

AN ORDINANCE **98577**

AUTHORIZING PAYMENT IN THE AMOUNT OF \$40,645.55 FROM GENERAL OBLIGATIONS OF THE CITY TO EAGLE CONSTRUCTION AND ENVIRONMENTAL SERVICES, L.P., FOR ENVIRONMENTAL REMEDIATION SERVICES UNDER AN EXISTING PROFESSIONAL SERVICE AGREEMENT IN CONNECTION WITH THE HOUSTON – PINE TO WALTERS MPO PROJECT, LOCATED IN COUNCIL DISTRICT 2; AUTHORIZING \$4,064.55 FOR MISCELLANEOUS REMEDIATION CONTINGENCY EXPENSES; FURTHER AUTHORIZING \$30,748.10 TO GEOMARINE, INC., A CURRENTLY CONTRACTED ENVIRONMENTAL SERVICES STAND-BY ENGINEER, FOR ENVIRONMENTAL OVERSIGHT AND MONITORING SERVICES; AUTHORIZING \$3,074.81 FOR MISCELLANEOUS ENVIRONMENTAL MONITORING CONTINGENCY EXPENSES, FOR A TOTAL AMOUNT OF \$78,533.01; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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WHEREAS, it is necessary to provide for compensation to the following entities in connection with the Houston-Pine to Walters MPO Project: (1) Eagle Construction and Environmental Services, L.P., for environmental remediation services, authorized under an existing stand-by Professional Services Agreement, passed and approved through Ordinance Number 95847, May 30, 2002; and (2) Geo Marine, Inc., an environmental engineering firm, for environmental oversight and monitoring services, authorized under an existing stand-by Professional Services Agreement, passed and approved through Ordinance Number 95384, February 28, 2002; **NOW THEREFORE**,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. The proposal of Eagle Construction and Environmental Services, L.P., attached and incorporated herein verbatim for all purposes, Attachment I, is accepted to perform environmental remediation services necessary to load, transport, and legally dispose of contaminated soil and water as Class II non-hazardous waste, necessary to the Houston-Pine to Walters MPO Project, and as allowed under an existing stand-by Professional Services Agreement, passed and approved through Ordinance Number 95847, May 30, 2002.

SECTION 2. The proposal of Geo-Marine, Inc., attached and incorporated herein verbatim for all purposes, Attachment II, is accepted to perform environmental monitoring and oversight necessary to regulatory compliance for the Houston-Pine to Walters MPO Project, as allowed under an existing stand-by Professional Services Agreement, passed and approved through Ordinance Number 95384, February 28, 2002.

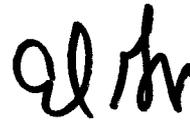
SECTION 3. The following financial adjustments shall be made to effect this Ordinance:

- (a) The budget in fund 43-152095, 2002 MPO Certificates of Obligation, shall be revised by reducing index code 751479, entitled Unallocated Appropriations, by the amount of \$30,357.40.
- (b) The amount of \$30,357.40 is appropriated in fund 43-152013, 2002 MPO Certificates of Obligation, in index code 932699, entitled Transfer to Fund 40-002102 Callaghan. The amount of \$30,357.40 is authorized to be transferred from fund 43-152013 to fund 40-002102.
- (c) The budget in fund 40-002102, Street Improvements, shall be revised by increasing index code 113753, entitled Transfer from 43-152013, by the amount of \$30,357.40.
- (d) The amount of \$27,802.40 is appropriated in fund 40-002102, Street Improvements, in index code 609289, entitled Engineering Contract, and is authorized to be encumbered and made payable to HNTB Corporation for engineering services in connection with the Callaghan Road-Bandera to Horseshoe Bend and Callaghan Road – W. Horseshoe Bend to Ingram projects.
- (e) The amount of \$2,555.00 is appropriated in fund 40-002102, Street Improvements, in index code 609297, entitled Engineering Contingency, and is authorized to be encumbered and made payable for additional engineering contingency in connection with the Callaghan Road-Bandera to Horseshoe Bend and Callaghan Road – W. Horseshoe Bend to Ingram projects.

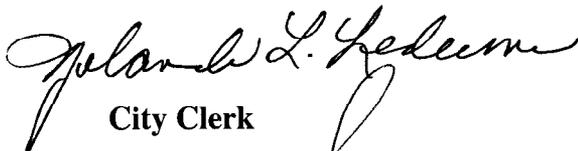
SECTION 4. The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director may, subject to concurrence by the City Manager or the City Manager's designee, correct allocation to specific index codes and fund numbers as necessary to carry out the purpose of this Ordinance.

SECTION 5. This Ordinance shall become effective on the 28th day of December, 2003.

PASSED AND APPROVED this 18th day of December, 2003.



M A Y O R
EDWARD D. GARZA

ATTEST: 
City Clerk

APPROVED AS TO FORM: 
for City Attorney