallocated Appropriations: Proceeds," by the amount of 1,076,028.85.

(g) The amount of \$35,000.00 is appropriated in Fund 43-192003, entitled "2002 Economic Development," in Index Code 760421, entitled "Architectural/Engineering-New Office Bldg Dev," and is authorized to be encumbered and made payable to Brooks Development Authority in connection with the Brooks City-Base Capital Improvements Project.

(h) The amount of \$35,000.00 is appropriated in Fund 43-192003, entitled "2002 Economic Development," in Index Code 760439, entitled "Engineering Svc-2 Sites for Sale or Dev," and is

authorized to be encumbered and made payable to Brooks Development Authority in connection with the Brooks City-Base Capital Improvements Project.

(i) The amount of \$100,000.00 is appropriated in Fund 43-192003, entitled "2002 Economic Development," in Index Code 760447, entitled "Communications Planning & Consulting," and is authorized to be encumbered and made payable to Brooks Development Authority in connection with the Brooks City-Base Capital Improvements Project.

(j) The amount of \$975,000.00 is appropriated in Fund 43-192003, entitled "2002 Economic Development," in Index Code 760454, entitled "Architectl/Eng/Renov/Trnsctn-Vacant Bldgs," and is authorized to be encumbered and made payable to Brooks Development Authority in connection with the Brooks City-Base Capital Improvements Project.

(k) The amount of \$455,000.00 is appropriated in Fund 43-192003, entitled "2002 Economic Development," in Index Code 760462, entitled "Planning Expenses/Marketing Center," and is authorized to be encumbered and made payable to Brooks Development Authority in connection with the Brooks City Base-Capital Improvements Project.

**SECTION 4.** The financial allocations in this ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director may, subject to concurrence by the City Manager or the City Manager's designee, correct allocations to specific Index Codes and Fund Numbers as necessary to carry out the purpose of this ordinance.

**SECTION 5.** This ordinance shall be effective on and after the tenth (10th) day after passage hereof.

PASSED AND APPROVED this 6th day of March 2003.



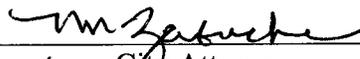
M A Y O R

**EDWARD D. GARZA**

ATTEST:

  
City Clerk

APPROVED AS TO FORM: \_\_\_\_\_

  
for City Attorney