

**CITY OF SAN ANTONIO
INTERDEPARTMENTAL MEMORANDUM
CITY ATTORNEY'S OFFICE**

TO: Mayor and City Council

FROM: Andrew Martin, City Attorney

THROUGH: Terry M. Brechtel, City Manager

COPIES: Melissa Byrne Vossmer, Assistant City Manager and Milo Nitschke,
Director, Finance Department

SUBJECT: Engagement of Bond Counsel for Possible Financial Transactions

DATE: November 13, 2003

SUMMARY AND RECOMMENDATION

This action authorizes the engagement of the law firms of Fulbright & Jaworski L.L.P.; Law Offices of Bill Avila; a joint proposal by Loeffler, Jonas & Tuggey L.L.P. and Vinson & Elkins L.L.P.; Holland & Knight L.L.P.; McCall, Parkhurst & Horton L.L.P.; a joint proposal by Escamilla & Poneck, Inc. and Andrews Kurth L.L.P.; and Winstead Sechrest & Minick, P.C. as bond counsel on possible City of San Antonio financing transactions. The transactions are "lease-leaseback" transactions for real estate, qualified technological equipment, and rolling stock; the Convention Center Hotel Project; pension obligation bonds; and the analysis of securitization, monetization, and related issues in connection with the proposed transactions.

BACKGROUND INFORMATION:

Bond counsel provide legal services in connection with the City's authorization, issuance, sale and delivery of various public financings associated with infrastructure construction and improvements. Three law firms are presently retained as bond counsel under an engagement beginning in 2000: Fulbright & Jaworski, L.L.P., Escamilla & Poneck, Inc., and McCall, Parkhurst & Horton, L.L.P. This past September, the City Council approved an extension of the contracts with those firms through September 30, 2004. The scope and assignment of services provided by each law firm is set out as follows:

| LAW FIRM | CURRENT SCOPE OF SERVICES FOR BOND TRANSACTIONS |
|---|--|
| Fulbright & Jaworski, L.L.P. | Lead co-bond counsel with Escamilla & Poneck, Inc. on: General Obligation Bonds, Certificates of Obligation, Contractual Obligations, Tax Notes, Municipal Leases, Commercial Paper, Revenue Bonds and other traditional forms of indebtedness not handled by McCall Parkhurst & Horton, L.L.P. Serves as sole bond counsel for the San Antonio Housing Trust Finance Corporation |
| McCall, Parkhurst & Horton, L.L.P. | Serves as co-bond counsel with Escamilla & Poneck, Inc. on: <ul style="list-style-type: none">• San Antonio International Airport (Airport Bond Defeasance)• S.A. Health Facilities Development Corp.• S.A. Industrial Development Corp. Serves as sole bond counsel on: <ul style="list-style-type: none">• Conduit issues by COSA Educational Facilities Corp. |
| Escamilla & Poneck, Inc. | Serves as co-bond counsel as described above. |

The scope of services under current bond counsel contracts does not include the possible transactions for which bond counsel is being retained by this proposed ordinance, so my office initiated a process to identify and recommend bond counsel to work with the City teams being assembled to review and consider these less traditional finance transactions.

The City Attorney's Office invited all San Antonio lawyers with an active municipal public finance practice to meet and discuss their interest and availability as bond counsel for the proposed transactions. The goal of our process was to: 1) identify and recommend experienced and qualified bond counsel to advise the City on the proposed transactions, including small and minority firms; 2) provide an opportunity to both the City and bond counsel to work together on public finance transactions and gain experience that may be of value in connection with the request for proposal for bond counsel the City anticipates issuing next summer; and 3) distribute the City's proposed bond counsel work to avoid overburdening any one firm and provide the opportunity for fresh perspectives from firms we have not worked with as bond counsel recently.

On September 12, 2003, we spent the day interviewing the five firms and two "joint-proposal" groups that responded to our invitation. The City's interview group included Andrew Martin, City Attorney; Deputy City Attorneys Veronica Zertuche and Bernadette McKay; Milo Nitschke, Finance Director; and Jorge Rodriguez (Coastal Securities) and Don Gonzelez (Estrada Hinojosa

& Company, Inc.) who currently serve as the City's financial advisors. Based on these interviews and the interview team's analysis and discussion of the background, experience, and identified strengths of each firm, we recommend these teams as the City's bond counsel for the following transactions:

| FIRM | PROPOSED TRANSACTION | ROLE |
|--|--|---|
| Fulbright & Jaworski, L.L.P. | Lease-leaseback of real estate; analysis of securitization, monetization, and related issues | Lead co-counsel, with Law Offices of Bill Avila |
| Law Offices of Bill Avila | Lease-leaseback of real estate Pension Obligation Bonds | Co-counsel with Fulbright & Jaworski, L.L.P. Co-counsel with Winstead, Sechrest & Minick, P.C. |
| McCall, Parkhurst & Horton, L.L.P. | Convention Center Hotel Project | Lead co-counsel, with joint proposal by Escamilla & Poneck, Inc. and Andrews Kurth L.L.P. |
| Joint proposal by Escamilla & Poneck, Inc. and Andrews Kurth L.L.P. | Convention Center Hotel Project Lease-leaseback for rolling stock | Co-counsel with McCall, Parkhurst & Horton, L.L.P. Co-counsel with Holland & Knight, L.L.P. |
| Holland & Knight | Lease-leaseback for rolling stock | Lead co-counsel, with joint proposal by Escamilla & Poneck, Inc. and Andrews Kurth L.L.P. |
| Joint proposal by Loeffler, Jonas & Tuggey L.L.P. and Vinson & Elkins L.L.P. | Lease-leaseback for qualified technology equipment | Lead co-counsel, with joint proposal by Escamilla & Poneck, Inc. and Andrews Kurth L.L.P. |
| Winstead, Sechrest & Minick, P.C. | Pension Obligation Bonds | Lead co-counsel, with Law Offices of Bill Avila |

POLICY ANALYSIS

The proposed selection of bond counsel is consistent with City policy and previous actions to employ bond counsel to assist with the City's financing transactions.

FINANCIAL IMPACT:

Fees for bond counsel services in connection with the issuance of debt obligations are typically paid from bond proceeds. After City Council approval of recommendations for bond counsel, the City Attorney in consultation with the Finance Director will negotiate fees with each of the recommended firms in accordance with industry standards and City policy.

The City will incur minimal expenses for bond counsel in connection with the evaluation of the lease-leaseback transaction involving City real estate. If, after evaluation, the City proceeds with a particular lease-leaseback transaction, we anticipate the City will incur additional non-contingent expenses and obligations (subject to City Council authorization and approval if the amount exceeds \$25,000), with no guarantee that the financing transaction will be completed.

SUPPLEMENTAL COMMENTS:

The disclosures required by the City's Ethics Ordinance are attached.

COORDINATION:

This item has been coordinated with the Finance Department



Andrew Martin
City Attorney

APPROVED:



Terry M. Brechtel
City Manager

ATTACHMENT (S)
ITEM NO 40(D)

City of San Antonio
Discretionary Contracts Disclosure*

For use of this form, see City of San Antonio Ethics Code, Part D, Sections 1&2

Attach additional sheets if space provided is not sufficient.

State "Not Applicable" for questions that do not apply.

** This form is required to be supplemented in the event there is any change in the information under (1), (2), or (3) below, 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.*

Disclosure of Parties, Owners, and Closely Related Persons

For the purpose of assisting the City in the enforcement of provisions contained in the City Charter and the Code of Ethics, an individual or business entity seeking a discretionary contract from the City is required to disclose in connection with a proposal for a discretionary contract:

(1) the identity of any **individual** who would be a party to the discretionary contract:

Douglas A. Poneck
Pablo Escamilla

(2) the identity of any **business entity**¹ that would be a party to the discretionary contract:

Escamilla & Poneck, Inc.
711 Navarro, suite 100
San Antonio, TX 78205

and the name of:

(A) any individual or business entity that would be a **subcontractor** on the discretionary contract;

and the name of:

(B) any individual or business entity that is known to be a **partner**, or a **parent** or **subsidiary** business entity, of any individual or business entity who would be a party to the discretionary contract;

¹ A *business entity* means a sole proprietorship, partnership, firm, corporation, holding company, joint-stock company, receivership, trust, unincorporated association, or any other entity recognized by law.

- (3) the identity of any *lobbyist* or *public relations firm* employed for purposes relating to the discretionary contract being sought by any individual or business entity who would be a party to the discretionary contract.

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| |
|--|


Political Contributions

Any individual or business entity seeking a discretionary contract from the city must disclose in connection with a proposal for a discretionary contract all political contributions totaling one hundred dollars (\$100) or more within the past twenty-four (24) months made directly or indirectly to any *current* or *former member* of City Council, any *candidate* for City Council, or to any *political action committee* that contributes to City Council elections, by any individual or business entity whose identity must be disclosed under (1), (2) or (3) above. Indirect contributions by an individual include, but are not limited to, contributions made by the individual's spouse, whether statutory or common-law. Indirect contributions by an entity include, but are not limited to, contributions made through the officers, owners, attorneys, or registered lobbyists of the entity.

| To Whom Made: | Amount: | Date of Contribution: |
|-----------------|------------|-----------------------|
| Ed Garza | \$1,000.00 | 02/11/02 |
| Ed Garza | \$5,000.00 | 06/28/02 |
| Kike Martin | \$1,000.00 | 04/29/02 |
| Toni Moorehouse | \$500.00 | 07/15/02 |
| Toni Moorehouse | \$500.00 | 07/15/02 |

Disclosures in Proposals

Any individual or business entity seeking a discretionary contract with the city shall disclose any known facts which, reasonably understood, raise a question² as to whether any city official or employee would violate Section 1 of Part B, Improper Economic Benefit, by participating in official action relating to the discretionary contract.

| | | |
|---|--|------------------|
| | | |
| Signature:  | Title: Vice President Company: Escamilla & Poneck, Inc. | Date: 11/5/03 |

² For purposes of this rule, facts are "reasonably understood" to "raise a question" about the appropriateness of official action if a disinterested person would conclude that the facts, if true, require recusal or require careful consideration of whether or not recusal is required.

City of San Antonio

Discretionary Contracts Disclosure*

For use of this form, see City of San Antonio Ethics Code, Part D, Sections 1&2
Attach additional sheets if space provided is not sufficient.
State "Not Applicable" for questions that do not apply.

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Disclosure of Parties, Owners, and Closely Related Persons

For the purpose of assisting the City in the enforcement of provisions contained in the City Charter and the Code of Ethics, an individual or business entity seeking a discretionary contract from the City is required to disclose in connection with a proposal for a discretionary contract:

(1) the identity of any **individual** who would be a party to the discretionary contract:

N/A

(2) the identity of any **business entity**¹ that would be a party to the discretionary contract:

VINSON & ELKINS L.L.P.

and the name of:

(A) any individual or business entity that would be a **subcontractor** on the discretionary contract;

N/A

and the name of:

(B) any individual or business entity that is known to be a **partner**, or a **parent** or **subsidiary** business entity, of any individual or business entity who would be a party to the discretionary contract;

SEE ATTACHED EXHIBIT A

¹ A *business entity* means a sole proprietorship, partnership, firm, corporation, holding company, joint-stock company, receivership, trust, unincorporated association, or any other entity recognized by law.

- (3) the identity of any *lobbyist* or *public relations firm* employed for purposes relating to the discretionary contract being sought by any individual or business entity who would be a party to the discretionary contract.

N/A

Political Contributions

Any individual or business entity seeking a discretionary contract from the city must disclose in connection with a proposal for a discretionary contract all political contributions totaling one hundred dollars (\$100) or more within the past twenty-four (24) months made directly or indirectly to any *current* or *former member* of City Council, any *candidate* for City Council, or to any *political action committee* that contributes to City Council elections, by any individual or business entity whose identity must be disclosed under (1), (2) or (3) above. Indirect contributions by an individual include, but are not limited to, contributions made by the individual's spouse, whether statutory or common-law. Indirect contributions by an entity include, but are not limited to, contributions made through the officers, owners, attorneys, or registered lobbyists of the entity.

| To Whom Made: | Amount: | Date of Contribution: |
|---------------|------------|-----------------------|
| ED GARZA | \$1,000.00 | APRIL 4, 2003 |

Disclosures in Proposals

Any individual or business entity seeking a discretionary contract with the city shall disclose any known facts which, reasonably understood, raise a question² as to whether any city official or employee would violate Section 1 of Part B, Improper Economic Benefit, by participating in official action relating to the discretionary contract.

N/A

| Signature: | Title: PARTNER | Date: |
|---|---|------------------|
|  | Company: VINSON & ELKINS L.L.P. | NOVEMBER 6, 2003 |

² For purposes of this rule, facts are "reasonably understood" to "raise a question" about the appropriateness of official action if a disinterested person would conclude that the facts, if true, require recusal or require careful consideration of whether or not recusal is required.

EXHIBIT A

V&E PARTNERS

| Name | Name | Name | Name | Name |
|--------------------|-----------------------------|-----------------------|-------------------|---------------------|
| Abramowitz, Steve | Chapman, Jeff | Flynn, Tegan | Kelley, Jay | Mattox, Sharon |
| Almond, Charles | Charness, Michael | Foarde, Tim | Kelly, Mark | May, Henry |
| Amandes, Chris | Clement-Davies, Christopher | Fox, Nick | Kennedy, John | Mazer, Robert |
| Anderson, Ken | Cochran, Tres | Fredrickson, Robin | Keough, Chris | McCarter, Louie |
| Andril, David | Cohen, David | Gallagher, Catherine | Keyes, David | McCollam, Drew |
| Angle, Steve | Cohen, Dorene | Gallagher, Kathy | Killough, David | McCreary, Frank |
| Astin, Ron | Coleman, Hank | Gaynor, Kevin | Kimball, Robert | McKay, Michael |
| Atkins, Alden | Collins, Christopher | Gerachis, George | Knepp, Chris | McNiel, Ferguson |
| Atlas, Scott | Conway, Susan | Gerdes, Steven | Knull, Yolanda | Mengis, Mike |
| Backus, Marcia | Copeland, Morgan | Glass, Doug | Kotara, Gary | Meyer, Jim |
| Baden, Alan | Crichton, Tom | Gonzalez-Falla, Celso | Krennerich, Erica | Miles, Garry |
| Baird, Bob | Cuclis, James | Greenwalt, Todd | Kryder, George | Miller, Barry |
| Baird, Joe'l | D'Alessandro, David | Griffin, Don | LaFuze, Bill | Mims, Peter |
| Baldwin, Melissa | Daniel, Josiah | Hahn, Chris | Lake, Kathy | Mizell, Pat |
| Barber, Shelley | Davis, Platt | Hamel, Douglas | LaMaster, John | Montague, Dixon |
| Barbour, Larry | Davis, Steve | Hampton, Wallis | Laufman, Mark | Moore, Rodney |
| Barrett, Bob | Dawson, Bill | Harrington, Michael | Lawler, William | Morozova, Natasha |
| Barry, Dennis | De la Rosa, Oscar | Harvey, Dean | Leatherbury, Tom | Munoz, Jeff |
| Beavers, Walker | Decker, John | Harvin, David | Lee, Bill | Murchison, John |
| Beebe, Roger | Deemer, Paul | Hathaway, Chrissi | Lee, Handel | Murphy, George |
| Bickham, David | Devetski, Tim | Heath, Paul | Lee, Jim | Murray, Craig |
| Bilger, Bruce | Dilorio, Elena | Hebert, Jay | Lefler, Dean | Nettles, Larry |
| Bland, Doug | Dilg, Joe | Hedges, David | Leggett, John | Newton, Charles |
| Blaney, Michael | Dinkins, Carol | Hendrick, Max | LeGros, Nancy | Nicholson, Penelope |
| Blanke, David | Dunn, Dennis | Henke, Mike | Lewis, Cathy | Noel, Bobbitt |
| Blefeld, Bruce | Dye, Phillip | Herzog, Bruce | Lewis, Kevin | Nunnally, Knox |
| Blissard, Judy | Dyer, Billy | Hidalgo, Greg | Lewis, Veronica | Oday, Larry |
| Bloom, Brian | Early, Mark | Hinton, Paula | Lipe, Guy | Oelman, David |
| Bogdanow, Alan | Edens, Rod | Hirschman, Karen | Lipp, Mark | O'Gorman, Kevin |
| Borgman, Steve | Eiland, Gary | Hodges, Ted | Little, Kathy | Opel, Glenn |
| Boulden, Mike | Eldredge, Jeff | Holmes, Patricia | Loftis, James | Osterberg, Edward |
| Brazzil, Mark | Engel, Barry | Hopkins, Casey | Lynch, Joe | Oxley, Winston |
| Breeland, Pat | Epstein, J.D. | Howell, Donald | Lynch, John | Page, Rick |
| Brooks, Ben | Erckert, Christopher | Hull, Robbi | Maco, Paul | Paradise, Steven |
| Brown, David | Ewell, Gary | Humble, Monty | Mafrige, Joe'l | Payne, Carol |
| Burgdorf, Barry | Faust, John | Imus, Neil | Malone, Michael | Pinkerton, Glenn |
| Burke, Dusty | Feldt, Harrell | Jewell, Karen | Manford, Price | Powell, Ben H. |
| Buxton, Michael | Fenelon, Kenneth | Jewett, Carol | Marin, Michael | Prince, Jim |
| Cagle, Molly | Finch, Mickey | Johnson, Dave | Marinis, Thomas | Prior, Christopher |
| Caldwell, Charles | Finnegan, Bill | Johnston, Stuart | Markland, Dale | Rabalais, Robert |
| Carano, Boyd | Finston, Felicia | Johnstone, Debbi | Markus, Jim | Radnofsky, Barbara |
| Carpenter, Charlie | Fleckman, Dan | Jones, Lewis | Martin, Clark | Raiff, Mike |
| Carr, Ed | Fletcher, Scott | Joor, Bill | Martin, Paul | Rankin, Cliff |
| Carter, John | Floyd, Adam | Jordan, Carl | Mason, Tom | Raylesberg, Alan |
| Chandler, Trina | Floyd, Jeff | Jurgensmeyer, Randy | Matthews, Jim | Reasoner, Harry |

EXHIBIT A
V&E PARTNERS

| <u>Name</u> | <u>Name</u> |
|-------------------|-------------------|
| Reeder, Jim | Taurman, Jack |
| Reiss, Allan | Tetrault, Charles |
| Rippy, Elizabeth | Thau, Cliff |
| Rivera, Henry | Thompson, Jim |
| Robin, Alan | Tipton, Rell |
| Rodriguez, George | Tomsu, Mike |
| Rodriguez, Sandra | Tuckfield, David |
| Rogers, Elizabeth | Tuohey, Mark |
| Rosenbaum, Glen | Turboff, Lisa |
| Rosenwasser, Mike | Turner, Jerry |
| Ross, Joel | Van Fleet, Allan |
| Samora, Gwen | Vaughn, Chris |
| Sauer, Rick | Vichman, Eric |
| Schick, Bob | Vigdor, Billy |
| Schimberg, Mike | Volk, Bill |
| Schuurman, Bill | Walker, Dirk |
| Seegers, Jay | Wallace, Barron |
| Sheppard, Ben | Wallander, Bill |
| Shilliday, Daniel | Walters, Rob |
| Short, Gary | Walton, Gib |
| Shouse, August | Wander, John |
| Sims, Bill | Watkins, Joe Bill |
| Sloan, Shadow | Weiland, Bill |
| Smith, Alison | Weiner, Sandy |
| Smith, Boyd | Weller, Phil |
| Smith, Frank | Welsh, Ron |
| Smith, Karen | White, Karen |
| Sokolik, Brian | Wilkinson, George |
| Spivak, Mark | Williams, Rick |
| Spradling, Mark | Wilson, Anita |
| Stallings, Paul | Wilson, Jim |
| Staple, Gregory | Wilson, Tom |
| Statham, Scott | Wood, Don |
| Stern, Karl | Wortley, Mike |
| Stewart, Dan | Wulfe, Scott |
| Stockbridge, Ted | Yager, Russ |
| Stone, David | Yates, Terry |
| Strama, Brenda | Yeates, Marie |
| Strange, Mary Lou | York, Stephen |
| Stuart, Michael | Young, Billy |
| Stuart, Walter | |
| Sutherland, Lewis | |
| Swidler, Michael | |
| Tabor, Bert | |
| Tarry, Stephen | |

City of San Antonio Discretionary Contracts Disclosure*

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(1) the identity of any individual who would be a party to the discretionary contract;

(2) the identity of any business entity¹ that would be a party to the discretionary contract:
McCall, Parkhurst & Horton L.L.P. and the name of:

(A) any individual or business entity that would be a *subcontractor* on the discretionary contract;

(B) any individual or business entity that is known to be a *partner*, or a *parent* or *subsidiary* business entity, of any individual or business entity who would be a party to the discretionary contract;

The following individuals are general partners of McCall, Parkhurst & Horton L.L.P.:

Peter M. Tart, Richard C. Porter, G. Charles Kobdish, Alan H. Raynor, Jeffrey A. Leuschel, L.E. (Ted) Brizzolara, Harold T. Flanagan, Thomas K. Spurgeon, Dan S. Culver, Carol (C.D.) Pumbo, Gregory B. Salinas, Mark A. Malveaux, Leroy Grawunder, Jr., and Sarah A. Tangen

(3) the identity of any *lobbyist* or *public relations firm* employed for purposes relating to the discretionary contract being sought by any individual or business entity who would be a party to the discretionary contract.

¹ A *business entity* means a sole proprietorship, partnership, firm, corporation, holding company, joint-stock company, receivership, trust, unincorporated association, or any other entity recognized by law.

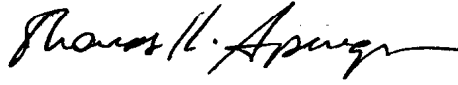
Political Contributions

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| To Whom Made: | Amount: | Date of Contribution: |
|---------------|---------|-----------------------|
| None | | |

Disclosures in Proposals

Any individual or business entity seeking a discretionary contract with the city shall disclose any known facts which, reasonably understood, raise a question² as to whether any city official or employee would violate Section 1 of Part B, Improper Economic Benefit, by participating in official action relating to the discretionary contract.

| | | |
|---|--|----------------------|
| None | | |
| Signature:  | Title: Partner Company: McCall, Parkhurst & Horton L.L.P. | Date: 11-7-03 |

² For purposes of this rule, facts are "reasonably understood" to "raise a question" about the appropriateness of official action if a disinterested person would conclude that the facts, if true, require recusal or require careful consideration of whether or not recusal is required.

City of San Antonio
Discretionary Contracts Disclosure*

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Attach additional sheets if space provided is not sufficient.
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(1) the identity of any **individual** who would be a party to the discretionary contract:

N/A

(2) the identity of any **business entity**¹ that would be a party to the discretionary contract:

Fulbright & Jaworski L.L.P.

and the name of:

(A) any individual or business entity that would be a **subcontractor** on the discretionary contract;

N/A

and the name of:

(B) any individual or business entity that is known to be a **partner**, or a **parent** or **subsidiary** business entity, of any individual or business entity who would be a party to the discretionary contract;

See attached list of partners.

¹ A *business entity* means a sole proprietorship, partnership, firm, corporation, holding company, joint-stock company, receivership, trust, unincorporated association, or any other entity recognized by law.
45361106.1

- (3) the identity of any *lobbyist* or *public relations firm* employed for purposes relating to the discretionary contract being sought by any individual or business entity who would be a party to the discretionary contract.

Jane H. Macon, James P. Plummer, and James M. Summers

Political Contributions

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| To Whom Made: | Amount: | Date of Contribution: |
|--|---------|-----------------------|
| See attached list of contributions by Fulbright & Jaworski L.L.P. and Fulbright & Jaworski L.L.P. PAC. (Does not include any individual contributions by partners or other employees of Fulbright & Jaworski L.L.P.) | | |

Disclosures in Proposals

Any individual or business entity seeking a discretionary contract with the city shall disclose any known facts which, reasonably understood, raise a question² as to whether any city official or employee would violate Section 1 of Part B, Improper Economic Benefit, by participating in official action relating to the discretionary contract.

| | | |
|------------|--|------------------|
| | | |
| Signature: | Title: Partner Company: Fulbright & Jaworski L.L.P. | Date: 11/07/2003 |

² For purposes of this rule, facts are "reasonably understood" to "raise a question" about the appropriateness of official action if a disinterested person would conclude that the facts, if true, require recusal or require careful consideration of whether or not recusal is required.

Fulbright & Jaworski L.L.P. Texas Committee

| | DATE | AMOUNT | CHECK | POSITION | PAYABLE |
|-----------------------|------------|----------|-----------|--|------------------------------------|
| Enrique M. Barrera | 05/24/2002 | 500.00 | FJ # 5132 | City Council, San Antonio District 6 | Enrique M. Barrera Campaign |
| Enrique M. Barrera | 07/08/2002 | 250.00 | JM#1917 | City Council, San Antonio District 6 | Enrique M. Barrera Campaign |
| Enrique M. Barrera | 04/02/2003 | 500.00 | FJ # 5421 | City Council, San Antonio District 6 | Enrique M. Barrera Campaign |
| Enrique M. Barrera | 08/05/2003 | 250.00 | FJ # 5460 | City Council, San Antonio District 6 | Enrique M. Barrera Campaign |
| Julian Castro | 09/05/2002 | 1,000.00 | FJ # 5213 | City Council, San Antonio District 7 (running for) | Julian Castro for Council Campaign |
| Julian Castro | 03/20/2003 | 500.00 | FJ # 5409 | City Council, San Antonio District 7 (running for) | Julian Castro for Council Campaign |
| David A. Garcia | 09/01/2001 | 100.00 | JM # 1485 | City Council, San Antonio, District 5 | District 5 Committee |
| David A. Garcia | 01/25/2002 | 250.00 | FJ # 5001 | City Council, San Antonio District 5 | David A. Garcia Campaign |
| David A. Garcia | 06/25/2002 | 500.00 | FJ # 5158 | City Council, San Antonio District 5 | David A. Garcia Campaign |
| Edward Garza | 02/14/2002 | 500.00 | FJ # 5029 | Mayor, City of San Antonio | Ed Garza Campaign |
| Edward Garza | 04/22/2002 | 500.00 | FJ # 5133 | Mayor, City of San Antonio | Ed Garza Campaign |
| Edward Garza | 02/06/2003 | 1,000.00 | FJ # 5380 | Mayor, City of San Antonio | Ed Garza Campaign |
| Enrique "Kike" Martin | 09/24/2002 | 500.00 | FJ # 5259 | City Council, San Antonio District 4 (running for) | Enrique "Kike" Martin Campaign |
| Bobby Perez | 02/21/2002 | 500.00 | FJ # 5042 | City Council, San Antonio District 1 | Bobby Perez Campaign |
| Carroll Schubert | 04/08/2003 | 500.00 | FJ # 5422 | City Council, San Antonio District 9 (running for) | Carroll Schubert Campaign |
| Roger Flores, Jr. | 04/08/2003 | 250.00 | FJ # 5420 | City Council, San Antonio District 1 (running for) | Roger Flores Campaign |
| Joel Williams | 07/28/2003 | 250.00 | FJ # 5456 | City Council, San Antonio District 2 (running for) | Joel Williams Campaign |

Fulbright & Jaworski L.L.P. Texas Committee

| | DATE | AMOUNT | CHECK | POSITION | PAYABLE |
|----------------|------------|--------|-----------|--|-------------------------|
| Art A. Hall | 07/10/2003 | 500.00 | FJ # 5451 | City Council, San Antonio District 8 (running for) | Art A. Hall Campaign |
| Chip Haass | 09/16/2003 | 250.00 | FJ # 5491 | City Council, San Antonio District 10 (running for) | Chip Haass Campaign |
| Toni Moorhouse | 04/25/2003 | 500.00 | FJ # 5426 | City Council, San Antonio District 3 (running for) | Toni Moorhouse Campaign |
| Toni Moorhouse | 05/09/2003 | 500.00 | FJ # 5429 | City Council, San Antonio District 3 (running for) | Toni Moorhouse Campaign |
| Philip Cortez | 04/8/2003 | 500.00 | FJ # 5419 | City Council, San Antonio District 4 (running for) | Philip Cortez Campaign |
| Philip Cortez | 05/29/2003 | 500.00 | FJ # 5436 | City Council, San Antonio District 4 (running for) | Philip Cortez Campaign |

FULBRIGHT & JAWORSKI L.L.P.

FIRM PARTNERS

Adam, W. K.
Adams, Jr., Edward B.
Addison, Linda L.
Adler, Frederick R.
Agrons, Josh
Allender, Jack
Anderson, Alan M.
Anderson, Eric S.
Anglin, Michael W.
Ansehl, Robert
Apperson, Judith A.
Arnold, Patrick M.
Aronson, Alan L.
Arruda, Michael E.
Bahler, Dave
Baker, Mark
Bambace, Robert S.
Banks, Glen
Barbee, Linton E.
Barber, William G.
Barker, D. Gregory
Barrett, John A.
Bauer, John
Bell, Jr., Jerry A.
Benedict, Cyndi M.
Benson, Chris
Berman, Gregg J.
Biancamano, Keith
Biery, Evelyn H.
Birdoff, David C.
Blackshear, Jr., A. T.
Bliss, Ronald G.
Blount, Jeffrey A.
Bluestein, Jr., Ed
Bode, Joy R.
Boehm, Jr., John C.
Boes, Lawrence W.
Bogatto, Richard P.
Bohnett, William H.
Boston, Charles D.
Bourgeois, Richard P.
Bowen, Nancy T.
Bowers, Bill
Bowman, John P.
Boyce, William J.
Braddock, Patricia Finn
Brennan, Sean P.
Brown, Reagan M.
Bruinsma, Tim C.
Burgoyne, Robert A.
Burnett, Henry G.
Bush, William
Butner, Carol S.
Cameron, W. Fred
Carrell, Richard N.
Carroll, Stephen K.

Carson, John
Carter, Lynn P.
Carter, Winn
Catalano, Douglas P.
Caudill, William H.
Chiaviello, Jr., Robert M.
Clark, Shauna Johnson
Clarke, William C.
Clement, Zack A.
Clingman, Rachel
Clore, Lawrence H.
Cody, Jeff
Cohen, Irwin
Cole, Stephen T.
Colquitt, Richard P.
Conlon, Michael W.
Converse, Jerry
Corban, David Wilks
Corrigan, Jr., Robert F.
Corrigan, Sean
Coston, R. Richard
Crooker, Jr., John H.
Crow, M. Carter
Cunningham, Richard J.
Curry, Alton F.
Dack, Christopher E. H.
Danzig, Douglas J.
Darby, Robert E.
Davis, James M.
Davison, Dan D.
Dawson, Ralph C.
Dawson, Robert M.
De La Garza, Chaz
Deacon, Charles A.
Delflache, Marc
Denny, Jr., Otway B.
Dent III, A. L.
Dial, Karl G.
Dietz, Mary Schaerdel
Dillard, Stephen C.
Dockery, Harva R.
Dowdell, Thomas E.
Dransfield, Robert D.
Dreyfus, James K.
Duncan, Helen L.
Dutton, Uriel E.
Dykes, Jeff
Eagan, David E.
Ebershoff, David A.
Elliot, Lucas T.
Ellis, Jr., Emory N.
Ellison, Kathleen R.
Esquivel, Ed H.
Fankhanel, K. Jane
Feldhaus, Stephen M.
Felfe, Peter F.

Fernelius, Stephen M.
Fischer, Jr., Robert W.
Flamenbaum, Michael P.
Fleming, Dean V.
Folladori, Marc H.
Foster, David M.
Franceski, Larry G.
Frederiksen, Charles C.
Freedman, Andrew C.
Freiberg, Jr., Thomas A.
Friedman, J. B.
Gagnon, Stewart W.
Garcia, Frank T.
Gayle Jr., Gibson
Giller, Jefferson D.
Gillespie, David A.
Gissel, Jr., L. Henry
Gitomer, Deborah A.
Godbold, Tom C.
Gold, Neil
Goldman, Roy L.
Goodman, Jeffrey H.
Govett, Brett C.
Gray, Jr., Robert F.
Greer, Marcy Hogan
Greig, Brian S.
Groos, Richard
Haag, Lee
Hall, Charles W.
Hall, W. Wendell
Hanson, Norman
Harper II, A. J.
Harrell, Robert S.
Harrington, John F.
Harris, Gregg W.
Hathaway, Harry L.
Hayes II, Sherrard Lee
Healey, Jr., Peter F.
Henderson, George E.
Herring, Walter A.
Hest, Lionel G.
Highlander, Steve
Hoffman, Robert S.
Hollyfield, J. S.
Hope, Henry W.
Hsu, Victor
Huff, Richard D.
Hunt, Don
Hurd, Charles W.
Iler, David R.
Incerto, M. Scott
Irvin, Michael P.
Jacobs, Paul
James III, Brynley
Jansen, Donald O.
Jansma, Steven D.

FULBRIGHT & JAWORSKI L.L.P.
FIRM PARTNERS

Jones, Frank G.
Jones, Gregg H.
Kadzielski, Mark
Kalinec, Lawrence
Kaplan, Carl E.
Kelly, Todd P.
Keneally, Kathryn
Kerr, Nancy Nowlin
King, John L.
Kobdich, Richard M.
Koenig, Rodney C.
Kornblith, Richard L.
Kraines, Merrill M.
Krebs, Jr., Arno W.
Kreps, Ronn
Krieger, Paul
Krumholz, Richard S.
Kruse, Layne E.
Kuhn, W. Jeffrey
Kuntz, Stephen A.
Kutzschbach, George
Ladner, Stanford G.
Lansdale, Jr., Daryl L.
Lavenant, Jr., Rene P.
Lee, William S.
Leggette, L. Poe
Leiman, Leonard M.
Lennard, Colin
Lerner, Jane H.
Levy, David J.
Lewis, Eddie
Locke, Nancy J.
Long, Kerry B.
Loos, Robert T.
Lowry, Gerry
Lynch, Jack
Mackillop, Katherine
Macon, Jane H.
Mainland, Richard R.
Manley, Barclay A.
Manning, Michael J.
Marks, Jeffrey M.
Marlin, James P.
Mason, Peter H.
McClure, Daniel M.
McConaghy, Jack
McLean, Mark
McMahan, Kent H.
McMahon, Laura J.
McNabb, Stephen M.
McQuaid, Janet
McQuarrie III, Claude M.
Metteauer, Michael
Michaels, Philip J.
Miller, Gray H.
Miller, Jesse D.

Miller, Mark S.
Mings, John M.
Mooney, Marilyn
Morrison, David E.
Morrison, Walter J.
Morrow, Elbert M.
Moser, Joel H.
Mosher, Jr., Larry
Mutterperl, Mark N.
Nakfoor, Karen M.
Neale, Jim
Nespole, James
Newman, Robert G.
Newsome, Kent
Nichols, Patsy W.
Nimetz, Warren J.
Nussbaum, Sheldon G.
O'Brien, Eva Fromm
Oldham, Dudley
Olmstead, Jay
O'Malley, John A.
Owen, Robert D.
Pakalka, William R.
Palmer, Chip
Pantaleoni, Anthony
Parker, David
Partain, Jr., Jack M.
Pate, Stephen P.
Patterson III, Edward J.
Patterson, Jr., J.A. (Tony)
Paul, Thomas D.
Pecht, Gerard G.
Pell, Nancy L.
Pennington, Oliver
Peterson, Dan M.
Pfeiffer, Philip J.
Pfeiffer, Steven B.
Pirkey, Lou
Plummer, James P.
Powers, Albert Theodore
Powers, Pike
Puig, Yvonne
Rawls, John C.
Redinger, Craig T.
Renfro, Phillip M.
Repass, James W.
Richardson, Jeff
Roberts, Steven L.
Robertson, Mark A.
Robinson, Rick
Rochelle III, William J.
Rodgers, Anne M.
Rogers, Arthur
Rogers, Mara H.
Salch, Steven C.
Sales, James B.

Saunders, Charles A.
Schroepfer, Stephanie
Schulman, Robert S.
Scofield, George W.
Segal, Steven E.
Sexton, Jr., Paul E.
Shea, Lance L.
Shields, J. Todd
Simpson, John M.
Sing, William B.
Skidmore, Jonathan B.
Slaughter, James C.
Sleeth, Jr., Joseph C.
Small, Jr., Joseph T.
Smith, Dixie
Smith, Jane
Smith, Stephanie
Smith, Stephen W.
Smooke, Michael G.
Soloway, Joy M.
Sorrell, Todd M.
Spain, Michael L.
Sparber, Neil G.
Spector, Lawrence A.
Staine, Jr., Ross
Stern, Douglas W.
Stewart, Kenneth L.
Still, Charles H.
Stout, William A.
Strauss, Charles L.
Strubeck, Jr., Louis R.
Sullivan III, John F.
Sullivan, Jr., Charles E.
Summers, James M.
Suzzan, Steven I.
Swartzendruber, Michael A.
Swift, Robert J.
Tannenbaum, David H.
Tanner, Hugh E.
Tassi, Julie A.
Taylor III, Jasper G.
Taylor, Ben
Thomas, Neil
Tottenham, Terry O.
Trager, Michael D.
Trostle, Terriann
Tussing, James D.
Unger, Peter V. B.
Ungerman, Mark E.
Vale, Shannon
Van Susteren, David
Varney, Lana K.
Vaughan, Jack M.
Vogel, Stephen F.
Vogt, Carl W.
Wabner, H. Douglas

FULBRIGHT & JAWORSKI L.L.P.
FIRM PARTNERS

Wagner, Brad
Walkowiak, Vincent S.
Watson, John A.
Weber, Fredric A.
Weber, Jr., John W.
Weiss, Laurie A.
Welch, Jr., Robert M.
Wellen, C. W.
Wellington, Daniel L.
Wenner, Charles R.
Westergard, Mark S.
Wetwiska, Jim
White, William B.
Wickliffe, Jerry L.
Williams, Bill
Williamson, Paul
Wilson, Mark B.
Wilson, Richard J.
Wilson, Robert E.
Wolf, Howard
Wolff, Jeffrey S.
Wood, Greg
Wood, William D.
Wray, T. J.
Yankowsky, Kevin W.
Yanney, Fred G.
Ytterberg, Alan V.
Zammit, Joseph P.
Zimmerman, Louis S.

City of San Antonio

Discretionary Contracts Disclosure*

For use of this form, see City of San Antonio Ethics Code, Part D, Sections 1&2
Attach additional sheets if space provided is not sufficient.
State "Not Applicable" for questions that do not apply.

* This form is required to be supplemented in the event there is any change in the information under (1), (2), or (3) below, 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.

Disclosure of Parties, Owners, and Closely Related Persons

For the purpose of assisting the City in the enforcement of provisions contained in the City Charter and the Code of Ethics, an individual or business entity seeking a discretionary contract from the City is required to disclose in connection with a proposal for a discretionary contract:

(1) the identity of any **individual** who would be a party to the discretionary contract:

N/A

(2) the identity of any **business entity**¹ that would be a party to the discretionary contract:

Winstead Sechrest & Minick P.C.

and the name of:

(A) any individual or business entity that would be a **subcontractor** on the discretionary contract;

N/A

and the name of:

(B) any individual or business entity that is known to be a **partner**, or a **parent** or **subsidiary** business entity, of any individual or business entity who would be a party to the discretionary contract;

N/A

¹ A *business entity* means a sole proprietorship, partnership, firm, corporation, holding company, joint-stock company, receivership, trust, unincorporated association, or any other entity recognized by law.

(3) the identity of any *lobbyist* or *public relations firm* employed for purposes relating to the discretionary contract being sought by any individual or business entity who would be a party to the discretionary contract.

N/A

Political Contributions

Any individual or business entity seeking a discretionary contract from the city must disclose in connection with a proposal for a discretionary contract all political contributions totaling one hundred dollars (\$100) or more within the past twenty-four (24) months made directly or indirectly to any *current* or *former member* of City Council, any *candidate* for City Council, or to any *political action committee* that contributes to City Council elections, by any individual or business entity whose identity must be disclosed under (1), (2) or (3) above. Indirect contributions by an individual include, but are not limited to, contributions made by the individual's spouse, whether statutory or common-law. Indirect contributions by an entity include, but are not limited to, contributions made through the officers, owners, attorneys, or registered lobbyists of the entity.

To Whom Made:
None

Amount:
N/A

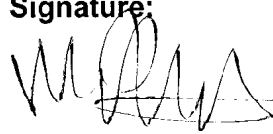
Date of Contribution:
N/A

Disclosures in Proposals

Any individual or business entity seeking a discretionary contract with the city shall disclose any known facts which, reasonably understood, raise a question² as to whether any city official or employee would violate Section 1 of Part B, Improper Economic Benefit, by participating in official action relating to the discretionary contract.

N/A

Signature:



Title: Shareholder

Company: Winstead Sechrest & Minick P.C.

Date:

11/07/2003

² For purposes of this rule, facts are "reasonably understood" to "raise a question" about the appropriateness of official action if a disinterested person would conclude that the facts, if true, require recusal or require careful consideration of whether or not recusal is required.

City of San Antonio
Discretionary Contracts Disclosure*

*For use of this form, see City of San Antonio Ethics Code, Part D, Sections 1&2
Attach additional sheets if space provided is not sufficient.
State "Not Applicable" for questions that do not apply.*

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Disclosure of Parties, Owners, and Closely Related Persons

For the purpose of assisting the City in the enforcement of provisions contained in the City Charter and the Code of Ethics, an individual or business entity seeking a discretionary contract from the City is required to disclose in connection with a proposal for a discretionary contract:

(1) the identity of any **individual** who would be a party to the discretionary contract:

N/A

(2) the identity of any **business entity**¹ that would be a party to the discretionary contract:

Loeffler Jonas & Tuggey LLP

and the name of:

(A) any individual or business entity that would be a **subcontractor** on the discretionary contract;

N/A

and the name of:

(B) any individual or business entity that is known to be a **partner**, or a **parent** or **subsidiary** business entity, of any individual or business entity who would be a party to the discretionary contract;

Tom Loeffler
W. James Jonas III
Timothy N. Tuggey
Robert Rosenthal
J.D. Pauerstein

¹ A *business entity* means a sole proprietorship, partnership, firm, corporation, holding company, joint-stock company, receivership, trust, unincorporated association, or any other entity recognized by law.

- (3) the identity of any *lobbyist* or *public relations firm* employed for purposes relating to the discretionary contract being sought by any individual or business entity who would be a party to the discretionary contract.

N/A

Political Contributions

Any individual or business entity seeking a discretionary contract from the city must disclose in connection with a proposal for a discretionary contract all political contributions totaling one hundred dollars (\$100) or more within the past twenty-four (24) months made directly or indirectly to any *current* or *former member* of City Council, any *candidate* for City Council, or to any *political action committee* that contributes to City Council elections, by any individual or business entity whose identity must be disclosed under (1), (2) or (3) above. Indirect contributions by an individual include, but are not limited to, contributions made by the individual's spouse, whether statutory or common-law. Indirect contributions by an entity include, but are not limited to, contributions made through the officers, owners, attorneys, or registered lobbyists of the entity.

| To Whom Made: | Amount: | Date of Contribution: |
|------------------|--------------------|-----------------------|
| John Sanders | \$ 1,000 | 1/09/2002 |
| Toni Moorhouse | \$ 1,000 | 1/16/2002 |
| Bobby Perez | \$ 500 | 2/20/2002 |
| Ed Garza | \$ 5,000 | 5/14/2002 |
| David A. Garcia | \$ 1,000 | 6/12/2002 |
| Toni Moorhouse | \$ 500 | 6/20/2002 |
| Carroll Schubert | \$ 2,000 | 8/07/2002 |
| Ed Garza | \$ 9,500 (in-kind) | 10/01/2002 |
| Julian Castro | \$ 500 | 3/12/2003 |
| Toni Moorhouse | \$ 500 | 3/19/2003 |
| Ron Segovia | \$ 500 | 6/30/2003 |
| Art Hall | \$ 500 | 7/18/2003 |
| Carroll Schubert | \$ 1,000 | 8/18/2003 |
| Chip Haass | \$ 500 | 9/23/2003 |
| Joel Williams | \$ 500 | 10/28/2003 |
| Julian Castro | \$ 500 | 11/4/2003 |
| Ron Segovia | \$ 500 | 11/7/2003 |

Disclosures in Proposals

Any individual or business entity seeking a discretionary contract with the city shall disclose any known facts which, reasonably understood, raise a question² as to whether any city official or employee would violate Section 1 of Part B, Improper Economic Benefit, by participating in official action relating to the discretionary contract.

N/A

Signature: 

Title: Partner

Company:

Loeffler Jonas & Tuggey LLP

Date: 11/7/2003

² For purposes of this rule, facts are "reasonably understood" to "raise a question" about the appropriateness of official action if a disinterested person would conclude that the facts, if true, require recusal or require careful consideration of whether or not recusal is required.

City of San Antonio Discretionary Contracts Disclosure*

For use of this form, see City of San Antonio Ethics Code, Part D, Sections 1&2

Attach additional sheets if space provided is not sufficient.

State "Not Applicable" for questions that do not apply.

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Disclosure of Parties, Owners, and Closely Related Persons

For the purpose of assisting the City in the enforcement of provisions contained in the City Charter and the Code of Ethics, an individual or business entity seeking a discretionary contract from the City is required to disclose in connection with a proposal for a discretionary contract:

(1) the identity of any **individual** who would be a party to the discretionary contract:

Not Applicable

(2) the identity of any **business entity**¹ that would be a party to the discretionary contract:

Holland & Knight LLP
112 East Pecan St., Suite 2700
San Antonio, TX 78205

and the name of:

(A) any individual or business entity that would be a **subcontractor** on the discretionary contract;

Not Applicable

and the name of:

(B) any individual or business entity that is known to be a **partner**, or a **parent** or **subsidiary** business entity, of any individual or business entity who would be a party to the discretionary contract;

E. Burke Huber, Jr.
J. Alex Huddleston
Andrew L. Kerr

Camille Stearns Miller
John Wittenberg

(3) the identity of any **lobbyist** or **public relations firm** employed for purposes relating to the discretionary contract being sought by any individual or business entity who would be a party to the discretionary contract.

¹ A **business entity** means a sole proprietorship, partnership, firm, corporation, holding company, joint-stock company, receivership, trust, unincorporated association, or any other entity recognized by law.

Not Applicable

Political Contributions

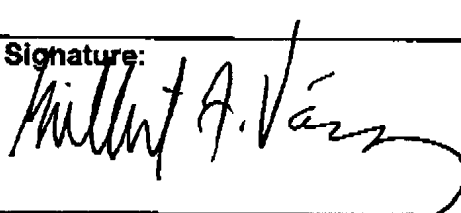
Any individual or business entity seeking a discretionary contract from the city must disclose in connection with a proposal for a discretionary contract all political contributions totaling one hundred dollars (\$100) or more within the past twenty-four (24) months made directly or indirectly to any *current or former member* of City Council, any *candidate* for City Council, or to any *political action committee* that contributes to City Council elections, by any individual or business entity whose identity must be disclosed under (1), (2) or (3) above. Indirect contributions by an individual include, but are not limited to, contributions made by the individual's spouse, whether statutory or common-law. Indirect contributions by an entity include, but are not limited to, contributions made through the officers, owners, attorneys, or registered lobbyists of the entity.

| To Whom Made: | Amount: | Date of Contribution: |
|-------------------------------------|----------|-----------------------|
| Mayor Ed Garza | \$250.00 | March 17, 2003 |
| Councilwoman Toni Moorhouse/Dist. 3 | \$250.00 | March 24, 2003 |
| Councilman Carroll Schubert/Dist. 9 | \$250.00 | March 24, 2003 |
| Councilman Julian Castro/Dist. 7 | \$250.00 | May 2, 2003 |
| Councilman Art A. Hall/Dist. 8 | \$250.00 | May 12, 2003 |
| Councilwoman Patti Radle/Dist. 5 | \$250.00 | May 12, 2003 |
| Councilwoman Toni Moorhouse/Dist. 3 | \$250.00 | May 12, 2003 |
| Councilman Roger Flores/Dist. 1 | \$250.00 | May 22, 2003 |
| Councilman Art A. Hall/Dist. 8 | \$250.00 | July 7, 2003 |

Disclosures in Proposals

Any individual or business entity seeking a discretionary contract with the city shall disclose any known facts which, reasonably understood, raise a question² as to whether any city official or employee would violate Section 1 of Part B, Improper Economic Benefit, by participating in official action relating to the discretionary contract.

Not Applicable

| | | |
|---|--|---------------------------|
| Signature:  | Title: Senior Counsel Company: Holland & Knight LLP | Date: November 7, 2003 |
|---|--|---------------------------|

1353421_v1

² For purposes of this rule, facts are "reasonably understood" to "raise a question" about the appropriateness of official action if a disinterested person would conclude that the facts, if true, require recusal or require careful consideration of whether or not recusal

City of San Antonio Discretionary Contracts Disclosure*

For use of this form, see City of San Antonio Ethics Code, Part D, Sections 1&2

Attach additional sheets if space provided is not sufficient.

State "Not Applicable" for questions that do not apply.

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Disclosure of Parties, Owners, and Closely Related Persons

For the purpose of assisting the City in the enforcement of provisions contained in the City Charter and the Code of Ethics, an individual or business entity seeking a discretionary contract from the City is required to disclose in connection with a proposal for a discretionary contract:

(1) the identity of any **individual** who would be a party to the discretionary contract:

Bob Collie, Gene Locke, James Hernandez and Mark Arnold

(2) the identity of any **business entity**¹ that would be a party to the discretionary contract:

Andrews Kurth LLP

and the name of:

(A) any individual or business entity that would be a **subcontractor** on the discretionary contract;

None.

and the name of:

(B) any individual or business entity that is known to be a **partner**, or a **parent** or **subsidiary** business entity, of any individual or business entity who would be a party to the discretionary contract;

None.

¹ A business entity means a sole proprietorship, partnership, firm, corporation, holding company, joint-stock company, receivership, trust, unincorporated association, or any other entity recognized by law.

- (3) the identity of any *lobbyist* or *public relations firm* employed for purposes relating to the discretionary contract being sought by any individual or business entity who would be a party to the discretionary contract.

None.

Political Contributions

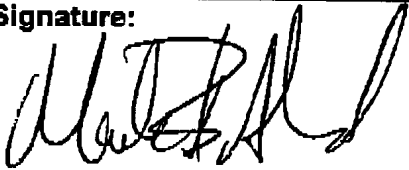
Any individual or business entity seeking a discretionary contract from the city must disclose in connection with a proposal for a discretionary contract all political contributions totaling one hundred dollars (\$100) or more within the past twenty-four (24) months made directly or indirectly to any *current* or *former member* of City Council, any *candidate* for City Council, or to any *political action committee* that contributes to City Council elections, by any individual or business entity whose identity must be disclosed under (1), (2) or (3) above. Indirect contributions by an individual include, but are not limited to, contributions made by the individual's spouse, whether statutory or common-law. Indirect contributions by an entity include, but are not limited to, contributions made through the officers, owners, attorneys, or registered lobbyists of the entity.

| To Whom Made: | Amount: | Date of Contribution: |
|---------------|---------|-----------------------|
| None. | N/A | N/A |

Disclosures in Proposals

Any individual or business entity seeking a discretionary contract with the city shall disclose any known facts which, reasonably understood, raise a question² as to whether any city official or employee would violate Section 1 of Part B, Improper Economic Benefit, by participating in official action relating to the discretionary contract.

None.

| | | |
|---|--|-------------------------------|
| Signature:  | Title: Partner Company: Andrews Kurth LLP | Date: November 7, 2003 |
|---|--|-------------------------------|

² For purposes of this rule, facts are "reasonably understood" to "raise a question" about the appropriateness of official action if a disinterested person would conclude that the facts, if true, require recusal or require careful consideration of whether or not recusal is required.

City of San Antonio

Discretionary Contracts Disclosure*

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Attach additional sheets if space provided is not sufficient.
State "Not Applicable" for questions that do not apply.

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Disclosure of Parties, Owners, and Closely Related Persons

For the purpose of assisting the City in the enforcement of provisions contained in the City Charter and the Code of Ethics, an individual or business entity seeking a discretionary contract from the City is required to disclose in connection with a proposal for a discretionary contract:

(1) the identity of any **individual** who would be a party to the discretionary contract:

(2) the identity of any **business entity**¹ that would be a party to the discretionary contract:

LAW OFFICES OF WILLIAM T. AVILA, P.C., a Texas professional corporation, The Enterprise Center, Suite 2400, 309 El Paso Street, San Antonio, Texas 78207

(A) any individual or business entity that would be a **subcontractor** on the discretionary contract;

None

and the name of:

(B) any individual or business entity that is known to be a **partner**, or a **parent** or **subsidiary** business entity, of any individual or business entity who would be a party to the discretionary contract;

None

(3) the identity of any **lobbyist** or **public relations firm** employed for purposes relating to the discretionary contract being sought by any individual or business entity who would be a party to the discretionary contract.

¹ A *business entity* means a sole proprietorship, partnership, firm, corporation, holding company, joint-stock company, receivership, trust, unincorporated association, or any other entity recognized by law.


Political Contributions

Any individual or business entity seeking a discretionary contract from the city must disclose in connection with a proposal for a discretionary contract all political contributions totaling one hundred dollars (\$100) or more within the past twenty-four (24) months made directly or indirectly to any *current or former member* of City Council, any *candidate* for City Council, or to any *political action committee* that contributes to City Council elections, by any individual or business entity whose identity must be disclosed under (1), (2) or (3) above. Indirect contributions by an individual include, but are not limited to, contributions made by the individual's spouse, whether statutory or common-law. Indirect contributions by an entity include, but are not limited to, contributions made through the officers, owners, attorneys, or registered lobbyists of the entity.

| To Whom Made: | Amount: | Date of Contribution: |
|---|----------|-----------------------|
| Joe Farias, Sr. – City Council Candidate (This contribution was made by William T. Avila while a member of another law firm and prior to the establishment of the Law Offices of William T. Avila, P.C. Since then, neither William T. Avila, nor William T. Avila, P. C., has made any contributions to any current or former members of, nor any candidate for, City Council. Consequently, this contribution does not fall within the category of an indirect contribution made “through” an officer or owner of the business entity, since the business entity did not exist at the time of the contribution; however, this disclosure is nevertheless provided in the interest of full disclosure.) | \$250.00 | January 2003 |

Disclosures in Proposals

Any individual or business entity seeking a discretionary contract with the city shall disclose any known facts which, reasonably understood, raise a question² as to whether any city official or employee would violate Section 1 of Part B, Improper Economic Benefit, by participating in official action relating to the discretionary contract.

| | | |
|--|--|-----------------------|
| None | | |
| Signature:  | Title: President/Owner Company: Law Offices of William T. Avila, P.C. | Date: 11-05-03 |

² For purposes of this rule, facts are “reasonably understood” to “raise a question” about the appropriateness of official action if a disinterested person would conclude that the facts, if true, require recusal or require careful consideration of whether or not recusal is required.