

**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 \$12,250 for appraisal fees incurred in land acquisition

**DATE:** May 20, 2004

**SUMMARY AND RECOMMENDATIONS**

This ordinance authorizes funds in the amount of \$12,250 payable to Dugger, Canaday, Grafe Inc. for appraisal services in connection with the Hildebrand – I.H. 10 to Breeden Metropolitan Planning Organization project (\$3,250), and the Stahl at O'Connor and Judson Reconstruction Metropolitan Planning Organization project (\$9,000). These projects are located in Council Districts 1 and 10 respectively, and are funded from General Obligations of the City.

Staff recommends the approval of this ordinance.

**BACKGROUND INFORMATION**

**Hildebrand – I.H. 10 to Breeden MPO**

There are 23 signed instruments and three condemned parcels in the 26-parcel project. Construction of this project is complete. An updated appraisal was necessary for one condemned parcel in connection with Condemnation Cause 99-ED-0029.

**Stahl at O'Connor and Judson Reconstruction MPO**

There are ten parcels to be acquired in this project. Advertisement is scheduled for November 2005 by the Texas Department of Transportation, with construction to begin in February 2006, and scheduled to be completed in August 2007. The scope of this project includes street reconstruction to five lanes and associated drainage and traffic improvements. Project is funded through construction and is currently under design phase A.

## **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**

### **Hildebrand – I.H. 10 to Breeden MPO**

This is a one-time capital improvement expenditure within budget and is not included in the FY04-FY09 Capital Improvement Program Budget. Funds in the amount of \$3,250 are available from 2002 Certificates of Obligation.

### **Stahl at O'Connor and Judson Reconstruction MPO**

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 \$9,000 are available from 1999-2004 General Obligation Street Improvement Bonds.

Funds in the amount of \$12,250 are available from the following funding sources and authorized payable to Dugger, Canaday, Grafe, Incorporated:

2002 Certificates of Obligation	\$ 3,250
1999-2004 General Obligation Street Improvement Bonds	<u>\$ 9,000</u>
	\$12,250

## **COORDINATION**

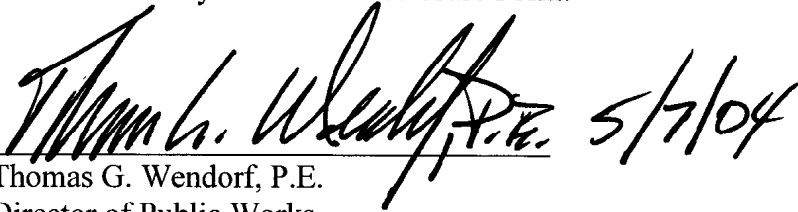
This ordinance was coordinated with the City Attorney's Office, the Finance Department, the Office of Management and Budget, and the Texas Department of Transportation.

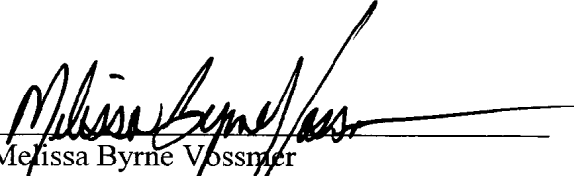
## **SUPPLEMENTARY COMMENTS**

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

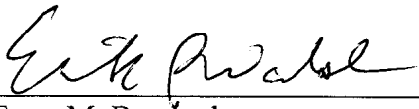
## ATTACHMENTS

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: HILDEBRAND AVENUE FROM I.H. 10 TO BREEDEN (MPO)**  
**PROJECT**  
Council District 1

**Budget Information:**

This is a one-time capital improvement expenditure.

Funds in the amount of \$3,250 are not included in the FY04-FY09 Capital Improvement Program Budget.

Funds are available from 2002 Certificates of Obligation fund balance 43-172 for 43-617012, Index Code 560557

This item is within budget.

This item represents a portion of a total estimated project cost of \$814,120.

1996 Certificates of Obligation Original Budget	\$325,000
Subsequent budget approvals	<u>\$489,120</u>
Total approved budget-to-date	\$814,120

**Project Name: STAHL AT O'CONNOR AND JUDSON RECONSTRUCTION (MPO)**  
**PROJECT**  
Council District 10

**Budget Information:**

This is a one-time capital improvement expenditure.

Funds in the amount of \$9,000 are included in the FY04-FY09 Capital Improvement Program Budget.

Funds are available from 1999 General Obligation Street Improvement Bonds transferred to Fund 45-970016, Index Code 692293.

This item is within budget.

This item represents a portion of a total estimated City project cost of \$1,309,915.

1999 Street Bonds Original Budget	\$ 456,000
Subsequent budget approvals	<u>\$ 875,515</u>
Total approved budget-to-date	\$1,331,515

## 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:

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

DUGGER, CANADAY, GRAFE, INC.

and the name of:

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

NONE

and the name of:

(B) any individual or business entity that is known to be a partner or a parent or subsidiary business entity, or any individual or business entity who would be a party to the discretionary contract:

NONE

<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.

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(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 question as to whether any city official or employee would violate Section H of Part B, Improper Economic Benefit, by participating in official action relating to the discretionary contract.

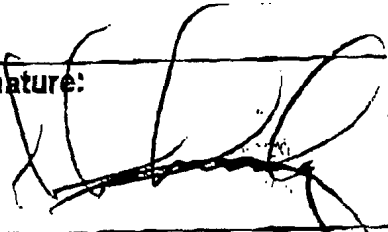
NONE

<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.

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State "Not Applicable" for questions that do not apply.

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Signature: 	Title: <b>PRESIDENT</b>	Date: <b>2/23/04</b>
Company: <b>DUGGER, CANADAY, GRAFE, INC.</b>		