

AN ORDINANCE **98215**

AUTHORIZING THE RENEWAL AND EXTENSION OF THE EXISTING LEGAL BOND COUNSEL SERVICES CONTRACTS WITH THE FIRMS OF FULBRIGHT & JAWORSKI, L.L.P., MCCALL, PARKHURST & HORTON, L.L.P., AND ESCAMILLA & PONECK, INC. TO PERFORM SERVICES FOR A TERM COMMENCING OCTOBER 1, 2003 AND ENDING SEPTEMBER 30, 2004.

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WHEREAS, the City of San Antonio (the "City") has traditionally retained legal bond counsel to assist with the authorization, issuance, sale and delivery of various public financings associated with the City's infrastructure construction and improvements; and

WHEREAS, in June 2000 the City Attorney's Office issued a Request for Qualifications and Statement of Interest (RFQ) for bond counsel services to which seven (7) firms responded and based upon the materials submitted, six (6) firms were interviewed by an Evaluation Committee consisting of the Director and Assistant Director from the Finance Department, directors from Public Works, Parks & Recreation and Aviation, as well as a representative from the Economic Development Department; and

WHEREAS, the Evaluation Committee recommended that contracts be awarded to Fulbright & Jaworski, L.L.P., Escamilla & Poneck, Inc., McCall, Parkhurst & Horton, L.L.P., and Wickliff & Hall, P.C. where Fulbright and McCall would serve as lead counsel in respective partnership with the minority owned firms of Escamilla & Poneck, Inc. and Wickliff & Hall, P.C.; and

WHEREAS, on October 12, 2000 by passage of Ordinance No. 92709 the City Council of the City awarded contracts to said firms and subsequently extended the contracts by one year on August 29, 2002 by passage of Ordinance No. 96201; and

WHEREAS, the existing Legal Bond Counsel Contracts with these law firms are for a 2-year primary term, and allow for two (1) year extensions; and

WHEREAS, the pending ordinance would extend the contracts by one last additional year with Fulbright & Jaworski, L.L.P., McCall, Parkhurst & Horton, L.L.P. and Escamilla & Poneck, Inc., keeping in place the fee schedule first established in 2000; **NOW THEREFORE:**

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

SECTION 1. The extension and renewal of the existing Legal Bond Counsel Services Contracts with the firms of Fulbright & Jaworski, L.L.P., McCall, Parkhurst & Horton, L.L.P. and Escamilla & Poneck, Inc. to perform services for a term commencing October 1, 2003 through September 30, 2004 are hereby approved.

SECTION 2. Said firm is to be paid from the proceeds derived from the issuance of such obligations or other revenues to be derived from such financing, in accordance with a fee schedule set forth in the contract.

SECTION 3 The City Manager or her designee is hereby authorized for forty-five (45) days following the effective date of this ordinance to execute said Extension Agreements and any other documents necessary to carry out the purpose of this ordinance. Copies of all extensions shall be attached upon final execution by the parties.

SECTION 4 This ordinance shall be effective on and after the tenth (10th) day after passage hereof.

PASSED AND APPROVED this 25th day of September, 2003.


M A Y O R
EDWARD D. GARZA

ATTEST: 
City Clerk

APPROVED AS TO FORM: 
for City Attorney