

2006-03-02-0298

AN ORDINANCE

AUTHORIZING THE EXECUTION OF A THREE-YEAR GROUND LEASE AGREEMENT WITH JESSE C. MORENO BEGINNING FEBRUARY 20, 2006, AND ENDING FEBRUARY 19, 2009, FOR AN ANNUAL AMOUNT OF \$6,000.00 IN CONNECTION WITH THE FIRE STATION NO. 50 (TEMPORARY) PROJECT LOCATED IN DISTRICT 3; AND AUTHORIZING THE PUBLIC WORKS DEPARTMENT TO PROVIDE CONSTRUCTION SERVICES IN THE AMOUNT OF \$184,702.50 AND \$20,522.50 FOR PROJECT CONTINGENCY, FOR A TOTAL AMOUNT OF \$223,225.00; APPROPRIATING FUNDS AND PROVIDING FOR AN EFFECTIVE DATE.

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WHEREAS, it is necessary to provide fire service to newly-annexed areas in South San Antonio; and

WHEREAS, in order to do this on an immediate basis, it is necessary to construct a temporary fire station along Applewhite Road in the Zarzamora Park subdivision; and

WHEREAS, said project has been termed the Fire Station No. 50 (Temporary) Project; and

WHEREAS, Jesse C. Moreno has agreed to lease to the City of San Antonio approximately .0735 acres of property out of Lot 10, Block 1, NCB 34005 in Bexar County, Texas for this purpose for a three-year period beginning February 20, 2006, and ending February 19, 2009, with certain extensions; and

WHEREAS, the annual fee for said lease is \$6,000.00; and

WHEREAS, the Public Works Department is prepared to install a mobile structure that will be used as temporary lodging and erect a pre-engineered metal building that will be used to house fire apparatus and equipment; and

WHEREAS, the cost of said construction services is \$184,702.50, with a project contingency of \$20,522.50, for a total amount of \$205,225.00; **NOW THEREFORE:**

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

SECTION 1. The City Manager, or her designee, is hereby authorized and directed to execute and deliver on behalf of the City of San Antonio a three-year ground lease agreement, in substantially the form set out in the attached lease agreement, with Jesse C. Moreno for a term beginning February 20, 2006, and ending February 19, 2009, for an annual amount of \$6,000.00, in connection with the Fire Station No. 50 (Temporary) Project. The City Manager, or her designee, is hereby authorized take all other actions reasonably necessary or convenient to effect the transaction described in the attached lease agreement, including agreeing to non-material changes to its terms.

SECTION 2. The Public Works Department is hereby authorized to provide construction services in the amount of \$184,702.50, with a project contingency of \$20,522.50, for a total amount of \$205,225.00, in connection the Fire Station No. 50 (Temporary) Project.

SECTION 3. The amount of \$205,225.00 is appropriated in Fund 43902001, 2006 Certificate of Obligation Fire Protection, WBS CO-20061-01-01-02 GL account 6102100 – Interfund Transfer out entitled Transfer to 20-00111-90-02. The amount of \$205,225.00 is authorized to be transferred to fund 43099000.

SECTION 4. The budget in Fund 43099000, Project Definition 20-00111, Fire Station #50 Temporary, shall be revised by increasing WBS element 20-00111-90-02 entitled Trf Fr CO-20061-01-01-02, GL Account 6101100 – Interfund Transfer In, by the amount of \$205,225.00.

SECTION 5. The amount of \$184,702.50 is appropriated in Fund 43099000, Project Definition 20-00111; Fire Station #50 Temporary WBS element 20-00111-05-02 is authorized to be encumbered and made payable to City Forces for Construction Costs.

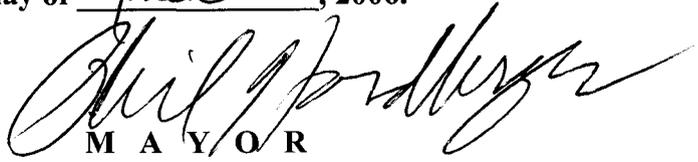
SECTION 6. The budget in Fund 43099000, Certificates of Obligation Capital Projects, Project Definition 20-00111; Fire Station #50 Temporary shall be revised by increasing WBS element 20-00111-05-03, entitled Construction Contingency, in the amount of \$20,522.50.

SECTION 7. The amount of \$6,000.00 is appropriated in Fund 11001000, General Fund, Cost Center 20040100068, GL account 5206010 and is authorized to be encumbered and made payable to Jesse C. Moreno. Future lease payments shall be contingent upon the approval of Council annual appropriations.

SECTION 8. 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, 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 purposes of this ordinance.

SECTION 9. This ordinance becomes effective ten days after the date of passage, unless it receives the eight votes requisite to immediate effectiveness under San Antonio Municipal Code § 1-15, in which case it shall be effective immediately.

PASSED AND APPROVED this 2nd day of March, 2006.



M A Y O R

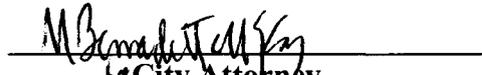
PHIL HARDBERGER

ATTEST:



City Clerk

APPROVED AS TO FORM:



for City Attorney

Agenda Voting Results

Name: 21.

Date: 03/02/06

Time: 05:00:24 PM

Vote Type: Multiple selection

Description: An Ordinance authorizing the execution of a three year ground lease agreement with Jesse C. Moreno beginning February 20, 2006 and ending February 19, 2009 for an annual amount of \$6,000.00 in connection with the Fire Station No. 50 (temporary) project located in District 3; and authorizing the Public Works Department to provide construction services in the amount of \$184,702.50 and \$20,522.50 for project contingency, for a total amount of \$223,225.00; appropriating funds and providing for an effective date. [Presented by Robert Ojeda, Fire Chief; Erik J. Walsh, Assistant City Manager]

Voter	Group	Status	Yes	No	Abstain
ROGER O. FLORES	DISTRICT 1		x		
SHEILA D. MCNEIL	DISTRICT 2		x		
ROLAND GUTIERREZ	DISTRICT 3		x		
RICHARD PEREZ	DISTRICT 4		x		
PATTI RADLE	DISTRICT 5		x		
DELICIA HERRERA	DISTRICT 6		x		
ELENA K. GUAJARDO	DISTRICT 7		x		
ART A. HALL	DISTRICT 8		x		
KEVIN A. WOLFF	DISTRICT 9	Not present			
CHIP HAASS	DISTRICT_10		x		
MAYOR PHIL HARDBERGER	MAYOR		x		