

CONSENT AGENDA
ITEM NO. **8**

**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: Dam Repairs

DATE: January 19, 2006

SUMMARY AND RECOMMENDATIONS

This ordinance accepts a proposal, appropriates funds, and amends a professional services agreement with Givler Engineering, Inc., for professional engineering services in an amount not to exceed \$1,054,875.00, authorizes \$105,488.00 for Project Contingency, and \$81,225.00 for Capital Administrative Costs, for a total ordinance amount of \$1,241,588.00 in connection with the Dam Repairs Project, an authorized 2003-2007 Storm Water Revenue Bond funded project, located in Council Districts 5 and 9.

Staff recommends approval of this ordinance.

BACKGROUND INFORMATION

This project provides for the structural and hydraulic analysis, design, and repairs to the 19th Street Dam and Olmos Dam. This project also provides for the analysis of dam failure impacts to downstream areas during a Probable Maximum Flood (PMF) event. This project is currently in the preliminary phase of design and is not scheduled for construction.

A previously executed professional service agreement with Givler Engineering, Inc. in an amount not to exceed \$337,953.00 for professional engineering services was approved by City Council on March 25, 2004 through ordinance no. 98985. This ordinance provided a detailed hydraulic analysis of potential flood conditions. This analysis determined that a significant amount of physical testing and investigation is needed before the nature of potential repairs or modifications to the dam can be designed.

This ordinance authorizes funding in an amount not to exceed \$1,054,875.00 payable to Givler Engineering, Inc. for additional professional engineering services necessary to complete a stability inspection of the Olmos Dam. This inspection includes analyzing the existing tendons to see if they hold the adequate load, analyzing the relief wells to determine if any calcification and debris has accumulated and verifying the structural conditions of the existing piping to determine whether any maintenance is required. This ordinance will increase the total agreement amount to \$1,392,828.00.

POLICY ANALYSIS

Approval of this ordinance will be a continuation of City Council policy to complete previously approved 2003-2007 Storm Water Revenue Bond funded capital improvement projects.

FISCAL IMPACT

This is a one-time capital improvement expenditure and is included in the FY 06-11 Capital Improvement Program Budget. Funds in the amount of \$226,000.00 are available from 2003-2007 Storm Water Revenue Bond funds \$1,015,588.00 are available from the Storm Water Facilities Fund, and are appropriated and payable as follows:

| | |
|----------------|---|
| \$1,054,875.00 | to Givler Engineering, Inc. for professional engineering services |
| \$ 105,488.00 | for project contingency |
| \$ 81,225.00 | for capital administrative costs |

COORDINATION

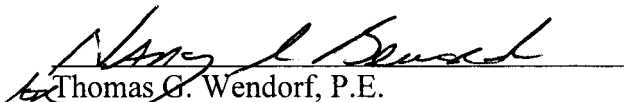
This request for ordinance has been coordinated with the Office of Management and Budget and the Finance Department.

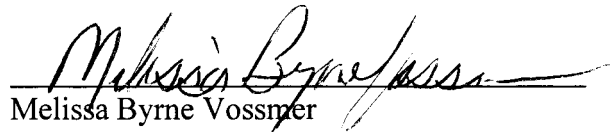
SUPPLEMENTARY COMMENTS

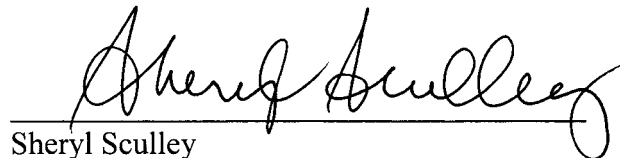
The Discretionary Contracts Disclosure Form required by the Ethics Ordinance is attached.

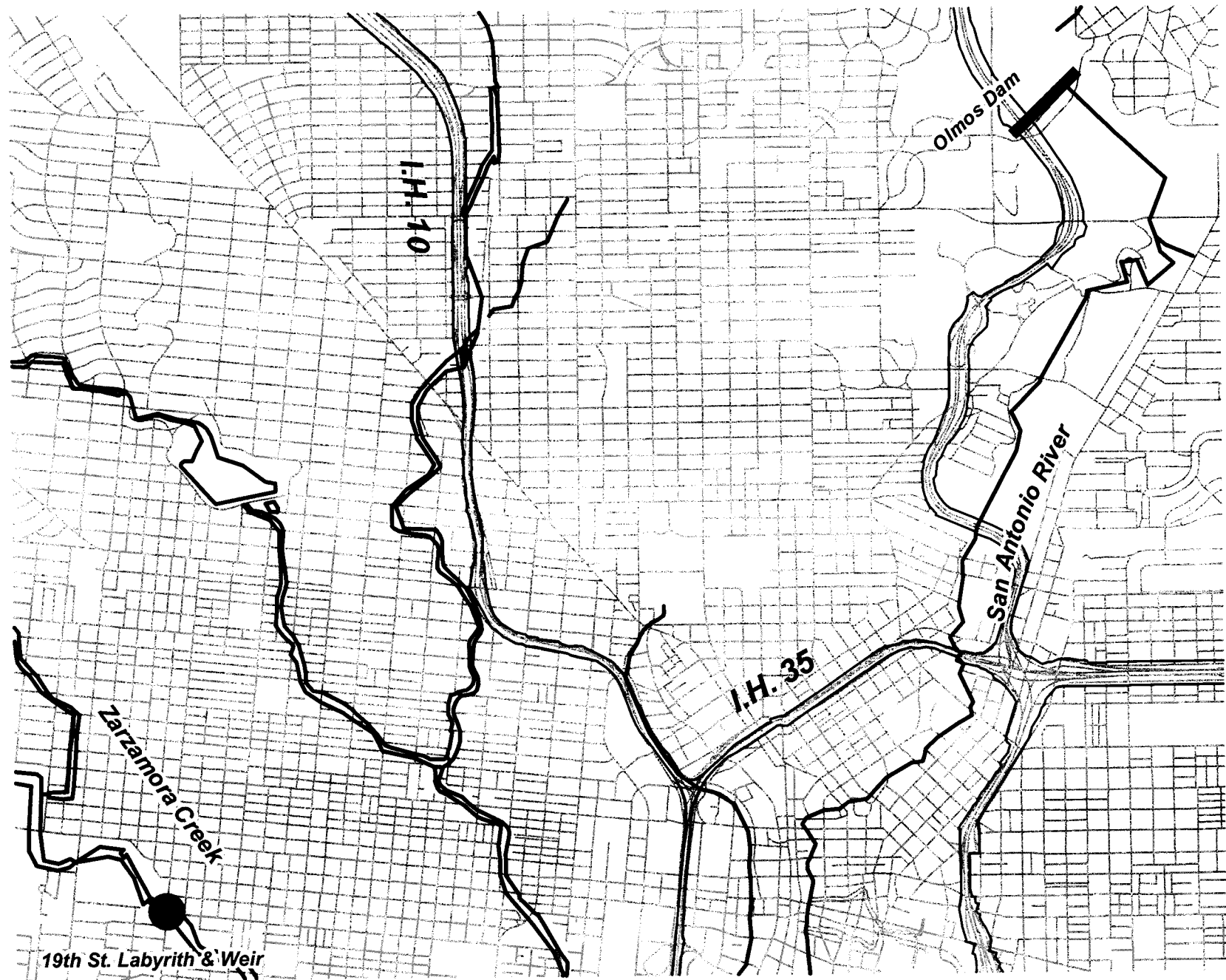
ATTACHMENTS

1. Project Map
2. Discretionary Contracts Disclosure Form


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


Melissa Byrne Vossmer
Assistant City Manager


Sheryl Sculley
City Manager



CITY OF SAN ANTONIO
Department of Public Works
Capital Programs Division

Dam Repairs

Scale: None
01/13/05
DEH



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.*

RECEIVED

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

Not applicable.

DEC 06 2005

CITY OF SAN ANTONIO
PUBLIC WORKS, CAPITAL PROGRAMS

(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:

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

☐ No subcontractor(s); or

List subcontractors: Givler Engineering, Inc.

(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: |
|---------------|---------------|---------|-----------------------|
| None. | None. | \$0.00 | Not applicable. |

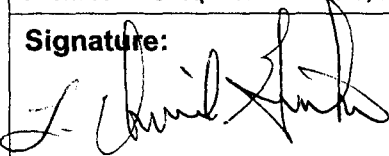
(6) Disclosures in Proposals

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:  | Title: President Company or D/B/A: Givler Engineering, Inc. | Date: 11/28/05 |
|--|---|--------------------------|

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.