

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

CONSENT AGENDA
ITEM NO. 13

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: Evergreen Street from McCullough Ave. to E. Euclid Ave. and
Evergreen Court from Evergreen Street to N. St. Mary's

DATE: September 18, 2003

SUMMARY AND RECOMMENDATIONS

This ordinance authorizes payment in the total amount of \$9,712 to Pape Dawson Engineers, Inc., a non-MBE firm, for environmental consulting services associated with the Evergreen Street from McCullough Ave. to E. Euclid Ave. and Evergreen Court from Evergreen Street to N. St. Mary's project, an authorized Community Development Block Grant (CDBG) project, located in Council District 1. A previously executed On-Call Professional Services Agreement in an amount not to exceed \$180,000 for Non-Asbestos Environmental Engineering Services with Pape Dawson Engineers, Inc. was approved by City Council on February 28, 2002 through Ordinance No. 95384. As of September 1, 2003, \$9,988.82 has been expended for services provided under this Agreement.

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 Evergreen Street from McCullough Ave. to E. Euclid Ave. and Evergreen Court from Evergreen Street to N. St. Mary's project includes the reconstruction to a street width of 30 feet, curbs, sidewalks, driveway approaches, and necessary drainage. This project is currently in the design phase and is scheduled to advertise for bids in September 2003, begin construction in December 2003, and be completed by December 2004.

POLICY ANALYSIS

Approval of this ordinance will be a continuation of City Council policy to complete previously approved CDBG 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 \$9,712 are available from CDBG funds and authorized payable to Pape Dawson Engineers, Inc.

COORDINATION

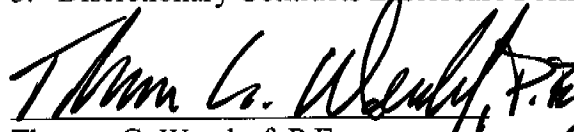
This request for ordinance has been coordinated with the Office of Management and Budget, the Finance Department, the Housing and Community Development Department, and the Environmental Services Department.

SUPPLEMENTARY COMMENTS

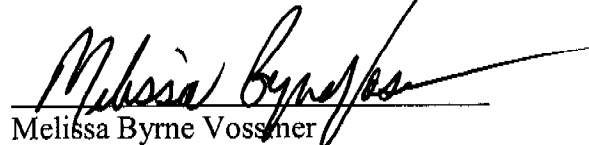
The Discretionary Contracts Disclosure Form required by the Ethics Ordinance is attached.

ATTACHMENTS

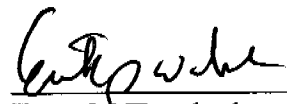
1. Project Map
2. Proposal
3. Discretionary Contracts Disclosure Form


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

9/5/03

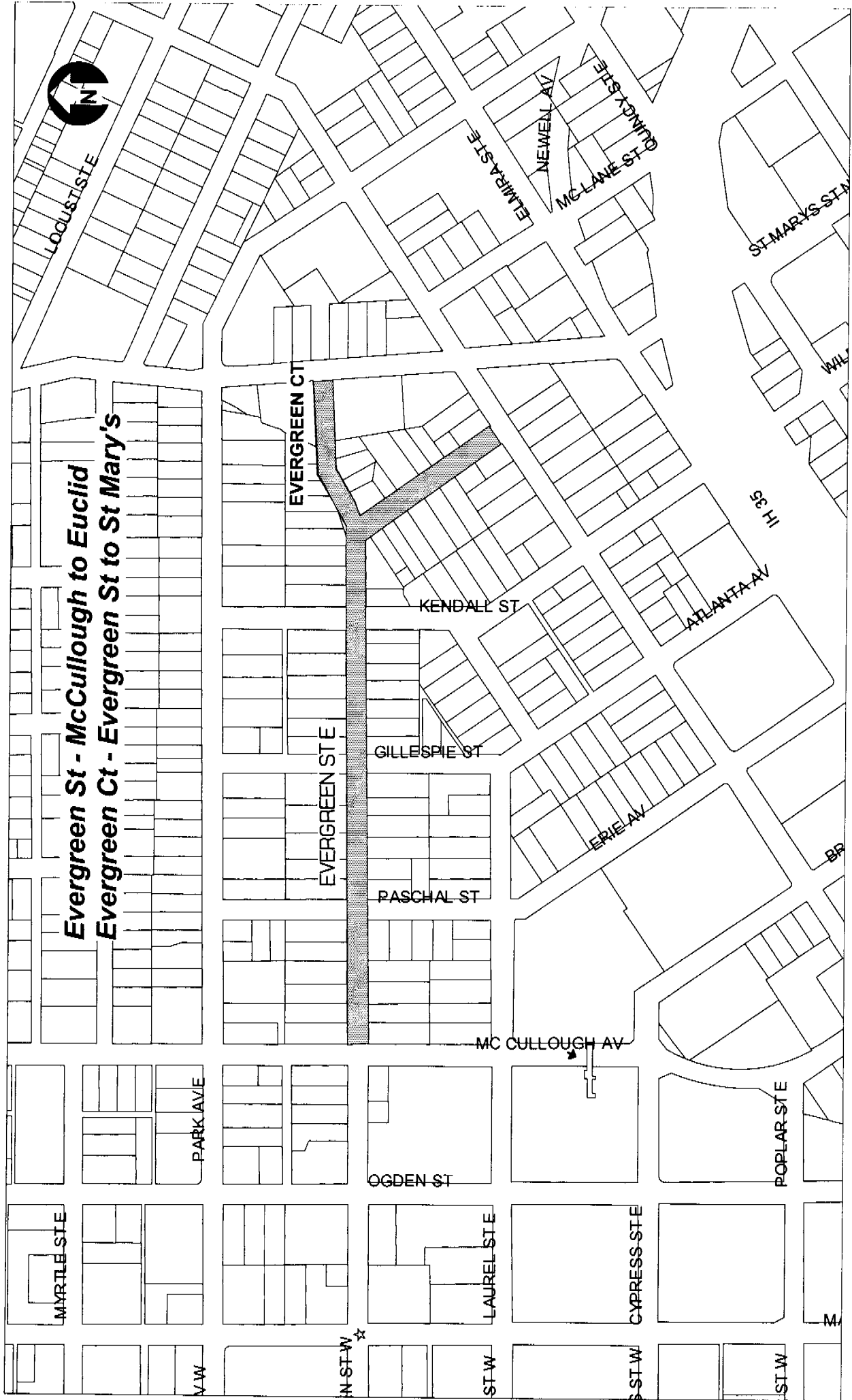

Melissa Byrne Vossner
Assistant City Manager

Approved:


Terry M. Brechtel
City Manager



Evergreen St - McCullough to Euclid
Evergreen Ct - Evergreen St to St Mary's





July 28, 2003

Mr. Robert P. Espinosa, CEA
City of San Antonio
Environmental Services Department
1920 Grandstand
San Antonio, Texas 78238

Re: Evergreen Street and McCullough Avenue
Phase II Environmental Site Assessment Proposal

Dear Mr. Espinosa:

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 soil sampling near the Little Taco Factory (former service station) located at 1502 McCullough Avenue. Three (3) borings are proposed adjacent to the former service station in city owned right-of-way. The proposed depth for the borings is 15-feet. Based on previous project experience with the City of San Antonio (COSA), 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
- Coordinate traffic control and erect signage. Two right-hand lane closures may be necessary.
- Observe 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 three soil samples per boring for TPH and BTEX. After review of analytical results by EMD staff, one total lead and one TCLP lead analysis may be performed.
- Analyze one groundwater sample for TPH and BTEX. The sample analyzed will be selected based on boring location and field observations.
- Soil cuttings will be containerized in 55-gallon drums and transported by the drilling contractor to a local staging area selected by the City. Authorization for disposal will be acquired from a local landfill and the waste will be disposed. This assumes that the waste is Class I or II non hazardous. Characterization, authorization, and disposal of hazardous waste is not included in this proposal.

PAPE-DAWSON ENGINEERS, INC.

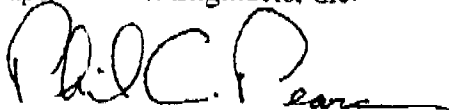
555 East Farnsey | San Antonio, Texas 78216 | Phone 210.375.9000 | Fax 210.375.9010 | info@pape-dawson.com

Mr. Robert P. Espinosa, CEA
Evergreen Street and McCullough Avenue
July 28, 2003
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- 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 \$9,712. If this proposal meets with your approval, please acknowledge such by signing this proposal letter and returning one original to our office for our records. Receipt of the executed document will serve as your authorization for us to proceed with the work.

Sincerely,
Pape-Dawson Engineers, Inc.



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

City of San Antonio
Environmental Services Department

Signature: _____
Name: _____
Title: _____
Date: _____

Attachment

Marketing\Proposal\Letter\030708a7

COSA EVERGREEN AND McCULLOUGH
PHASE II INVESTIGATION

[illegible][illegible][illegible][illegible]

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.

None

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

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

Vortex Drilling
San Antonio Testing Labs

(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.

None

(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

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.


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:
See attached listing.		

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 Brasington	Title: CFO Company: Pape-Dawson Consulting Engineers, Inc.	Date: June 11, 2003

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

Pape-Dawson Engineers, Inc.



Wayne Brasington
Chief Financial Officer

ethicsord.doc/misc