

**CITY OF SAN ANTONIO  
PUBLIC WORKS DEPARTMENT  
CITY COUNCIL AGENDA MEMORANDUM**

**TO:** Mayor and City Council

**FROM:** Thomas G. Wendorf, P.E., Director of Public Works

**SUBJECT:** Ordinance authorizing the expenditure of \$57,301 for Fee Simple Title to one parcel and title fees in connection with the Stahl at O'Connor and Judson Reconstruction Project

**DATE:** January 6, 2005

**SUMMARY AND RECOMMENDATIONS**

This ordinance authorizes funds in the amount of \$57,301 payable to Lawyers Title of San Antonio as escrow agent for Corporation of the Presiding Bishop of the Church of Jesus Christ of Latter-Day Saints, for Fee Simple Title to one parcel of land (\$55,301), and Title Fees (\$2,000), in connection with the Stahl at O'Connor and Judson Reconstruction project, an authorized 1999 General Obligation Street Improvement Bond and Metropolitan Planning Organization (MPO) project, located in Council District 10.

Staff recommends the approval of this ordinance.

**BACKGROUND INFORMATION**

The scope of work for this project includes the reconstruction and widening of the existing two-lane roadways to four-lanes with left turn lanes at Judson and O'Connor. Advertisement for project construction services is scheduled for February 2006. Construction is anticipated to begin in May 2006, and to be completed in November 2007.

**POLICY ANALYSIS**

The acquisition of this property is necessary to complete the real estate transaction for this project. Approval of this ordinance will be a continuation of City Council policy to complete previously approved Capital Improvement Projects.

**FISCAL IMPACT**

This is a one-time capital improvement expenditure within budget and included in the FY05-FY10 Capital Improvement Program Budget. Funds in the amount of \$57,301 are available from 1999 General Obligation Street Improvement Bond funds and are authorized payable to Lawyers Title of San Antonio.

### COORDINATION

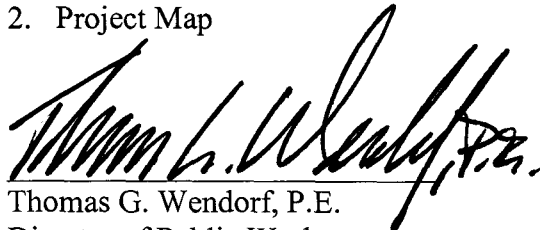
This ordinance was coordinated with the City Attorney's Office, the Finance Department, the Office of Management and Budget, and the Texas Department of Transportation.

### SUPPLEMENTARY COMMENTS

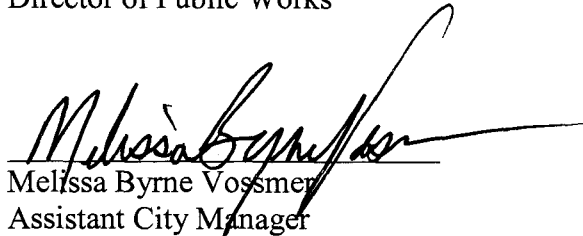
The Discretionary Contracts Disclosure Form required by the Ethics Ordinance is attached.

### ATTACHMENTS

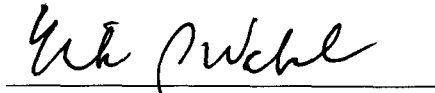
1. Disclosure Form
2. Project Map



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



Melissa Byrne Vossmer  
Assistant City Manager



J. Rolando Bono  
Interim City Manager

## 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:

N/A

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

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and the name of:

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

N/A

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:

LANDAMERICA  
LAWYERS TITLE OF SAN ANTONIO

<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.

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 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:
N/A		

### Disclosures in Proposals

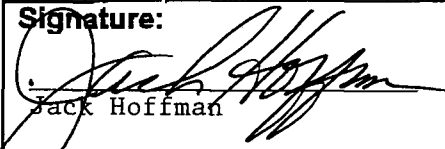
Any individual or business entity seeking a discretionary contract with the city shall disclose any known facts which, reasonably understood, raise a question<sup>2</sup> as to whether any city official or employee would violate Section 1 of Part B, Improper Economic Benefit, by participating in official action relating to the discretionary contract.

<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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Attach additional sheets if space provided is not sufficient.  
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<b>Signature:</b>  Jack Hoffman	<b>Title:</b> Senior Vice-President  <b>Company:</b> LANDAMERICA LAWYERS TITLE OF SAN ANTONIO	<b>Date:</b> 12/7/04

# STAHL @ O'CONNOR & JUDSON RECONSTRUCTION

