

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

CONSENT AGENDA

ITEM NO. 20

TO: Mayor and City Council

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

SUBJECT: Appraisal Services – Marbach Road Phase I – Military Drive to Pinn Road

DATE: March 31, 2005

SUMMARY AND RECOMMENDATIONS

This ordinance authorizes funds in the amount of \$2,400.00 payable to James W. Ponton, MAI, for appraisal services in connection with the Marbach Road Phase I – Military Drive to Pinn Road project, an authorized 2003-2007 General Obligation Street Improvement Bond project, located in Council District 6.

Staff recommends the approval of this ordinance.

BACKGROUND INFORMATION

The scope of this project provides for the total reconstruction of Marbach Road from Pinn Road to 200 feet west of Military Drive and will include curbs, sidewalks, and necessary drainage. Advertisement is scheduled for April 2006 with construction anticipated to start in July 2006 and completion projected for December 2007.

POLICY ANALYSIS

Approval of this ordinance will be a continuation of City Council policy to complete 2003-2007 General Obligation Street Improvement Bond funded Capital Improvement Projects.

FISCAL IMPACT

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 \$2,400 are available from 2003-2007 General Obligation Street Improvement Bonds, and authorized to be appropriated and payable to James W. Ponton, MAI.

COORDINATION

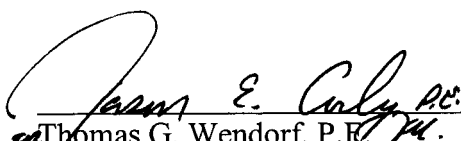
This ordinance was coordinated with the Finance Department, the Office of Management and Budget, and the City Attorney's Office.

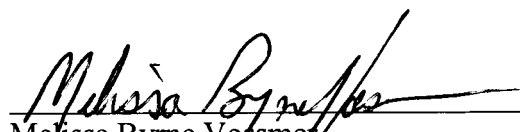
SUPPLEMENTARY COMMENTS

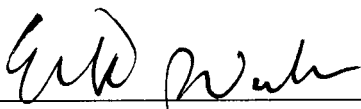
The Discretionary Contracts Disclosure Form required by the Ethics Ordinance is attached.

ATTACHMENTS

1. Discretionary Contracts 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 Section 2-59 through 2-61 of the City Code (Ethics Code)
Attach additional sheets if space provided is not sufficient.
State "Not Applicable" for questions that do not apply.*

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:

James Wallace Ponton

and /or

(2) the identity of any **business entity**¹ that would be a party to the discretionary contract:

James Wallace Ponton LLC
dba
James W. Ponton and Associates

and the name of:

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

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;

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.

(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

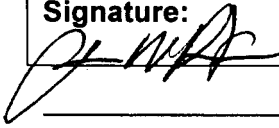
Any individual or business entity seeking a discretionary contract from the city must disclose in connection with a proposal for a discretionary contract all political contributions totaling one hundred dollars (\$100) or more within the past twenty-four (24) months made directly or indirectly to any *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 individual or an entity include, but are not limited to, contributions made by the officers, owners, attorneys, or registered lobbyists of the individual or the entity.

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

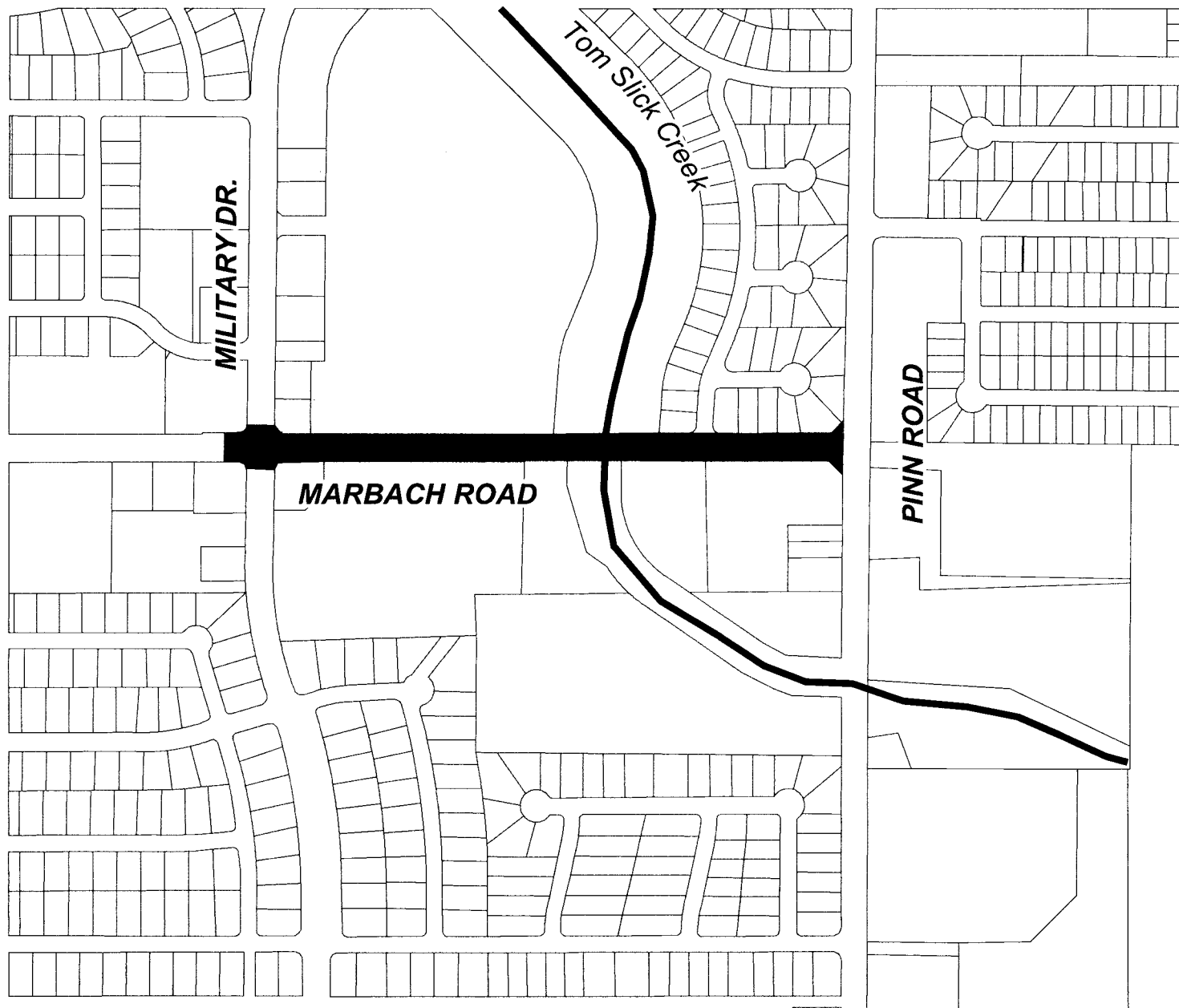
Disclosures in Proposals

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 2-43 of the City Code (Ethics Code), by participating in official action relating to the discretionary contract.

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, whichever occurs first.

Signature: 	Title: <i>Owner</i>	Date: <i>3-24-05</i>
--	---------------------	----------------------

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
Department of Public Works
Capital Programs Division

Marbach Phase I - Military to Pinn

Scale: None
Nov. 10, 2004
DEH

