CITY OF SAN ANTONIO INTERDEPARTMENTAL MEMORANDUMONSENT AGENDA 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: Melissa Byrne Vossmer; Andrew Martin; Louis A. Lendman; Milo D. Nitschke;

Dan Cardenas; File

SUBJECT: Nakoma at US 281 (West Side)

DATE: August 7, 2003

SUMMARY AND RECOMMENDATIONS

This ordinance authorizes payment in the total amount of \$20,268 to Pape Dawson Engineers, Inc., a non-MBE firm, for environmental consulting services associated with the Nakoma at US 281 (West Side) project, an authorized 1999 General Obligation Street Improvement Bond project, located in Council District 9. A previously executed On-Call Professional Services Agreement for Non-Asbestos Environmental Engineering Services with Pape Dawson Engineers, Inc. was approved by City Council on February 28, 2002 through Ordinance No. 95384.

Staff recommends approval of this ordinance.

BACKGROUND INFORMATION

This ordinance approves work under an existing professional services contract with Pape Dawson Engineers, Inc. for environmental services to provide a Phase II subsurface investigation and a subsequent follow-up of subsurface investigation. The Phase II subsurface investigation was conducted to identify the presence of impacted media along the project limits.

Due to impacted media identified in the initial investigation, a subsequent investigation was conducted to delineate the vertical and horizontal extent of the impacted media. The subsequent investigation is currently underway at the time of this ordinance. Results of this investigation will determine specific health and safety measures and waste management procedures required during construction.

The Nakoma at US 281 (West Side) project widens the existing 2-lane roadway to 4 lanes with a channelized right turn lane at the intersection. This project will provide curbs, 6-foot sidewalks against the curb, and drainage. This project is currently in the design phase and is scheduled to advertise for bids in December 2004, begin construction in March 2005, and be completed by November 2005.

This professional services contract was originally approved by City Ordinance No. 95384 on February 28, 2002, and initially authorized \$180,000 for services.

POLICY ANALYSIS

Approval of this ordinance will be a continuation of City Council policy to complete previously approved 1999 General Obligation Street Improvement Bond funded Capital Improvement Projects. Environmental investigation is a necessary component of the design of Capital Improvement Projects.

FISCAL IMPACT

This is a one-time capital improvement expenditure within budget and included in the FY 03-08 Capital Improvement Program Budget. Funds in the amount of \$20,268 are available from 1999 General Obligation Street Improvement Bond funds and authorized payable to Pape Dawson Engineers, Inc.

This item represents a portion of a total estimated City project cost of \$1,160,013.

COORDINATION

This request for ordinance has been coordinated with the Office of Management and Budget, the Finance Department, and the Environmental Services 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.

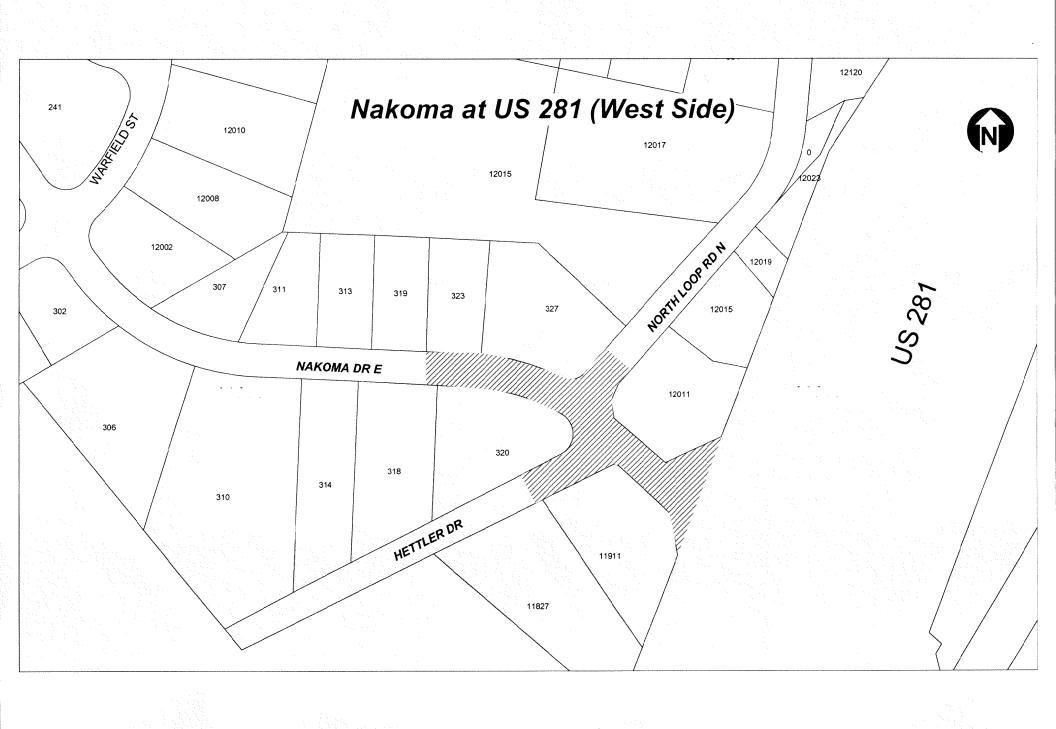
Director of Public Works

Melissa Byrne Vossmer Assistant City Manager

Approved:

Terry M. Brechtel

City Manager





October 31, 2002

Mr. Ralph Westbrook City of San Antonio Environmental Management Division 1920 Grandstand San Antonio, Texas 78238

Re: Nakoma and U.S. 281

Phase II Environmental Site Asses ment Proposal (Revised)

Dear Mr. Westbrook:

Pape-Dawson Engineers, Inc. is pleased to present this proposal to perform a Phase II Environmental Site Assessment (ESA) at the referenced site. A Phase I ESA performed by the City of San Antonio Environmental Management Division (EMD) recommended a substurface investigation in the street right of-way to consist of ten exploratory soil borings near two UST sites on the west side of US. 281 on Nakoma. Four borings are proposed adjacent to a Texaco Gasoline Station and six borings are planned for an Exxon Gasoline Station. The proposed depth for the borings is 10-feet, which is the proposed maximum depth of utility excavations. Based on elephone conversations between Pape-Dawson personnel and yourself, the following scope of services is proposed:

- Select and agree to boring locations with COSA Environmental staff
- Coordinate with public utility companies to have public utilities located
- Obtain street cut permit from City cf San Antonio
- · Coordinate traffic control and erect signage. Two right-hand lane closures will be necessary.
- Oversee probing of borings, log samples, and collect samples for laboratory analyses
- Direct push probing techniques will be utilized
- · Collect groundwater sample in open boring if sufficient groundwater is encountered at the time of probing
- Analyze two soil samples per boring for BTEX, MTBE, and TPH. After review of analytical results by EMD staff, as many as one PAH and one total lead analysis may also be performed.
- Analyze one groundwater sample for BTEX, MTBE, and TPH. The sample analyzed will be selected based on toring location and field observations.

92 10:28 2076 Mr. Ralph Westbrook Nakoma and U.S. 281 October 31, 2002 Page 2 of 2

> Prepare a letter report describing field activities, observations, results, and recommendations

Based on the scope of services described above, Pape-Dawson estimates the cost to be approximately \$9,993.00. If you have any questions regarding this proposal, please contact this office.

Sincerely,

Pape-Dawson Engineers, Inc.

Philio C. Pearce, P.G. Geologist/Project Manager

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April 30, 2003

Mr. Ralph Westbrook
City of San Antonio
Environmental Management Division (EMD)
1920 Grandstand
San Antonio, Texas 78238

Re:

Nakoma and U.S. 281

Additional Phase II Environmental Site Assessment Proposal

#### Dear Mr. Westbrook:

Pape-Dawson Engineers. Inc. is pleased to present this proposal to perform an additional investigation as part of a Phase II Environmental Site Assessment (ESA) at the referenced site. A Phase II ESA conducted by Pape-Dawson in December 2002 revealed the presence of petroleum hydrocarbons in two soil borings (B-1 and B-4). Five additional borings have now been requested by you to further delineate hydrocarbon impact. Based on telephone conversations between Pape-Dawson personnel and yourself the following scope of services is proposed:

- Select and agree to boring locations with COSA Environmental staff.
- Coordinate with public utility companies to have public utilities located.
- Obtain street cut permit from City of San Antonio.
- Obtain approval from TxDOT to sample within TxDOT right-of-way.
- Coordinate traffic control and erect signage, as needed.
- Observe drilling of borings, log samples, and collect samples for laboratory analyses.
- Direct push-probe sampling and hollow stem auger techniques will be utilized. The depth of drilling will be 15-feet.
- Collect groundwater sample in open boring if sufficient groundwater is encountered at the time of drilling.
- Analyze two soil samples per boring from 3 of the borings for BTEX, MTBE, and TPH. After review of analytical results by EMD staff, as many as one PAH and one total lead analysis may also be performed. Per EMD staff request, 2 soil borings will be field screened for hydrocarbon impact with an organic vapor meter and no soil samples will be analyzed.
- Analyze one groundwater sample for BTEX, MTBE, and TPH. The sample analyzed will be selected based on boring location and field observations.
- Prepare a letter report describing field activities, observations, results, and recommendations.

#### PAPE-DAWSON ENGINEERS, INC.

Mr Ralph Westbrook Nakoma and U.S. 281 Additional Phase II ESA Proposal April 30, 2003 Page 2 of 2

Soil cuttings will be containerized in 55-gallon drums and transported by the drilling contractor to a local staging area selected by the City. No cost for additional analyses, disposal authorization, and ultimate disposal are included. This is based on our understanding that the City will take care of any of these services as necessary.

Based on the scope of services described above. Pape-Dawson estimates the cost to be approximately \$10.275. If this proposal meets your approval please acknowledge such by signing below and returning one original signed copy of this letter for our records.

Sincerely.

Pape-Dawson Engineers, Inc.

-40v;

Philip C. Pearce, P.G. Geologist/Project Manager

Attachment

Marketing/Proposal/Letter/030317a7

City of San Antonio

Environmental Management Division

Signature: T

Name: RALPH C. WESTBRUNK

Title: Env. Pro Programy Manager

Date: MAY 22 - 2003

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## 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 leter 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:

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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.

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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 confibutions 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:
See attached listing.	. :	
7		

#### 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 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			
Signature: Wayne Brasingto	Title: CFO Compan Pape-D	y: Dawson Consulting En	Date: June 11, 2003 gineers, Inc.

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.

June 11, 2003

### DISCRETIONARY CONTRACT ETHICS STATEMENT PAPE-DAWSON ENGINEERS, INC.

Political contributions of more than \$100 made during the previous twenty-four months to Council members and political action committees.

#### Eugene H. Dawson, Jr.

July 2001	CEC-PAC	\$580
June 2002	Enrique Barrera	\$500
Aug. 2002	Carroll Schubert	\$500
Jan. 2003	Carroll Schubert	\$500

#### Samuel G. Dawson

June 2002	Enrique Barrera	\$500
Aug. 2002	Carroll Schubert	\$500
Jan. 2003	Carroll Schubert	\$250
March 2003	Ed Garza	\$500

Officers		
July 2002	Consulting Engineers	\$2,480
	Council of Texas-PAC	
May 2003	Consulting Engineers	\$1,800
	Council of Texas - PAC	
Various	Candidates and Previous	\$ 3,000
	Council Not Holding Office	

Pape-Dawson Engineers, Inc.

Wayne Brusing

Wayne Brasington Chief Financial Officer

ethicsord.doc/misc