

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

TO: Mayor and City Council

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

THROUGH: Terry M. Brechtel, City Manager

COPIES TO: Melissa Byrne Vossmer, Lou Lendman, Milo Nitschke, Andrew Martin, Steven F. Hodges, and File

SUBJECT: Ordinance authorizing payment of \$16,161.81 for appraisal fees incurred in land acquisition

DATE: June 19, 2003

SUMMARY AND RECOMMENDATIONS

This ordinance authorizes funds in the amount of \$16,161.81 payable to Dugger, Canaday, Grafe Incorporated for appraisal services in connection with the Lockhill-Selma: West Avenue to N.W. Military Metropolitan Planning Organization project (\$15,361.81), and the Tezel Road – Timber Path to Old Tezel project (\$800.00). These projects are located in City Council Districts 9 and 7, and are funded from 1999 General Obligation Street Improvement Bonds.

Staff recommends the approval of this ordinance.

BACKGROUND INFORMATION

Lockhill-Selma: West Avenue to N.W. Military MPO project - There are 13 parcels to acquire in this project. This project is scheduled to be advertised in September 2005, and start construction in December 2005, and be completed by June 2007. The scope of this project includes the reconstruction of the existing two-lane roadway to three-lanes with curbs, six-foot sidewalks, and necessary drainage.

Tezel Road – Timber Path to Old Tezel project - There are four signed instruments in the seven-parcel project. Three parcels are still in negotiations. The project is scheduled to let for contract in January 2004 by the Texas Department of Transportation, begin construction in February 2004, and to be completed by June 2005. The scope of this project includes the reconstruction and widening of the street to 72-feet (four lanes) with turn lanes, curbs, six-foot sidewalks at the curb, drainage, signal improvements and six-foot bicycle lanes.

POLICY ANALYSIS

Approval of this ordinance for payment of appraisal services is necessary to complete the real estate transactions on the acquisition of the properties in these projects.

FISCAL IMPACT

LOCKHILL-SELMA: WEST AVENUE TO N.W. MILITARY

This is a one-time capital expenditure within budget and is included in the FY03-FY08 Capital Improvement Program Budget. Funds in the amount of \$15,361.81 are available from 1999 General Obligation Street Improvement Bonds. This item represents a portion of a total estimated City project cost of \$964,970.00.

TEZEL ROAD – TIMBER PATH TO OLD TEZEL

This is a one-time capital expenditure within budget and is included in the FY03-FY08 Capital Improvement Program Budget. Funds in the amount of \$800.00 are available from 1999 General Obligation Street Improvement Bonds. This item represents a portion of a total estimated City project cost of \$3,728,047.00.

Funds in the amount of \$16,161.81 are authorized payable to Dugger, Canaday, Grafe Incorporated.

COORDINATION

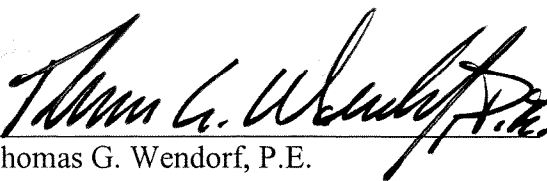
This ordinance was coordinated with the Finance Department, the Office of Management and Budget, the City Attorney's Office, and the Texas Department of Transportation.

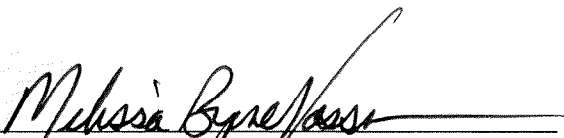
SUPPLEMENTARY COMMENTS

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


ATTACHMENTS

1. Discretionary Contracts Disclosure Form

 6/6/03
Thomas G. Wendorf, P.E.
Director of Public Works


Melissa Byrne Vossmer
Assistant City Manager

Approved:


Terry M. Brechtel
City Manager

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:

R. DON CANADAY

(2) the identity of any **business entity**¹ that would be a party to the discretionary contract:

DUGGER, CANADAY, GRAFE, 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

¹ 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.

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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.

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 question² 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

² 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.

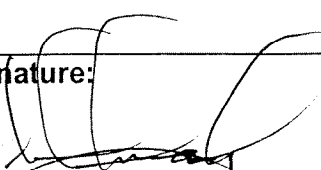
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Signature:  R DON CANADAY	Title: PRESIDENT Company: DUGGER, CANADAY, GRAFE, INC.	Date: 10/22/02