

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

CONSENT AGENDA
ITEM NO. 9

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; Peter Zanoni; Milo D. Nitschke;
and file

SUBJECT: South Flores – Malone to Octavia

DATE: March 11, 2004

SUMMARY AND RECOMMENDATIONS

This ordinance amends a professional service contract in the amount of \$40,691.00 payable to Chiang Patel & Yerby, Inc., a MBE firm, for professional engineering services, and authorizes \$4,500.00 for additional design contingency for a total amount of \$45,191.00 in connection with the South Flores – Malone to Octavia Project, an authorized 1999-2004 General Obligation Street Improvement Bond and Metropolitan Planning Organization (MPO) project located in Council Districts 3 and 5.

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 Chiang Patel & Yerby, Inc. for professional engineering services for the cost of re-profiling the roadway in order to comply with the Americans with Disabilities Act (ADA) requirement that the slope at all pedestrian crossings not exceed a 2% maximum. While, the street portion of the design has been completed for over two years, within the last year the Texas Department of Transportation (TxDOT), based upon feedback from the Texas Department of Licensing and Regulation (TDLR), is requiring that the street at the cross walk must not have a slope in excess of two percent. Therefore, this project must be redesigned in order to obtain TxDOT's approval to advertise. Services authorized by this Ordinance will also include the redesign and relocation of the storm sewer system A, on South Flores from Theo to Pleasanton, moving it from under the sidewalk to under the street. The consultant's original design placed the storm sewer system under the sidewalk to avoid proximity to the CPS gas transmission line in the street. A recent decision by CPS to replace the gas transmission line and its subsequent move towards the centerline of the

street will allow the City to move the storm sewer system away from under the sidewalk to under the street. This move away from the sidewalk will prevent the possible utility pole collapse into the construction trench during installation of the storm sewer system.

Improvements to South Flores – Malone to Octavia will consist of the reconstruction of the existing 4-lane roadway to 4 lanes with curbs, 4 and 6-foot sidewalks at the curb, driveway approaches and underground storm drain system and will also include improvements to the turn lane at Pleasanton. The project is currently at the 90% final design phase, is anticipated to be advertised for construction in November 2004 and to be completed in May of 2006. The estimated construction cost for this project is \$2,659,959.

This professional service contract was originally approved by City Ordinance No. 89811 on May 27, 1999 and initially authorized \$69,776.00 for services related to this project. Subsequent Council actions and administrative adjustments increased this contract amount to \$124,063.00. This ordinance will increase the total authorized for this professional service contract to \$164,754.00.

POLICY ANALYSIS

Approval of this ordinance will be a continuation of City Council policy to complete previously approved 1999-2004 General Obligation Street Improvement Bond and MPO 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 \$45,191.00 are available from 1999-2004 General Obligation Street Improvement Bonds and are authorized payable as follows:

\$ 40,691.00	Payable to Chiang Patel & Yerby, Inc. for engineering expenses
\$ 4,500.00	Payable for design contingency

COORDINATION

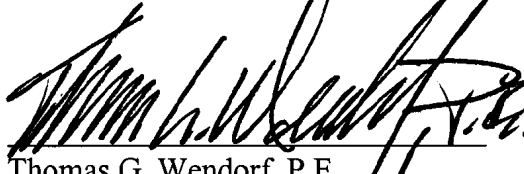
This request for ordinance has been coordinated with the Office of Management and Budget and the Finance Department.

SUPPLEMENTARY COMMENTS

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

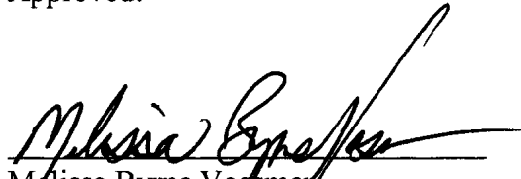
ATTACHMENTS

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


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

2/27/04

Approved:


Melissa Byrne Vossmer
Assistant City Manager


Terry M. Brechtel
City Manager

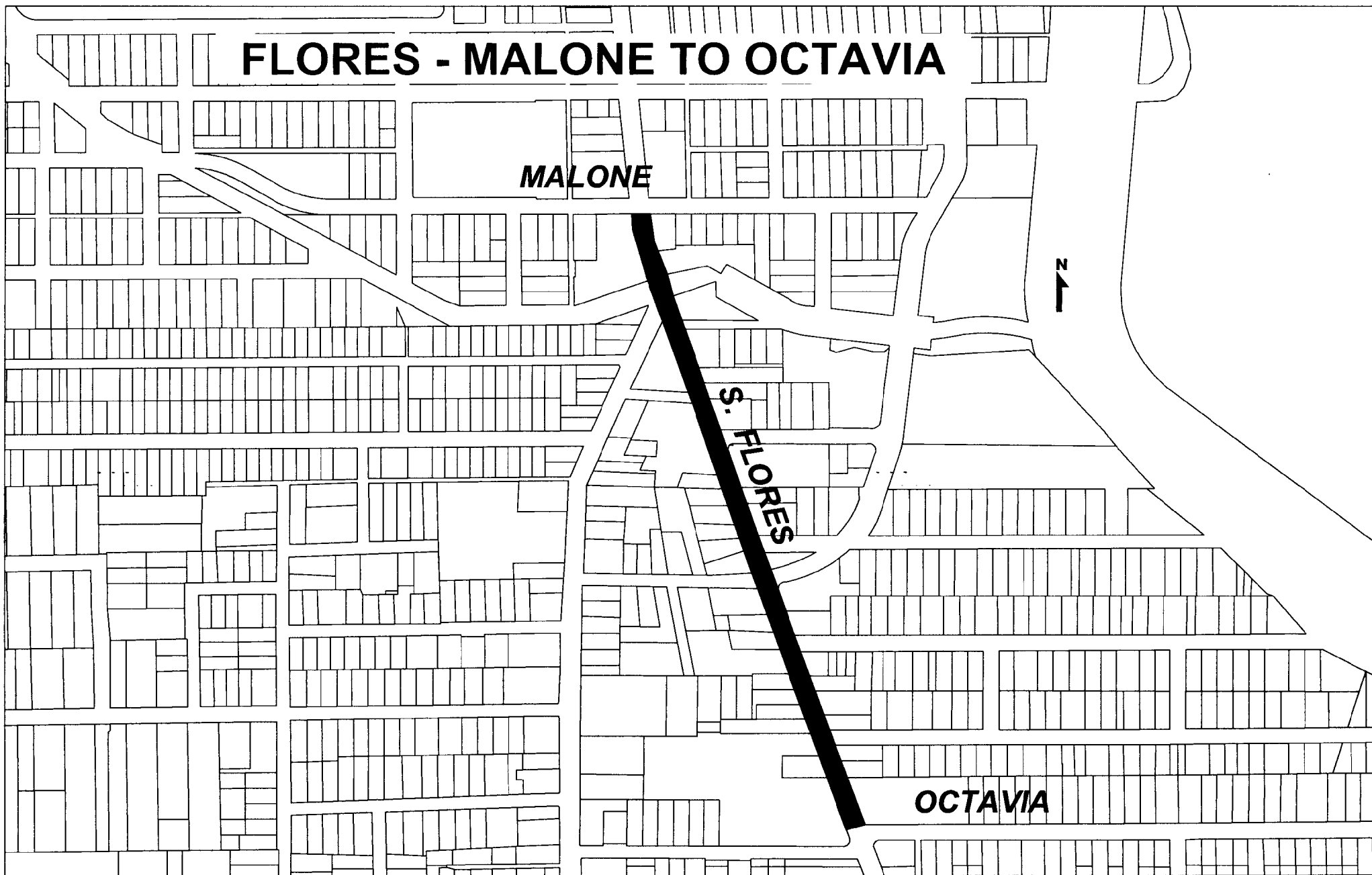
FLORES - MALONE TO OCTAVIA

MALONE

S. FLORES

N

OCTAVIA





Partners for a Better Quality of Life

February 9, 2004

RECEIVED

FEB 12 2004

CITY OF SAN ANTONIO
PUBLIC WORKS, CAPITAL PROGRAMS

Mr. Sam Hutchins, P.E.
City of San Antonio
P.O. Box 839966
San Antonio, Texas 78283-3966

**RE: South Flores - Malone to Octavia
Re-Profile of Roadway Centerline
Storm Sewer System A - Relocation & Re-Design
Fee Proposals**

Dear Mr. Hutchins:

Attached are the fee proposals for the mentioned subject.

Re-Profile of Roadway: It is anticipated that high curb walls (3' Max.) will be required. This proposal does not include professional services for the design and structural detailing of walls in excess of 3'. It does not include professional services for traffic control and construction scheduling for joint bid utilities.

Storm Sewer System A - Relocation & Re-Design: It is anticipated that TxDOT Drainage Standards will be used. This proposal does not include professional services for the design and structural detailing of non-standard drainage inlets, grates, junction boxes, manholes, etc. This proposal does not include BMP's.

Work will not begin until a Notice to Proceed is given.

Sincerely,
Chiang, Patel & Yerby, Inc.

Charles Aldrete, P.E.
Project Manager

cc: File CSA 9843 Contract

Chiang, Patel & Yerby, Inc.
300 East Sonterra Boulevard, Suite 430,
San Antonio, Texas 78258
210.494.8004 • 210.494.8286 fax
www.cpyi.com



Attachment A

Cost Proposal for Work Authorization South Flores Project Preparation of Revised Roadway Design Plans, Specifications and Estimate

For additional professional services of preparing the plans, specifications and estimates for the above mentioned project, we request compensation on a lump sum basis. The estimated maximum hours and dollars to accomplish this work are shown below. The breakdown for man-hours and costs per function code are shown on the following pages.

I. Basic Engineering Services

Estimate of Maximum Compensation - All Function Codes

Direct Salary Cost (See Exhibit A)

Project Manager	36 hrs@ \$34.00 = \$ 1,224.00
Sup Design Eng.	77 hrs@ \$27.00 = \$ 2,079.00
Design Engineer	171 hrs@ \$22.00 = \$ 3,762.00
CADD Technician	170 hrs@ \$19.75 = \$ 3,358.00
Clerical	8 hrs@ \$14.00 = \$ 112.00

Total Direct Salary	\$10,535.00
Salary Related Cost (167%)	\$17,593.00
Total Labor Cost	\$28,128.00

Expenses

Printing and Reproduction	\$ 0.00
Travel	\$ 0.00
Misc. Expenses (Courier & Fax)	\$ 0.00

Total Expenses	\$ 0.00
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Fee (Profit)	\$ 4,219.00
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Subtotal (Total Basic Fee for CP&Y)	\$32,347.00
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Maximum Amount Payable

Total Fee (Basic Engineering Services)	\$32,347.00
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City of San Antonio
S. Flores Reconstruction Project - Revised Roadway Design
Manhour Breakdown

Task	Project Manager	Supv. Des. Engineer	Design Engineer	CADD Tech	Checker	Total Hours	No. of Sheets	Hrs. Per Sheet	Direct Labor	Overhead Cost
S. Flores Project										
I. Route and Design Studies (110)										
A. Preliminary Alignment Studies	0	0	0	0	0	0	0	0	\$0	\$0
B. Preliminary Cost Estimate	0	0	0	0	0	0	0	0	\$0	\$0
C. Prepare Project Design Elements Form	0	0	0	0	0	0	0	0	\$0	\$0
D. Design Concept Conference	0	0	0	0	0	0	0	0	\$0	\$0
E. Project Mgr. - Coordination / Core and Soil Hole Drilling	0	0	0	0	0	0	0	0	\$0	\$0
F. Utility Coordination	2	12	24	16	1	55	0	0	\$1,292	\$2,158
G. Design Schematics	0	0	0	0	0	0	0	0	\$0	\$0
Subtotals	2	12	24	16	1	55	0		\$1,292.00	\$2,158.00
II. Social/Economic/Environmental Studies & Public Involvement (120)										
A. Environmental Questionnaire	0	0	0	0	0	0	0	0	\$0	\$0
B. Public Involvement	0	0	0	0	0	0	0	0	\$0	\$0
C. Project Mgr. - Coordination / Environmental Division	2	4	12	8	4	30	0	0	\$654	\$1,092
D. Project Mgr. - Coordination / Design Enhancements	0	0	0	0	0	0	0	0	\$0	\$0
Subtotals	2	4	12	8	4	30	0		\$654.00	\$1,092.00
III. Field Surveying (150)										
A. Project Management - Coordination	2	6	0	0	0	8	0	0	\$230	\$384
B. Field Data Reduction & Review	0	0	0	0	0	0	0	0	\$0	\$0
Subtotals	2	6	0	0	0	8	0		\$230.00	\$384.00
IV. Roadway Design Controls (180)										
A. Data Review	0	0	0	0	0	0	0	0	\$0	\$0
B. Horizontal/Vertical Alignments - Roadway & Intersecting Streets	4	4	10	8	0	26	0	0	\$622	\$1,039
C. Title Sheet/Sheet Index (Update @ All Submittals)	0	0	0	0	0	0	0	0	\$0	\$0
D. Project Layout Sheets	0	0	0	0	0	0	0	0	\$0	\$0
E. Typical Sections	0	0	0	0	0	0	0	0	\$0	\$0
F. Roadway Plan/Profile	6	16	40	32	0	94	3	31	\$2,148	\$3,587
G. Misc. Details	0	0	0	0	0	0	0	0	\$0	\$0
H. Intersection Layouts	2	6	40	16	0	64	3	21	\$1,426	\$2,381
I. Utility Layouts	2	2	2	6	0	12	3	4	\$285	\$475
J. Cross Sections	2	4	10	24	0	40	0	0	\$870	\$1,453
K. Meetings w/COSA (3 Meetings)	6	6	0	0	0	12	0	0	\$366	\$611
L. Meetings w/Subconsultants (1/2 Month for 18 Months)	0	0	0	0	0	0	0	0	\$0	\$0
Subtotals	22	38	102	53	0	248	9		\$5,716.50	\$9,547.00
V. Drainage Design (161)										
A. Preliminary Hydrologic/Hydraulic Report	0	0	0	0	0	0	0	0	\$0	\$0
B. Exterior D.A. Map	0	0	0	0	0	0	0	0	\$0	\$0
C. Interior D.A. Map	1	1	4	0	0	6	1	6	\$149	\$249
D. Hydrologic/Hydraulic Calculations	2	2	8	0	0	12	2	6	\$298	\$498
E. Culvert Layouts	1	1	1	3	0	6	1	6	\$142	\$238
F. Storm Sewer Plan/Profile & Laterals	1	8	12	40	0	61	3	20	\$1,304	\$2,178
G. Misc. Details	1	1	2	6	0	10	2	5	\$224	\$373
H. Quantity Summary Sheets	0	1	2	5	0	8	1	8	\$170	\$283
Subtotals	6	14	29	54	0	103	10		\$2,286.50	\$3,818.00
VI. Signing, Pavement Markings & Signalization (162)										
A. Signing and Pavement Marking Layouts	0	0	0	0	0	0	0	0	\$0	\$0
B. Signal Layout Sheets / Details	0	0	0	0	0	0	0	0	\$0	\$0
Subtotals	0	0	0	0	0	0	0		\$0.00	\$0.00

City of San Antonio

S. Flores Reconstruction Project - Revised Roadway Design

Manhour Breakdown

Task	Project Manager	Supv. Des. Engineer	Design Engineer	CADD Tech	Clerical	Total Hours	No. of Sheets	Hrs. Per Sheet	Direct Labor	Overhead Cost
VII. Miscellaneous (163)										
A. TCP / Sequence of Construction / Plans	1	2	2	0	0	5	0	0	\$132	\$220
B. SW3P	1	1	2	6	0	10	2	5	\$224	\$373
C. Safety Review Team Meetings (60% & 90%)	0	0	0	0	0	0	0	0	\$0	\$0
D. Temporary Traffic Signal Layouts/Details	0	0	0	0	0	0	0	0	\$0	\$0
E. Develop Quantities	0	0	0	0	0	0	0	0	\$0	\$0
F. Summary Sheets	0	0	0	0	0	0	0	0	\$0	\$0
G. Engineer's Cost Estimate	0	0	0	0	0	0	0	0	\$0	\$0
H. Construction Timeline Determination	0	0	0	0	0	0	0	0	\$0	\$0
I. General Notes, Specs, and Provisions	0	0	0	0	0	0	0	0	\$0	\$0
J. Project Management Coordination - Landscape Arch./Artist	0	0	0	0	0	0	0	0	\$0	\$0
K. Project Management Coordination - ADA Contractor	0	0	0	0	0	0	0	0	\$0	\$0
L. CADD Management	0	0	0	0	0	0	0	0	\$0	\$0
Subtotals	2	3	4	6	0	15	2		\$355.50	\$594.00
Totals for Function Code 110	2	12	24	16	4	58	0		\$1,292	\$2,158
Totals for Function Code 120	2	4	12	8	4	30	0		\$654	\$1,092
Totals for Function Code 150	2	6	0	0	0	8	0		\$230	\$384
Totals for Function Code 160	22	38	102	86	0	248	9		\$5,717	\$9,547
Totals for Function Code 161	6	14	29	54	0	103	10		\$2,287	\$3,818
Totals for Function Code 162	0	0	0	0	0	0	0		\$0	\$0
Totals for Function Code 163	2	3	4	6	0	15	2		\$356	\$594
Grand Totals	36	77	171	170	8	462	21		\$10,534.50	\$17,593.00

Breakdown of Costs for Basic Engineering Services

Function Code	Total Hours	Direct Labor	Overhead 167.00%	Fixed Fee	Print / Repro	Travel	Misc. Expenses	Subtotal Expenses	Total CP&Y Fee
Totals for Function Code 110	58	\$1,292	\$2,158	\$517			\$0	\$0	\$3,967
Totals for Function Code 120	30	\$654	\$1,092	\$262				\$0	\$2,008
Totals for Function Code 150	8	\$230	\$384	\$92				\$0	\$706
Totals for Function Code 160	248	\$5,717	\$9,547	\$2,289				\$0	\$17,553
Totals for Function Code 161	103	\$2,287	\$3,818	\$916				\$0	\$7,021
Totals for Function Code 162	0	\$0	\$0	\$0					\$0
Totals for Function Code 163	15	\$356	\$594	\$141					\$1,092
Expenses					\$0	\$0	\$0	\$0	\$0
Project Totals	462	\$10,535	\$17,593	\$4,219	\$0	\$0	\$0	\$0	\$32,346
Total Maximum Fee for Basic Engineering Services									\$32,346

Exhibit A
Chiang, Patel & Yerby, Inc.
Page 2 of 2

Attachment A

Cost Proposal for Work Authorization South Flores Project Preparation of Revised Storm Sewer System A Plans, Specifications and Estimate

For additional professional services of preparing the plans, specifications and estimates for the above mentioned project, we request compensation on a lump sum basis. The estimated maximum hours and dollars to accomplish this work are shown below. The breakdown for man-hours and costs per function code are shown on the following pages.

I. Basic Engineering Services

Estimate of Maximum Compensation - All Function Codes
Direct Salary Cost (See Exhibit A)

Project Manager	0 hrs@ \$34.00 = \$	0.00
Sup Design Eng.	18 hrs@ \$27.00 = \$	486.00
Design Engineer	35 hrs@ \$22.00 = \$	770.00
CADD Technician	74 hrs@ \$19.75 = \$	1,462.00
Clerical	0 hrs@ \$14.00 = \$	0.00

Total Direct Salary	\$ 2,718.00
Salary Related Cost (167%)	\$ 4,538.00
Total Labor Cost	\$ 7,256.00

Expenses

Printing and Reproduction	\$	0.00
Travel	\$	0.00
Misc. Expenses (Courier & Fax)	\$	0.00

Total Expenses	\$	0.00
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Fee (Profit)	\$	1,088.00
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Subtotal (Total Basic Fee for CP&Y)	\$	8,344.00
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Maximum Amount Payable

Total Fee (Basic Engineering Services)	\$	8,344.00
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City of San Antonio S. Flores Reconstruction Project - Re-location of Storm Sewer System A Manhour Breakdown										
Task	Project Manager	Supv. Des. Engineer	Design Engineer	CADD Tech	Clerical	Total Hou	No. of Sheets	Hrs. Per Sheet	Direct Labor	Overhead Cost
S. Flores Project										
I. Route and Design Studies (110)										
A. Preliminary Alignment Studies	0	0	0	0	0	0	0	0	\$0	\$0
B. Preliminary Cost Estimate	0	0	0	0	0	0	0	0	\$0	\$0
C. Prepare Project Design Elements Form	0	0	0	0	0	0	0	0	\$0	\$0
D. Design Concept Conference	0	0	0	0	0	0	0	0	\$0	\$0
E. Project Mgr. - Coordination / Core and Soil Hole Drilling	0	0	0	0	0	0	0	0	\$0	\$0
F. Utility Coordination	0	0	0	0	0	0	0	0	\$0	\$0
G. Design Schematic	0	0	0	0	0	0	0	0	\$0	\$0
Subtotals	0	0	0	0	0	0	0		\$0.00	\$0.00
II. Social/Economic/Environmental Studies & Public Involvement (120)										
A. Environmental Questionnaire	0	0	0	0	0	0	0	0	\$0	\$0
B. Public Involvement	0	0	0	0	0	0	0	0	\$0	\$0
C. Project Mgr. - Coordination / Environmental Division	0	0	0	0	0	0	0	0	\$0	\$0
D. Project Mgr. - Coordination / Design Enhancements	0	0	0	0	0	0	0	0	\$0	\$0
Subtotals	0	0	0	0	0	0	0		\$0.00	\$0.00
III. Field Surveying (150)										
A. Project Management - Coordination	0	0	0	0	0	0	0	0	\$0	\$0
B. Field Data Reduction & Review	0	0	0	0	0	0	0	0	\$0	\$0
Subtotals	0	0	0	0	0	0	0		\$0.00	\$0.00
IV. Roadway Design Controls (160)										
A. Data Review	0	0	0	0	0	0	0	0	\$0	\$0
B. Horizontal/Vertical Alignments - Roadway & Intersecting Streets	0	0	0	0	0	0	0	0	\$0	\$0
C. Title Sheet/Sheet Index (Update @ All Submittals)	0	0	0	0	0	0	0	0	\$0	\$0
D. Project Layout Sheets	0	0	0	0	0	0	0	0	\$0	\$0
E. Typical Sections	0	0	0	0	0	0	0	0	\$0	\$0
F. Roadway Plan/Profile	0	0	0	0	0	0	0	0	\$0	\$0
G. Misc. Details	0	0	0	0	0	0	0	0	\$0	\$0
H. Intersection Layouts	0	0	0	0	0	0	0	0	\$0	\$0
I. Utility Layouts	0	2	6	20	0	28	0	0	\$581	\$970
J. Cross Sections	0	6	0	0	0	6	0	0	\$162	\$271
K. Meetings w/COSA (3 Meetings)	0	0	0	0	0	0	0	0	\$0	\$0
L. Meetings w/Subconsultants (1/2 Month for 18 Months)	0	0	0	0	0	0	0	0	\$0	\$0
Subtotals	0	8	6	20	0	34	0		\$743.00	\$1,241.00
V. Drainage Design (161)										
A. Preliminary Hydrologic/Hydraulic Report	0	0	0	0	0	0	0	0	\$0	\$0
B. Exterior D.A. Map	0	0	0	0	0	0	0	0	\$0	\$0
C. Interior D.A. Map	0	1	4	0	0	5	1	5	\$115	\$192
D. Hydrologic/Hydraulic Calculations	0	2	8	0	0	10	2	5	\$230	\$384
E. Culvert Layouts	0	1	1	3	0	5	1	5	\$108	\$181
F. Storm Sewer Plan/Profile & Laterals	0	4	12	76	0	92	5	11	\$1,162	\$1,941
G. Misc. Details	0	1	2	0	0	3	2	5	\$190	\$316
H. Quantity Summary Sheets	0	1	0	0	0	1	1	8	\$170	\$283
Subtotals	0	10	29	80	0	93	12		\$1,974.50	\$3,297.00
VI. Signing, Pavement Markings & Signalization (162)										
A. Signing and Pavement Marking Layouts	0	0	0	0	0	0	0	0	\$0	\$0
B. Signal Layout Sheets / Details	0	0	0	0	0	0	0	0	\$0	\$0
Subtotals	0	0	0	0	0	0	0		\$0.00	\$0.00

City of San Antonio

S. Flores Reconstruction Project - Re-location of Storm Sewer System A

Manhour Breakdown

Task	Project Manager	Supv. Des. Engineer	Design Engineer	CADD Tech	Clerical	Total Hours	No. of Sheets	Hrs. Per Sheet	Direct Labor	Overhead Cost
VII. Miscellaneous (163)										
A. TCP / Sequence of Construction / Plans	0	0	0	0	0	0	0	0	\$0	\$0
B. SW3P	0	0	0	0	0	0	0	0	\$0	\$0
C. Safety Review Team Meetings (60% & 90%)	0	0	0	0	0	0	0	0	\$0	\$0
D. Temporary Traffic Signal Layouts/Details	0	0	0	0	0	0	0	0	\$0	\$0
E. Develop Quantities	0	0	0	0	0	0	0	0	\$0	\$0
F. Summary Sheets	0	0	0	0	0	0	0	0	\$0	\$0
G. Engineer's Cost Estimate	0	0	0	0	0	0	0	0	\$0	\$0
H. Construction Timeline Determination	0	0	0	0	0	0	0	0	\$0	\$0
I. General Notes, Specs, and Provisions	0	0	0	0	0	0	0	0	\$0	\$0
J. Project Management Coordination - Landscape Arch./Artist	0	0	0	0	0	0	0	0	\$0	\$0
K. Project Management Coordination - ADA Contractor	0	0	0	0	0	0	0	0	\$0	\$0
L. CADD Management	0	0	0	0	0	0	0	0	\$0	\$0
Subtotals	0	0	0	0	0	0	0		\$0.00	\$0.00
Totals for Function Code 110	0	0	0	0	0	0	0		\$0	\$0
Totals for Function Code 120	0	0	0	0	0	0	0		\$0	\$0
Totals for Function Code 150	0	0	0	0	0	0	0		\$0	\$0
Totals for Function Code 160	0	8	6	0	0	14	0		\$743	\$1,241
Totals for Function Code 161	0	10	0	0	0	10	12		\$1,975	\$3,297
Totals for Function Code 162	0	0	0	0	0	0	0		\$0	\$0
Totals for Function Code 163	0	0	0	0	0	0	0		\$0	\$0
Grand Totals	0	18	35	74	0	127	12		\$2,717.50	\$4,538.00

Breakdown of Costs for Basic Engineering Services

Function Code	Total Hours	Direct Labor	Overhead 167.00%	Fixed Fee	Print / Repro	Travel	Misc. Expenses	Subtotal Expenses	Total CP&Y Fee
Totals for Function Code 110	0	\$0	\$0	\$0			\$0	\$0	\$0
Totals for Function Code 120	0	\$0	\$0	\$0				\$0	\$0
Totals for Function Code 150	0	\$0	\$0	\$0				\$0	\$0
Totals for Function Code 160	34	\$743	\$1,241	\$298				\$0	\$2,281
Totals for Function Code 161	93	\$1,975	\$3,297	\$791				\$0	\$6,063
Totals for Function Code 162	0	\$0	\$0	\$0					\$0
Totals for Function Code 163	0	\$0	\$0	\$0					\$0
Expenses							\$0	\$0	\$0
Project Totals	127	\$2,718	\$4,538	\$1,089	\$0	\$0	\$0	\$0	\$8,344
Total Maximum Fee for Basic Engineering Services									\$8,344

Exhibit A
Chiang, Patel & Yerby, Inc.
Page 2 of 2

Received: 2/20/2004 4:04PM; ->DART NW; #14; Page 1

02/20/2004 15:19 2104948286

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PAGE 01

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Date

2/20

Page

3

From

Jeanne

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:

Chiang, Patel & Yerby, Inc.

Walter Chiang - 38%

Pete Patel - 30%

Philip Yerby - 10%

Edward Motley - 5%

Philip Armstrong - 5%

Other Owners - 12%

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

NONE

and the name of:

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

George W. Muery Services, 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:

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.

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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 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:	Amount:	Date of Contribution:
NONE		

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.

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.

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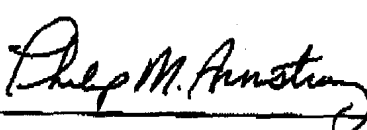
City of San Antonio Discretionary Contracts Disclosure*

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Signature: 	Title: Company: Chiang, Patel & Yerby, Inc.	Date: 2/23/04.