

AN ORDINANCE

98396

**AUTHORIZING PAYMENT IN THE AMOUNT OF \$18,891.50 TO BRACEWELL & PATTERSON, L.L.P. FOR LEGAL SERVICES NECESSARY TO THE REAL ESTATE ACQUISITIONS FOR THE FOLLOWING APPROVED CITY PROJECTS: ASHLEY ROAD – BASCUM BLVD. TO S. FLORES PROJECT; BITTERS ROAD – WEST AVENUE TO HEIMER MPO PROJECT; BLANCO ROAD & JACKSON KELLER INTERSECTION MPO PROJECT, CHERRY STREET DRAINAGE PROJECT #15B, PHASE II; ESCALON STREET #1008 DRAINAGE PROJECT; FIRE STATION NO. 25 PROJECT; HI-LIONS DRAINAGE #80, PHASES III & V PROJECT; HILDEBRAND AVENUE FROM I.H. 10 TO BREEDEN MPO PROJECT; OCTAVIA DRAINAGE #63, PHASE II, PART I PROJECT; WESTERN AVENUE DRAINAGE #74 III-A PROJECT; WURZBACH ROAD AT I.H. 10 AND IRONSIDE INTERSECTIONS MPO PROJECT; AND THE WURZBACH PARKWAY PROJECT; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.**

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**WHEREAS**, legal services were required for the Ashley Road – Bascum Blvd. to S. Flores project, Bitters Road – West Avenue to Heimer MPO project, Blanco Road and Jackson Keller Intersection MPO project, Cherry Street Drainage #15B Phase II project, Escalon Street #1008 Drainage project, Fire Station No. 25 project, Hi-Lions Drainage Project #80, Phases III & V, Hildebrand Avenue – I.H. 10 to Breedon MPO project, Octavia Drainage #63, Phase II Part I project, Western Avenue Drainage #74, III A project, Wurzbach Road at I.H. 10 and Ironside Intersections project, and the Wurzbach Parkway Project; and

**WHEREAS**, charges for such services are reasonable and necessary expenses relating to the above-mentioned projects; **NOW THEREFORE;**

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

**SECTION 1.** The total amount of \$18,891.50 is hereby authorized to be encumbered from the financial adjustments stated below and made payable to **BRACEWELL & PATTERSON, L.L.P.**, 711 Louisiana, Suite 2900, Houston, Texas 77002-2781 for the Projects indicated.

- (a) The amount of \$2,448.00 is appropriated in fund 45-717152, 1987 Street Improvement Bonds, Sold in 1991, in index code 564195, entitled Legal Fees, and is authorized to be encumbered and made payable to Bracewell & Patterson, L.L.P. for legal services in connection with the Ashley Road-Bascum to S. Flores project.
- (b) The budget in Fund 43-070095, Certificates of Obligation 2000A MPO, shall be revised by reducing Index Code 509315, entitled Unallocated Appropriations, in the amount of \$288.00.

The amount of \$288.00 is appropriated in fund 43-070004, 2000A Certificates Of Obligation MPO, in index code 617365, entitled Legal Fees, and is authorized to be encumbered and made payable to Bracewell & Patterson, L.L.P. for legal services in connection with the Bitters Road-West Avenue To Heimer (MPO) project.

- (c) The amount of \$90.00 is appropriated in fund 43-617003, 1996 Certificates Of Obligation Street Improvements, in index code 460535, entitled Legal Fees, and is authorized to be encumbered and made payable to Bracewell & Patterson, L.L.P. for legal services in connection with the Blanco Road And Jackson Keller Intersection (MPO) project.
- (d) The amount of \$54.00 is appropriated in fund 45-468012, 1994 Drainage Bonds Sold in 1998A, in index code 936625, entitled Trf to 45-336004 Cherry St Drainage. The amount of \$54.00 is authorized to be transferred from 45-468012 to Fund 45-336004.

The Budget in fund 45-336000, 1983 Drainage Improvements Sold 1993, shall be revised by increasing index code 122234, entitled Trf Fr 45-468012 (45-336004) Cherry St, by the amount of \$54.00.

The amount of \$54.00 is appropriated in fund 45-336004, 1983 Drainage Improvements Sold 1993, in index code 579474, entitled Legal Fees, and is authorized to be encumbered and made payable to Bracewell & Patterson, L.L.P. for legal services in connection with the Cherry Street Drainage Project #15B, Phase II.

- (e) The amount of \$198.00 is appropriated in fund 45-460008, 1994 General Obligation Street Improvements Bonds, in index code 488585, entitled Legal Fees, and is authorized to be encumbered and made payable to Bracewell & Patterson, L.L.P. for legal services in connection with the Escalon Street Drainage Project #1008.
- (f) The budget in Fund 43-831095, 1999 Fire Station Improvements, shall be revised by reducing appropriations in index code 637868, entitled Unallocated Appropriations: Proceeds, by the amount of \$18.00. The amount of \$18.00 is appropriated in index code 925610, entitled Transfer to 43-607011, Fire Station #25 Military. The amount of \$18.00 is authorized to be transferred from 43-831007 to 43-703005.

The budget in Fund 43-607000, 1986 Certificates of Obligation - Westside Freeway, is adjusted by increasing budgeted revenues in index code 122622, entitled Transfer from 43-831004 (43-607011) Fire Sta, by \$18.00, and increasing appropriations in index code 625863, entitled Legal Fees, by \$18.00. The amount of \$18.00 is authorized to be encumbered and made payable to Bracewell & Patterson, L.L.P., for legal services in connection with the Fire Station No. 25 Project.

- (g) The amount of \$2,232.00 is appropriated in fund 45-766021, 1987 General Obligation Drainage Improvements Bonds, Sold in 1996, in index code 632174, entitled Legal Fees, and is authorized to be encumbered and made payable to Bracewell & Patterson, L.L.P. for legal services in connection with the Hi-Lions Drainage #80, Phase III & V Project .
- (h) The budget in fund 43-172095, 2002 Certificates Of Obligation Street Improvements Bonds, shall be revised by reducing index code 753046, entitled Unallocated Appropriations, in the amount of \$11,061.50.

The budget in fund 43-172014, 2002 Certificates Of Obligation Street Improvements Bonds, shall be revised by increasing index code 941369, entitled Transfer to 43-617012, in the amount of \$11,061.50. The amount of \$11,061.50 is authorized to be transferred from Fund 43-172014 to Fund 43-617012.

The budget in fund 43-617000, 1996 Certificates Of Obligation Street Improvements Bonds, shall be revised by increasing index code 134734, entitled Transfer from 43-172014 (43-617012), in the amount of \$11,061.50.

The amount of \$11,061.50 is appropriated in fund 43-617012, 1996 Certificates Of Obligation Street Improvements Bonds, in index code 563528, entitled Legal Fees, and is authorized to be encumbered and made payable to Bracewell & Patterson, L.L.P. for legal services in connection with the Hildebrand Avenue from IH10 to Breeden (MPO) Project .

- (i) The budget in fund 45-468013, 1994 General Obligation Drainage Improvements Bonds, shall be revised by increasing index code 917542, entitled Transfer to 45-969014, in the amount of \$288.00. The amount of \$288.00 is authorized to be transferred from Fund 45-468013 to Fund 45-969014.

The budget in fund 45-969000, 1999 General Obligation Drainage Improvements Bonds, Sold in 1999, shall be revised by increasing index code 115121, entitled Transfer from 45-468013 (45-969014), in the amount of \$288.00.

The amount of \$288.00 is appropriated in fund 45-969014, 1999 General Obligation Drainage Improvements Bonds, Sold in 1999, in index code 684381, entitled Legal Fees, and is authorized to be encumbered and made payable to Bracewell & Patterson, L.L.P. for legal services in connection with the Octavia Drainage #63 Phase II, Part I Project .

- (j) The amount of \$396.00 is appropriated in fund 45-506454, 1985 General Obligation Drainage Bonds, in index code 564187, entitled Legal Fees, and is authorized to be encumbered and made payable to Bracewell & Patterson, L.L.P. for legal services in connection with the Western Avenue Drainage #74 III, "A" Project.
- (k) The amount of \$558.00 is appropriated in fund 43-617037, 1996 Certificates Of Obligation Street Improvement Bonds, in index code 648188, entitled Legal Fees, and is authorized to be encumbered and made payable to Bracewell & Patterson, L.L.P. for legal services in connection with the Wurzbach At IH10 And Ironside Intersections (MPO) Project.
- (l) The budget in fund 43-152095, 2002 MPO, shall be revised by reducing index code 751479, entitled Unallocated Appropriations by the amount of \$1,260.00.

The amount of \$1,260.00 is appropriated in fund 43-152009, 2002 MPO, in index code 313486, entitled Legal Fees, and is authorized to be encumbered and made payable to Bracewell & Patterson, L.L.P. for legal services in connection with the Wurzbach Parkway Project Phase V.

**SECTION 2.** 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 Code and Fund Numbers as necessary to carry out the purpose of this ordinance.

SECTION 3. This Ordinance shall be effective on the 16<sup>th</sup> day of November, 2003.

PASSED AND APPROVED this the 6<sup>th</sup> day of November, 2003.



M A Y O R

EDWARD D. GARZA

ATTEST: *Julia L. Kelem*  
CITY CLERK

APPROVED AS TO FORM: *Richard Wood*  
for City Attorney