

**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 \$4,350 for appraisal fees incurred in land acquisition

DATE: September 2, 2004

SUMMARY AND RECOMMENDATIONS

This ordinance authorizes funds in the amount of \$4,350 payable to Dugger, Canaday, Grafe Inc. for appraisal services in connection with the Hildebrand – I.H. 10 to Breeden Metropolitan Planning Organization project located in Council District 1. This project is funded from Certificates of Obligation.

Staff recommends the approval of this ordinance.

BACKGROUND INFORMATION

There are 23 signed instruments and three condemned parcels in the 26-parcel project. Construction of this project is complete. Appraisal testimony from the firm of Dugger, Canaday, Grafe, Incorporated was necessary for one condemned parcel in connection with Condemnation Cause 99-ED-0029.

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

This is a one-time capital improvement expenditure within budget and not included in the FY04-FY09 Capital Improvement Program Budget. Approval of this ordinance will appropriately modify the Capital Budget. Funds in the amount of \$4,350 are available from 2002 Certificates of Obligation and authorized payable to Dugger, Canaday, Grafe, Incorporated.

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.

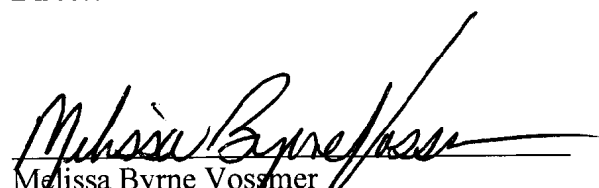
SUPPLEMENTARY COMMENTS

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

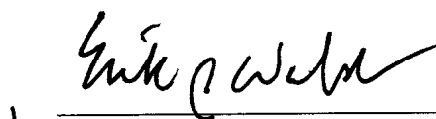
ATTACHMENTS

1. Discretionary Contracts Disclosure Form.

 P.E. 8/20/04
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 \$4,350 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 \$941,913.

1996 Certificates of Obligation Original Budget	\$ 325,000
Subsequent budget approvals	<u>\$ 616,913</u>
Total approved budget-to-date	\$ 941,913

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
for the discretionary contract is the subject of council action, and no later than five (5) business days after any change
out which information is required to be filed.

discretionary contract:

(1) the identity of any individual who would be a party to the discretionary contract.

NONE

(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 of any individual or business entity who would be a party to the discretionary contract.

NONE

* 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.

(8) 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

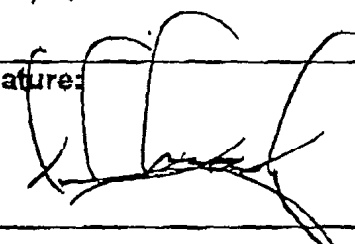
Political Contributions

Any individual or business entity seeking a discretionary contract from the city must disclose in connection with a Qualifications Document 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 (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 Qualifications Documents

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 1 of Part B, Municipal Economic Benefit by participating in official action relating to the discretionary contract.

NONE		
Signature: 	Title: DRES Company: DUGGER, CANADAY, GRAFE, INC	Date: 6/2/04

* 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.