

AN ORDINANCE 100206

**AUTHORIZING THE RETENTION OF BRACEWELL & PATTERSON, L.L.P. TO PROVIDE LEGAL SERVICES IN CONNECTION WITH THE CONSTRUCTION AND OPERATION OF A CONVENTION HEADQUARTERS HOTEL ON LAND ADJACENT TO THE HENRY B. GONZALEZ CONVENTION CENTER AND PAYMENT TO THE FIRM OF AN AMOUNT NOT TO EXCEED \$250,000.00 FOR THESE SERVICES.**

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**WHEREAS**, as a result of a recent Request for Proposals issued by the City of San Antonio to hotel developers interested in constructing a Convention Headquarters Hotel, City staff and consultants have recommended that FaulknerUSA be selected as the preferred developer with whom to negotiate the development of the hotel; and

**WHEREAS**, because of the complexity of this project, the numerous documents which must be drafted to secure its success,, and the limited time in which to negotiate, the City Attorney recommends that the City retain the firm of Bracewell & Patterson, L.L.P. to provide legal services in connection with the construction and operation of the Convention Headquarters Hotel for document production and negotiation; and

**WHEREAS**, this law firm, and in particular partner Thomas O. Moore, and several associates, represented the City of San Antonio during prior efforts to develop a Convention Headquarters Hotel and staff recommends that the firm be retained again because of this familiarity with the project and Mr. Moore's substantial experience in negotiating and drafting complex real estate development and lease agreements; **NOW THEREFORE:**

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

**SECTION 1.** City Council hereby consents to the selection of the law firm of Bracewell & Patterson, L.L.P. to provide professional legal services in connection with the Convention Headquarters Hotel. The Interim City Manager or his designee, including the City Attorney is hereby authorized to execute such documents as are approved by the City Attorney's Office as necessary to carry out the intent of this Ordinance.

**SECTION 2.** The amount of \$250,000.00 is authorized to be identified and paid to Bracewell & Patterson, L.L.P. from available sources in the discretion of the Finance Director. It is the City's intent to reimburse itself for these project-related expenditures from the proceeds of a revenue bond issue for the hotel.

VMZ/ldh  
12/21/04  
Item No. 1B

**SECTION 3.** This Ordinance shall take effect immediately upon passage by eight (8) affirmative votes otherwise it will be effective on the tenth (10<sup>th</sup>) day after the passage hereof.

**PASSED AND APPROVED** this 21st day of December, 2004.



**MAYOR**  
**EDWARD D. GARZA**

ATTEST: *Letecia M. West*  
City Clerk

APPROVED AS TO FORM: *Andrew Martin*  
City Attorney