

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

CONSENT AGENDA
ITEM NO. 21

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 \$9,000 for appraisal fees incurred in land acquisition

DATE: October 16, 2003

SUMMARY AND RECOMMENDATION

This ordinance authorizes funds in the amount of \$9,000 payable to Eckmann Groll, Inc. for appraisal services in connection with the Callaghan Road – W. Horseshoe Bend to Ingram project (\$8,250), and the Wurzbach Parkway Phase V Metropolitan Planning Organization project (\$750). These projects are located in Council Districts 7 and 9 respectively, and are funded from General Obligations of the City.

Staff recommends the approval of this ordinance.

BACKGROUND INFORMATION

Callaghan Road – W. Horseshoe Bend to Ingram Project – There are 56 parcels to be acquired in this project, which is currently under design. Advertisement is scheduled for August 2005 by the Texas Department of Transportation, with construction to begin in September 2005, and scheduled to be completed in February 2007. The scope of work for this project includes the reconstruction and widening of Callaghan Road to two 11-foot inside lanes and two 12-foot outside lanes with a 12 foot center turn lane (approximately 57-foot wide), and six-foot sidewalk on north/west side of the roadway against the curb and eight-foot hike/bike sidewalk on south/east side of roadway.

Wurzbach Parkway Phase V (MPO) Project – Phase V of this project is currently funded for design only. The scope of this project includes the construction of a four-lane divided roadway and limited access from Northwest Military Highway to Blanco Road and the continuing from Blanco Road to U.S. 281.

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

Callaghan Road – W. Horseshoe Bend to Ingram

This is a one-time capital improvement expenditure within budget and included in the FY04-FY09 Capital Improvement Program Budget. Funds in the amount of \$8,250 are available from 2002 Certificates of Obligation.

Wurzbach Parkway Phase V (MPO)

This is a one-time capital improvement expenditure within budget and included in the FY04-FY09 Capital Improvement Program Budget. Funds in the amount of \$750 are available from 2002 Certificates of Obligation.

Funds in the amount of \$9,000 are available from 2002 Certificates of Obligation funds and authorized payable to Eckmann Groll, Incorporated.

COORDINATION

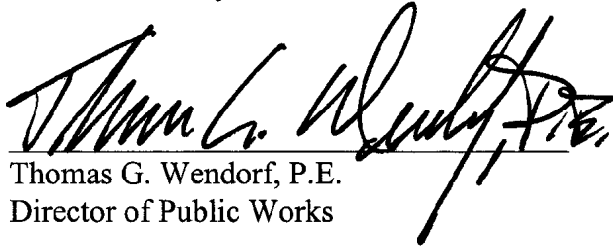
This ordinance was coordinated with the Finance Department, the Office of Management and Budget, the City Attorney's Office, and the Texas Department of Transportation.

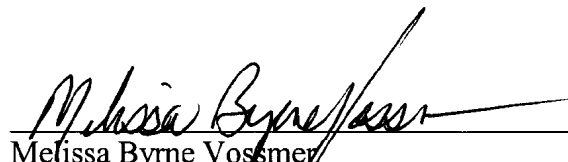
SUPPLEMENTARY COMMENTS

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

ATTACHMENTS

1. Discretionary Contracts Disclosure Form

 10/3/03
Thomas G. Wendorf, P.E.
Director of Public Works


Melissa Byrne Vossmer
Assistant City Manager

Approved:


Terry M. Brechtel
City Manager

ATTACHMENT

FISCAL DATA

**Project Name: CALLAGHAN ROAD – W. HORSESHOE BEND TO INGRAM
PROJECT**
Council District 7

Budget Information:

This is a one-time capital improvement expenditure.

Funds in the amount of \$8,250 are included in the FY04-FY09 Capital Improvement Program Budget.

Funds are available from 2002 Certificates of Obligation to be transferred to Fund 45-537026, Index Code 605840.

This item is within budget.

This item represents a portion of a total estimated City project cost of \$2,182,978.

Project Name: WURZBACH PARKWAY PHASE V (MPO) PROJECT
Council District 9

Budget Information:

This is a one-time capital improvement expenditure.

Funds in the amount of \$750 are included in the FY04-FY09 Capital Improvement Program Budget.

Funds are available from 2002 Certificates of Obligation to be transferred to Fund 43-152009.

This item is within budget.

This item represents a portion of a total estimated City project cost of \$667,100.

Request this ordinance create an Index Code entitled Appraisal Fees in Fund 43-152009.

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

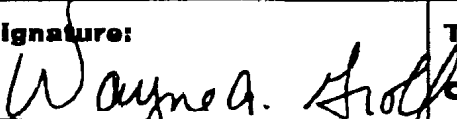
*This Form is required to be supplemented in the event that there is any change in the information under (1), (2), or (3) below, before the discretionary contract is the subject of council action, and no later than five (5) business days after any change about which information is required to be filed.

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 an 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, or registered lobbyists of the entity.

| | | |
|---------------------------------|---------|-----------------------|
| To Whom Made: Not applicable | Amount: | Date of Contribution: |
|---------------------------------|---------|-----------------------|

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.

| | | |
|---|---|------------------------|
| Not Applicable | | |
| | | |
| Signature:  | Title: Vice President Company: Eckmann Groll, Inc. | Date: June 17, 2003 |

²For 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 that 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;

Lynn G. Eckmann

Wayne A. Groll

(2) the identity of any business entity¹ that would be a party to the discretionary contract;

Eckmann Groll, Inc.

and the name of:

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

Eckmann Groll, Inc.

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;

Not applicable

(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. **Political Contributions**

Not applicable

¹A 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.