

**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: Lawyers Title of San Antonio – Title Fees
DATE: August 11, 2005

SUMMARY AND RECOMMENDATIONS

This ordinance authorizes funds in the amount of \$1,662.38 payable to Lawyers Title of San Antonio for title fees in connection with the Ashley Road – Bascum to South Flores Project (\$400), located in Council District 3; Escalon Street #1008 Drainage Project (\$235.86), located in Council District 3; James Park Development and Holbrook Road Improvements Project (\$200.00), located in Council District 2; Pecan Valley – I.H. 10 to J Street, a Metropolitan Planning Organization project (\$540.66), located in Council District 2; and the Pleasanton Road – Southcross to Mayfield, a Metropolitan Planning Organization Project (\$285.86), located in Council District 3. These projects are funded from General Obligations of the City.

Staff recommends the approval of this ordinance.

BACKGROUND INFORMATION

Ashley Road – Bascum to South Flores Project

There are 58 signed instruments in the 60-parcel project. Two parcels were submitted to the City Attorney's Office for condemnation proceedings. Construction on this project is complete.

Escalon Street #1008 Drainage Project

There are 10 signed instruments in this 10-parcel project. Construction on this project is complete.

James Park Development and Holbrook Road Improvement Project

There are two signed instruments in this two-parcel project. Construction on this project is scheduled to start in October 2005 with completion projected in April 2006. The scope of this project provides for drainage, roadway and intersection improvements at the intersection of Rittiman and Holbrook. An 8-foot wide shared path will be installed on Holbrook from Eisenhower to Aina, and on Aina from Holbrook to Rittiman.

Pecan Valley – I.H. 10 to J Street Project (MPO)

There are 33 signed instruments and three condemned parcels in the 36-parcel project. Construction on this project is complete.

Pleasanton Road – Southcross to Mayfield (MPO) Project

There are 17 signed instruments and three condemned parcels in the 20-parcel project. Construction on this project is complete.

POLICY ANALYSIS

Approval of this ordinance for payment of title research fees and closing costs is necessary to complete the real estate transactions in these projects. Approval of this ordinance will be a continuation of City Council policy to complete previously approved Capital Improvement Projects.

FISCAL IMPACT**Ashley Road – Bascum to South Flores Project**

This is a one-time capital expenditure not within budget and not included in FY05-FY10 Capital Improvement Program Budget. Approval of this ordinance will appropriately modify the Capital Budget. Funds in the amount of \$400 are available from 1994 General Obligation Street Improvement Bonds.

Escalon Street #1008 Drainage Project

This is a one-time capital improvement expenditure not within budget and not included in FY05-FY10 Capital Improvement Program Budget. Approval of this ordinance will appropriately modify the Capital Budget. Funds in the amount of \$235.86 are available from 1994 General Obligation Drainage Improvement Bonds.

James Park Development and Holbrook Road Improvement Project

This is a one-time capital expenditure within budget and included in the FY05-FY10 Capital Improvement Program Budget. Funds in the amount of \$200 are available from 1994 General Obligation Drainage Improvement Bonds.

Pecan Valley – I.H. 10 to J Street (MPO) Project

This is a one-time capital improvement expenditure within budget and not included in the FY05-FY10 Capital Improvement Program Budget. Approval of this ordinance will appropriately modify the Capital Budget. Funds in the amount of \$540.66 are available from 1996 Certificates of Obligation.

Pleasanton Road – Southcross to Mayfield (MPO) Project

This is a one-time capital improvement expenditure within budget and is included in the FY05-FY10 Capital Improvement Program Budget. Funds in the amount of \$285.86 are available from 2002 Certificates of Obligation.

Funds in the amount of \$1,662.38 are available from the following funding sources and authorized payable to Lawyers Title of San Antonio:

1994 General Obligation Drainage Improvement Bonds	\$ 435.86
1996 Certificates of Obligation	\$ 400.00
1999 General Obligation Street Improvement Bonds	\$ 540.66
2002 Certificates of Obligation	<u>\$ 285.86</u>
	\$1,662.38

COORDINATION


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

SUPPLEMENTARY COMMENTS

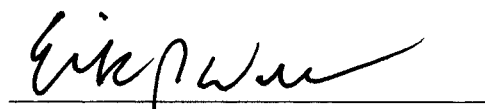
The Discretionary Contracts Disclosure Form required by the Ethics Ordinance is attached.

ATTACHMENTS

1. Discretionary Contracts Disclosure Form


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


Melissa Byrne Vossmer
Assistant City Manager


J. Rolando Bono
City Manager

City of San Antonio
Discretionary Contracts Disclosure

*For use of this form, see Section 2-59 through 2-61 of the City Code (Ethics Code)
Attach additional sheets if space provided is not sufficient.*

(1) Identify any individual or business entity¹ that is a **party to the discretionary contract:**

(2) Identify any individual or business entity which is a **partner, **parent** or **subsidiary** business entity, of any individual or business entity identified above in Box (1):**

☐ **No partner, parent or subsidiary; or**

List partner, parent or subsidiary of each party to the contract and identify the corresponding party:

LandAmerica
Lawyers Title of San Antonio

(3) Identify any individual or business entity that would be a **subcontractor on the discretionary contract.**

☒ **No subcontractor(s); or**

List subcontractors:

(4) Identify any **lobbyist or **public relations firm** employed by any party to the discretionary contract for purposes related to seeking the discretionary contract.**

☒ **No lobbyist or public relations firm employed; or**

List lobbyists or public relations firms:

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. A sole proprietor should list the name of the individual and the d/b/a, if any.

(5) Political Contributions

List all political contributions totaling one hundred dollars (\$100) or more within the past twenty-four (24) months made 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 Box (1), (2), (3) or (4) above, or by the officers, owners of any business entity listed in Box (1), (2) or (3):

☒ No contributions made; If contributions made, list below:

By Whom Made:	To Whom Made:	Amount:	Date of Contribution:

(6) Disclosures in Proposals

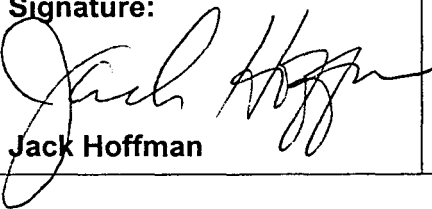
Any individual or business entity seeking a discretionary contract with the city must disclose any known facts which, reasonably understood, raise a question² as to whether any city official or employee would violate Section 2-43 of the City Code (Ethics Code), ("conflicts of interest") by participating in official action relating to the discretionary contract.

☒ Party not aware of facts which would raise a "conflicts-of-interest" issue under Section 2-43 of the City Code; or

Party aware of the following facts:

This form is required to be supplemented in the event there is any change in the information 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, whichever occurs first.

Signature:


Jack Hoffman

Title: Vice-President

Company or D/B/A:

LandAmerica
Lawyers Title of San Antonio

Date:

05/19/05

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.