

# CITY OF SAN ANTONIO PUBLIC WORKS DEPARTMENT CITY COUNCIL AGENDA MEMORANDUM

TO:

Mayor and City Council

FROM:

Thomas G. Wendorf, P.E., Director of Public Works

**SUBJECT:** 

Bracewell & Giuliani, LLP Legal Fees

DATE:

August 25, 2005

#### **SUMMARY AND RECOMMENDATIONS**

This ordinance authorizes and appropriates funds in the amount of \$20,598.40 payable to Bracewell & Giuliani, L.L.P. for legal services in connection with the Bitters Road – West Avenue to Heimer, MPO project (\$162.45), Blanco Road & Jackson Keller Intersection, MPO project (\$385.50), Cherry Street Drainage #15B Phase II project (\$3,570.22), Culebra Drainage #58F Phase II project (\$2,487.96), Escalon Street #1008 Drainage project (\$645.35), Hi-Lions Drainage #80 Phases III & V project (\$3,274.63), Houston Street – Walters to Onslow, MPO project (\$147.70), Laddie Place Detention Pond project (\$218.40), Octavia Drainage #63, Phase II, Part I project (\$66.30), Pecan Valley – I.H. 10 to J Street, MPO project (\$115.35), Pleasanton Road – Southcross to Mayfield project (\$758.50), San Antonio River Improvements project (\$646.61), South Flores Drainage #70-70A Phase II-Part 3 project (\$178.69), Western Avenue Drainage #74 IIIA project (\$3,133.80), and the W.W. White-Rigsby to Lord Road project (\$2,305.95), and Fay Phase I, a Community Development Block Grant (CDBG) project (\$2,500.99). These projects are located in various City Council Districts and are funded from General Obligations of the City and Community Development Block Grant (CDBG) funds.

Staff recommends the approval of this ordinance.

#### **BACKGROUND INFORMATION**

The invoices for these legal services have been reviewed for accuracy by the City Attorney's Office who recommends payment as requested.

Bitters Road – West Avenue to Heimer (MPO) – There are five signed instruments and five condemned parcels in the 10-parcel project. Construction on this project is complete.

Blanco Road & Jackson Keller Intersection (MPO) – There are nine signed instruments in this nine-parcel project. Construction on this project is complete.

Cherry Street Drainage #15B Phase II – There are 23 signed instruments in the 27-parcel project. Four parcels were submitted to the City Attorney's Office for condemnation

W. W. White Road from Rigsby to Lord Road – There are 42 signed instruments and two condemned parcels in the 45-parcel project. The remaining parcel has been submitted to the City Attorney's Office for condemnation proceedings. Construction on this project is complete.

Western Avenue Drainage Project #74, Phase III A — There are 17 signed instruments and eight condemned parcels in the 25-parcel project. Construction on this project is complete.

Fay Phase I CDBG – There are nine signed instruments and one condemned parcel in the 10-parcel project. Construction on this project is complete.

#### POLICY ANALYSIS

Approval of this ordinance for payment of legal services is necessary to complete the real estate transactions on the acquisition of properties in these projects.

#### FISCAL IMPACT

#### Bitters Road - West Avenue to Heimer Road (MPO)

This is a one-time capital improvement expenditure within budget and is included in the FY05-FY10 Capital Improvement Program Budget. Funds in the amount of \$162.45 are available from 2004 Issued Certificates of Obligation.

#### Blanco Road & Jackson Keller Intersection (MPO)

This is a one-time capital improvement expenditure within budget and is included in the FY05-FY10 Capital Improvement Program Budget. Funds in the amount of \$385.50 are available from 1996 Certificates of Obligation.

#### **Cherry Street Drainage #15B Phase II**

This is a one-time capital improvement expenditure within budget and funds were to be provided by 1985 General Obligation Drainage Bonds. This expenditure was not included in the FY05-FY10 Capital Improvement Program Budget. Approval of this ordinance will appropriately modify the Capital Budget. Funds in the amount of \$3,570.22 are available from 1985 General Obligation Drainage Improvement Bonds.

#### Culebra Drainage #58F Phase II

This is a one-time capital improvement expenditure within budget and is included in the FY05-FY10 Capital Improvement Program Budget. Funds in the amount of \$2,487.96 are available from 1999 General Obligation Drainage Bonds.

#### Escalon Street #1008 Drainage

This is a one-time capital improvement expenditure within budget and funds were to be provided by 1994 General Obligation Drainage Bonds. This expenditure was not included in the FY05-FY10 Capital Improvement Program Budget. Approval of this ordinance will appropriately modify the Capital Budget. Funds in the amount of \$645.35 are available from 1994 General Obligation Drainage Improvement Bonds.

#### Hi-Lions Drainage #80 Phases III & V

This is a one-time capital improvement expenditure within budget and funds were to be provided by 1987 General Obligation Drainage Bonds. This expenditure was not included in the FY05-FY10 Capital Improvement Program Budget. Approval of this ordinance will appropriately modify the Capital Budget. Funds in the amount of \$3,274.63 are available from Hi-Lions Drainage Project Construction Contingency balance.

#### **Houston Street – Walters to Onslow (MPO)**

This is a one-time capital improvement expenditure within budget and funds were to be provided by 1996 Certificates of Obligation. This expenditure was not included in the FY05-FY10 Capital Improvement Program Budget. Approval of this ordinance will appropriately modify the Capital Budget. Funds in the amount of \$147.70 are available from 1996 Certificates of Obligation.

#### **Laddie Place Detention Pond**

This is a one-time capital improvement expenditure within budget and is included in the FY05-FY10 Capital Improvement Program Budget. Funds in the amount of \$218.40 are available from 2003 Storm Water Revenue Bonds.

#### Octavia Drainage #63, Phase II, Part I

This is a one-time capital improvement expenditure within budget and funds were to be provided by 1999 General Obligation Drainage Improvement Bonds. This expenditure was not included in the FY05-FY10 Capital Improvement Program Budget. Approval of this ordinance will appropriately modify the Capital Budget. Funds in the amount of \$66.30 are available from 1999 General Obligation Drainage Improvement Bonds.

#### Pecan Valley – I.H. 10 to J Street (MPO)

This is a one-time capital improvement expenditure within budget and funds were to be provided by 1999 General Obligation Street Bonds. This expenditure was not included in the FY05-FY10 Capital Improvement Program Budget. Approval of this ordinance will appropriately modify the Capital Budget. Funds in the amount of \$115.35 are available from 1999 General Obligation Street Improvement Bonds.

#### Pleasanton Road - Southcross to Mayfield

This is a one-time capital improvement expenditure within budget and is included in the FY05-FY10 Capital Improvement Program Budget. Funds in the amount of \$758.50 are available from 2002 Certificates of Obligation.

#### San Antonio River Improvements

This is a one-time capital improvement expenditure within budget and is included in the FY05-FY10 Capital Improvement Program Budget. Funds in the amount of \$646.61 are available from 2003 Storm Water Revenue Bonds.

#### South Flores Drainage #70-70A Phase II Part 3

This is a one-time capital improvement expenditure within budget and funds were to be provided by 1987 General Obligation Drainage Bonds. This expenditure was not included in the FY05-FY10 Capital Improvement Program Budget. Approval of this ordinance will appropriately modify the Capital Budget. Funds in the amount of \$178.69 are available from 1987 General Obligation Drainage Improvement Bonds.

#### Western Avenue Drainage Project #74, Phase III A

This is a one-time capital improvement expenditure within budget and funds were to be provided by 1985 General Obligation Drainage Bonds. This expenditure was not included in the FY05-FY10 Capital Improvement Program Budget. Approval of this ordinance will appropriately modify the Capital Budget. Funds in the amount of \$3,133.80 are available from 1985 General Obligation Drainage Improvement Bonds.

#### W. W. White - Rigsby to Lord

This is a one-time capital improvement expenditure within budget and is included in the FY05-FY10 Capital Improvement Program Budget. Funds in the amount of \$2,305.95 are available from 2001 Certificates of Obligation.

#### Fay Phase I Community Development Block Grant

This is a one-time capital improvement expenditure within budget and included in the FY05-FY10 Capital Improvement Program Budget. Funds in the amount of \$2,500.99 are available from Community Development Block Grant funds.

Funds in the amount of \$20,598.40 are available from the following funding sources and are appropriated and authorized payable to Bracewell & Giuliani, L.L.P.:

| 1985 General Obligation Drainage Improvement Bonds | \$        | 6,704.02  |
|--|-----------|-----------|
| 1987 General Obligation Drainage Improvement Bonds | \$        | 178.69    |
| 1994 General Obligation Drainage Improvement bonds | \$        | 645.35    |
| 1996 Certificates of Obligation                    | \$        | 533.20    |
| 1999 General Obligation Drainage Improvement Bonds | \$        | 2,554.26  |
| 1999 General Obligation Street Improvement Bonds   | \$        | 115.35    |
| 2001 Certificates of Obligation                    | \$        | 2,305.95  |
| 2002 Certificates of Obligation                    | \$        | 758.50    |
| 2003 Storm Water Revenue Bonds                     | \$        | 865.01    |
| 2004 Issued Certificates of Obligation             | \$        | 162.45    |
| Hi Lions Drainage Project Const. Contingency       | \$        | 3,274.63  |
| Community Development Block Grant                  | <u>\$</u> | 2,500.99  |
| •  | \$2       | 20,598.40 |

#### COORDINATION

This ordinance was coordinated with the Finance Department, the Office of Management and Budget, the City Attorney's Office, and the Texas Department of Transportation.

#### **SUPPLEMENTARY COMMENTS**

The Discretionary Contracts Disclosure Form required by the Ethics Ordinance is attached.

#### **ATTACHMENTS**

1. Discretionary Contracts Disclosure Form

Thomas G. Wendorf, P.E.

Director of Public Works

Melissa Byrne Yossmer

Assistant City Mariager

J. Rolando Bono

City Manager

#### AN ORDINANCE

AUTHORIZING FUNDS IN THE AMOUNT OF \$20,598.40 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; BLANCO ROAD & JACKSON KELLER INTERSECTION MPO PROJECT, LOCATED IN COUNCIL DISTRICTS 1 & 9; CHERRY STREET DRAINAGE #15B PHASE II PROJECT, LOCATED IN COUNCIL DISTRICT 2; CULEBRA DRAINAGE PROJECT #58F PHASE II PROJECT, LOCATED IN COUNCIL DISTRICT 7; ESCALON STREET #1008 DRAINAGE PROJECT. LOCATED IN COUNCIL **DISTRICT** 3; HI-LIONS 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; 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; W. W. WHITE-RIGSBY TO LORD ROAD PROJECT, LOCATED IN COUNCIL DISTRICT 2; THE FAY PHASE I COMMUNITY DEVELOMENT BLOCK GRANT (CDBG) PROJECT, LOCATED IN COUNCIL DISTRICT 5; AND THE GLIDER &LANDING **GUSMOKE** TO **LOOP** 410 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT, LOCATED IN COUNCIL DISTRICT 4; 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 \$20,598.40 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.

| (a) | The amount of \$162.4 | 5 is appropriated in SAP Fund, | ,                        |
|-----|-----------------------|--------------------------------|--------------------------|
|     | Project Definition    | , in WBS Element               | , entitled Legal, SAP GI |

|     | account, in connection with the Bitters Road-West Avenue to Heimer (MPO) Project.  |
|-----|--|
| (b) | The amount of \$385.50 is appropriated in SAP Fund,, Project Definition, in WBS Element, entitled Legal, SAP GL account, in connection with the Blanco Road & Jackson Keller Intersection MPO Project. |
| (c) | The amount of \$3,570.22 is appropriated in SAP Fund,, Project Definition, in WBS Element, entitled Legal, SAP GL account, in connection with the Cherry Street Drainage #15B Phase II Project.        |
| (d) | The amount of \$2,487.96 is appropriated in SAP Fund,, Project Definition, in WBS Element, entitled Legal, SAP GL account, in connection with the Culebra Drainage #58F Project.                       |
| (e) | The amount of \$645.35 is appropriated in SAP Fund,, Project Definition, in WBS Element, entitled Legal, SAP GL account, in connection with the Escalon Street #1008 Drainage Project.                 |
| (f) | The amount of \$3,274.63 appropriated in SAP Fund,, Project Definition, in WBS Element, entitled Legal, SAP GL account, in connection with the Hi-Lions Drainage #80 Phases III & V Project.           |
| (g) | The amount of \$147.70 appropriated in SAP Fund,, Project Definition, in WBS Element, entitled Legal, SAP GL account, in connection with the Houston Street - Walters to Onslow MPO Project.           |
| (h) | The amount of \$218.40 is appropriated in SAP Fund,, Project Definition, in WBS Element, entitled Legal, SAP GL account, in connection with the Laddie Place Detention Pond Project.                   |
| (j) | The amount of \$66.30 is appropriated in SAP Fund,, Project Definition, in WBS Element, entitled Legal, SAP GL account, in connection with the Octavia Drainage #63, Phase II Part I Project.          |
| (k) | The amount of \$115.35 is appropriated in SAP Fund,, Project Definition, in WBS Element, entitled Legal, SAP GL account, in connection with the Pecan Valley – I.H. 10 to J Street MPO Project.        |

| <b>(1)</b> | The amount of \$758.50 is appropriated in SAP Fund,, Project Definition, in WBS Element, entitled Legal, SAP GL              |
|------------|--|
|            | Project Definition, in WBS Element, entitled Legal, SAP GL   |
|            | account, in connection with the Pleasanton Road – Southcross to Mayfield   |
|            | Project.   |
| (m)        | The amount of \$646.61 is appropriated in SAP Fund   |
| (111)      | The amount of \$646.61 is appropriated in SAP Fund,, Project Definition, in WBS Element, entitled Legal, SAP GL              |
|            | account, in connection with the San Antonio River Improvements Project.  |
|            | , in connection with the ban 7 micros fiver improvements 1 to journ  |
| (n)        | The amount of \$178.69 is appropriated in SAP Fund,,   |
| , ,        | The amount of \$178.69 is appropriated in SAP Fund,, Project Definition, in WBS Element, entitled Legal, SAP GL              |
|            | account, in connection with the South Flores Drainage #70-70A Phase II-  |
|            | Part 3 Project.  |
| (0)        | The amount of \$2 122 80 is appropriated in SAD Fund   |
| (0)        | The amount of \$3,133.80 is appropriated in SAP Fund,, Project Definition, in WBS Element, entitled Legal, SAP GL            |
|            | account, in connection with the Western Avenue Drainage #74 IIIA   |
|            | Project.   |
|            | 110,000.   |
| (p)        | The amount of \$2,305.95 is appropriated in SAP Fund,  |
|            | The amount of \$2,305.95 is appropriated in SAP Fund,, entitled Legal, SAP GL  |
|            | account, in connection with the W. W. White Road from Rigsby to Lord   |
|            | Road Project.  |
| (a)        | The amount of \$2,500,00 is appropriated in SAR Fund   |
| (4)        | The amount of \$2,500.99 is appropriated in SAP Fund,,  Project Definition in WPS Flowert entitled Legal SAP GI              |
|            | Project Definition, in WBS Element, entitled Legal, SAP GL account, in connection with the Fay Phase I Community Development |
|            | Block Grant (CDBG) Project.  |
|            | Block Grant (CBBG) Troject.  |
| SEC        | CTION 2. The financial allocations in this Ordinance are subject to approval by the Director                                 |
|            | Finance, City of San Antonio. The Director of Finance may, subject to concurrence by the                                     |
| City       | Manager, or the City Manager's designee of either, correct allocation to specific SAP Fund                                   |
| Nun        | nbers, SAP Project Definitions, SAP WBS Elements, SAP Internal Orders, SAP Fund  |
|            | ters, 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.   |
| SEC        | CTION 3. This Ordinance shall be effective on the day of August 2005.  |
| PAS        | SSED AND APPROVED this the day of, 2005.   |
|            | , 2000.  |
|            |  |
|            | M A Y O R  |
|            |  |
| AT         | TEST:  |

ATTEST: CITY CLERK

| APPROVED AS TO FORM: |               |  |
|----------------------|---------------|--|
| •••                  | City Attorney |  |

## City of San Antonio Discretionary Contracts Disclosure

Discretionary Contracts Disclosure

For use of this form, see Section 2-59 through 2-61 of the City Code (Ethics Code)

Attach additional sheets if space provided is not sufficient.

| (1) Identify any individual or business entity <sup>1</sup> that is a party to the discretionary contract:   |
|--|
| Bracewell & Giuliani LLP, f/k/a Bracewell & Patterson, L.L.P., is the business entity that is the party to the discretionary contract.   |
|  |
| (2) Identify any individual or business entity which is a <i>partner</i> , <i>parent</i> or <i>subsidiary</i> business entity, of any individual or business entity identified above in Box (1): |
| No partner, parent or subsidiary; <i>or</i>  |
| List partner, parent or subsidiary of each party to the contract and identify the corresponding party:   |
| See attached list of Bracewell & Giuliani LLP partners at Exhibit A.   |
| (3) Identify any individual or business entity that would be a <b>subcontractor</b> on the discretionary contract.   |
| No subcontractor(s); or  |
| List subcontractors:   |
|  |
| (4) Identify any <i>lobbyist</i> or <i>public relations firm</i> employed by any party to the discretionary contract for purposes related to seeking the discretionary contract.                 |
| No lobbyist or public relations firm employed; or  |
| List lobbyists or public relations firms:  |
|  |
| -  |
|  |

<sup>&</sup>lt;sup>1</sup> 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. A sole proprietor should list the name of the individual and the d/b/a, if any.

| (5) Political Contributions List all political contributions to four (24) months made to any Council, or to any political act individual or business entity w  | current or former member ion committee that contrib | of City Council, any<br>outes to City Council | candidate for City elections, by any |
|--|---|---|--------------------------------------|
| above, or by the officers, owne  |   |   |                                      |
| No contributions made; If  | contributions made, list bel                        | ow:   |                                      |
| By Whom Made:  | To Whom Made:                                       | Amount:                                       | Date of Contribution:                |
| See attached list at Exhibit B.  |   |   |                                      |
| (6) Disclosures in Proposals  Any individual or business entity seeking a discretionary contract with the city must disclose any known facts which, reasonably understood, raise a question <sup>2</sup> as to whether any city official or employee would violate Section 2-43 of the City Code (Ethics Code), ("conflicts of interest") by participating in official action relating to the discretionary contract.  Party not aware of facts which would raise a "conflicts-of-interest" issue under Section 2-43 of the City Code; or  Party aware of the following facts: |   |   |                                      |
|  |   |   |                                      |

This form is required to be supplemented 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 occurs first.

Signature:

Title: Partner in Charge -

San Antonio Office

Company or D/B/A:

Bracewell & Giuliani LLP

4/28/05

Date:

<sup>&</sup>lt;sup>2</sup> 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.

| Office   | Name                    |
|----------|-------------------------|
| Austin   | Adkins, Thomas W.       |
| Austin   | Barrera, Ruben R.       |
| Austin   | Benesh, W. S.           |
| Austin   | Ford, Joseph M.         |
| Austin   | Fox, Paul W.            |
| Austin   | Gourley, Lacey L.       |
| Austin   | Groten, Eric            |
| Austin   | Hegland, Roberta J.     |
| Austin   | McHugh, Colleen .       |
| Austin   | Ramirez, Kenneth R.     |
| Austin   | Ricketts, Philip F.     |
| Austin   | Taylor, Andrew M.       |
| Austin   | Watson, Robert A.       |
| Dallas   | Bailey, Kennon B.       |
| Dallas   | Boone, Gayle A.         |
| Dallas   | Brown, Sanford M.       |
| Dallas   | Davis, Janice Z.        |
| Dallas   | Dinnin, Michael L.      |
| Dallas   | Guerin, Charles A.      |
| Dallas   | Knowles, Mark B.        |
| Dallas   | Kyle, Alfred G.         |
| Dallas   | Millard, William H.     |
| Dallas   | Rentzel, Christopher H. |
| Dallas   | Scott, Lynn R.          |
| Dallas   | Stricklin, Samuel M.    |
| Dallas   | Tankersley, Michael W.  |
| Dallas   | Whitaker, Elizabeth D.  |
| Dallas · | Williams, Lon R.        |
| Dallas   | Wisk, Allan C.          |
| Houston  | Aksamit, Roger D.       |
| Houston  | Aldis, Jay R.           |
| Houston  | Anderson, William S.    |
| Houston  | Ballard, Glenn A.       |
| Houston  | Barr, John H.           |
| Houston  | Blanco, Ileana M.       |
| Houston  | Bland, John L.          |
| Houston  | Bopp, Gregory M.        |
| Houston  | Borreca, Christopher P. |
| Houston  | Bradley, James E.       |
| Houston  | Brantley, John R.       |

| Office  | Name                     |
|---------|--------------------------|
| Houston | Brenner, Margaret T.     |
| Houston | Brown, Heather L.        |
| Houston | Brown, Lisa A.           |
| Houston | Carter, Lesa L.          |
| Houston | Clarke, Robert L.        |
| Houston | Connelly, Michael C.     |
| Houston | Crain, Stephen B.        |
| Houston | Dade, W. C.              |
| Houston | Daniels, Douglas A.      |
| Houston | Dumesnil, Bryan S.       |
| Houston | Edison, Andrew M.        |
| Houston | Evans, Mark C.           |
| Houston | Fraissinet, Philip D.    |
| Houston | Freis, Kelly             |
| Houston | Gilbert, Christopher B.  |
| Houston | Giles, Neil E.           |
| Houston | Giraud, Charles W.       |
| Houston | Glover, Randall K.       |
| Houston | Gonsoulin, Dewey J.      |
| Houston | Gonzalez, George Y.      |
| Houston | Gunter, J. C.            |
| Houston | Gutermuth, William D.    |
| Houston | Halevy, Amy K.           |
| Houston | Harris, Warren W.        |
| Houston | Hayes, William J.        |
| Houston | Herring, Laura B.        |
| Houston | Hester, Tracy D.         |
| Houston | Hodgins, David B.        |
| Houston | Hollingsworth, Jarvis V. |
| Houston | Horner, Jeffrey J.       |
| Houston | Horton, Janet L.         |
| Houston | Hull, Robert J.          |
| Houston | Hunt, Martin J.          |
| Houston | Jacobs, Jennifer W.      |
| Houston | Jocz, Bruce R.           |
| Houston | Kaim, Henry J.           |
| Houston | Keneally, Walter S.      |
| Houston | Kennedy, Ross D.         |
| Houston | Kimball, Albert B.       |
| Houston | Kneese, V. S.            |

| Office  | Name                    |
|---------|-------------------------|
|         |                         |
| Houston | Kuhn, Michael           |
| Houston | Kurtz, Marcy E.         |
| Houston | Locascio, David W.      |
| Houston | Long, Geoffrey A.       |
| Houston | Luedke, William T.      |
| Houston | Manford, Thomas D.      |
| Houston | Marston, Edgar J.       |
| Houston | McAnelly, W. J.         |
| Houston | McBride, Ralph D.       |
| Houston | McDowell, David T.      |
| Houston | Miles, Robin J.         |
| Houston | Moore, Thomas O.        |
| Houston | Muzzy, Gray H.          |
| Houston | Nichols, Robert S.      |
| Houston | Orloff, Gary W.         |
| Houston | Oxford, Patrick C.      |
| Houston | Ozdogan, Mary C.        |
| Houston | Parsons, Katherine D.   |
| Houston | Patman, Carrin F.       |
| Houston | Rafte, G. A.            |
| Houston | Renfroe, Tracie J.      |
| Houston | Rhebergen, Constance G. |
| Houston | Rice, Richard C.        |
| Houston | Roffwarg, Aaron P.      |
| Houston | Sampson, Phillip L.     |
| Houston | Sanders, Scott C.       |
| Houston | Schneider-Vogel, Merri  |
| Houston | Scott, Ronald           |
| Houston | Sharp, Phillip D.       |
| Houston | Sholeen, Eden P.        |
| Houston | Spalding, Andrew F.     |
| Houston | Stephens, Robert G.     |
| Houston | Stephenson, Phyllis P.  |
| Houston | Still, Charles H.       |
| Houston | Symonds, Margaret B.    |
| Houston | Telle, Michael S.       |
| Houston | Temple, Tracy C.        |
| Houston | Thompson, Clark G.      |
| Houston | Thompson, J. D.         |
| Houston | Tobor, Ben D.           |

| Office      | Name                 |
|-------------|----------------------|
| Houston     | Tomlinson, Thomas M. |
| Houston     | Vest, G. W.          |
| Houston     | Visage, Tony L.      |
| Houston     | Vittor, Jose L.      |
| Houston     | Wege, Mark W.        |
| Houston     | Whittle, Jeffrey S.  |
| Houston     | Wilde, Carlton       |
| Houston     | Wilkins, Timothy A.  |
| Houston     | Witschey, R. D.      |
| Houston     | Wood, William A.     |
| Kazakhstan  | Couch, John A.       |
| Kazakhstan  | Vojack, Gregory J.   |
| New York    | Connolly, Daniel S.  |
| New York    | Giuliani, Rudolph W. |
| New York    | Hess, Michael D.     |
| San Antonio | Bannwolf, Timothy H. |
| San Antonio | Barrera, Mario A     |
| San Antonio | Barrera, Ruben R.    |
| San Antonio | Byrd, Leslie S.      |
| San Antonio | Danysh, Richard C.   |
| San Antonio | Garcia, Victoria M.  |
| San Antonio | Harris, J. J.        |
| San Antonio | Johnson, Russell S.  |
| San Antonio | Jones, Mark A.       |
| San Antonio | Kizziar, James H.    |
| San Antonio | Ruttenberg, Frank Z. |
| San Antonio | Smith, Annalyn G.    |
| San Antonio | Wells, J. T.         |
| Washington  | Anikeeff, Anthony H. |
| Washington  | Bethune, Edwin R.    |
| Washington  | Brack, William T.    |
| Washington  | Chapman, James L.    |
| Washington  | Cope, John R.        |
| Washington  | Ewing, Kevin A.      |
| Washington  | Foote, George M.     |
| Washington  | Godley, Gene E.      |
| Washington  | Hogwood, Stephen F.  |
| Washington  | Horn, Richard D.     |
| Washington  | Israel, Benjamin L.  |
| Washington  | Jaeger, Lisa M.      |

### Bracewell & Giuliani LLP Partners

| Office     | Name                 |
|------------|----------------------|
| Washington | Kearney, Andrea M.   |
| Washington | Krachman, Albert B.  |
| Washington | Lister, Penelope M.  |
| Washington | Nelson, Nancy J.     |
| Washington | Nido, Luis M.        |
| Washington | O'Connor, Nancy M.   |
| Washington | Pate, Michael L.     |
| Washington | Petersen, John C.    |
| Washington | Racicot, Marc F.     |
| Washington | Rich, Randall S.     |
| Washington | Segal, Scott H.      |
| Washington | Shoneman, Charles H. |
| Washington | Watkiss, Jeffrey D.  |
| Washington | Williams, George H.  |
| Washington | Wodka, Nancy A.      |
| Washington | Zipp, Joel F.        |

#### POLITICAL CONTRIBUTIONS

| By Whom Made:         | To Whom Made:     | Amount:    | Date of Contribution:                   |
|-----------------------|-------------------|------------|---|
| J. Tullos Wells       | Patti Radle       | \$500.00   | May 9, 2003                             |
| Various contributors* | Art Hall          | \$600.00   | As reported in October 31, 2003 report  |
| Various contributors* | Carroll Schubert  | \$2,900.00 | As reported in October 31, 2003 report  |
| Various contributors* | Roger Perez       | \$500.00   | As reported in October 31, 2003 report  |
| Various contributors* | Patti Radle       | \$1,200.00 | As reported in October 31, 2003 report  |
| Various contributors* | Roger Flores, Jr. | \$250.00   | As reported in October 31, 2003 report  |
| George P. Parker, Jr. | Phil Hardberger   | \$500.00   | May 24, 2004                            |
| Various contributors* | Art Hall          | \$100.00   | As reported in June 10, 2004 report     |
| Various contributors* | Patti Radle       | \$1,200.00 | As reported in June 10, 2004 report     |
| Various contributors* | Roger Perez       | \$500.00   | As reported in June 10, 2004 report     |
| Various contributors* | Roger Flores, Jr. | \$250.00   | As reported in June 10, 2004 report     |
| James H. Kizziar, Jr. | Carroll Schubert  | \$500.00   | July 19, 2004                           |
| J. Tullos Wells       | Carroll Schubert  | \$2,500.00 | July 28, 2004                           |
| Various contributors* | Phil Hardberger   | \$750.00   | As reported in December 15, 2004 report |
| Various contributors* | Carroll Schubert  | \$7,351.93 | As reported in December 15, 2004 report |
| George P. Parker, Jr. | Phil Hardberger   | \$500.00   | January 24, 2005                        |
| J. Tullos Wells       | Joel Williams     | \$250.00   | March 7, 2005                           |
| Mario A. Barrera      | Roger Flores      | \$100.00   | March 14, 2005                          |
| George P. Parker, Jr. | Phil Hardberger   | \$500.00   | April 14, 2005                          |
| Frank Z. Ruttenberg   | Phil Hardberger   | \$1,000.00 | Within the last 24 months               |
| Russell S. Johnson    | Phil Hardberger   | \$500.00   | Within the last 24 months               |

<sup>\*</sup>Data on individual contributor no longer available.