

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

**TO:** Sheryl Sculley, City Manager  
**FROM:** Ramiro S. Salazar, Library Director  
**SUBJECT:** Landa Gardens Master Plan Agreement  
**DATE:** May 18, 2006

**SUMMARY AND RECOMMENDATIONS**

Approval of this ordinance authorizes the execution of an Agreement between the Landa Gardens Conservancy (LGC), the Library Board of Trustees and the City of San Antonio to implement the Landa Gardens Master Plan. The Landa Gardens Master Plan will be implemented in two phases; Phase I is the construction of a Pavilion and Phase II is the remaining construction to include lighting, irrigation, landscaping and hardscape. The Agreement provides for the continued maintenance of the improvements and shall be for a term of three years with an option to renew for four additional five year terms.

Library Board and staff recommend approval.

**BACKGROUND INFORMATION**

The Landa Gardens Conservancy (LGC) was established as a 501(c)(3) non-profit in August 2004 for the purpose of improving the five acre grounds of the Landa Branch Library. The LGC commissioned a Landa Gardens Master Plan that provides for the creation of user friendly spaces, landscaped beds, improved lighting, an irrigation system and additional and improved parking. The Master Plan also features a 450 sq. ft. pavilion.

The LGC has established a capital campaign goal of \$1.25 million and has raised over \$1 million to date. The Phase I cost to create the Pavilion by artist Carlos Cortez is \$150,000 and the Phase II cost to construct the remaining items of the Landa Gardens Master Plan is \$850,000. The LGC will establish the Landa Gardens Endowment to be used for the continued maintenance and improvement of Landa Gardens. As part of this Agreement the City of San Antonio will waive some permits and inspection fees associated with this project estimated at \$1,700, Council District 1 will provide \$70,000 to fund sidewalk construction and the Environmental Services Department will provide 41,000 sq. ft. of coarse mulch.

The Agreement delineates the roles and responsibilities of the LGC and the City of San Antonio, to assure the improvements are being coordinated with the appropriate City departments and contains standard insurance and indemnity provisions for the protection of the City.

The Library Board of Trustees approved the Master Plan and the Pavilion on August 24, 2005. The Historic and Design Review Commission approved the Pavilion on September 7, 2005 and the Master Plan on November 16, 2005. The Library Board of Trustees approved the Landa Gardens Master Plan Agreement on April 26, 2006.

## **POLICY ANALYSIS**

This action is in accordance with City policy of accepting the donation of improvements to library property after review, consideration and acceptance by the Library Board of Trustees.

## **FISCAL IMPACT**

All income received from the rental of the pavilion will be placed in a dedicated fund to support the maintenance of the Landa Grounds. The City of San Antonio agrees to waive some City permit and inspection fees associated with this project.

Funds in the amount of \$70,000 in FY2005 NAMP (Neighborhood Access and Mobility Program) Funds have been designated for sidewalk construction.

## **COORDINATION**

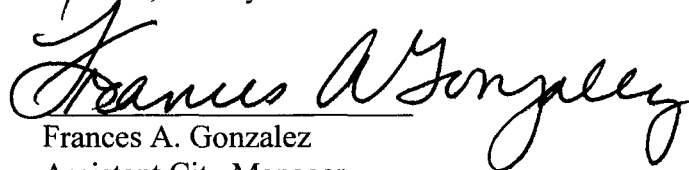
This request for ordinance has been coordinated with the City Attorney's Office, Parks Department, Public Works Department, Asset Management Department, Historic Design and Review Commission and City Council District 1.

## **SUPPLEMENTARY COMMENTS**

A Discretionary Contracts Disclosure Form is attached.

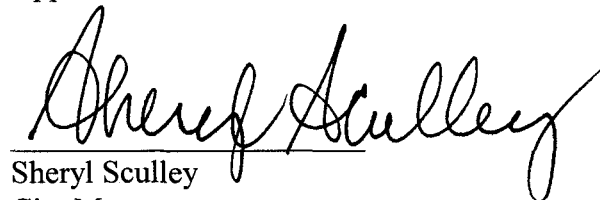


Ramiro S. Salazar  
Director, Library



Frances A. Gonzalez  
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 entity that is a party to the discretionary contract:

*Alanda Gardens Conservancy*

(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:

*Metropolitan Contracting Company  
Carlos Cortez*

(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:

<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.

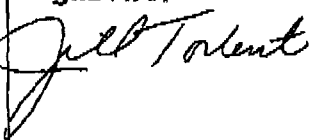
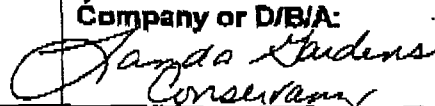
**(5) Political Contributions**  
List all political contributions totaling one hundred dollars (\$100) or more within the past twenty-four (24) months made to any current or former member of City Council, any candidate for City Council, or to any political action committee that contributes to City Council 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 or 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 question 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.

<input checked="" type="checkbox"/> 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.

<b>Signature:</b> 	<b>Title:</b> President <b>Company or D/B/A:</b>  Conservancy	<b>Date:</b> 5-3-06
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<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.