

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

SUBJECT: Ordinance authorizing payment of \$2,400 for appraisal fees incurred in land acquisition

DATE: September 2, 2004

SUMMARY AND RECOMMENDATIONS

This ordinance authorizes funds in the amount of \$2,400 payable to Eckmann Groll Incorporated for appraisal services in connection with the Mission Trails Package IV project (\$1,400), Science Park Drainage #58 H, I & J project (\$750), and the Wurzbach Parkway Phase V project (\$250). These projects are located in various City Council Districts and are funded from General Obligations of the City.

Staff recommends the approval of this ordinance.

BACKGROUND INFORMATION

Mission Trails Package IV

The City of San Antonio requires the acquisition of property on Mission Road for the purpose of drainage, street and parking improvements to connect San Antonio's five historic missions. Advertisement is scheduled for January 2005, with construction to start in April 2005, and is scheduled to be completed in April 2006. The scope of this project includes street and drainage improvements and enhancements on Mission Road from Mitchell to Roosevelt and on Roosevelt from Mission Road to St. Mary's Street. The project is not funded for construction at this time.

Science Park Drainage #58 H, I and J

There are 34 signed instruments and 7 condemned parcels in the 42 parcel project. Title curatives have been cleared on the remaining parcel of land. Construction on this project is complete.

Wurzbach Parkway Phase V

The City of San Antonio entered into a contractual Agreement for Right of Way Procurement with the Texas Department of Transportation to acquire certain parcels of property for right of way for the Wurzbach Parkway (PASS project). Agreements with the Texas Department of Transportation for right of way procurement were authorized by City Council Ordinance No. 68846 dated February 16, 1989 and Ordinance No. 77668 dated March 25, 1993. Phase V of this project is currently funded for design only. The scope of this project includes the construction of a four-lane divided roadway and limited access from Northwest Military Highway to Blanco Road and then continuing from Blanco Road to U.S. 281.

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

Mission Trails Package IV

This is a one-time capital improvement expenditure within budget and is included in the FY04-FY09 Capital Improvement Program Budget. Funds in the amount of \$1,400 are available from 2002 Certificates of Obligation.

Science Park Drainage #58 H, I and J

This is a one-time capital improvement expenditure within budget and is included in the FY04-FY09 Capital Improvement Program Budget. Funds in the amount of \$750 are available from 1994 General Obligation Drainage Improvement Bonds.

Wurzbach Parkway Phase V

This is a one-time capital improvement expenditure within budget and is included in the FY04-FY09 Capital Improvement Program Budget. Funds in the amount of \$250 are available from from 2002 Issued Certificates of Obligation.

Funds in the amount of \$2,400 are available from the following funding sources and authorized payable to Eckmann Groll, Incorporated:

1994 General Obligation Drainage Improvement Bonds	\$ 750
2002 Certificates of Obligation	<u>\$1,650</u>
	\$2,400

COORDINATION


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

SUPPLEMENTARY COMMENTS

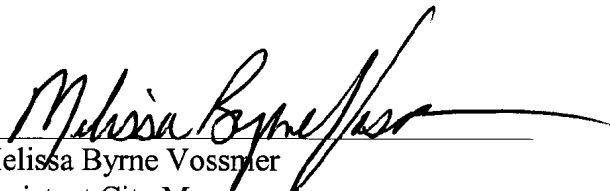
The Discretionary Contracts Disclosure Form required by the Ethics Ordinance is attached.

ATTACHMENTS

1. Discretionary Contracts Disclosure Form

 PE 08/20/04

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: MISSION TRAILS PACKAGE IV MPO PROJECT

Council Districts 1, 3, and 5

Budget Information:

This is a one-time capital improvement expenditure.

Funds in the amount of \$1,400 are included in the FY04-FY09 Capital Improvement Program Budget.

Funds are available from 2002 Certificates of Obligation to be transferred to Fund 45-979083.

This item is within budget.

This item represents a portion of a total estimated project cost of \$1,152,684.

1999 General Obligation Bonds Original Budget	\$ 400,000
Subsequent budget approvals	<u>\$ 798,972</u>
Total approved budget-to-date	\$1,198,972

Project Name: SCIENCE PARK DRAINAGE #58 H, I AND J PROJECT

Council District 7

Budget Information:

This is a one-time capital improvement expenditure.

Funds in the amount of \$750 are not included in the FY04-FY09 Capital Improvement Program Budget.

Funds are available from 1994 General Obligation Drainage Improvement Bonds.

This item is within budget.

This item represents a portion of a total estimated project cost of \$1,405,142.

Additional funds are available in Fund 45-467009 by canceling an encumbrance in the amount of \$750 in Index code 612846, PS 90417B and transferring said amount to Index Code 554584.

1987 General Obligation Drainage Bonds Original Budget	\$ 600,000
Subsequent budget approvals	<u>\$ 805,142</u>
Total approved budget-to-date	\$1,405,142

Project Name: WURZBACH PARKWAY PHASE V
Council District 9

Budget Information:

This is a one-time capital improvement expenditure.

Funds in the amount of \$250 are included in the FY04-FY09 Capital Improvement Program Budget.

Funds are available from 2002 Issued Certificates of Obligation

This item is within budget.

This item represents a portion of a total estimated project cost of \$667,100.

2002 Street Certificates of Obligation Original Budget	\$ 667,100
Subsequent budget approvals	<u>\$ 00</u>
Total approved budget-to-date	\$ 667,100

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

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.

City of San Antonio

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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: President Company: Eckmann Groll, Inc.	Date: April 19, 2004

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.