

AN ORDINANCE      2011-08-11-0656

**APPROVING A CONSULTANT CONTRACT IN AN AMOUNT NOT TO EXCEED \$83,310.00 WITH BICKERSTAFF, HEATH, DELGADO, ACOSTA LLP TO ASSIST THE CITY OF SAN ANTONIO WITH REDISTRICTING OF CITY COUNCIL DISTRICTS BASED ON THE 2010 CENSUS**

**WHEREAS**, federal law and the City Charter require that City Council boundaries be reexamined using the population figures from the latest decennial federal census; and

**WHEREAS**, the 2010 federal census data was released in February 2011 and indicates that the City of San Antonio has grown by 16% since 2000 with a 2010 reported population of 1,326,528; and

**WHEREAS**, the City Attorney's Office issued a Request for Qualifications and a staff committee reviewed and evaluated the responses and recommends the selection of Bickerstaff, Heath, Delgado, Acosta LLP for this work; **NOW THEREFORE:**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:**

**SECTION 1.** The City Council approves a consultant contract in amount not to exceed \$83,310.00 with Bickerstaff, Heath, Delgado, Acosta LLP to assist the City of San Antonio with the redistricting of City Council districts based on the 2010 census.

**SECTION 2.** The City Attorney or his designee is authorized to execute the contract with Bickerstaff, Heath, Delgado, Acosta LLP.

**SECTION 3.** Funding for this Ordinance of \$20,000.00 is available in Fund 11001000, Cost Center 8002060014 and General Ledger 5201040 as part of the Fiscal Year 2011 Budget.

**SECTION 4.** Additional funding of \$63,310.00 for this contract is contingent upon approval of the Fiscal Year 2012 Budget for Fund 11001000, Cost Center 8002060014 and General Ledger 5201040.

**SECTION 5.** Payment not to exceed the budgeted amount of \$83,310.00 is authorized to Bickerstaff, Heath, Delgado, Acosta LLP and should be encumbered with a purchase order.

**SECTION 6.** The financial allocations in this Ordinance are subject to approval by the Chief Financial Officer (CFO), City of San Antonio. The CFO may, subject to concurrence by the City Manager or the City 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.

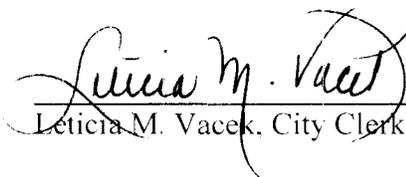
**SECTION 7.** This Ordinance shall be effective immediately upon the passage of eight (8) affirmative votes, otherwise it shall be effective ten (10) days from the date of passage.

**PASSED AND APPROVED** this 11<sup>th</sup> day of August, 2011.



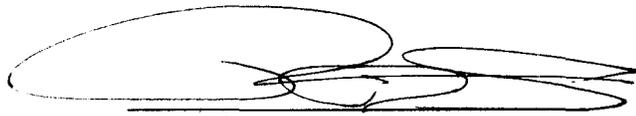
**M A Y O R**  
Julián Castro

**ATTEST:**

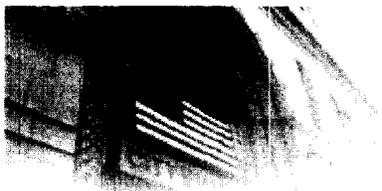


\_\_\_\_\_  
Leticia M. Vacek, City Clerk

**APPROVED AS TO FORM:**

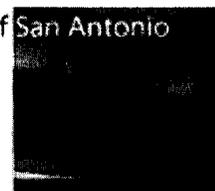


\_\_\_\_\_  
Michael Bernard, City Attorney



Request for  
**COUNCIL**  
**ACTION**

City of San Antonio



## Agenda Voting Results - 15

<b>Name:</b>	15						
<b>Date:</b>	08/11/2011						
<b>Time:</b>	11:48:28 AM						
<b>Vote Type:</b>	Motion to Approve						
<b>Description:</b>	An Ordinance approving a consultant contract in an amount up to \$83,310.00 with Bickerstaff, Heath, Delgado, Acosta LLP to assist the City of San Antonio with the upcoming redistricting of City Council districts based on the 2010 Census. [Michael Bernard, City Attorney]						
<b>Result:</b>	Passed						
Voter	Group	Not Present	Yea	Nay	Abstain	Motion	Second
Julián Castro	Mayor		x				
Diego Bernal	District 1			x			
Ivy R. Taylor	District 2	x					
Jennifer V. Ramos	District 3		x				x
Rey Saldaña	District 4		x				
David Medina Jr.	District 5		x				
Ray Lopez	District 6		x				
Cris Medina	District 7		x				
W. Reed Williams	District 8		x			x	
Elisa Chan	District 9		x				
Carlton Soules	District 10		x				

\* = Required fields



# City of San Antonio Discretionary Contracts Disclosure Update

Office of the  
City Clerk

Please fill out this form online, print completed form and submit with proposal to originating department. All questions must be answered.

For details on use of this form, see Section 2-59 through 2-61 of the City's Ethics Code.

\*This is a  New Submission or  Correction or  Update to previous submission.

**\*1. Name of person submitting this disclosure form.**

First: David M.I. \_\_\_\_\_ Last: Mendez Suffix: \_\_\_\_\_

**\*2. Contract information.**

a) Contract or project name: RFQ for Redistricting Counsel

b) Originating department: City Attorney's Office

**\*3. Name of individual(s) or entity(ies) seeking a contract with the city (i.e. parties to the contract).**

Bickerstaff Heath Delgado Acosta LLP

**\*4. List any business entity(ies) that is a partner, parent, or subsidiary business entity(ies) of the individual or entity listed in Question 3.**

Not applicable. Contracting party(ies) does not have partner, parent, or subsidiary business entities.  
 Names of partner, parent, or subsidiary business entities:

**\*5. List any individuals or entities that will be subcontractors on this contract.**

Not applicable. No subcontractors will be retained for this contract.  
 Subcontractors may be retained, but have not been selected at the time of this submission.  
 List of subcontractors:

**\*6. List any attorneys, lobbyists, or consultants retained by any individuals listed in Questions 3, 4, or 5 to assist in seeking this contract.**

Not applicable. No attorneys, lobbyists, or consultants have been retained to assist in seeking this contract.  
 List of attorneys, lobbyists, or consultants retained to assist in seeking this contract:

Baltazar R. Serna Jr., Partner	Bobby Perez
Serna & Serna, P.L.L.C.	Shelton & Valadez, P.C.
Attorneys at Law	Attorneys at Law
126 Villita Street	600 Navarro, Suite 500
San Antonio, TX 78205	San Antonio, TX 78205

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\* = Required fields



# City of San Antonio Discretionary Contracts Disclosure Update

**Office of the  
City Clerk**

**\*7. Disclosure of political contributions.**

List any campaign or officeholder contributions made by the following individuals in the past 24 months totaling more than \$100 to any current member of City Council, former member of City Council, any candidate for City Council, or to any political action committee that contributes to City Council elections:

- a) any individual seeking contract with the city (Question 3)
- b) any owner or officer of entity seeking contract with the city (Question 3)
- c) any individual or owner or officer of an entity listed above as a partner, parent, or subsidiary business (Question 4)
- d) any subcontractor or owner/officer of subcontracting entity retained for the contract (Question 5)
- e) the spouse of any individual listed in response to (a) through (d) above
- f) any attorney, lobbyist, or consultant retained to assist in seeking contract (Question 6)

Not applicable. No campaign or officeholder contributions have been made in preceding 24 months by these individuals.

List of contributions:

Name of Contributor	To Whom	Date(s) of Contribution(s)	Total Amount of Contribution(s)	Add
Please see attached.				Delete

**Updates on Contributions Required**

Information regarding contributions must be updated by submission of a revised form from the date of the submission of this form, up through the time City Council takes action on the contract identified in response to Question 2 and continuing for 30 calendar days after the contract has been awarded.

**Notice Regarding Contribution Prohibitions for "High-Profile" Contracts**

Under Section 2-309 of the Municipal Campaign Finance Code, the following listed individuals are prohibited from making a campaign or officeholder contribution to any member of City Council, candidate for City Council or political action committee that contributes to City Council elections from the 10th business day after a contract solicitation has been released until 30 calendar days after the contract has been awarded:

- a) Legal signatory of a high-profile contract
- b) Any individual seeking a high-profile contract
- c) Any owner or officer of an entity seeking a high-profile contract
- d) The spouse of any of individual listed in response to (a) through (c) above
- e) Any attorney, lobbyist, or consultant retained to assist in seeking a high-profile contract

**Penalty.** A high-profile contract cannot be awarded to the individual or entity if a prohibited contribution has been made by any of these individuals during the contribution "black-out" period, which is the 10th business day after a solicitation has been released until 30 calendar days after the contract has been awarded.

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**\*8. Disclosure of conflict of interest.**

Are you aware of any fact(s) with regard to this contract that would raise a "conflict of interest" issue under Sections 2-43 or 2-44 of the City Ethics Code for any City Council member or board/commission member that has not or will not be raised by these city officials?

I am not aware of any conflict(s) of interest issues under Section 2-43 or 2-44 of the City Ethics Code for members of City Council or a city board/commission.

I am aware of the following conflict(s) of interest:

**\*Acknowledgements**

\* = Required fields



# City of San Antonio Discretionary Contracts Disclosure Update

Office of the  
City Clerk

**Updates Required**

I understand that this form must be updated by submission of a revised form if there is any change in the information before the discretionary contract is the subject of action by the City Council, and no later than 5 business days after any change has occurred, whichever comes first. This includes information about political contributions made after the initial submission and up until 30 calendar days after contract has been awarded.

**No Contact with City Officials or Staff during Contract Evaluation**

I understand that a person or entity who seeks or applies for a city contract or any other person acting on behalf of that person or entity is prohibited from contacting city officials and employees regarding the contract after a Request for Proposal (RFP), Request for Qualification (RFQ), or other solicitation has been released.

This no-contact provision shall conclude when the contract is posted as a City Council agenda item. If contact is required with city officials or employees, the contact will take place in accordance with procedures incorporated into the solicitation documents. Violation of this prohibited contacts provision set out in Section 2-61 of the City Ethics Code by respondents or their agents may lead to disqualification of their offer from consideration.

**\*Contribution Prohibitions for "High-Profile" Contracts**

This is not a high-profile contract.

This is a high-profile contract.

I acknowledge that this contract has been designated as a high-profile contract by the city. I further acknowledge that the following individuals are prohibited from making campaign or officeholder contributions to members of City Council candidates for City Council, or political action committees that make contributions to City Council elections from the 10th business day after the solicitation has been released until 30 calendar days after the contract has been awarded: legal signatory to contract individual(s) seeking the contract, owner or officer of an entity seeking the contract, the spouse of any of these individuals, and any attorney, lobbyist, or consultant retained to assist in seeking the contract.

I warrant that no contributions have been made by these individuals in violation of Section 2-309 of the Municipal Campaign Finance Code.

**\*Conflict of Interest Questionnaire (CIQ)**

Chapter 176 of the Local Government Code requires contractors and vendors to submit a Conflict of Interest Form (CIQ) to the Office of the City Clerk.

I acknowledge that I have been advised of the requirement to file a CIQ form under Chapter 176 of the Local Government Code.

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**\*Oath**

I swear or affirm that the statements contained in this Discretionary Contracts Disclosure Form, including any attachments, to the best of my knowledge and belief are true, correct, and complete.

Your Name: David Mendez *DM* Title: Partner

Company Name or DBA: Bickerstaff Heath Delgado Acosta LLP Date: 08/10/2011

\* = Required fields



## City of San Antonio Discretionary Contracts Disclosure Update

Office of the  
City Clerk

Please fill this form out online, print completed form and submit with proposal to originating department. All questions must be answered.

If necessary to mail, send to:

Purchasing

P.O. Box 839966

San Antonio, Texas 78283-3966

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**2009 Contribution for Baltazar R. Serna, Jr.**

DATE	NAME	AMOUNT	
1/1/2009	Phillip Cortez	\$250.00	
2/25/2009	Julian Castro	\$1,000.00	
3/19/2009	Mary Alice Cisneros	\$250.00	
4/2/2009	Wan Yu Elisa Chan	\$500.00	
4/8/2009	John Clamp	\$500.00	
4/10/2009	Julian Castro	\$1,000.00	
6/18/2009	Julian Castro	\$500.00	
6/18/2009	Julian Castro	\$250.00	
6/23/2009	Reynaldo Lopez	\$500.00	
7/10/09	Mary Alice Cisneros	\$500.00	

**2010 Contribution for Baltazar R. Serna, Jr.**

DATE	NAME	AMOUNT	
05/10/10	Julian Castro	\$1,000.00	
05/10/10	David Medina	\$500.00	
05/12/10	Reed Williams	\$500.00	
06/01/10	Jennifer Ramos	\$500.00	
10/10/10	Justin Rodriguez	\$500.00	
11/05/10	Philip Cortez	\$500.00	
11/28/10	Reynaldo Lopez	\$500.00	
11/28/10	Candidate Leticia Cantu	\$500.00	

**2011 Contribution for Baltazar R. Serna, Jr.**

DATE	NAME	AMOUNT	
03/22/11	Leticia Cantu	\$250.00	
03/24/11	Jennifer Ramos	\$250.00	
03/24/11	Elisa Chan	\$250.00	
03/24/11	Elisa Chan	\$250.00	
03/24/11	Jennifer Ramos	\$250.00	
03/25/11	Reed Williams	\$250.00	
03/25/11	Ralph Medina	\$500.00	
04/21/11	Cris Medina	\$250.00	
05/09/11	Carlton Soules	\$500.00	
05/10/11	Leticia Cantu	\$500.00	
05/19/11	Cris Medina	\$250.00	
05/19/11	Cris Medina	\$250.00	
05/27/11	Diego Bernal	\$500.00	

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**2007 Campaign Contributions from Robert J. Perez**

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Date	To	Amount
03/29/07	Richard Perez	\$269.00
04/20/07	Mary Alice Cisneros	\$100.00
08/22/07	Lourdes Galvan	\$250.00
12/11/07	Delicia Herrera	\$500.00
05/15/07	Diane Cibrian	\$250.00
06/15/07	Lourdes Galvan	\$250.00
02/27/07	Delicia Herrera	\$250.00
06/01/07	Justin Rodriguez	\$500.00
07/16/07	Mary Alice Cisneros	\$500.00
05/21/07	Phil Hardberger	\$1,000.00

**2008 Campaign Contributions from Robert J. Perez**

Date	To	Amount
06/10/08	Lourdes Galvan	\$500.00
06/10/08	Lourdes Galvan	\$500.00
03/25/08	Shiela McNeil	\$450.00
02/27/08	Jennifer Ramos	\$500.00
01/22/08	John Clamp	\$500.00
04/01/08	Diane Cibrian	\$500.00
06/30/08	Philip Cortez	\$500.00
07/04/08	Justin Rodriguez	\$500.00
07/17/08	Mary Alice Cisneros	\$250.00
07/11/08	Philip Cortez	\$500.00
11/12/08	Jennifer Ramos	\$500.00

**2009 Campaign Contributions from Robert J. Perez**

Date	To	Amount
03/18/09	Mary Alice Cisneros	\$250.00
03/09/09	Lourdes Galvan	\$500.00
03/25/09	Julian Castro	\$1,000.00
05/09/09	John Clamp	\$500.00
04/17/09	Michael Berlanga	\$500.00
04/02/09	Wan Yu Elisa Chan	\$500.00
05/09	Philip Cortez	\$500.00
05/10/09	Justin Rodriguez	\$500.00
05/20/09	Byron Miller	\$500.00
05/20/09	Lourdes Galvan	\$250.00
06/18/09	Julian Castro	\$500.00
06/23/09	Ray Lopez	\$500.00
07/10/09	Mary Alice Cisneros	\$500.00

**2010 Campaign Contributions from Robert J. Perez**

<b>Date</b>	<b>To</b>	<b>Amount</b>
04/10/10	Philip Cortez	\$500.00
04/13/10	John Clamp	\$500.00
04/28/10	Justin Rodriguez	\$500.00
05/13/10	David Medina	\$500.00
12/01/10	Phillip Cortez	\$500.00

**2011 Campaign Contributions From Robert J. Perez**

03/23/11	Reid Williams	\$500.00
03/23/11	Jennifer Ramos	\$500.00
03/23/11	Elissa Chan	\$500.00
03/24/11	Ralph Medina	\$500.00
03/24/11	Leticia Cantu	\$500.00
05/08/11	Carlton Soules	\$500.00
05/08/11	Julian Castro	\$1000.00
05/25/11	Cris Medina	\$500.00
06/29/11	Jennifer Ramos	\$500.00

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