

**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; Peter Zanoni; Milo D. Nitschke; and file

**SUBJECT:** Goliad Road – Pecan Valley to Military, Phase 1

**DATE:** June 10, 2004

**SUMMARY AND RECOMMENDATIONS**

This ordinance amends the professional services agreement and authorizes funds in the amount of \$2,500.00 payable to Don Durden, Inc. dba Civil Engineering Consultants (CEC), for additional surveying services associated with the Goliad Road – Pecan Valley to Military, Phase 1 project, an authorized 1994-1999 General Obligation Drainage Improvement Bond funded project located in Council District 3.

Staff recommends approval of this ordinance.

**BACKGROUND INFORMATION**

This project provides for the reconstruction of Goliad Road from Pecan Valley to Military Drive and includes 6-foot sidewalks, curbs, and driveway approaches. It also provides for a 44-foot wide, 4-lane street section and underground storm system to improve drainage on Goliad Road. This project is Phase 1 of a multi-phase project. Construction on this project is scheduled to begin February 2005 and be completed May 2006.

This ordinance will amend the professional services agreement and provide compensation to CEC for additional surveying services, which were not included in the original proposal to complete the project. The Diamond Shamrock Service Station at the northwest corner of S.E. Military Drive and Goliad was recently reconstructed. During reconstruction, the location of the driveways and other facilities were changed as part of its rehabilitation making the existing topographic survey inaccurate. In order to properly complete the design, CEC must resurvey the improvements. The consultant's proposal is included herein as Attachment 2.

This professional service contract was originally approved by City Ordinance Number 81854 on March 16, 1995 and initially authorized \$180,000. Subsequent ordinances have authorized additional funds in the amount of \$133,142.08. This ordinance will increase the total authorized for this professional service contract to \$315,642.08.

## **POLICY ANALYSIS**

Approval of this ordinance will be a continuation of City Council policy to complete 1994-1999 General Obligation Drainage Improvement Bond funded Capital Improvement 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 \$2,500.00 are available from 1994-1999 General Obligation Drainage Improvement Bond, and are authorized payable to Don Durden Inc. dba Civil Engineering Consultants (CEC).

## **COORDINATION**

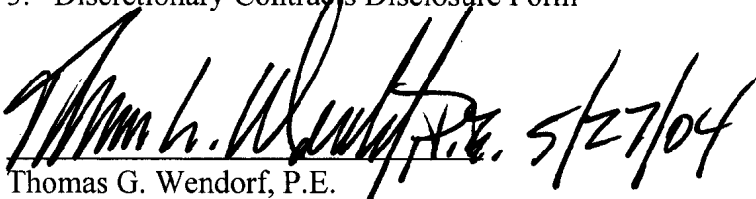
This request for ordinance has been coordinated with the Office of Management and Budget and the Finance Department.

## **SUPPLEMENTARY COMMENTS**

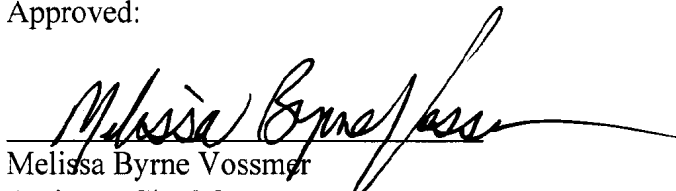
The Discretionary Contracts Disclosure Form required by the Ethics Ordinance is attached.

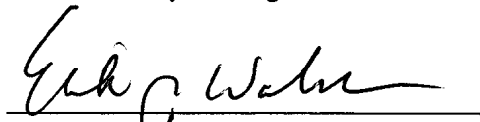
## **ATTACHMENTS**

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

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

Approved:

  
Melissa Byrne Vossmer  
Assistant City Manager

  
Terry M. Brechtel  
City Manager

# GOLIAD RD. PHASE I

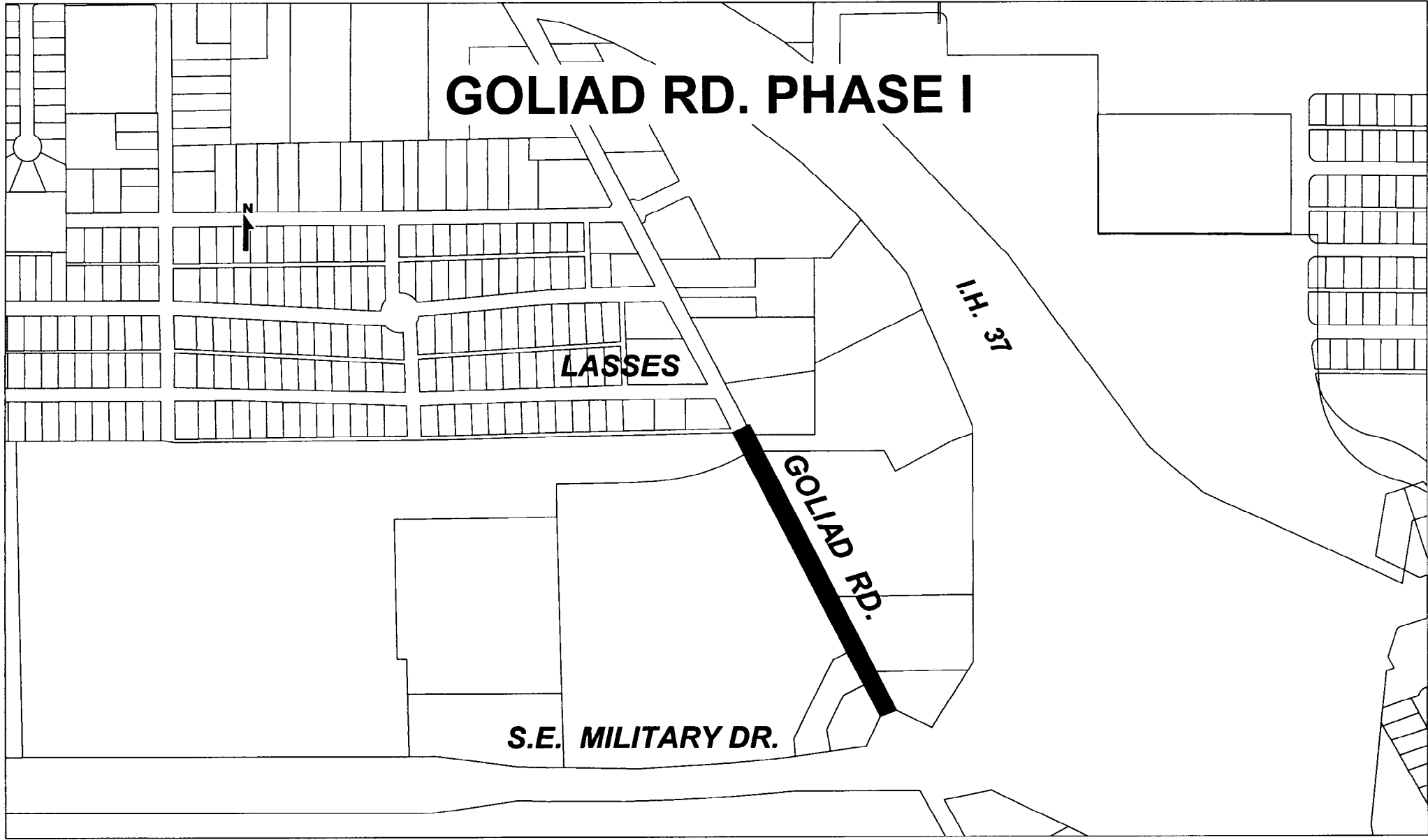
N

LASSES

I.H. 37

GOLIAD RD.

S.E. MILITARY DR.





CIVIL ENGINEERING CONSULTANTS  
DON DURDEN, INC.

MUNICIPAL • DEVELOPMENT  
SURVEYING • TRANSPORTATION

May 17, 2004

Mr. Samuel Hutchins IV, P. E.  
Capital Projects Engineer  
City of San Antonio, Department of Public Works  
P. O. Box 839966  
San Antonio, TX 78283-3966

Reference: **Goliad Road Outfall Channel**  
**CEC Project Number E0167305**

Subject: **Proposal for Additional Surveying Services**

Dear Mr. Hutchins:

It has come to our attention that the Diamond Shamrock Service Station at the northwest corner of S. E. Military Drive and Goliad has been recently reconstructed and has changed the location of its driveways and other facilities as part of its rehabilitation. In order to properly complete the project and obtain the permit from TxDOT to construct this project, CEC needs to survey the improvements within the street rights-of-way in this area. The cost to survey these improvements was not included in our proposal to complete this project. Therefore, it is requested that the City authorize additional services in the amount of \$2,500.00 to obtain the topographic features in this area.

If you have any questions, please call me at 641-9999.

Very Truly Yours,

**CIVIL ENGINEERING CONSULTANTS**

Kenneth W. Thomas, Jr., P. E., R. P. L. S.  
Principal & Public Works Division Manager

D:\data\MUNICIPAL\E0167305\Contract\2004AddSurveyProp.doc

## 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:

Don Durden, P.E., R.P.L.S., 85.834% Ownership, President  
Ken Thomas, P.E., R.P.L.S., 3.75% Ownership, Principal – Public Works Division Manager  
Chester Varner, R.P.L.S., 2.75% Ownership, Principal – Senior Project Surveyor  
Alan Lindskog, P.E., R.P.L.S., 2.50% Ownership, Principal- Senior Project Manager  
Ken Koch, P.E., 1.9% Ownership, Principal-V.P./Director of Business Development  
Joe Nix, P.E., R.P.L.S., P.T.O.E., 1.25% Ownership, Principal – Senior Project Engineer  
Garland Galm, P.E., 1.22% Ownership, Principal-Transportation Division Manager  
Mike Haberer, R.P.L.S., 0.55% Ownership, Principal-Survey Division Manager  
Matt Van Wicklen, P.E., 0.25% Ownership, Principal – Vice President Employee Benefits

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

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

N/A

(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;

N/A

(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.

N/A

### 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 member of City Council, or to any political action committee that contributes to City Council elections, by any individual or business entity whose identity must be by an disclosed under (1), (2) or (3) above. Indirect contributions entity include, but are not limited to, contributions made through the officers, owners, or registered lobbyists of the entity.

Whom Made To:	Amount:	Date of Contribution:
Bobby Perez	\$100	8/6/02
Bonnie Conner	\$100	8/6/02
Carroll Schubert	\$100	8/6/02
Toni Moorhouse	\$100	8/14/02
Ed Garza	\$300	8/14/02

# City of San Antonio


## Discretionary Contracts Disclosure

For use of this form see City of San Antonio Ethics Code, Part D, Section 1&2

Whom Made To:	Amount:	Date of Contribution:
David Carpenter	\$100	10/21/02
Enrique Barrera	\$100	10/21/02
Carroll Schubert	\$150	5/1/03
Julian Castro	\$100	5/1/03
Enrique Barrera	\$150	5/1/03
Toni Moorhouse	\$150	5/1/03
John Clamp	\$150	5/1/03
Ed Garza	\$150	5/1/03
Roger Flores	\$150	5/21/03
Joel Williams	\$150	5/21/03
Richard Perez	\$150	5/21/03
Patty Radle	\$150	5/21/03
Art Hall	\$150	5/21/03
Chip Haas	\$150	5/21/03
Richard Perez	\$150	9/26/03
Carroll Schubert	\$1,000	2/19/04

### 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>1</sup> as to whether any city official would violate Section 1 of Part B by participating in official action relating to the discretionary contract.

<b>Signature:</b> 	<b>Title:</b> Principal <b>Company:</b> Civil Engineering Consultants	<b>Date:</b> 5/21/04

<sup>1</sup> For purpose of this rule, facts are "reasonably understood to "raise a question" about the appropriateness of official action if a disinterested person would conclude that facts, if true, require recusal or require careful consideration of whether or not recusal is required.