

**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 \$1,800 for appraisal fees incurred in land acquisition

**DATE:** September 18, 2003

**SUMMARY AND RECOMMENDATION**

This ordinance authorizes Community Development Block Grant (CDBG) funds in the amount of \$1,800 payable to Eckmann Groll, Inc. for appraisal services in connection with the Evergreen Court: Evergreen Street to North St. Mary's Community Development Block Grant (CDBG) project (\$600), and the Evergreen Street: McCullough Avenue to East Euclid Avenue Community Development Block Grant (CDBG) project (\$1,200). These projects are located in City Council District 1.

Staff recommends the approval of this ordinance.

**BACKGROUND INFORMATION**

**Evergreen Court: Evergreen Street to North St. Mary's Project** – There are two parcels to be acquired in this project. This project will let for contract in September 2003, start construction in December 2003, and be completed by December 2004. The scope of this project includes the reconstruction of Evergreen Court from Evergreen Street to N. St. Mary's to a street width of 30-feet (two lanes), including curbs, sidewalks, driveway approaches, and necessary drainage.

**Evergreen Street: McCullough Avenue to East Euclid Avenue Project** – There are four parcels to be acquired in this project. This project will let for contract in September 2003, start construction in December 2003, and be completed by December 2004. The scope of this project includes the reconstruction of Evergreen Street from McCullough Avenue to East Euclid Avenue to a street width of 30-feet (two lanes), including curbs, sidewalks, driveway approaches, and necessary drainage.

## **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**

### **Evergreen Court: Evergreen Street to North St. Mary's (CDBG)**

This is a one-time capital expenditure within budget and included in the FY03-FY08 Capital Improvement Program Budget. Funds in the amount of \$600 are available from Community Development Block Grant (CDBG) funds.

### **Evergreen Street: McCullough Avenue to East Euclid Avenue (CDBG)**

This is a one-time capital improvement expenditure within budget and included in the FY03-FY08 Capital Improvement Program Budget. Funds in the amount of \$1,200 are available from Community Development Block Grant (CDBG) funds.

Funds in the amount of \$1,800 are available from Community Development Block (CDBG) funds and authorized payable to Eckmann Groll, Incorporated.

## **COORDINATION**

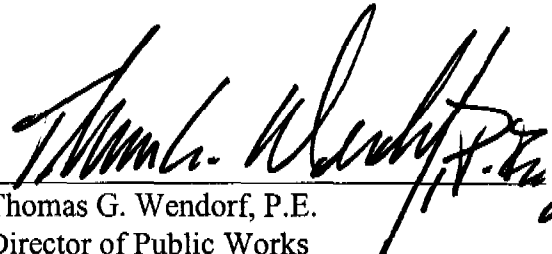
This ordinance was coordinated with the Finance Department, the Office of Management and Budget, the Office of Housing and Community Development, and the City Attorney's Office.

## **SUPPLEMENTARY COMMENTS**

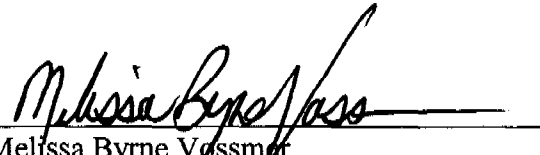
The Discretionary Contracts Disclosure Form required by the Ethics Ordinance is attached.

**ATTACHMENTS**

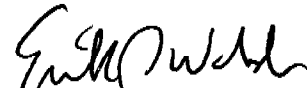
1. Discretionary Contracts Disclosure Form

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

9/5/03

  
Melissa Byrne Vossmer  
Assistant City Manager

Approved:

  
Terry M. Brechtel  
City Manager

## **ATTACHMENT**

### **FISCAL DATA**

**Project Name: EVERGREEN COURT: EVERGREEN STREET TO NORTH ST.  
MARY'S COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG)  
PROJECT  
Council District 1**

**Budget Information:**

This is a one-time capital expenditure.

Funds in the amount of \$600 are included in the FY03-FY08 Capital Improvement Program Budget.

Funds are available from Community Development Block Grant funds. Fund 28-026021 transferred to Fund 26-013521

This item is within budget.

This item represents a portion of a total estimated project cost of \$103,699.

Request this ordinance create an Index Code entitled Appraisal Fees in Fund 26-013521.

**Project Name: EVERGREEN STREET: MCCULLOUGH AVENUE TO EAST EUCLID  
AVENUE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG)  
PROJECT  
Council District 1**

**Budget Information:**

This is a one-time capital improvement expenditure.

Funds in the amount of \$1,200 are included in the FY03-FY08 Capital Improvement Program Budget.

Funds are available from Community Development Block Grant funds. Fund 28-026021 transferred to Fund 26-013521.

This item is within budget.

This item represents a portion of a total estimated City project cost of \$686,828.

## 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 entity<sup>1</sup> 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

<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.

## 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

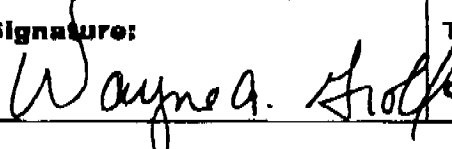
\*This Form is required to be supplemented in the event that there is any change in the information under (1), (2), or (3) below, before the discretionary contract is the subject of council action, and no later than five (5) business days after any change about which information is required to be filed.

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 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.

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

<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.