

**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: Cardiff Area Drainage Improvements

DATE: February 3, 2005

SUMMARY AND RECOMMENDATIONS

This ordinance amends a professional service contract in the amount of \$25,466.40 funded by San Antonio Water System (SAWS funds), payable to Brown Engineering Co., an SBE firm, for professional engineering services, in connection with the Cardiff Area Drainage Improvements, an authorized 2003-2007 General Obligation Drainage Improvement Bond funded project located in Council District 2. A commitment from SAWS has been received to reimburse the City for the aforementioned engineering services.

Staff recommends approval of this Ordinance.

BACKGROUND INFORMATION

This ordinance authorizes payment to Brown Engineering Co. for engineering services in connection with SAWS waterline and sewer adjustments made in connection with the design phase of this project. SAWS has committed to reimbursing the City for these costs.

The Cardiff Area Drainage project provides for the construction of a storm sewer outfall along Aransas Avenue from IH-10 to Honey Boulevard and an asphalt overlay for the same project limits. The Project construction is scheduled to begin March 2005 and is anticipated to be completed by November 2005.

This professional services agreement was originally approved by City Council through Ordinance Number 81037 on November 3, 1994, and initially authorized \$15,000 for services related to this project. Subsequent Council action has increased this contract amount to \$82,583. This ordinance will increase the total authorized for this professional services agreement to \$108,049.40. This project was started as a CDBG funded, design only, contract and was placed on hold until the 2003-2007 General Obligation Drainage Improvement Bond provided construction funding.

POLICY ANALYSIS

Approval of this ordinance will be a continuation of City Council policy to complete previously approved 2003-2007 General Obligation Drainage Improvement Bond funded projects.

FISCAL IMPACT

This is a one-time capital improvement expenditure within budget and included in the FY 05-10 Capital Improvement Program Budget. Funds in the amount of \$25,466.40 are available from San Antonio Water System (SAWS funds) and are authorized payable to Brown Engineering.

COORDINATION

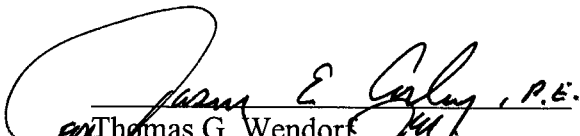
This request for ordinance has been coordinated with the Office of Management and Budget and the Finance Department.

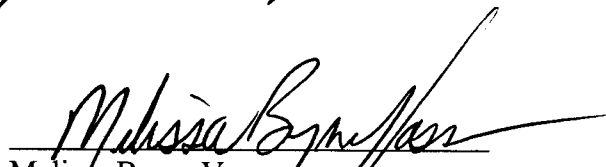
SUPPLEMENTARY COMMENTS

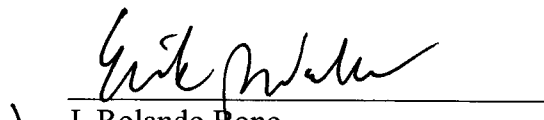
The Discretionary Contract Disclosure Form required by the Ethics Ordinance is attached.

ATTACHMENTS

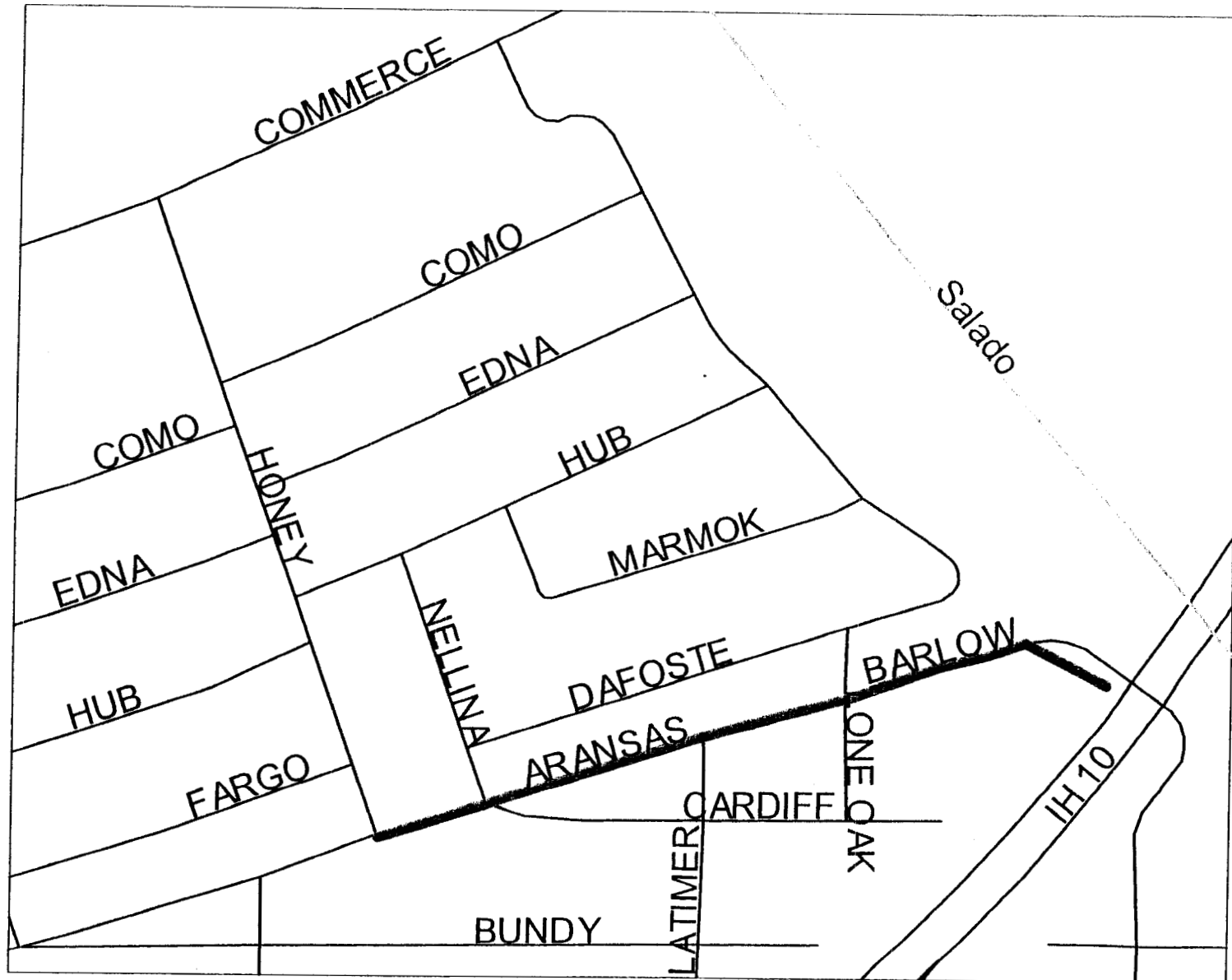
1. Project Map
2. Letter from SAWS to pay Consultant
3. Discretionary Contracts Disclosure Form


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


Melissa Byrne Vossmer
Assistant City Manager


J. Rolando Bono
Interim City Manager

CARDIFF AREA DRAINAGE IMPROVEMENTS





Our Water. Our Future.

August 3, 2004

Mr. Jeffrey J. Brown, P.E.
President
Brown Engineering, Co.
1000 Central Parkway N., Suite 100
San Antonio, Texas 78232

RE: Cardiff: Aransas to Dead End
Additional Professional Services
SAWS Water Job No. 95-5064/04-5525

95-5582

Dear Mr. Brown:

Your proposals dated March 25, 2004, a copy of which is attached in the Lump Sum amount of \$10,460.00 for water work and \$17,836.00 for sewer work for professional engineering services in connection with the above referenced project is accepted. You are hereby authorized to proceed.

Should you require additional information, please contact me at 704-7129.

Sincerely,

Thomas L. Carrasco, P.E.
Manager
Governmental Division

cc: Ed Fritz - SAWS
Gerardo Gomez - SAWS
Joe Carreno, P.E. - SAWS
File

RECEIVED

OCT - 4 2004

Contract
Administration

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;

Not Applicable.

- (2) the identity of any business entity¹ that would be a party to the discretionary contract

Prime: Brown Engineering Co.

and the name of:

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

Subcontractors:

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.

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.

² 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.

City of San Antonio
Discretionary Contracts Disclosure
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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.

Not Applicable.

Political Contributions

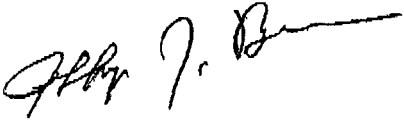
Any individual or business entity seeking a discretionary contract from the City must disclose in connection with a proposal for a discretionary contract all political contributions totaling one hundred dollars (\$100) or more within the past twenty-four(24) months made directly or indirectly to any *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:
John Clamp	\$500.00	March 2003

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:	Date:
	President	
	Company:	
	Brown Engineering Co.	January 18, 2005

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² 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.