

CITY OF SAN ANTONIO
DEPARTMENT OF ASSET MANAGEMENT
CITY COUNCIL AGENDA MEMORANDUM

CONSENT AGENDA

ITEM NO.

9

TO: Mayor and City Council

FROM: Rebecca Waldman, Director, Department of Asset Management

DATE: Thursday, October 13, 2005

SUBJECT: S.P. No. 1228 - Request for the release of a inundation easement in the area of the Olmos Basin located at the southeast corner of Sunset Road and the Union Pacific Railroad in Council District 9.

PETITIONER: HIGL Corporation
Attn: Alan D. Lindskog, P.E., R.P.L.S.
970 Isom Road
An Antonio, Texas 78216

SUMMARY AND RECOMMENDATION

This Ordinance will authorize the release of an inundation easement out of NCB 11883, Lots 49, 50 and 51, in the area of the Olmos Basin located at the southeast corner of Sunset Road and the Union Pacific Railroad in Council District 9.

Staff recommends approval of this request.

BACKGROUND INFORMATION

Petitioners request is for the release of an inundation easement out of NCB 11883, Lots 49, 50 and 51, in the area of Olmos Basin located at the southeast corner of Sunset Road and Union Pacific Railroad, as shown on attached Exhibits "A" & "B". This property is currently being developed and replatted (Sunset Place Subdivision-Plat No. 05-0044) to allow the present drainage easement and channel to be replaced by an underground storm drainage system. In coordination with the City of San Antonio Public Works Department, Storm Water Management Division, petitioner has paid to remove material from the Olmos Flood Basin in an amount equivalent to the easement

POLICY ANALYSIS

This action is consistent with the City Code and Ordinances which require City Council approval for the release of easements by the City.

FISCAL IMPACT


The City will collect \$10.00 as consideration for the release of this inundation easement.

COORDINATION

In compliance with City procedures, this request has been canvassed through interested City departments, public utilities and appropriate agencies and received unconditional approval.

SUPPLEMENTARY COMMENTS

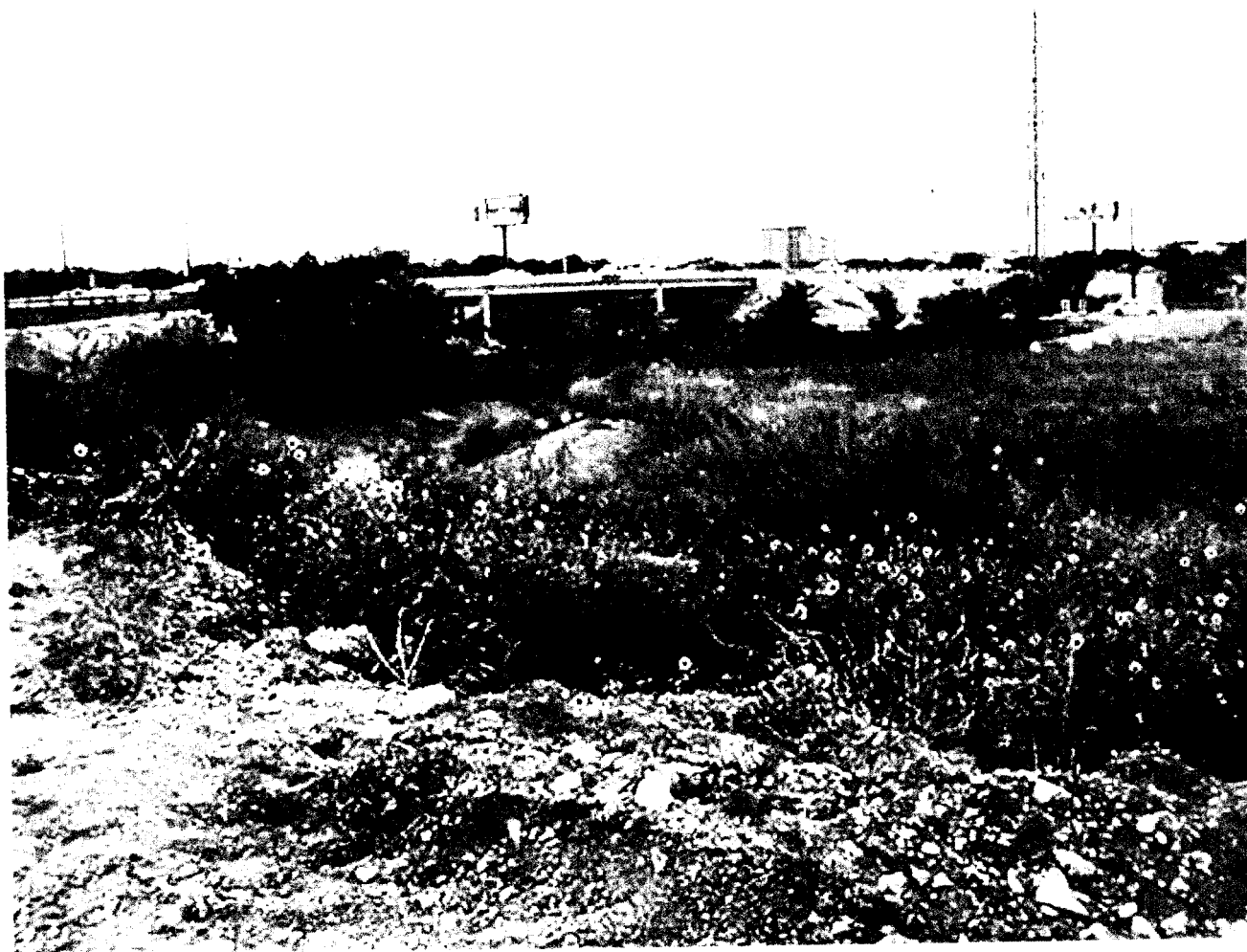
Executed Discretionary Contracts Disclosure Statement from petitioner(s) is attached for review.



Rebecca Waldman, Director
Department of Asset Management



Erik J. Walsh
Assistant to the City Manager



NORTHWESTERLY VIEW OF EXISTING INUNDATION EASEMENT

EXHIBIT "A"

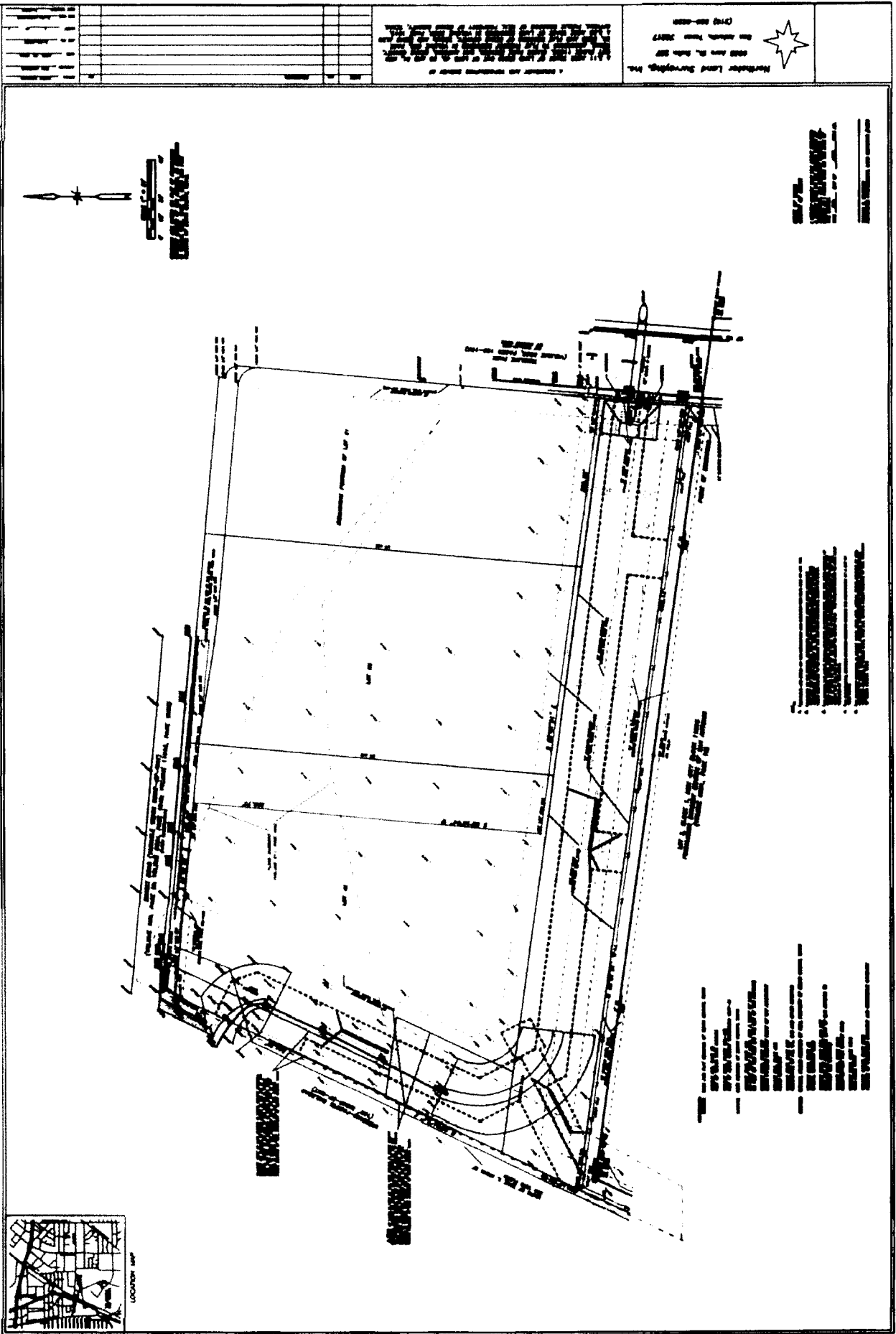


EXHIBIT "B"

City of San Antonio Discretionary Contracts Disclosure*

For use of this form, see City of San Antonio Ethics Code, Part D, Sections 162
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:

NA

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

Three Lee Investments Limited

and the name of:

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

NA

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:

Steve Lee Family Limited, Steven Lee, Jean Lee, Quincy Lee
Zachary Lee, Travis Lee
Bruce Lee Family Limited, Bruce Lee, Rhonda Lee, Rachael Lee,
Rhett Lee

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.

NA

Political Contributions

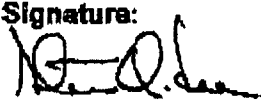
Any individual or business entity seeking a discretionary contract from the city must disclose in connection with a proposal for a discretionary contract all political contributions totaling one hundred dollars (\$100) or more within the past twenty-four (24) months made directly or indirectly to any 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:
P. Hardberger - Mr. & Mrs. Steven Lee	\$ 4,000	2004 + 2005
" Mr. & Mrs. Bruce Lee	\$ 2,000	2004
" Mr. & Mrs. Quincy Lee	\$ 2,000	2004
" Zachary Lee	\$ 2,000	2004 + 2005

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.

NA

Signature: 	Title: Manager of Company: General Partner Three Lee Investments, Ltd.	Date: Sept 19, '05
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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.

Project Tracking System

SPNo 1228

Canvassing

Canvassing Council Memo

Canvassing Letter to Petitioner

Request: Petitioners request is for the release of a inundation easement located in the area of Olmos Basin at the southeast corner of Sunset Road and Union Pacific Railroad, as shown on attached Exhibits "A" & "B". This property is currently being developed and replatted (Sunset Place Subdivision-Plat No. 05-0044) to allow the present drainage easement and channel to be replaced by an underground storm drainage system. In coordination with the City of San Antonio Public Works Department, Storm Water Management Division, petitioner has paid to remove material from the Olmos Flood Basin in an amount equivalent to the easement volume on its property.

	Included in Canvassing	Out Date	In Date	Uncond. Approval	Conditional Approval	Denial	Canvassing Sheet
Planning Department	<input type="checkbox"/>			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Planning
PublicWorks	<input checked="" type="checkbox"/>	7/26/2005	9/12/2005	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Public Works
Development Services	<input type="checkbox"/>			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Development Svcs.
Police Department	<input type="checkbox"/>			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Police Department
Fire Department	<input type="checkbox"/>			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Fire Department
Parks and Recreation	<input type="checkbox"/>			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Parks and Recreation
Neighborhood Action (NAD)	<input type="checkbox"/>			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Neighborhood Action
City Public Service	<input type="checkbox"/>			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	City Public Service
S.A. Water System (SAWS)	<input type="checkbox"/>			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	SAWS
TXDOT	<input type="checkbox"/>			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	TXDoT
S.A. River Authority (SARA)	<input checked="" type="checkbox"/>	9/15/2005	9/16/2005	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	SARA
VIA Metropolitan	<input type="checkbox"/>			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	VIA Metropolitan
Environmental Services	<input type="checkbox"/>			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Environmental Service
Other Agency	<input type="checkbox"/>			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Other Agency
Neighborhood Association	<input type="checkbox"/>			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Neighborhood Assoc.

Canvassing Comments