

**CITY OF SAN ANTONIO  
INTERDEPARTMENTAL MEMORANDUM  
PUBLIC WORKS DEPARTMENT**

**CONSENT AGENDA**  
**ITEM NO. 19**

**TO:** Mayor and City Council

**FROM:** Thomas G. Wendorf, P.E., Director of Public Works

**THROUGH:** Terry M. Brechtel, City Manager

**COPIES:** Melissa Byrne Vossmer; Steven F. Hodges; File

**SUBJECT:** Ordinance Authorizing Expenditure for Fee Simple Title and Right of Entry Agreement to Two Parcels in connection with the Emmett St: Block #500 to Block #700 (Deadend to Deadend) Community Development Block Grant (CDBG) Project

**DATE:** November 14, 2002

**SUMMARY AND RECOMMENDATIONS**

This ordinance authorizes Community Development Block Grant funds in the amount of \$17,687.60 payable to Lawyers Title of San Antonio as escrow agent for Miguel Segovia a/k/a Mike Segovia, and wife, Gloria C. Segovia for Fee Simple Title (\$9,100.00), and a Right of Entry Agreement (\$100.00); and Joel Pedroza Talingo and wife, Adriana Pedroza for Fee Simple Title (\$7,387.60), and a Right of Entry Agreement (\$100.00); and related title charges (\$1,000.00) for a total sum of \$17,687.60 in connection with the Emmett St: Block #500 to Block #700 (Deadend to Deadend) Community Development Block Grant (CDBG) Project located in Council District 3.

Staff recommends approval of this ordinance.

**BACKGROUND INFORMATION**

There are two parcels to be acquired in this project, which is scheduled to let for contract in January 2003. This project is scheduled to start construction in May 2003 and completed by November 2003. The scope of this project provides for a typical 30-foot wide, 2-lane street section, and necessary drainage. This project will also reconstruct Emmett from deadend to deadend and includes sidewalks, curbs, and driveway approaches.

**POLICY ANALYSIS**

The acquisition of this property is necessary for the completion of the project.

### FISCAL IMPACT

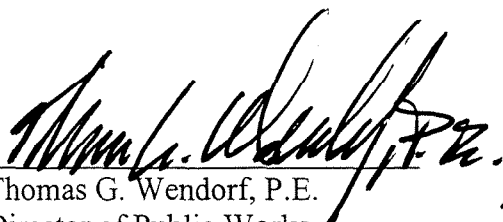
Funds in the amount of \$17,687.60 are available from Community Development Block Grant (CDBG) funds and authorized payable to Lawyers Title of San Antonio.

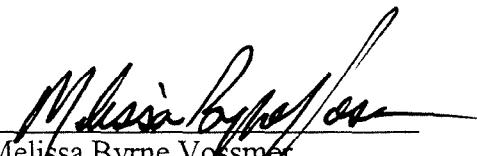
### COORDINATION

This ordinance was coordinated with the City Attorney's Office and the Department of Housing and Community Development.

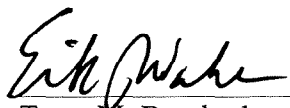
### SUPPLEMENTARY COMMENTS

This Ordinance does not require a Discretionary Contracts Disclosure Form.

  
Thomas G. Wendorf, P.E.  
Director of Public Works 10/31/02

  
Melissa Byrne Vossmer  
Assistant City Manager

Approved:

  
Terry M. Brechtel  
City Manager

## **ATTACHMENT 1**

### **FISCAL DATA**

**Project Name: EMMETT ST: BLOCK #500 TO BLOCK #700 (DEADEND TO  
DEADEND) CDBG PROJECT**  
Council District 3

#### **Budget Information:**

This is a one-time capital expenditure.

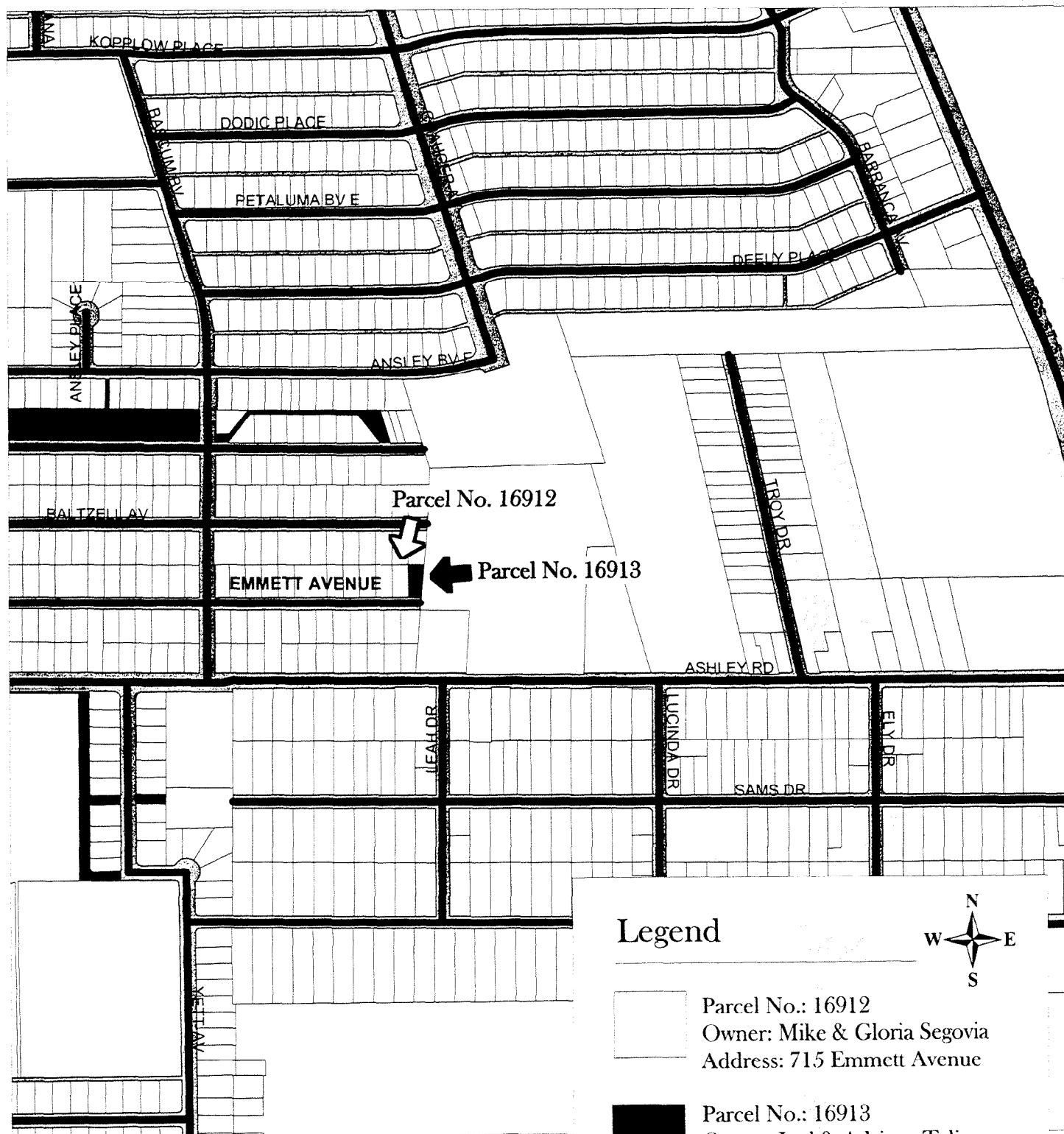
Funds in the amount of \$17,687.60 are included in the FY03-FY08 Capital Improvement Program Budget.

Funds are available from 1999 Community Development Block Grant (CDBG) funds.

This item is within budget.

This item represents a portion of a total estimated City project cost of \$721,589.00.

# Emmett Street: Block #500 to Block #700



## Legend



Parcel No.: 16912  
Owner: Mike & Gloria Segovia  
Address: 715 Emmett Avenue

Parcel No.: 16913  
Owner: Joel & Adriana Talingo  
Address: 719 Emmett Avenue

# City of San Antonio

## Discretionary Contracts Disclosure\*

For use of this form, see City of San Antonio Ethics Code, Part D, Sections 1&2  
Attach additional sheets if space provided is not sufficient.  
State "Not Applicable" for questions that do not apply.

\* This form is required to be supplemented in the event there is any change in the information under (1), (2), or (3) below, 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.

### Disclosure of Parties, Owners, and Closely Related Persons

For the purpose of assisting the City in the enforcement of provisions contained in the City Charter and the Code of Ethics, an individual or business entity seeking a discretionary contract from the City is required to disclose in connection with a proposal for a discretionary contract:

(1) the identity of any **individual** who would be a party to the discretionary contract:

N/A

(2) the identity of any **business entity** that would be a party to the discretionary contract:

Lawyers Title Company of San Antonio

and the name of:

(A) any individual or business entity that would be a **subcontractor** on the discretionary contract:

N/A

and the name of:

(B) any individual or business entity that is known to be a **partner**, or a **parent** or **subsidiary** business entity, of any individual or business entity who would be a party to the discretionary contract:

Lawyers Title Insurance Corporation

LandAmerica, Inc.

<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.

# City of San Antonio

## Discretionary Contracts Disclosure\*

For use of this form, see City of San Antonio Ethics Code, Part D, Sections 1&2  
Attach additional sheets if space provided is not sufficient.  
State "Not Applicable" for questions that do not apply.

\* This form is required to be supplemented in the event there is any change in the information under (1), (2), or (3) below, 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.

(3) the identity of any lobbyist or public relations firm employed for purposes relating to the discretionary contract being sought by any individual or business entity who would be a party to the discretionary contract

NONE

### Political Contributions

Any individual or business entity seeking a discretionary contract from the city must disclose in connection with a proposal for a discretionary contract all political contributions totaling one hundred dollars (\$100) or more within the past twenty-four (24) months made directly or indirectly 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 (1), (2) or (3) above. Indirect contributions by an individual include, but are not limited to, contributions made by the individual's spouse, whether statutory or common-law. Indirect contributions by an entity include, but are not limited to, contributions made through the officers, owners, attorneys, or registered lobbyists of the entity.

To Whom Made:	Amount:	Date of Contribution:
NONE		

### Disclosures in Proposals

Any individual or business entity seeking a discretionary contract with the city shall disclose any known facts which, reasonably understood, raise a question<sup>2</sup> as to whether any city official or employee would violate Section 1 of Part B, Improper Economic Benefit, by participating in official action relating to the discretionary contract.

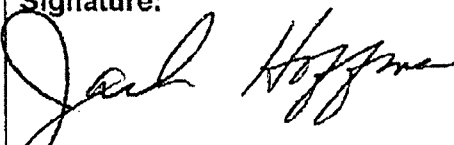
NONE

<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.

**City of San Antonio**  
**Discretionary Contracts Disclosure\***

For use of this form, see City of San Antonio Ethics Code, Part D, Sections 1&2  
Attach additional sheets if space provided is not sufficient.  
State "Not Applicable" for questions that do not apply.

\* This form is required to be supplemented in the event there is any change in the information under (1), (2), or (3) below, 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.

Signature: 	Title: SR Vice Pres Company: LAWYERS TITLE	Date: 10/23/02

Company of SAN ANTONIO

