

AN ORDINANCE 2007-09-20-0998

AUTHORIZING ISSUANCE OF A JOB ORDER TO CON-COR/APM IN THE AMOUNT OF \$149,280.92 FOR CONSTRUCTION OF WROUGHT IRON FENCING AROUND THE CITY OF SAN ANTONIO'S CEMETERY #3 IN CITY COUNCIL DISTRICT 2, WITHIN THE BOUNDARIES OF TAX INCREMENT REINVESTMENT ZONE NUMBER ELEVEN, CITY OF SAN ANTONIO, TEXAS; AND PROVIDING FOR PAYMENT FROM THE TAX INCREMENT FUND FOR THE ZONE.

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WHEREAS, in 2000, in accordance with the Tax Increment Financing Act, Texas Tax Code, Chapter 311 (the "Act"), the City of San Antonio, Texas (the "City") created Tax Increment Reinvestment Zone Number Eleven, City of San Antonio, Texas (the "Zone"), created a Board of Directors for the Zone (the "Board") and authorized the Board to exercise all the rights, powers, and duties as provided to such boards under the Act; and

WHEREAS, the Board continues to support the City in development activities for the Inner City Revitalization Project and actively participates in the development of Zone projects; and

WHEREAS, the Eastside Cemeteries Project was identified in the Final Project Plan approved by City Council in May 2001, and on February 26, 2007, the Inner City TIRZ Board authorized the use of \$150,000 for the construction of a perimeter fence around the City Cemetery #3 (a map is attached as Exhibit 1); and

WHEREAS, the Housing and Neighborhood Services staff worked with the Public Works Department to secure bids for the project, and a contractor was selected utilizing the Job Order Contracting delivery method; and

WHEREAS, a bid for \$149,280.92 from Con-Cor/APM was presented to and approved by the Inner City TIRZ Board on August 27, 2007; and

WHEREAS, it is hereby officially found and determined that the meeting at which this Ordinance was passed was open to the public, and public notice of the time, place and purpose of said meeting was given, all as required by Chapter 551, Texas Government Code; **NOW THEREFORE:**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO, TEXAS:

SECTION 1. The City Council finds that the amount of \$149,280.92 for the fencing for the City of San Antonio Cemetery #3 is feasible and in compliance with the City's Master Plan, the City's 2000 Guidelines and Criteria for the use of tax increment financing, and the Final Project and Financing Plans for the Tax Increment Reinvestment Zone Number Eleven, City of San Antonio, Texas, and authorizes the issuance of a job order to CON-COR/APM in the amount of \$149,280.92 for the construction of wrought iron fencing around Cemetery #3, located in City Council District 2, within the boundaries of Tax Increment Reinvestment Zone Number Eleven, City of San Antonio, Texas.

SECTION 2. Fund 29086014 entitled Special Revenue, TIRZ Inner City is established to record the collection of revenue recorded in internal order 207000000243 and payments using cost center 0703290001 in accordance with the agreement.

SECTION 3. The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director may, subject to concurrence by the City Manager or the City

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Manager's designee, correct allocations to specific Cost Centers, WBS Elements, Internal Orders, General Ledger Accounts, and Fund Numbers as necessary to carry out the purpose of this Ordinance.

SECTION 4. The statements set forth in the recitals of this Ordinance are true and correct, and are incorporated in their entirety as a part of this Ordinance.


SECTION 5. If any provision of this Ordinance or application of any provision of this Ordinance to any circumstance shall be held invalid, the remainder of this Ordinance and the application thereof to other circumstances shall nevertheless be valid, and this Ordinance would have been enacted without such invalid provision.

SECTION 6. This ordinance shall be effective immediately upon the receipt of eight (8) affirmative votes; or in the event eight (8) affirmative votes are not received, on the tenth day after passage.

PASSED AND APPROVED this 20th day of September 2007.


A M A Y O R
PHIL HARDBERGER

ATTEST: 
City Clerk

APPROVED AS TO FORM: 
City Attorney