

**CITY OF SAN ANTONIO
FIRE DEPARTMENT
CITY COUNCIL AGENDA MEMORANDUM**

TO: Sheryl Sculley, City Manager

FROM: Robert Ojeda, Fire Chief

SUBJECT: Execution of a Lease Agreement Project and construction of temporary facilities in connection with the Fire Station No. 50

DATE: March 2, 2006

SUMMARY AND RECOMMENDATIONS

This ordinance appropriates funds and authorizes the City Manager, or her designee, to execute a Lease Agreement between the City of San Antonio and Jesse C. Moreno for a period of three years commencing on February 20, 2006 and ending February 19, 2009 at the sum of \$6,000.00 per year in connection with the Fire Station No. 50 (temporary) project located in Council District 3. This ordinance also appropriates funds and authorizes the City of San Antonio Public Works Department to provide construction services in the amount of \$184,702.50 and authorizes \$38,522.50 for Project Contingency in connection with the Fire Station No. 50 (temporary) for a total project amount of \$241,225. This ordinance provides for an immediate effective date, upon passage by eight (8) affirmative votes.

Staff recommends the approval of this ordinance.

BACKGROUND INFORMATION

This project provides for the construction of a temporary fire station in South San Antonio to provide fire service to the newly annexed area and will include an existing 16' X 80' mobile structure to be used as temporary lodging, which is available from the Fire Department inventory, and a 40' X 50' pre-engineered metal building to house fire apparatus and equipment.

This ordinance authorizes the City Manager, or her designee, to execute a Lease Agreement with Jesse C. Moreno as Landlord relating to the lease of approximately 0.735 acres (32,015.74 square feet) of land out of Lot 10 Block 1, NCB 34005 Bexar County, Texas, located at Zarzamora Park Subdivision for the purposes of providing the land on which the Temporary Fire Station No. 50 will be located. This Lease Agreement will be for a term of three years and becomes effective as of February 20, 2006. Extensions to the lease will be on a month-by-month basis after the initial three-year agreement at the Fire Chief's discretion.

This ordinance also appropriates funds and authorizes the Public Works Department to provide construction services in an amount not to exceed \$184,702.50 necessary to perform the installation of the mobile structure and the pre-engineered metal building and to construct all associated infrastructure improvements. This ordinance also authorizes \$38,522.50 for Project Contingency. The anticipated completion date of this construction project is March 15, 2006.

POLICY ANALYSIS

The temporary facility is in accordance with the City of San Antonio Annexation plan to provide fire protection for the surrounding area.

FISCAL IMPACT

First year funding for the lease agreement in the amount of \$6,000 is available in the department's FY 2006 Adopted Budget. The second and third year payments of \$6,000 each are contingent on City Council's adoption of the department's budget.

Funding in the amount of \$223,225 is available from Certificates of Obligations and is authorized to be appropriated and made payable as follows:

\$ 184,702.50	to City Forces for construction services
\$ 38,522.50	for Project Contingency

This ordinance is also a declaration of the City's official intent to reimburse itself from the proceeds derived from the sale of the City of San Antonio, Certificates of Obligation, Series 2006 for any authorized expenditures from any lawfully available funds of the City. The following appropriations are contingent upon the sale of the City of San Antonio, Certificates of Obligation, Series 2006 for the temporary Fire Station No. 50.

COORDINATION


This ordinance has been coordinated with the Office of Management and Budget, the Finance Department, the Asset Management Department, the Department of Public Works and the City Attorney's Office.

SUPPLEMENTARY COMMENTS

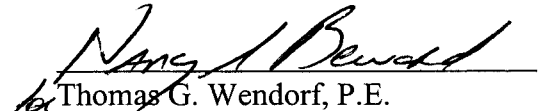
The Discretionary Contracts Disclosure Form required by the Ethics Ordinance is attached.

ATTACHMENTS

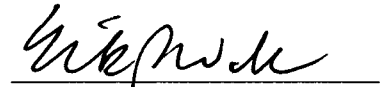
1. Discretionary Contracts Disclosure Form



Robert Ojeda
Fire Chief



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



Erik Walsh
Assistant City Manager

Approved for Council Consideration:



Sheryl Sculley
City Manager

City of San Antonio
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 entity¹ that is a **party** to the discretionary contract:

Jesse C. Moreno

(2) Identify any individual or business entity which is a **partner, parent** or **subsidiary** business entity, of any individual or business entity identified above in Box (1):

☒ No partner, parent or subsidiary; or

List partner, parent or subsidiary of each party to the contract and identify the corresponding party:

(3) Identify any individual or business entity that would be a **subcontractor** on the discretionary contract.

☒ No subcontractor(s); or

List subcontractors:

(4) Identify any **lobbyist** or **public relations firm** 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:

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. A sole proprietor should list the name of the individual and the d/b/a, if any.

City of San Antonio
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.*

(5) Political Contributions

List all political contributions totaling one hundred dollars (\$100) or more within the past twenty-four (24) months made 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 Box (1), (2), (3) or (4) above, or by the officers, owners of any business entity listed in Box (1), (2) or (3):

<input checked="" type="checkbox"/> No contributions made; If contributions made, list below:			
By Whom Made:	To Whom Made:	Amount:	Date of Contribution:

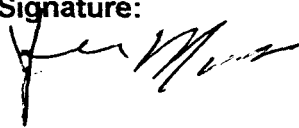
(6) Disclosures in Proposals

Any individual or business entity seeking a discretionary contract with the city must disclose any known facts which, reasonably understood, raise a question² 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: OWNER OF Property Company or D/B/A: <i>17/A</i>	Date: <i>2/16/06</i>
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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.