

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

CONSENT AGENDA
ITEM NO. 14

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; and file

SUBJECT: Southtown Area Street Improvements Project

DATE: December 18, 2003

SUMMARY AND RECOMMENDATIONS

This ordinance amends a professional service contract in the amount of \$38,836.00 payable to Weston Solutions, Inc., a non-MBE firm, for professional engineering services, in connection with the Southtown Area Street Improvements Project, an authorized 1999 General Obligation Street Improvement Bond project located in City Council District 1.

Staff recommends approval of this ordinance.

BACKGROUND INFORMATION

This ordinance will amend the professional services agreement as part of the anticipated design implementation for this project and provide additional compensation to Weston Solutions, Inc. for professional engineering services involving the negotiation and procurement of project design enhancement materials, design fees for project presentation to the Public Art Committee (PAC) and the Historic Design and Review Commission (HDRC), and the revision of final plans and fees for the determination of the project's environmental impact in light of the Phase II subsurface investigation conducted by the City's Environmental Services Department of the immediate vicinity of three former or active gasoline stations. The purpose of this investigation was to determine if a historical release from these facilities had impacted the proposed project. Results from this sampling event identified petroleum hydrocarbons in the subsurface soils ranging from surface to 2 feet below grade. The impacted media must be removed from the project site prior to the general contractor beginning work.

This project provides for the reconstruction and in-fill of 4-foot sidewalks along the East side of South Presa from Durango to Conrad Street, including driveway approaches and wheelchair ramps. This project also includes enhancements to the sidewalks surrounding the pocket parks that will include colored tile installation, cement stamping and imbedded traditional brass lettering in coordination with the community involved beautification project.

This professional service contract was originally approved by City Ordinance No. 94177 on June 28, 2001 and initially authorized \$38,899.00 for services related to this project. This Council action will increase the total authorized for this professional service contract to \$77,735.00.

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 projects.

FISCAL IMPACT

This is a one-time capital improvement expenditure within budget and included in the FY 04-09 Capital Improvement Program Budget. Funds in the amount of \$38,836.00 are available from 1999 General Obligation Street Improvement Bond funds and are authorized payable to Weston Solutions, Inc. for engineering expenses.

COORDINATION

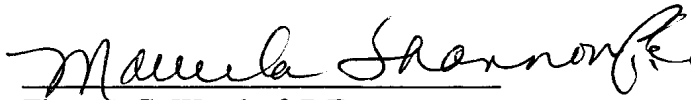
This request for ordinance has been coordinated with the Office of Management and Budget and the Finance Department.

SUPPLEMENTARY COMMENTS

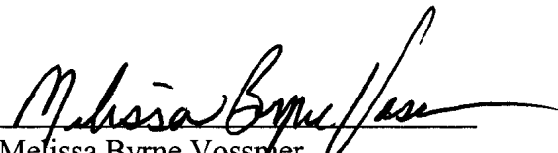
The Discretionary Contracts Disclosure Form required by the Ethics Ordinance is attached.


ATTACHMENTS

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


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

Approved:


Melissa Byrne Vossmer
Assistant City Manager


for Terry M. Brachtel
City Manager





Weston Solutions, Inc.
Suite 700
5599 San Felipe
Houston, Texas 77056-2721
713-985-6600 • Fax 713-985-6703
www.westonsolutions.com

4 November 2003

Mr. Jim Clements, P. E.
Project Manager
Capital Program Project Team 4
City of San Antonio
114 W. Commerce Street, 5th Floor
San Antonio, TX 78205

RE: Southtown Area Street Improvements
Project # 45-979098- Revised Change Request #1

Dear Mr. Clements:

Based on our telephone conversation on 29 October 2003, Weston Solutions Inc. (WESTON®) is pleased to revise the Change Request (CR) #1 submitted by our letter dated 12 September 2003 incorporating your comments. The revised proposal in the amount of \$38,836 (Thirty eight thousand eight hundred thirty six dollars) is included in Enclosure 1.

This proposal now utilizes an average labor rate of \$87.00 per hour. The cost associated with the warehousing of the design enhancement materials are deleted per your comments. It is WESTON's understanding that COSA will make its own arrangements to store these materials.

Attachments 2 and 3 provide the proposals for two of the Subcontracts used in this project. Consultant's 15% mark-up on the subcontractors cost is also reflected in this revised proposal. As indicated in my e-mail on 30 October, 2003, the original survey cost was based on \$14,000. Actual expense on the surveying including 15% consultant's mark up is \$ 14,375. Therefore only \$375.00 was included in our proposal.

Also enclosed with this proposal is the original City of San Antonio Discretionary Contracts Disclosure Form.

Please do not hesitate to contact me at (713) 985-6625 if you have any questions.

Very truly yours,

WESTON SOLUTIONS, INC.

Chompak Sadhu, P.E.
Project Manager





Mr. Jim Clements, P. E.
12 September 2003
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CS/lbs

Attachments

cc: Mr. Richard Growchowski w/encl. (COSA)
Mr. K. O'Connor w/encl.
File 12883.001.001 w/encl.

ENCLOSURE 1

CHANGE ORDER REQUEST

ENCLOSURE 1

**CITY OF SAN ANTONIO
SOUTHTOWN IMPROVEMENT
CHANGE ORDER REQUEST#1
Project No.: 45-979098**

BREAKDOWN OF COSTS FOR CR #1

Description	Project Manager	Project Engineer	Design Engineer	Cadd Operator	Secretary	Subtotals (Mnhrs)	Subtotals (\$)
1. Additional Design Phase Services							
1.1 PAC Meeting	4	8	0	8	4	24	\$2,088
1.2 HDRC Presentation	4	2	0	10	0	16	\$1,392
1.3 Environmental Management services	2	4	4	16	0	26	\$2,262
1.4 Environmental Impact Meeting	2	2	0	0	0	4	\$348
1.5 Provision for tree wells including site verification	4	8	8	12	0	32	\$2,784
							\$8,874
2. Design Enhancement material Procurement and subcontract Administration							
2.1 Design Enhancement Material (See Attachment #1)							\$18,875
2.2 RFQ, Procurement and Contract Administration	6	18	24	0	8	56	\$4,872
2.3 Warehousing, storage and shipment of Design Enhancement Materials							\$0
3. Design Enhancement Artist Fees (see attached proposal)							
3.1 Design Fee							\$2,500
3.2 Fabricating design elements							\$3,300
3.3 Construction oversight							\$800
3.4 Artist procured materials							\$750
							\$7,350
4. Consultant's mark-up 15% of \$6,600 (Artist fee) (See Attachment 2)							\$990
5. Consultant's mark-up on Survey cost 15% of \$12,500 (See Attachment 3)							\$375
TOTAL COST CHANGE REQUEST	22	42	36	46	12	158	\$38,836

ATTACHMENT 1

DESIGN ENHANCEMENT ITEMS

ATTACHMENT 1

DESIGN ENHANCEMENT ITEMS

Item No.	Item Description	Unit	Unit Qty.	Total Price (Figures)
1	Procuring Photographs (Institute of Texan Cultures) Nine photos, publishing and service charges	LS	1	\$215.00
Photo Engraved Panels (Vines PreCast)				
2	Fabrication, engraving, sealing, shipping	LS	1	\$12,420.00
Materials for Text Stamps (Lowe's; Freeman Mfg.)				
3	Lumber for Stamps	LS	1	\$450.00
4	Adhesive	LS	1	\$150.00
5	Pattern letters for 50 text stamps	LS	1	\$4,540.00
Stainless Steel Street Names (Eureka Sheet Metal)				
6	4"H, 1/4" thick Type 316 stainless steel lettering buffed. Words to be laid out and tack welded to steel base plates with anchor ties.	LS	1	\$1,100.00
Subtotal Cost				\$18,875.00
Total Design Enhancement Material and Shipment Cost				\$18,875.00

Anne Wallace, Artist
Southtown Area Street Improvements Artist Fees
October 30, 2003

Artist's Design Fee \$2,500.00

Materials to be Procured for Design Enhancement Elements \$750.00

Lumber for stamps

Adhesive

Release agent

Artist's fees for Reviewing Samples/Fabricating Design Elements \$3,300.00

Review drawings and samples

Fabricate punctuation marks

Fabricate 62 stamps

Fabricate Chinese characters

Construction Services \$800.00

Review functional tests and installation of design elements

Total **\$7,350.00**

Name _____

Signature _____

Dec 26 01 03:06p

FFW & ASSOC

210-366-0376

P. 2

ATTACHMENT 3

FERNANDEZ FRAZER WHITE & ASSOCIATES, INC.

11824 RADIUM • SAN ANTONIO, TX 78216 • (210) 377-0774 • Fax: (210) 366-0376

E-mail address ffw@ffwinc.com

December 21, 2001

Mr. Champak Sadhu
Roy F. Weston, Inc.
Suite 700
5599 San Felipe
Houston, Texas 77056-2721

Re: S. Presa Sidewalk Project Conrad St. to Martinez St.

Dear Mr. Sadhu:

Please accept this letter as our Fee Proposal to complete the Topographic Survey as per discussions with Esther and as shown on SWS Plan Sheet 1 thru 5 provided by Esther.

The following work will be completed:

1. Field crew will complete a topographic survey on the east parkway for the exception of three areas (approximately 1300 L.F.)
2. Field crew will complete a topographic survey on the west parkway from Conrad St. to Vitra St.
3. Curbs in areas that do not require topographic survey, will be located in field and shown on layout
4. Field crew will locate corner monuments, fence corners and buildings adjacent to concrete walks (if applicable) on the east and west parkway that do not require a full topographic survey.
5. FTW will provide electronic data and a hard copy of the field work completed.

Items not covered by this work are as follows:

1. Deeds and Row research
2. Lot Lines
3. Utility co-ordination with utility locators
4. Utilities in street between curbs

We propose to complete the work as proposed for \$12,500.00.

Should you require further assistance, please advise.

Sincerely,


Albert B. Fernandez, P.E., R.P.L.S.

Copy Ms. Esther Harrah

City of San Antonio Discretionary Contracts Disclosure*

For use of this form, see City of San Antonio Ethics Code, Part D, Section 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

(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: <p style="text-align: center;">NONE</p>	Amount:	Date of Contribution:
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Disclosure 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 would violate Section 1 of Part B, Improper Economic Benefit, by participating in official action relating to the discretionary contract.

Donald R. Ripley, P.E., Vice President		
Signature: 	Title: Vice President Company: Weston Solutions, Inc.	Date: 11/03/03

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.