

LB
09/09/04
Item #16

AN ORDINANCE 99682

AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT WITH COX SMITH MATTHEWS INCORPORATED, IN AN AMOUNT NOT TO EXCEED \$7,500.00, FOR LEGAL SERVICES IN CONNECTION WITH THE PREPARATION AND FILING OF THREE (3) TRADEMARK APPLICATIONS WITH THE UNITED STATES PATENT AND TRADEMARK OFFICE IN CONJUNCTION WITH THE SIGNAGE AND WAYFINDING PLAN FOR HEMISFAIR PARK; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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WHEREAS, on March 25, 2004, the HemisFair Park Area Master Plan (the "Plan") was adopted by City Council and the Plan identified the need for improved signage and wayfinding to and within the park; and

WHEREAS, in order to address this need, City Council approved an amendment to the Professional Services Agreement with Bender, Inc., dba Bender Wells Clark Design, for design services in conjunction with the Downtown Pedestrian Wayfinding Project; and

WHEREAS, the agreement with Bender Wells Clark Design includes the development of an identifying logo for HemisFair Park, possibly incorporating the 1968 HemisFair Confluence of Civilizations logo, and the development of design concepts for a system of graphic elements; and

WHEREAS, as part of the development of an identifying logo for the park and design concepts, the City, by passage of this Ordinance, shall engage Cox Smith Matthews Incorporated to prepare and file the trademarks of HemisFair, HemisFair Park, and the 1968 HemisFair Confluence of Civilizations logo; and

WHEREAS, the preparation and filing of these trademarks with the U.S. Patent and Trademark Office will allow the City to ensure that, as property of the City, these marks are protected from unauthorized use; **NOW THEREFORE:**

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

SECTION 1. The terms and conditions of a Professional Services Agreement with Cox Smith Matthews Incorporated for legal services, in an amount not to exceed \$7,500.00, for the preparation and filing of three (3) trademark applications with the United States Patent and Trademark Office, in conjunction with the signage and wayfinding plan for HemisFair Park, are hereby authorized and approved.

SECTION 2. The City Manager, or the City Manager's designee, is authorized, for a sixty (60)-day period following the effective date of this Ordinance, to execute a Professional Services Agreement with Cox Smith Matthews Incorporated. A copy of the Professional Services Agreement, previously executed by Cox Smith Matthew Incorporated, is attached hereto and incorporated herein as Attachment I.

SECTION 3. The amount of \$7,500.00 is appropriated in Fund 43-814000, Certificates of Obligation, 1988 Taxable Municipal Hotel Occupancy, in Index Code 942284, entitled "Transfer to Fund No. 40-099010, Other Capital Projects." The amount of \$7,500.00 is authorized to be transferred from Fund 43-814000 to Fund 40-099010, Other Capital Projects.

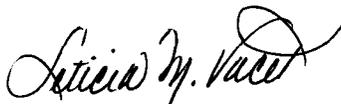
SECTION 4: The budget in Fund 40-099010, Other Capital Projects, shall be revised by increasing Index Code 104141, entitled "Trf Fr 43-814000," by the amount of \$7,500.00.

SECTION 5: The amount of \$7,500.00 is appropriated in Fund 40-099010, Other Capital Projects, in Index Code 485490, entitled "Legal," and is authorized to be encumbered and made payable to Cox Smith Matthews Incorporated, for professional services in connection with the signage and wayfinding plan for HemisFair Park.

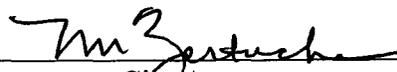
SECTION 6. The financial allocations in this Ordinance are subject to approval by the Director of Finance of the City of San Antonio. The Director of Finance may, subject to concurrence by the City Manager or the City Manager's designee, correct allocations to specific index codes and fund numbers as necessary to carry out the purposes of this Ordinance.

SECTION 7. This Ordinance shall be effective on and after the tenth day after passage hereof.

PASSED AND APPROVED this 9th day of September, 2004.

ATTEST: 
City Clerk


M A Y O R
EDWARD D. GARZA

APPROVED AS TO FORM: 
for City Attorney

Agenda Voting Results

Name: 16. 99682

Date: 09/09/04

Time: 01:54:04 PM

Vote Type: Multiple selection

Description: 16. An Ordinance authorizing the execution of a professional services agreement with Cox Smith Matthews Incorporated in an amount not to exceed \$7,500.00, for legal services in connection with the preparation and filing of three (3) trademark applications with the United States Patent and Trademark Office in conjunction with the signage and wayfinding plan for HemisFair Park; appropriating funds; and providing for payment. [Presented by Rebecca Waldman, Director, Asset Management; Erik J. Walsh, Assistant to the City Manager]

Voter	Group	Status	Yes	No	Abstain
ROGER O. FLORES	DISTRICT 1		x		
JOEL WILLIAMS	DISTRICT 2		x		
RON H. SEGOVIA	DISTRICT 3		x		
RICHARD PEREZ	DISTRICT 4		x		
PATTI RADLE	DISTRICT 5		x		
ENRIQUE M. BARRERA	DISTRICT 6		x		
JULIAN CASTRO	DISTRICT 7		x		
ART A. HALL	DISTRICT 8		x		
CARROLL SCHUBERT	DISTRICT 9		x		
CHRISTOPHER "CHIP" HAAS	DISTRICT_10		x		
MAYOR ED GARZA	MAYOR		x		