* = Required fields

# City of San Antonio
# Discretionary Contracts Disclosure Update

**Office of the City Clerk**

Please fill this form out online and submit it for processing.
Use the ***Print*** button to make a copy for your records.

For use of this form, see Section 2-59 through 2-61 of the City's Ethics Code.

This is a ◯ New Submission or ◯ Correction or ◉ Update to previous submission.

**Disclosure submitted by:**

*First: Joe M.I. _____ *Last: Guerra Suffix: _____

*Name and/or Number of the Discretionary Contract: Market Square Patio Agreement

*(1) Identify any individual(s) or entity(ies) that are ***party*** to the discretionary contract:
An entity means a sole proprietorship, partnership, firm, corporation, holding company, joint-stock company, receivership, trust, unincorporated association, or any other entity recognized by law. A sole proprietor should list the name of the individual and the DBA if any.

MTC, Inc. d/b/a Mi Tierra Cafe, La Margarita Restaurant, Mariachi Bar and Pico De Gallo Restaurant

MTC Real Estate LLC

*(2) Do any of the identified parties to the contract have a ***partner, parent,*** or ***subsidiary*** business entity? ◉ Yes ◯ No

List each identified party and their partner, parent, or subsidiary business entity:

MTC North, Inc. - Wholly owned subsidiary of MTC, Inc.

Market Square Parking LLC - Wholly owned subsidiary of MTC Real Estate LLC

*(3) Are there any individuals or business entities that would be ***subcontractor(s)*** on the discretionary contract? ◯ Yes ◉ No

*(4) Are there any attorneys, lobbyists, or consultants employed by any individuals or entities listed in Sections 1, 2, or 3 to assist in seeking this contract? ◉ Yes ◯ No

List attorneys, lobbyists, or consultants employed or retain to assist in obtaining contract:

Rolando B. Pablos, Monty Partners

*(5) Have any of the following made campaign or officeholder contributions totaling more than $100 during the last 24 months to any current or former member of City Council, to any candidate for City council or to any political action committee that contributes to City Council elections?

a) Any individual listed in section 1, 2, or 3;
b) Any owner or officer of any entity listed in 1, 2, or 3;
c) The legal signatory of the contract;
d) The spouse of any person seeking a high-profile contract, or of any owner or officer of an entity listed in 1, 2 or 3, and the spouse of the legal signatory.
e) Any attorney, lobbyist or consultant retained to assist any individual or entity listed in 1, 2, or 3 above.

◉ Yes ◯ No

List political contributions:

| Made By | To Whom | Amount | Date of Contribution | Add |
|---|---|---|---|---|

= Required fields

# City of San Antonio
# Discretionary Contracts Disclosure Update

**Office of the City Clerk**

| Made By | To Whom | Amount | Date of Contribution | Add |
|---|---|---|---|---|
| David Cortez | Fernando Reyes | $1,000.00 | 06/27/2008 | Delete |
| Ruben Cortez | Fernando Reyes | $1,000.00 | 06/27/2008 | Delete |
| MTC Real Estate LLC | On Your Terms | $2,500.00 | 08/08/2008 | Delete |
| David Cortez | Phil Hardberger | $1,000.00 | 08/22/2007 | Delete |
| George Cortez | Raynaldo Lopez | $500.00 | 05/03/2009 | Delete |
| George Cortez | Byron Miller | $250.00 | 04/28/2009 | Delete |
| George Cortez | Justin Rodriguez | $500.00 | 04/29/2009 | Delete |
| George Cortez | Julian Castro | $1,000.00 | 04/30/2009 | Delete |
| George Cortez | Philip Cortez | $500.00 | 04/30/2009 | Delete |
| George Cortez | Michael Berlanga | $500.00 | 04/30/2009 | Delete |
| George Cortez | Lourdes Galvan | $500.00 | 05/04/2009 | Delete |
| Michael Cortez | Phil Hardberger | $500.00 | 03/23/2009 | Delete |
| MTC Real Estate LLC | Diane Cibrian | $500.00 | 04/22/2008 | Delete |
| David Cortez | Wan Yu Elisa Chan | $500.00 | 04/21/2009 | Delete |
| David Cortez | Byron Miller | $500.00 | 04/29/2009 | Delete |
| David Cortez | Justin Rodriguez | $500.00 | 04/29/2009 | Delete |
| David Cortez | Lourdes Galvan | $500.00 | 05/04/2009 | Delete |
| David Cortez | Julian Castro | $1,000.00 | 04/25/2009 | Delete |
| David Cortez | Michael Berlanga | $500.00 | 05/26/2009 | Delete |
| Ruben Cortez | Julian Castro | $1,000.00 | 04/30/2009 | Delete |
| Ruben Cortez | Michael Berlanga | $500.00 | 05/01/2009 | Delete |
| Ruben Cortez | Lourdes Galvan | $500.00 | 05/04/2009 | Delete |
| Ruben Cortez | Wan Yu Elisa Chan | $500.00 | 04/21/2009 | Delete |
| Ruben Cortez | Philip Cortez | $500.00 | 04/30/2009 | Delete |
| Ruben Cortez | Raynaldo Lopez | $500.00 | 05/03/2009 | Delete |

= Required fields

# City of San Antonio
# Discretionary Contracts Disclosure Update

**Office of the City Clerk**

| Made By | To Whom | Amount | Date of Contribution | Add |
|---|---|---|---|---|
| Ruben Cortez | Byron Miller | $250.00 | 05/29/2009 | Delete |
| Rolando Pablos | Philip Cortez | $500.00 | 05/02/2009 | Delete |
| Rolando Pablos | Fernando Reyes | $250.00 | 06/25/2008 | Delete |
| Rolando Pablos | Justin Rodriguez | $500.00 | 04/29/2009 | Delete |
| Rolando Pablos | Byron Miller | $250.00 | 05/21/2009 | Delete |
| Rolando Pablos | Lourdes Galvan | $250.00 | 05/04/2009 | Delete |

Updates Required. Information regarding contributions must be updated by submission of a revised form, if contributions are made after submission of this form up through the time the City Council takes action on this contract and 30 days after.

**Notice Regarding Prohibition on Campaign Contributions for Individuals and Entities Seeking High-Profile Contracts.**
Under Section 2-309 of the Municipal Campaign Finance Code, the following are prohibited from making a campaign or officeholder contribution to any member of City Council, candidate for City Council or political action committee that contributes to City Council elections from the 10th business day after a contract solicitation has been released until 30 calendar days after the contract has be awarded:

- Legal signatory of a high-profile contract;
- any individual seeking a high-profile contract;
- any owner or officer of an entity seeking a high-profile contract;
- the spouse of any of these individuals;
- any attorney, lobbyist or consultant retained to assist in seeking contract.

**A high-profile contract cannot be awarded to the individual or entity if a prohibited contribution has been made by any of these individuals during the "black out" period.**

*(6) Conflicts of Interest
Are you aware of facts with regard to this contract, that would raise a "conflicts-of-interest" issue as defined by Sections 2-43 or 2-44 of the City's Ethics Code for any councilmember or board/commission member that has not been raised by the council or board/commission member? (•) Yes ( ) No

List potential "conflicts-of-interest" facts:

Michael D. Cortez, Secretary/Treasuer of MTC, Inc. serves as a SACVC Commissioner

Attach additional documentation regarding this disclosure, if needed. Use the paper clip icon at the bottom left of the window.

= Required fields

# City of San Antonio
# Discretionary Contracts Disclosure Update

**Office of the City Clerk**

## Acknowledgements

☑ *Updates Required

I understand that this form is required to be supplemented by submission of a revised form in the event there is any change in the information before the discretionary contract is the subject of council action, and no later than five (5) business days after any change about which information is required to be filed, whichever comes first. This includes information about political contributions made after the initial submission and up until 30 days after contract award.

☑ *No Contact with City Officials or Staff.

I understand that a person or entity who seeks or applies for a city contract or any other person acting on behalf of such person or entity, is prohibited from contacting city officials and employees regarding such a contract after a Request for Proposal (RFP), Request for Qualification (RFQ) or other solicitation has been released. This no-contact provision shall conclude when the contract is posted as a City Council agenda item. If contact is required with city officials and employees, such contact will be done in accordance with procedures incorporated into the solicitation document. Violation of Section 2-61 Prohibited Contacts During Contract Solicitation Period of the City of San Antonio Ethics Code by respondents or their agents may lead to disqualification of their offer from consideration.

## *High-Profile Contracts

☑ This is not a "high-profile" contract.

☐ I acknowledge that this contract has been designated a "high-profile" contract.

I further acknowledge that the legal signatory of a high-profile contract, any individual seeking a high-profile contract, any owner or officer of an entity seeking a high-profile contract, the spouse of any of these individuals, and any attorney, lobbyist or consultant retained to assist in seeking contract are prohibited from making a campaign or officeholder contribution from the 10th business day after a contract solicitation has been released until 30 calendar days after the contract has been awarded.

I warrant that no contributions have been made by these individuals in violation of this prohibition.

## Oath

☑ *I swear or affirm that the statements contained in this Discretionary Contracts Disclosure Form, including any attachments, to the best of my knowledge and belief are true, correct, and complete.

***Your Name:** Joe Guerra **Title:** Controller

***Company Name or DBA:** MTC, Inc. **Date:** 07/17/2009