

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

CONSENT AGENDA  
ITEM NO. 11

**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, Andrew Martin, Louis A. Lendman, Milo D. Nitschke, and file

**SUBJECT:** Lanark Drainage #92A, Phase I

**DATE:** May 1, 2003

**SUMMARY AND RECOMMENDATIONS**

This ordinance amends a professional service contract and authorizes additional funds in the amount of \$5,265.00 payable to Fernandez, Frazer, White & Associates, Inc., a MBE firm, for professional services in connection with the Lanark Drainage #92A, Phase I project. This is an authorized 1987 and 1999 General Obligation Drainage Improvement Bond funded project located in City Council District 10.

Staff recommends approval of this ordinance.

**BACKGROUND INFORMATION**

This ordinance requests additional compensation to Fernandez, Frazer, White & Associates, Inc. for engineering services to address the environmental concerns of this project. These services will include the following:

- Add the Waste Management Plan to the specs, cost estimate, proposal, and the plans.
- Provide reduced sized copies of the channel plans and profiles highlighting the contaminated area, including channel cross sections will also be provided.
- Calculate the cubic yards of contaminated material to be removed from the contaminated area. The quantity of material to be removed shall be based on excavating one foot from the sides and bottom of the existing channel.

This project is currently under final design and is scheduled to advertise for bids in August 2003, begin construction in November 2003, and be completed by November 2004.

This professional service contract was originally approved by City Ordinance No. 67657 on August 4, 1988 and initially authorized \$131,243.13 for services related to this project. Subsequent City Council action and administrative adjustments increased funds for this project in the total amount of \$184,508.22, and brought the total contract value to \$315,751.35. This Council action will increase the total amount authorized for this professional service contract to \$321,016.35.

## **POLICY ANALYSIS**

Approval of this ordinance will be a continuation of City Council policy to complete previously approved 1987 and 1999 General Obligation Drainage Improvement Bond funded Capital Improvement projects.

## **FINANCIAL IMPACT**

This is a one-time capital improvement expenditure within budget and included in the Capital Improvement Program Budget. Funds in the amount of \$5,265.00 are available from the 1999 General Obligation Drainage Improvement Bond funds and authorized payable to Fernandez, Frazer, White & Associates, Inc.

This item represents a portion of a total estimated cost of \$2,793,210.00.

## **COORDINATION**

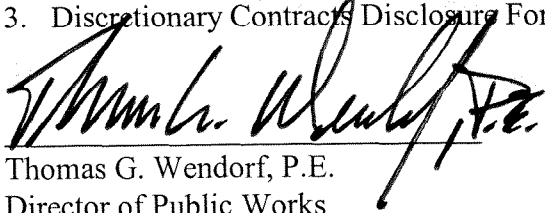
This request for Ordinance has been coordinated with the Office of Management and Budget and the Finance Department.

## **SUPPLEMENTARY COMMENTS**

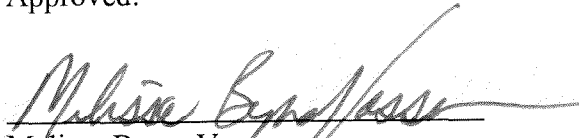
The Discretionary Contracts Disclosure Form required by the Ethics Ordinance is attached.


## **ATTACHMENTS**

1. Project Map
2. Proposal
3. Discretionary Contracts Disclosure Form

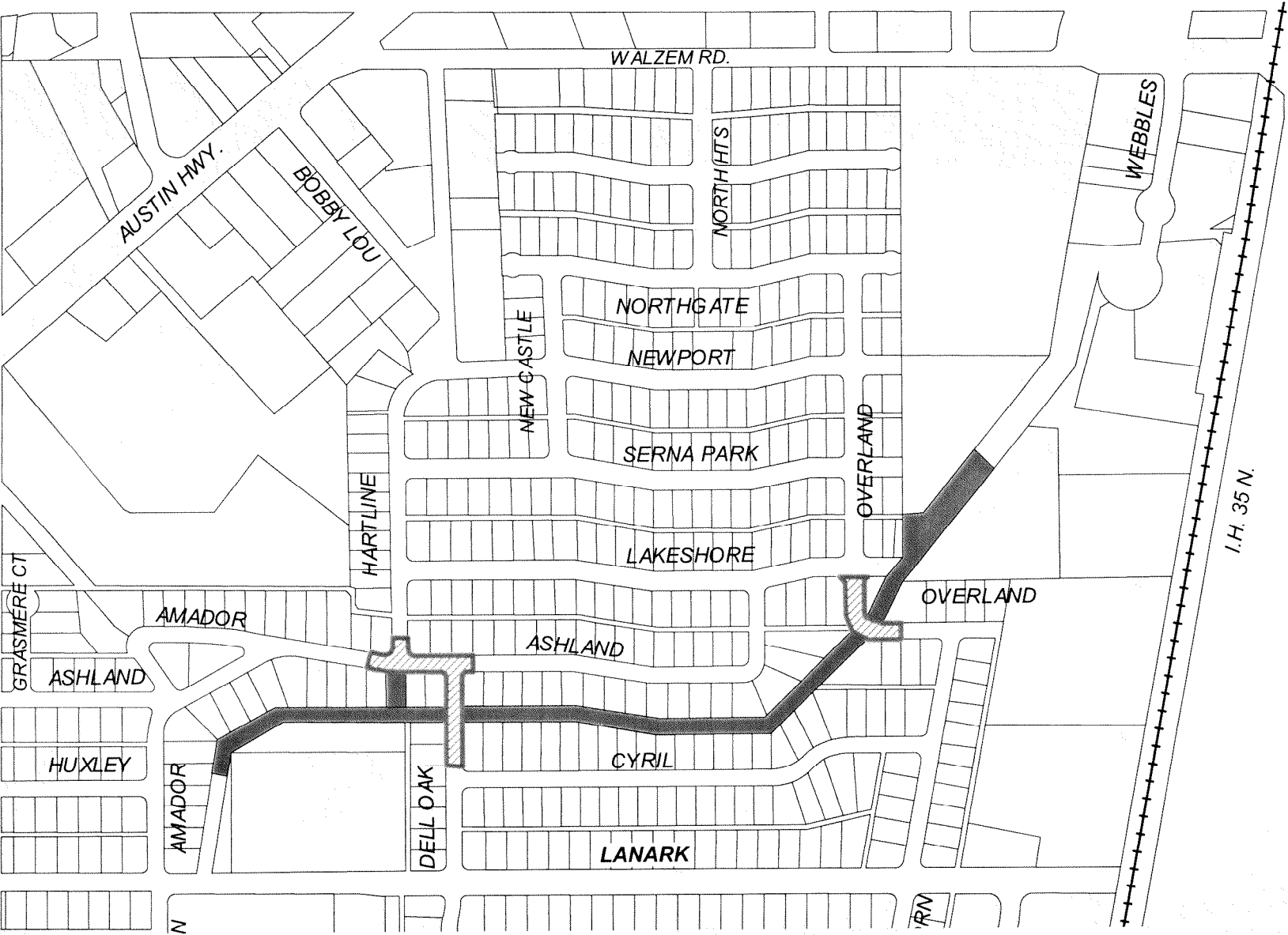
  
Thomas G. Wendorf, P.E.  
Director of Public Works

Approved:

  
Melissa Byrne Vossmer  
Assistant City Manager

  
Terry M. Brechtel  
City Manager

LANARK DRAINAGE #92A, PH.I



CITY OF SAN ANTONIO  
Department of Public Works  
Capital Programs Division

Not to Scale



March 21, 2003

Mr. Charles Bloom  
Capital Programs Division  
City of San Antonio  
114 W. Commerce, 5<sup>th</sup> Floor  
San Antonio, TX 78205

RE: Lanark Drainage Project 92A, Phase I

Dear Mr. Bloom

Our lump sum fee for providing additional engineering Services associated with incorporating a Waste Management Plan into the project documents for the Lanark Project is \$5,265.00. This fee includes the scope of work as outlined in your letter of March 17, 2003. The following task will be accomplished in performance of the scope of work.

1. Conduct a site inspection to define the existing limits and size of rubble in the creek.
2. Develop ½ size, (11" X 17"), plan files of the channel plan profiles and cross section sheets from existing plan files.
3. Identify and highlight contaminated areas on the ½ size plan profile sheets. Exclude areas with existing poured in place smooth concrete riprap.
4. Highlight contaminated areas on the channel cross sections to include a 1 foot thick area below existing channel bank and bed. Determine area (S.F.) of contaminated zone for each cross section. In areas of proposed channel embankment, determine area of additional embankment required due to removal of the 1 foot thick contaminated zone. Sections containing existing poured in place smooth concrete riprap will be excluded.
5. Compute in place volume of contaminated material in Cubic Yards. Convert computed quantity to loose cubic yards for use in bid item(s).
6. Revise specifications, proposal, cost estimate, and plan index sheet to reflect bid items. Incorporate Waste Management Plan provided by the City into Specifications, revise the Table of Contents and List of Governing Specifications. Unit prices for contaminated bid items shall be provided by the City of San Antonio.
7. Fold 11 X 17 channel plan profile and cross section sheets and bind into specification bid sets. 18 sheets per set, 20 sets, 360 sheets

A master set of the highlighted ½ size channel plan profiles and cross sections, specification revisions, proposal revisions and cost estimate will be completed for your review within 12 working days of beginning work.

Sincerely,



Donald L. White, P.E.

## 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:

FERNANDEZ, FRAZER, WHITE & ASSOCIATES, INC.

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:

N/A

<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.

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(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

N/A

### 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:
Ed Garza	\$225.00	April 2001

### 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.

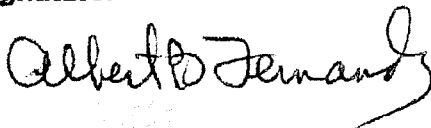
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<b>Signature:</b> 	<b>Title:</b> President  <b>Company:</b> Fernandez, Frazer, White & Associates, Inc.	<b>Date:</b>  March 27, 2003
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