

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

CONSENT AGENDA

ITEM NO. 14

TO: Mayor and City Council

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

SUBJECT: Indefinite Delivery Professional Services Agreement Work Order – FY 2004
Intelligent Transportation Systems Deployment Program Development of Grant
Proposal

DATE: October 6, 2005

SUMMARY AND RECOMMENDATIONS

This ordinance accepts a proposal and appropriates funds in the amount of \$20,557.25 for traffic engineering services to be provided by Post, Buckley, Schuh & Jernigan, Inc. (PBS&J) under a previously authorized Indefinite Delivery Professional Services Agreement for City-wide traffic engineering services, for the development of a study proposal to be submitted to the Federal Highway Administration (FHWA) for funding consideration from FY 2004 Intelligent Transportation Systems (ITS) Deployment Program funds.

Staff recommends approval of this ordinance and recommends it go into effect immediately.

BACKGROUND INFORMATION

The development of a City of San Antonio ITS Integration and Deployment Plan is an effort to further enhance the City's ITS program through integration to more effectively disseminate traffic and roadway information for the benefit of motorists and the community at large. The plan will consist of developing and implementing a communications backbone, communication interfaces and applicable software to integrate existing and planned systems. The goal of integration projects will be to provide traffic and related incident information to the Fire and Police Departments, Street Maintenance and Storm Water Divisions of the Public Works Department, VIA Metropolitan Transit and other Traffic Management Centers in the South Texas region. The Texas Department of Transportation (TxDOT) will manage all projects involving ITS integration.

This ordinance authorizes payment in an amount not to exceed \$20,557.25 to PBS&J for the completion of the study proposal and preparation of an Application for Participation in the FY 2004 ITS Integration Component of the ITS Deployment Program. PBS&J will prepare a study proposal for the City to submit to the Federal Highway Administration (FHWA). The proposal will be written to permit the City to perform an ITS Integration Study, which will also provide the framework for the integration of future City of San Antonio ITS projects.

Additional authorization will be requested from City Council to perform and fund the actual study should the City's application be accepted. The cost of performing the ITS Integration Study is

estimated at \$345,000, of which \$172,500 is eligible for FHWA funding. The remaining \$172,500 would be the City's match.

A previously executed Public Works Department Professional Services Agreement for professional traffic engineering services with PBS&J in an amount not to exceed \$500,000 was approved by City Council on January 6, 2005, through Ordinance No. 100234. This is the first work order assigned to PBS&J under this Professional Services Agreement.

POLICY ANALYSIS

Approval of this ordinance is consistent with City Council policy to address citizen concerns.

FISCAL IMPACT

This is a one-time expenditure. Funds in the amount of \$20,557.25 are available from Advanced Transportation District (ATD) funds, and are authorized to be appropriated and payable to PBS&J. This is an appropriate use of ATD funds, i.e., as a source of leveraging potential future dollars to facilitate an ITS integration and deployment proposal for federal approval and funding.

COORDINATION

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

SUPPLEMENTARY COMMENTS

The Consultant's Proposal and the Discretionary Contracts Disclosure Form required by the Ethics ordinance are included herein.

ATTACHMENTS

1. Consultant's Proposal
2. Discretionary Contracts Disclosure Form

for L. O. Cervantes, P.E.
Thomas G. Wendorf, P.E.
Director of Public Works

Melissa Byrne Vossmer
Melissa Byrne Vossmer
Assistant City Manager

+ J. Rolando Bono
J. Rolando Bono
City Manager



An employee-owned company

September 20, 2005

Mr. Lilly Banda, P.E.
City of San Antonio
P.O. Box 839966
San Antonio, Texas 78283-3966

RE: Submittal of Fee Proposal and Schedule for FHWA Earmark Application

Dear Ms. Banda:

PBS&J is submitting this fee proposal and a timeline schedule for the Federal Highway Administration (FHWA) earmark application know as "Application for Participation in the FY04 ITS Integration Component of the ITS Deployment Program".

PBS&J proposes to perform the following scope of services:

PBS&J will prepare a proposal for the City of San Antonio (the City) to submit to the Federal Highway Administration (FHWA) as an "Application for Participation in the FY04 ITS Integration Component of the ITS Deployment Program." This proposal will have a total of \$344,623 to be allocated with a \$172,316 federal allocation and a City in-kind match of \$172,316.

The proposal will be written to permit the City to perform an "ITS Integration Study," as defined in a separate scope of work document. The proposal will be submitted to the City for review and comment; comments will be incorporated by PBS&J prior to final submission to the FHWA.

A timeline schedule for the proposed work is attached.

The total amount of the Professional Services fee is. **\$20,557.25.**

Please contact me with any questions or comments.

Sincerely,

A handwritten signature in cursive script that reads "Rene U. Garza".

Rene U. Garza, P.E., PTOE
Senior Program Manager

cc: John German, P.E. - PBS&J
Jerry Ramos, P.E. - PBS&J
John Hibbard, P.E. - PBS&J

Attachments

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:

N/A

and /or

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

PBS&J

and the name of:

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

LNv, Inc. dba LNv Engineering; Pape-Dawson Engineers, Inc.; Bain Medina Bain, Inc.; Ximenes & Associates, Inc.; Foster CM Group

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;

N/A

(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

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

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.

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
John L. German	Mayor Ed Garza	\$150	05/03
John L. German	Councilmember Patti Radle	\$75	05/03
John L. German	Councilmember Patti Radle	\$90	02/04
John L. German	Councilmember Joel Williams	\$75	05/03
John L. German	Councilmember Joel Williams	\$75	07/04
John L. German	Councilmember Chip Haass	\$75	05/03
John L. German	Councilmember Chip Haass	\$75	08/04
John L. German	Councilmember Roger Flores, Jr.	\$75	05/03
John L. German	Councilmember Roger Flores, Jr.	\$75	08/04
John L. German	Councilmember Roger Flores, Jr.	\$75	10/04
John L. German	Councilmember Art Hall	\$200	05/05
John L. German	Councilmember Elect Kevin Wolff	\$200	04/05

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: James W. Bishop	Title: Executive Vice President, Regional Director Company: PBS&J	Date: May 19, 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.