

AN ORDINANCE

AUTHORIZING FUNDS IN THE AMOUNT OF \$90,669.09 FROM GENERAL OBLIGATIONS OF THE CITY PAYABLE TO BRACEWELL & GIULIANI, L.L.P., FOR LEGAL SERVICES NECESSARY TO THE REAL ESTATE ACQUISITIONS FOR THE FOLLOWING APPROVED CITY PROJECTS: BITTERS ROAD – WEST AVENUE TO HEIMER MPO PROJECT, LOCATED IN COUNCIL DISTRICT 9; CHERRY STREET DRAINAGE #15B PHASE II PROJECT, LOCATED IN COUNCIL DISTRICT 2; CULEBRA DRAINAGE PROJECT #58F, LOCATED IN COUNCIL DISTRICT 7; ESCALON STREET #1008 DRAINAGE PROJECT, LOCATED IN COUNCIL DISTRICT 3; HILIONS DRAINAGE #80 PHASES III & V, LOCATED IN COUNCIL DISTRICT 3; HOUSTON STREET – WALTERS TO ONSLOW MPO PROJECT, LOCATED IN COUNCIL DISTRICT 2; LADDIE PLACE DETENTION POND PROJECT, LOCATED IN COUNCIL DISTRICT 1; LEONHARDT AT LOW WATER CROSSING PROJECT, LOCATED IN COUNCIL DISTRICT 10; MILITARY DRIVE WEST TO REED ROAD PROJECT, LOCATED IN COUNCIL DISTRICT 6; OCTAVIA DRAINAGE #63, PHASE II, PART I PROJECT, LOCATED IN COUNCIL DISTRICT 5; PECAN VALLEY – I.H. 10 TO J STREET MPO PROJECT, LOCATED IN COUNCIL DISTRICT 2; PLEASANTON ROAD – SOUTHCROSS TO MAYFIELD PROJECT, LOCATED IN COUNCIL DISTRICT 3; SAN ANTONIO RIVER IMPROVEMENTS PROJECT, LOCATED IN COUNCIL DISTRICT 1; SOUTH FLORES DRAINAGE #70-70A PHASE II-PART 3 PROJECT, LOCATED IN COUNCIL DISTRICT 4; WESTERN AVENUE DRAINAGE #74 IIIA PROJECT, LOCATED IN COUNCIL DISTRICT 9; WURZBACH ROAD AT I.H. 10 AND IRONSIDE INTERSECTIONS PROJECT, LOCATED IN COUNCIL DISTRICT 8; W. W. WHITE-RIGSBY TO LORD ROAD PROJECT, LOCATED IN COUNCIL DISTRICT 2; AND THE FAY PHASE I COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT, LOCATED IN COUNCIL DISTRICT 5; REVISING THE PROJECT BUDGETS; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

* * * * *

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

SECTION 1. The total amount of \$90,669.09 is hereby authorized to be encumbered from the financial adjustments stated below and made payable to **BRACEWELL & GIULIANI, L.L.P.**, 711 Louisiana, Suite 2900, Houston, Texas 77002-2781 for the Projects indicated.

SECTION 2. The amount of \$2,708.53 is appropriated in SAP fund 43507001, 2004 Issued Certificates of Obligation, WBS *CO-00050-01-01-30*, SAP GL account 6102100 - Interfund

Transfers Out, entitled Transfer to **23-00760-90-09**. The amount of \$2,708.53 is authorized to be transferred to SAP fund 43099000.

SECTION 3. The budget in SAP fund 43099000, Project Definition 23-00760, Bitters Road – West Avenue to Heimer (MPO) Project, shall be revised by increasing WBS element **23-00760-90-09**, entitled “TRF FR WBS **CO-00050-01-01-30.**”, SAP GL Account 6101100 - Interfund Transfers In, by the amount of \$2,708.53.

SECTION 4. The amount of \$2,708.53 is appropriated in Fund 43099000, Project Definition 23-00760, Bitters Road – West Avenue to Heimer (MPO) Project, WBS element 23-00760-03-02-03 and is authorized to be encumbered and made payable to Bracewell & Giuliani, L.L.P when a purchase order is issued.

SECTION 5. The budget in SAP fund 45-099000 entitled entitled 1985 General Obligation Drainage Improvement Bonds, Project Definition 23-00612, Cherry Street Drainage # 15B Phase II Project, shall be revised transferring \$4,722.61 from WBS 23-00628-05-03 entitled Construction Contingency to WBS 23-00612-03-02-03 entitled ROW Acquisition

SECTION 6. The budget in SAP fund 45-099000 entitled 1985 General Obligation Drainage Improvement Bonds, Project Definition 23-00612, Cherry Street Drainage # 15B Phase II Project, shall be revised by decreasing WBS 23-00628-05-03 entitled Construction Contingency by \$4,722.61 to and increasing WBS 23-00612-03-02-03 entitled ROW Acquisition, GL account 5201050 by \$4,722.61, and such amount is authorized to be encumbered and made payable to Bracewell & Giuliani, L.L.P when a purchase order is issued.

SECTION 7. The amount of \$2,052.00 is appropriated in SAP fund 45963000, entitled 1999 General Obligation Drainage Improvement Bonds, WBS **GO-00065-01-01-22**, SAP GL account 6102100 - Interfund Transfers Out, entitled Transfer to **23-00935-90-08** . The amount of \$2,052.00 is authorized to be transferred to SAP fund 45099000.

SECTION 8. The budget in SAP fund 45099000, Project Definition 23-00935, Culebra Drainage #58F Project, shall be revised by increasing WBS element **23-00935-90-08**, entitled “TRF FR WBS **GO-00065-01-01-22.**”, SAP GL Account 6101100 - Interfund Transfers In, by the amount of \$2,052.00.

SECTION 9. The amount of \$2,052.00 is appropriated in Fund 45099000, Project Definition 23-00935, Culebra Drainage #58F Project, WBS element 23-00935-03-02-03 and is authorized to be encumbered and made payable to Bracewell & Giuliani, L.L.P when a purchase order is issued.

SECTION 10. The budget in SAP fund 45-099000 entitled entitled 1994 General Obligation Drainage Improvement Bonds, Project Definition 23-00668, Escalon Street #1008 Drainage Project, shall be revised transferring \$4,983.50 from WBS 23-00558-05-02-05 entitled Construction Conversion to WBS 23-00668-03-02-03 entitled ROW Acquisition.

SECTION 11. The budget in SAP fund 45-099000 entitled 1994 General Obligation Drainage Improvement Bonds, Project Definition 23-00668, Escalon Street #1008 Drainage Project, shall be revised by decreasing WBS 23-00558-05-02-05 entitled Construction Conversion by

\$4,983.50 to and increasing WBS 23-00668-03-02-03 entitled ROW Acquisition, GL account 5201050 by \$4,983.50, and such amount is authorized to be encumbered and made payable to Bracewell & Giuliani, L.L.P when a purchase order is issued.

SECTION 12. The budget in SAP fund 45099000 entitled entitled 1987 General Obligation Drainage Improvement Bonds, Project Definition 23-00598, Hi-Lions Drainage #80 Phases III & V Project, shall be revised transferring \$17,755.00 from WBS 23-00598-05-03 entitled Construction Contingency to WBS 23-00598-03-02-03 entitled ROW Acquisition.

SECTION 13. The budget in SAP fund 45-099000 entitled 1987 General Obligation Drainage Improvement Bonds, Project Definition 23-00598, -Lions Drainage #80 Phases III & V Project , shall be revised by decreasing WBS 23-00598-05-03 entitled Construction Contingency \$17,755.00 and increasing WBS 23-00598-03-02-03 entitled ROW Acquisition, GL account 5201050 by \$17,755.00, and such amount is authorized to be encumbered and made payable to Bracewell & Giuliani, L.L.P when a purchase order is issued.

SECTION 14. The budget in SAP fund 43099000 entitled entitled 1996 Certificates of Obligation Bonds, Project Definition 23-00917, Houston Street – Walters to Onslow MPO Project, shall be revised transferring \$2,573.01 from WBS 23-00738-01-02 entitled Design Costs to WBS 23-00917-03-02-03 entitled ROW Acquisition.

SECTION 15. The budget in SAP fund 43-099000 entitled 1996 General Obligation Drainage Improvement Bonds, Project Definition 23-00917, Houston Street – Walters to Onslow MPO Project , shall be revised by decreasing WBS 23-00738-01-02 entitled Design Costs \$2,573.01 and increasing WBS 23-00917-03-02-03 entitled ROW Acquisition, GL account 5201050 by \$2,573.01, and such amount is authorized to be encumbered and made payable to Bracewell & Giuliani, L.L.P when a purchase order is issued.

SECTION 16. The amount of \$11,345.20 is appropriated in SAP fund 48003000, 2003 Storm Water Revenue Bonds, WBS **RB-00078-01-01-51**, SAP GL account 6102100 - Interfund Transfers Out, entitled Transfer to **23-00120-90-06**. The amount of \$11,345.20 is authorized to be transferred to SAP fund 48099000.

SECTION 17. The budget in SAP fund 48099000, Project Definition 23-00120, Laddie Place Detention Pond Project, shall be revised by increasing WBS element **23-00120-90-06**, entitled "TRF FR WBS **RB-00078-01-01-51**.", SAP GL Account 6101100 - Interfund Transfers In, by the amount of \$11,345.20.

SECTION 18. The amount of \$11,345.20 is appropriated in Fund 48099000, Project Definition 23-00120, Laddie Place Detention Pond Project, WBS element 23-00120-03-02-03 and is authorized to be encumbered and made payable to Bracewell & Giuliani, L.L.P when a purchase order is issued.

SECTION 19. The budget in SAP fund 45099000 entitled 1994 General Obligation Street Bonds, Project Definition 23-00701, Leonhardt at Low Water Crossing Project, shall be revised transferring \$3,860.17 from WBS 23-00701-05-03 entitled Construction Contingency to WBS 23-00701-03-02-03 entitled ROW Acquisition.

SECTION 20. The budget in SAP fund 45-099000 entitled 1994 General Obligation Street Bonds, Project Definition 23-00701, -, Leonhardt at Low Water Crossing Project, shall be revised by decreasing WBS 23-00701-05-03 entitled Construction Contingency \$3,860.17 and increasing WBS 23-00701-03-02-03 entitled ROW Acquisition, GL account 5201050 by \$3,860.17, and such amount is authorized to be encumbered and made payable to Bracewell & Giuliani, L.L.P when a purchase order is issued.

SECTION 21. The budget in SAP fund 45537000 entitled 1996 Certificates of Obligation Bonds, Project Definition 23-00341, Military Drive West to Reed Road Project, shall be revised transferring \$1,746.00 from WBS 23-00738-05-02-01 entitled Construction Contingency to WBS 23-00341-03-02-03 entitled ROW Acquisition.

SECTION 22. The budget in SAP fund 43099000 entitled 1996 Certificates of Obligation Bonds, Project Definition 23-00341, Military Drive West to Reed Road Project, shall be revised by decreasing WBS 23-00738-05-02-01 entitled Construction Contingency \$1,746.00 and increasing WBS 23-00341-03-02-03 entitled ROW Acquisition, GL account 5201050 by \$1,746.00, and such amount is authorized to be encumbered and made payable to Bracewell & Giuliani, L.L.P when a purchase order is issued.

SECTION 23. The budget in SAP fund 45099000 entitled 1999 General Obligation Drainage Bonds, Project Definition 23-00911, Octavia Drainage #63 Phase II Part I Project, shall be revised transferring \$2,694.44 from WBS 23-00720-05-03 entitled Construction Contingency to WBS 23-00911-03-02-03 entitled ROW Acquisition.

SECTION 24. The budget in SAP fund 26099000 entitled 1999 General Obligation Drainage Bonds, Project Definition 23-00911, Octavia Drainage #63 Phase II Part I Project, shall be revised by decreasing WBS 23-00720-05-03 entitled Construction Contingency \$2,694.44 and increasing WBS 23-00911-03-02-03 entitled ROW Acquisition, GL account 5201050 by \$2,694.44, and such amount is authorized to be encumbered and made payable to Bracewell & Giuliani, L.L.P when a purchase order is issued.

SECTION 25. The budget in SAP fund 45099000 entitled 1999 General Obligation Street Bonds, Project Definition 23-00637, Pecan Valley – IH 10 to J Street MPO Project, shall be revised transferring \$3,484.98 from WBS 23-0824-05-03 entitled Construction Contingency to WBS 23-00637-03-02-03 entitled ROW Acquisition.

SECTION 26. The budget in SAP fund 45099000 entitled 1999 General Obligation Street Bonds, Project Definition 23-00637, Pecan Valley – IH 10 to J Street MPO Project, shall be revised by decreasing WBS 23-00824-05-03 entitled Construction Contingency \$3,484.98 and increasing WBS 23-00637-03-02-03 entitled ROW Acquisition, GL account 5201050 by \$3,484.98, and such amount is authorized to be encumbered and made payable to Bracewell & Giuliani, L.L.P when a purchase order is issued.

SECTION 27. The amount of \$5,716.11 is appropriated in SAP fund 43099000, 2002 Certificates of Obligation Bonds, WBS *CO-00029-01-01-52*, SAP GL account 6102100 - Interfund Transfers Out, entitled Transfer to *23-00757-90-06*. The amount of \$5,716.11 is authorized to be transferred to SAP fund 43099000.

SECTION 28. The budget in SAP fund 43099000, Project Definition 23-00757, Pleasanton Road – Southcross to Mayfield Project, shall be revised by increasing WBS element **23-00757-9-06**, entitled “TRF FR WBS **CO-00029-01-01-52.**”, SAP GL Account 6101100 - Interfund Transfers In, by the amount of \$5,716.11.

SECTION 29. The amount of \$5,716.11 is appropriated in Fund 43099000, Project Definition 23-00757, Pleasanton Road – Southcross to Mayfield Project, WBS element 23-00757-03-02-03 and is authorized to be encumbered and made payable to Bracewell & Giuliani, L.L.P when a purchase order is issued.

SECTION 30. The amount of \$4,107.45 is appropriated in SAP fund 48003000, 2003 Storm Water Revenue Bonds, WBS **RB-00078-01-01-52**, SAP GL account 6102100 - Interfund Transfers Out, entitled Transfer to **26-03310-90-15**. The amount of \$4,107.45 is authorized to be transferred to SAP fund 48099000.

SECTION 31. The budget in SAP fund 48099000, Project Definition 26-03310, San Antonio River Improvements Project, shall be revised by increasing WBS element **26-03310-90-15**, entitled “TRF FR WBS **RB-00078-01-01-52.**”, SAP GL Account 6101100 - Interfund Transfers In, by the amount of \$4,107.45.

SECTION 32. The amount of \$4,107.45 is appropriated in Fund 48099000, Project Definition 26-03310, San Antonio River Improvements Project , WBS element 26-03310-03-02-03 and is authorized to be encumbered and made payable to Bracewell & Giuliani, L.L.P when a purchase order is issued.

SECTION 33. The budget in SAP fund 45506000 entitled 1987 General Obligation Drainage Bonds, Project Definition 23-00408, South Flores Drainage #70-70A Phase II Part 3 Project, shall be revised transferring \$4,902.82 from WBS 23-00598-05-03 entitled Construction Contingency to WBS 23-00408-03-02-03 entitled ROW Acquisition.

SECTION 34. The budget in SAP fund 45099000 entitled 1987 General Obligation Drainage Bonds, Project Definition 23-00408, South Flores Drainage #70-70A Phase II Part 3 Project, shall be revised by decreasing WBS 23-00598-05-03 entitled Construction Contingency \$4,902.82 and increasing WBS 23-00408-03-02-03 entitled ROW Acquisition, GL account 5201050 by \$4,902.82, and such amount is authorized to be encumbered and made payable to Bracewell & Giuliani, L.L.P when a purchase order is issued.

SECTION 35. The budget in SAP fund 45099000 entitled 1985 General Obligation Drainage Bonds, Project Definition 23-00628, Western Avenue Drainage #74 IIIA Project, shall be revised transferring \$7,672.27 from WBS 23-00628-05-03 entitled Construction Contingency to WBS 23-00628-03-02-03 entitled ROW Acquisition.

SECTION 36. The budget in SAP fund 45099000 entitled 1985 General Obligation Drainage Bonds, Project Definition 23-00628, Western Avenue Drainage #74 IIIA Project, shall be revised by decreasing WBS 23-00628-05-03 entitled Construction Contingency \$7,672.27 and increasing WBS 23-00628-03-02-03 entitled ROW Acquisition, GL account 5201050 by \$7,672.27, and such amount is authorized to be encumbered and made payable to Bracewell & Giuliani, L.L.P when a purchase order is issued.

SECTION 37. The budget in SAP fund 45099000 entitled 1999 Certificates of Obligation Bonds, Project Definition 23-00780, Wurzbach Road at IH 10 and Ironside Intersection Project, shall be revised transferring \$64 from WBS 23-00816-05-03 entitled Construction Contingency to WBS 23-00780-03-02-03 entitled ROW Acquisition.

SECTION 38. The budget in SAP fund 45099000 entitled 1999 Certificates of Obligation Bonds, Project Definition 23-00780, Wurzbach Road at IH 10 and Ironside Intersection Project, shall be revised by decreasing WBS 23-00816-05-03 entitled Construction Contingency \$64.00 and increasing WBS 23-00780-03-02-03 entitled ROW Acquisition, GL account 5201050 by \$64, and such amount is authorized to be encumbered and made payable to Bracewell & Giuliani, L.L.P when a purchase order is issued.

SECTION 39. The amount of \$3,310.50 is appropriated in SAP fund 43099000, 2001 Certificates of Obligation Bonds, WBS *CO-00029-01-01-52*, SAP GL account 6102100 - Interfund Transfers Out, entitled Transfer to *23-00828-90-06*. The amount of \$3,310.50 is authorized to be transferred to SAP fund 32099000.

SECTION 40. The budget in SAP fund 32099000, Project Definition 23-00828, W.W. White Rigsby to Lord Project, shall be revised by increasing WBS element *23-00828-90-06*, entitled "TRF FR WBS *CO-00029-01-01-52*," SAP GL Account 6101100 - Interfund Transfers In, by the amount of \$3,310.50.

SECTION 41. The amount of \$3,310.50 is appropriated in Fund 32099000, Project Definition 23-00828, W.W. White Rigsby to Lord Project, WBS element 23-00828-03-02-03 and is authorized to be encumbered and made payable to Bracewell & Giuliani, L.L.P when a purchase order is issued.

SECTION 42. The amount of \$6,970.50 is appropriated in SAP fund 26099000, Community Development Block Grant, SAP GL account 6102100 - Interfund Transfers Out, entitled Transfer to *23-00802-90-04*. The amount of \$6,970.50 is authorized to be transferred to SAP fund 26099000.

SECTION 43. The budget in SAP fund 26099000, Project Definition 23-00802, Fay Phase I Community Development Block Grant Project, shall be revised by increasing WBS element *23-00802-90-04*, SAP GL Account 6101100 - Interfund Transfers In, by the amount of \$6,970.50.

SECTION 44. The amount of \$6,970.50 is appropriated in Fund 26099000, Project Definition 23-00802, Fay Phase I Community Development Block Grant Project, WBS element 23-00802-03-02-03 and is authorized to be encumbered and made payable to Bracewell & Giuliani, L.L.P when a purchase order is issued.

SECTION 45. The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director of Finance may, subject to concurrence by the City Manager, the Interim City Manager, or the City Manager's designee, correct allocation to specific SAP Fund Numbers, SAP Project Definitions, SAP WBS Elements, SAP Internal Orders, SAP Fund Centers, SAP Cost Centers, SAP Functional Areas, SAP Funds Reservation

Document Numbers, and SAP GL Accounts as necessary to carry out the purpose of this Ordinance.

SECTION 46. This Ordinance shall be effective on the 24th day of July, 2005.

PASSED AND APPROVED this the 14th day of July, 2005.



M A Y O R

PHIL HARDBERGER

ATTEST


CITY CLERK

APPROVED AS TO FORM


City Attorney