

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

TO: Sheryl Sculley, City Manager
FROM: Thomas G. Wendorf, P.E., Director of Public Works
SUBJECT: South Flores: Malone to Octavia
DATE: February 16, 2006

SUMMARY AND RECOMMENDATIONS

An Ordinance selecting Drash Consulting Engineers, Inc. to provide engineering services in connection with the South Flores: Malone to Octavia Project; appropriating funds, and authorizing the negotiation and execution of a professional services agreement, in an amount not to exceed \$23,510.00; from Housing and Urban Development (HUD) 108 Loan Program Funds, located in Districts 3 and 5.

Staff recommends approval of this ordinance.

BACKGROUND INFORMATION

This project will provide for the reconstruction of South Flores from Malone to Octavia to a 4-lane, 44-foot width roadway to include curbs, 4-foot and 6-foot sidewalks at the curb, driveway approaches, and an underground storm drain. This project will also provide for an improved turn lane at the Pleasanton Road intersection. Project construction began in July of 2005 and is anticipated to be completed by October of 2006.

Drash Consulting Engineers, Inc. previously completed environmental services on the South Flores: Malone to Octavia project, which included environmental monitoring and oversight under an indefinite delivery agreement between them and the Environmental Services Department that has since expired. In an effort to support project continuity and because of Drash Consulting Engineers, Inc.'s knowledge and previous experience with the South Flores project, it is recommended that we continue to utilize them until the project is complete. This ordinance authorizes the execution of a new professional services agreement with Drash Consulting Engineers, Inc. for additional environmental services on this project such as soil sampling, laboratory testing and disposal as needed, and ambient air monitoring during excavation activities and authorizes compensation in the amount of \$23,510.00. It is anticipated that this cost will cover environmental services through the remainder of the project.

POLICY ANALYSIS

Approval of this ordinance will be a continuation of City Council policy to participate in the development and construction of City selected and approved MPO projects, which are approved annually by Council.

FISCAL IMPACT

This is a one-time capital improvement expenditure within budget and included in the FY 06-11 Capital Improvement Program Budget. Funds in the amount of \$23,510.00 are available from Housing and Urban Development (HUD) 108 Loan Program funds to be appropriated and made payable to Drash Consulting Engineers, Inc.

COORDINATION

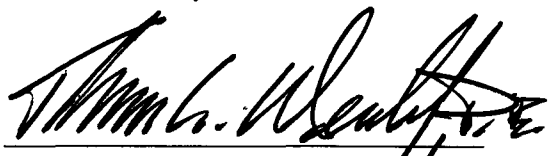
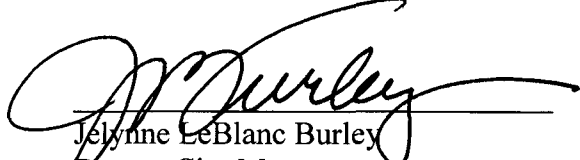
This request has been coordinated with the Office of Management and Budget, the Finance Department, and the Environmental Services Department.

SUPPLEMENTARY COMMENTS

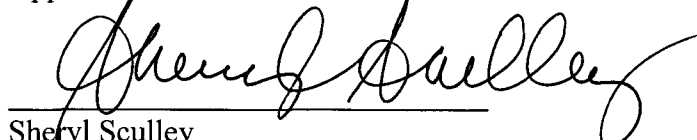
The Discretionary Contracts Disclosure form required by the Ethics Ordinance is attached.

ATTACHMENTS

1. Project Map
2. Discretionary Contracts Disclosure Form


Thomas G. Wendorf, P.E.
Director of Public Works
Jélynne LeBlanc Burley
Deputy City Manager

Approved for Council Consideration:


Sheryl Sculley
City Manager

South Flores: Malone to Octavia



C. 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.*

<p>(1) Identify any individual or business entity¹ that is a <i>party</i> to the discretionary contract:</p> <p>Chester J. Drash, Jr., P.E.</p>	
<p>(2) Identify any individual or business entity which is a <i>partner, parent</i> or <i>subsidiary</i> business entity, of any individual or business entity identified above in Box (1):</p> <p><input checked="" type="checkbox"/> No partner, parent or subsidiary; or</p> <p>List partner, parent or subsidiary of each party to the contract and identify the corresponding party:</p>	
<p>(3) Identify any individual or business entity that would be a <i>subcontractor</i> on the discretionary contract.</p> <p><input checked="" type="checkbox"/> No subcontractor(s); or</p> <p>List subcontractors:</p>	
<p>(4) Identify any <i>lobbyist</i> or <i>public relations firm</i> employed by any party to the discretionary contract for purposes related to seeking the discretionary contract.</p> <p><input checked="" type="checkbox"/> No lobbyist or public relations firm employed; or</p> <p>List lobbyists or public relations firms:</p>	

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:
Chester J. Drash	Bonnie Carter	\$70.00	July 2002
	Carroll Schubert	\$70.00	July 2002
	Bobby Perez	\$70.00	August 2002
	Louis Rowe	\$250.00	January 2003
	Carroll Schubert	\$250.00	April 2003
	Carroll Schubert	\$500.00	April 2003
	Toni Moorhouse	\$250.00	April 2003
	Enrique Barrera	\$250.00	April 2003
	Carroll Schubert	\$1,000.00	July 2004
	Richard Perez	\$500.00	August 2004
	Silvia Romo	\$250.00	October 2004
	Carroll Schubert	\$250.00	January 2005
	Julian Castro	\$500.00	February 2005
	Phil Hardberger	\$500.00	February 2005


(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: Vice President Company or D/B/A: Drash Consulting Engineers, Inc.	Date: January 18, 2006
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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.