

**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, Peter Zanoni, Milo Nitschke, Andrew Martin, Steven F. Hodges, and File

SUBJECT: Ordinance authorizing payment of \$16,050 for appraisal fees incurred in land acquisition

DATE: February 19, 2004

SUMMARY AND RECOMMENDATION

This ordinance authorizes funds in the amount of \$16,050 payable to Eckmann Groll, Inc. for appraisal services in connection with the Callaghan Road – W. Horseshoe Bend to Ingram project (\$1,800), French Creek Buyouts – South of Prue Road project (\$3,000), and the Mobile City Estates Buyouts (Leon Creek) project (\$11,250). These projects are located in Council Districts 7, 8, and 8 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

There are 57 parcels to be acquired in this project. This project 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 consisting of two 11-foot inside lanes and two 12-foot outside lanes with a 12-foot center turn lane (approximately 57 feet). There will be 6-foot sidewalk on the northwest side of the roadway against the curb, and 8-foot hike and bike sidewalk on the southeast side of the roadway.

French Creek Buyouts – South of Prue Road

There are eight parcels to acquire in this project. The City intends to purchase certain properties that are within the 100 year flood plain areas that were impacted by the floodwaters. The expected storm water detention will mitigate flooding in the French Creek area.

Mobile City Estates Buyouts (Leon Creek)

There are 44 parcels to acquire in this project. The City intends to purchase certain properties that are within the 100 year flood plain areas that were impacted by the floodwaters. The expected storm water detention will mitigate flooding in the Mobile City Estates area.

POLICY ANALYSIS

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 \$1,800 are available from 2002 Certificates of Obligation.

French Creek Buyouts – South of Prue Road

This is a one-time capital improvement expenditure within budget and not included in the FY04-FY09 Capital Improvement Program Budget. Funds in the amount of \$3,000 are available from 2003 Storm Water Revenue Bonds.

Mobile City Estates Buyouts (Leon Creek)

This is a one-time capital improvement expenditure within budget and not included in the FY04-FY09 Capital Improvement Program Budget. Funds in the amount of \$11,250 are available from 2003 Storm Water Revenue Bonds.

COORDINATION


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

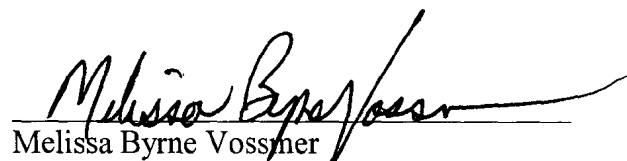
SUPPLEMENTARY COMMENTS

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


ATTACHMENTS

1. Discretionary Contracts Disclosure Form


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 \$1,800 are included in the FY04-FY09 Capital Improvement Program Budget.

Funds are available from 2002 Certificates of Obligation transferred to Fund 43-617036, Index Code 683490.

This item is within budget.

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

Project Name: FRENCH CREEK BUYOUTS – SOUTH OF PRUE ROAD PROJECT
Council District 8

Budget Information:

This is a one-time capital improvement expenditure.

Funds in the amount of \$3,000 are not included in the FY04-FY09 Capital Improvement Program Budget.

Funds are available from 2003 Storm Water Revenue Bonds.

This item is within budget.

This item represents a portion of a total estimated City project cost of \$3,645,000.

Request this ordinance create a project number entitled French Creek Buyouts – South of Prue Road in Fund 48-001, and an Index Code entitled Appraisal Fees.

Project Name: MOBILE CITY ESTATES BUYOUT (LEON CREEK)
Council District 8

Budget Information:

This is a one-time capital improvement expenditure.

Funds in the amount of \$11,250 are not included in the FY04-FY09 Capital Improvement Program Budget.

Funds are available from 2003 Storm Water Revenue Bonds.

This item is within budget.

This item represents a portion of a total estimated City project cost of \$2,670,000.

Request this ordinance create a project number entitled Mobile City Estates Buyout (Leon Creek) in Fund 48-001, and an Index Code entitled Appraisal Fees.

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.

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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

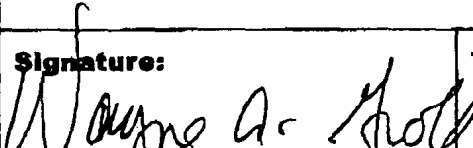
*This Form is required to be supplemented in the event that there is any change in the information under (1), (2), or (3) below, before the discretionary contract is the subject of council action, and no later than five (5) business days after any change about which information is required to be filed.

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:
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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: November 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.