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**Agenda
City Council Meeting
Municipal Plaza Building
City Hall Complex
103 Main Plaza
San Antonio, Texas 78205
April 22, 1999**

At any time during the "B" Session or the Regular City Council Meeting, the City Council may meet in executive session for consultation concerning attorney-client matters (real estate, litigation, contracts, personnel and security).

I. The City Council will convene for a "B" Session in the B Room of the Municipal Plaza Building at 10:00 A.M. for the following:

A) Boards and Commissions Work Session. [Presented by Norma Rodriguez, City Clerk; Travis M. Bishop, Assistant to the City Manager]

B) Presentation of the Underground Utility Conversion Program. [Presented by John German, Director of Public Works; Christopher J. Brady, Assistant to the City Manager]

II. The City Council will convene in Council Chambers, Municipal Plaza Building, in a Regular Council Meeting at 1:00 P.M.

1. Invocation by Dr. David McNitzky, Alamo Heights United Methodist Church, and Pledge of Allegiance.
2. Ceremonial Items.
3. Approval of the minute of the Regular Council Meetings of March 18, 1999.

DISABILITY ACCESS STATEMENT

This meeting is wheelchair accessible. The accessible entrance is located at 103 Main Plaza. Accessible parking spaces are located at City Hall, 100 Military Plaza. Auxiliary aids and services are available upon request (interpreters for the deaf must be requested twenty four (24) hours prior to the meeting) by calling (210) 207-7245 V/TDD for assistance.

Questions regarding this agenda notice should be directed to the City Agenda Coordinator at 207-7080.

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THE FOLLOWING ITEMS WILL BE CONSIDERED AT THE TIMES INDICATED:

✓4. 2:00 P.M. - Public Hearing and Consideration of the following Zoning Cases: [Presented by Emil Moncivais, Director of Planning; Christopher J. Brady, Assistant to the City Manager]

89643
✓A) ZONING CASE NO. Z97261-E: The City of San Antonio has under consideration changing the zoning from Temporary "R-1" ERZD Single Family Residence Edwards Recharge Zone District to "B-2" ERZD Business Edwards Recharge Zone District on 5.780 acres out of Lot 62, Block 5, NCB 19223, Stone Oak Parkway Drive. Staff's recommendation was for approval. Zoning Commission has recommended approval (Council District 9).

CONTINUE TO 5/13/99
✓B) ZONING CASE NO. Z99011: The request of Inwood Heights, L.C. (owner), for a change in zoning from "P-1(R-1)" ERZD Planned Unit Development Single Family Residence Edwards Recharge Zone District to "R-3" ERZD Multiple Family Residence Edwards Recharge Zone District on 21.997 acres out of P-9, NCB 15671, Gold Canyon Drive. Staff's recommendation was for approval. Zoning Commission has recommended approval (Council District 9).

CONTINUE TO 5/13/99
✓C) ZONING CASE NO. Z99047: The request of Centre, Inc. (owner: George Dennis, Sr., Richard Krudwig & Vernon & Jane Vollmer), for a change in zoning from "0-1" Office District and "B-1" Business District to "B-2" Business District on Lot 3 and the southeast 20 feet of Lot 10, NCB 10047, Jackson Keller Road. Staff's recommendation was for approval. Zoning Commission has recommended approval (Council District 9).

89644
✓D) ZONING CASE NO. Z99064: The City of Concordia Group (owner), for a change in zoning from Temporary "R-1" ERZD Single Family Residence Edwards Recharge Zone District to "R-3" ERZD Multiple Family Residence Edwards Recharge Zone District on P-4 and P-9A, NCB 16334, Loop 1604 Expressway. Staff's recommendation was for approval. Zoning Commission recommendation was for approval (Council District 9).

RESPONSE TO 5/27/99
✓E) ZONING CASE NO. Z99037: The request of Du Mor Enterprises, Inc. (owner: Bobby Hargroder, Pres.), for a change in zoning from "R-A" Residence Agriculture District to "B-3NA" Non-Alcoholic Sales Business District on 5.8 acres out of NCB 15004, Low Bid Lane. Staff's recommendation is for denial as requested and approval of "B-1". Zoning Commission has recommended approval (Council District 7).

89645
✓F) ZONING CASE NO. Z99062: The request of Armando H. Martinez, (owner: Marbach Properties), for a change in zoning from "B-2" Business District to "B-3NA" Non-Alcoholic Sales Business District on the north 200.57 feet of Lot 5, Block 2, NCB 17417, Horal Drive. Staff's recommendation was for approval. Zoning Commission has recommended approval (Council District 6).

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✓G) ZONING CASE NO. Z98223PP: The request of Gloria P. Brozek (owner), for a change in zoning from "B" Residence District to "R-4" Manufactured Home Residence District on Lots 60, 21, 22 and 23, Block 18, NCB 10900, 307-309-311 and 313 Esma Street. Staff's recommendation was for approval. Zoning Commission has recommended approval (Council District 3).

89647
✓H) ZONING CASE NO. Z99056: The request of Thomas Flores (owner: 137 Park LTD. Edsel Jones, Gen. Partner), for a change in zoning from "B-3" Business District and "I-1" Light Industry District to "R-4" Manufactured Home Residence District on 13.285 acres out of NCB 16623, I. H. 37 and Blue Wing Road. Staff's recommendation was for approval. Zoning Commission has recommended approval. (Council District 3).

89648
✓I) ZONING CASE NO. Z99065: The City of San Antonio has under consideration changing the zoning from "I-1" Light Industry District to "R-1" Single Family Residence District on the southwest 80 feet of the north 274.49 feet of Tract K, NCB 11156, 5307 Roosevelt Avenue. Staff's recommendation was for denial. Zoning Commission has recommended approval (Council District 3).

89649
✓J) ZONING CASE NO. Z99048: The request of David Morin (owner), for a change in zoning from "B-2" Business District to "B-3NA" Non-Alcoholic Sales Business District on Lots 11 and 12, Block 127, NCB 7222, 3503, 3505, 3507, 3511 Blanco Road. Staff's recommendation was for denial. Zoning Commission has recommended denial (Council District 1). *[Handwritten initials]*

89652
5. 3:00 P.M. - Consideration and approval of An Ordinance by the City Council of the City of San Antonio, Texas, authorizing the issuance of "City of San Antonio, Texas Water System Junior Lien Revenue and Refunding Bonds, Series 1999" in the principal amount of \$71,410,000; providing for the payment of the principal of and interest on the bonds by a junior lien on and pledge of the net revenues of the Water System; providing the terms and conditions of such bonds and resolving other matters incident and relating to the issuance, payment, security, sale, and delivery of such bonds, including the approval of an application to the Texas Water Development Board; stipulating to the terms and conditions for the issuance of additional Revenue Bonds on a parity therewith; authorizing the execution of paying agent/registrar agreement, and escrow agreement, and an escrow and trust agreement; complying with the regulations promulgated by the Texas Water Development Board; complying with the requirements of the depository trust company; enacting other provision incident and related to the subject and purpose of this Ordinance; and declaring an emergency. [Presented by Octavio Peña, Finance Director; Melissa Byrne Vossmer, Assistant City Manager]

y6. 5:00 P.M. - Citizens To Be Heard.

THE FOLLOWING ITEMS MAY BE CONSIDERED AT ANY TIME DURING THE REGULAR COUNCIL MEETING:

CONSENT AGENDA

(7-286)

Items Concerning the Purchase of Equipment, Supplies and Services

- 89615 ✓7. An Ordinance accepting the low bid of Phoenix Fuel Corporation to provide the City of San Antonio Police Department with bulk jet fuel under an annual contract for an estimated total of \$20,500.00 annually. [Presented by Janie B. Cantu, Director of Purchasing & General Services; Melissa Byrne Vossmer, Assistant City Manager]
- 89616 ✓8. An Ordinance accepting the low qualified bid of M & M Contracting of Texas, Inc., to provide the City of San Antonio Public Works Department with transportation of clay soil for an estimated total of \$110,530.00; and providing for payment. [Presented by Janie B. Cantu, Director of Purchasing & General Services; Melissa Byrne Vossmer, Assistant City Manager]
- 89617 ✓9. An Ordinance accepting the proposal of BMC Software to provide the City of San Antonio Information Services Department with software to upgrade and maintain the Central Processing Unit under an annual contract for a total of \$164,100.00 over the next five years. [Presented by Janie B. Cantu, Director of Purchasing & General Services; Melissa Byrne Vossmer, Assistant City Manager]

Capital Improvement Items

- 89618 ✓10. An Ordinance accepting the low, qualified base and additive alternate 1, of Industrial Construction (MBE/DBE) in the total amount of \$229,384.00 for improvements to the Comanche Lookout Park; authorizing a construction contract; revising the project's budget and authorizing the transfer of 1994 Park General Obligation Bond Issue Funds into this project's budget; authorizing \$57,346.00 for construction contingency expenses; allocating \$1,200.00 for project bid advertising costs; authorizing \$133.80 for project related printing fees; and providing for payment. [Presented by Malcolm Matthews, Director, Parks & Recreation Department; Melissa Byrne Vossmer, Assistant City Manager]
- 89619 ✓11. An Ordinance accepting the low qualified bid of Huber Contracting, Inc. in the amount of \$1,299,000.00 in connection with the Southeast Service Center Vehicle Maintenance Area Project located at 7402 S. New Braunfels Avenue in Council District 3; authorizing a construction contract; authorizing \$141,000.00 for miscellaneous construction contingency expenses; authorizing \$30,000.00 for miscellaneous expenses; and providing for payment. [Presented by John L. German, Director, Public Works Department; Christopher J. Brady, Assistant to the City Manager]

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8 9 6 2 0 ✓12. An Ordinance accepting the low, qualified bid of San Antonio Constructors, Inc. in the amount of \$939,777.77 in connection with the Eastlawn Neighborhood Streets, Phase II Community Development Block Grant (CDBG) Project; authorizing a construction contract; authorizing \$59,593.33 for miscellaneous construction contingency expenses; authorizing an additional \$13,500.00 payable to Rosin-Cook for professional services; and providing for payment. [Presented by John L. German, Director, Public Works Department; Christopher J. Brady, Assistant to the City Manager]

8 9 6 2 1 ✓13. An Ordinance approving Field Alternation No. 3 - FINAL in the amount of \$18,605.80 payable to L. Smith Contractors, L.C. in connection with the Citywide Sidewalks, Phase I, Part II Community Development Block Grant (CDBG) Project; amending the construction contingency in the amount of \$10,440.80; and providing for payment. [Presented by John L. German, Director, Public Works Department; Christopher J. Brady, Assistant to the City Manager]

8 9 6 2 2 ✓14. An Ordinance accepting the low qualified responsive bid of R. L. Jones Co., Inc. in the amount of \$912,703.74 in connection with the Southlawn from Merida to Castroville and Madrid from Castroville to Merida Community Development Block Grant (CDBG) Project, located in Council District 6; authorizing a construction contract; authorizing \$61,247.67 for miscellaneous construction contingency expenses; authorizing an additional \$12,600.00 payable to Pyle and Klein Engineering, Inc. for architectural and engineering services; authorizing an additional \$12,100.00 payable to Grant Engineering for architectural and engineering services; authorizing \$25,724.02 payable for project oversight expenses; and providing for payment. [Presented by John L. German, Director, Public Works Department; Christopher J. Brady, Assistant to the City Manager]

Items Concerning the Purchase, Sale or Lease of Real Property

8 9 6 2 3 ✓15. An Ordinance authorizing the execution of a Lease Agreement with Dee Howard Aircraft Maintenance, L. P. for lease of 78,610 square feet of ground space and 23,873 square feet of building space at San Antonio International Airport for a total annual rental of \$57,704.32. [Presented by Frank A. Stromboe, Interim Aviation Director; Roland A. Lozano, Executive Director, Facilities and Visitors Services]

8 9 6 3 6 ✓16. An Ordinance authorizing payment in the amount of \$435.00 payable to Stewart Title Company for title services in connection with the Higgins Road - Nacogdoches to Stahl Road Project; and \$735.80 to Lawyers Title of San Antonio for the Pearsall Road Landfill Park Redevelopment Project; for a total sum of \$1,170.80; appropriating funds and providing for payment. [Presented by John German, Director, Public Works Department; Christopher J. Brady, Assistant to the City Manager]

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ABSTAIN*

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RESTRAN*

89637 ✓17. An Ordinance authorizing payment in the amount of \$14,170.34 to Strasburger & Price, L. P. for legal services in connection with the Western Avenue Drainage Project #74 (\$1,190.71); Hi-Lions Drainage Project #80 (\$682.50); South Flores Drainage Project #70-70A (\$2,778.81); Octavia Place Drainage Project #63 (\$3,533.80); Wurzbach Parkway Project (\$3,987.13); Blanco Road at Jackson-Keller Project (\$45.00); Basse Road at San Pedro Intersection Project (\$492.17); West Avenue Intersections Project (\$45.00); Leonhardt at Low Water Crossing Project (\$819.48); Hildebrand Avenue - I.H. 10 to Breeden Project (\$505.74); Larkspur Drive Drainage Project (\$45.00); and the San Pedro Avenue - Quincy to Romana Project (\$45.00); appropriating funds and providing for payment. [Presented by John German, Director, Public Works Department; Christopher J. Brady, Assistant to the City Manager] *(T#29)*

89624 ✓18. An Ordinance authorizing the amount \$8,580.00 to Eckmann, Gross, Runyan & Waters, Inc. for appraisal services in connection with the Hi-Lions Drainage Project 80, Phases III & V (\$4,800.00); South Flores Drainage Project #70-70A, Phase II (\$780.00); Leonhardt at Low Water Cross Project (\$400.00); Houston Street - Bowie Street to Pine Street (\$900.00); and the Probandt Street U. S. Hwy. 90 to Mitchell Street (\$1,700.00); and the amount of \$15,660.00 to Dugger, Canaday, Grafe & Woelfel, Inc. for the Babcock Road at Hillcrest Drive Intersection Project (\$6,434.00); Babcock Road Intersections Project (\$8,626.00) and the Hildebrand Avenue - I.H. 10 to Breeden Project (\$600.00); for a total sum of \$24,240.00. [Presented by John L. German, Director, Public Works Department; Christopher J. Brady, Assistant to the City Manager]

89625 ✓19. An Ordinance appropriating the sum of \$7,400.00 for a permanent easement and \$1,166.00 for court costs incurred in the acquisition of a permanent easement in connection with the South Flores Drainage Project #70-70A, Part II, Phase III, each payable to Gerry Rickhoff, County Clerk for the Defendants in Condemnation Cause No. 99-ED-0002, City of San Antonio vs. Oscar R. Ortiz, Jr., et. al. for a total amount of \$8,566.00. [Presented by John German, Director, Public Works Department; Christopher J. Brady, Assistant to the City Manager]

Miscellaneous Items

89626 ✓20. An Ordinance authorizing the City Manager or his designated representative to submit a grant application to the Texas Automobile Theft Prevention Authority (ATPA) for a \$1,116,000.00 grant to augment the San Antonio Police Department project known as the Regional Auto Crimes Team (ReACT) in an effort to reduce auto theft. [Presented by Al A. Philippus, Chief of Police; J. Rolando Bono, Assistant City Manager]

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- 8 9 6 2 7 ✓21. An Ordinance authorizing the Department of Community Initiatives, Community Action Division to apply for a five (5) year grant application in the amount of \$152,460.00 from the U. S. Department of Health and Human Services to operate a demonstration project to evaluate the effectiveness of providing individual development accounts (IDAs) to low income individuals and families to assist them to become more self sufficient and independent. [Presented by Dennis J. Campa, Director, Community Initiatives; Melissa Byrne Vossmer, Assistant City Manager]
- 8 9 6 2 8 ✓22. An Ordinance authorizing the submission of a grant application in the amount of \$150,000.00 by the Department of Community Initiatives, Community Action Division to the U.S. Department of Housing and Urban Development in connection with the Department of Community Initiatives Fair Housing Initiatives Program. [Presented by Dennis J. Campa, Director, Department of Community Initiatives; Melissa Byrne Vossmer, Assistant City Manager]
- 8 9 6 2 9 ✓23. An Ordinance authorizing the Inter-Fund transfer of \$35,443.00 to the Department of Public Works to pay for the Aviation Department's participation in a regional stormwater detention pond program in conjunction with the construction of the new parking facilities and hangar improvements at the San Antonio International Airport pursuant to Ordinance No. 86711 passed and approved on September 25, 1997. [Presented by Frank A. Stromboe, Interim Aviation Director; Roland A. Lozano, Executive Director, Facilities and Visitors Services]
- 8 9 6 3 0 ✓24. An Ordinance authorizing the City Manager and the City Attorney to compromise and settle Case No. SA-94-CA-580EP, styled SuperVan, Inc. vs. City of San Antonio, for a total amount of \$400,000.00, of which \$87,500.00 will be paid for by the City and the remaining \$312,500.00 will be paid for by Scottsdale Insurance Company. [Presented by Frank J. Garza, City Attorney; Alexander E. Briseño, City Manager]

Approval of Temporary Street Closures and Traffic Control Procedures for Special Events

- 8 9 6 3 1 ✓25. An Ordinance authorizing the temporary closure of Gillette Road, between State Highway 16 and Palo Alto Road on Sunday, May 2, 1999 from 8:00 A.M. until 12:00 midnight, in order for the St. Bonaventure Catholic Church to hold its annual parish festival; as requested by St. Bonaventure Catholic Church located in City Council District 4. [Presented by John German, Director, Public Works Department; Christopher J. Brady, Assistant to the City Manager]

8 9 6 3 2 ✓26. An Ordinance approving a parade permit and authorizing the temporary closure of certain streets in connection with the Chicana/Chicano Studies Conference Walk on Friday, April 30, 1999, beginning at 3:30 P.M. until 5:00 P.M.; sponsored by the University of Texas at San Antonio.

8 9 6 3 3 ✓27. An Ordinance approving a parade permit and authorizing the temporary closure of certain streets in connection with the 60+ Mardi Gras Parade on Friday April 30, 1999, beginning at 9:45 A.M. until 11:30 A.M.; as requested by the City of San Antonio, Community Initiatives Department.

✓28. **Boards, Commission and Committee Appointments** [Presented by Norma Rodriguez, City Clerk; Travis M. Bishop, Assistant to the City Manager]

8 9 6 3 4 ✓A) An Ordinance re-appointing James Mayor (Ex-Officio Member) (District 8) to the Housing Authority of the City of San Antonio for a term of office to expire on April 6, 2001.

8 9 6 3 5 ✓B) An Ordinance re-appointing Harold Johnson (District 6) to the Plumbing Appeals and Advisory Board for a term of office to expire on March 20, 2000.

ITEMS FOR INDIVIDUAL CONSIDERATION

8 9 6 3 8 ✓29. An Ordinance amending Ordinance No. 89067, which established City Voting Precincts for the May 1, 1999 Regular and Bond Election, by adding Precinct 3089 to the District 9 precincts; and providing for an immediate effective date upon passage of eight (8) affirmative votes. [Presented by Norma Rodriguez, City Clerk; Travis M. Bishop, Assistant to the City Manager]

8 9 6 3 9 ✓30. An Ordinance authorizing the negotiation and execution of a Memorandum of Understanding with Dee Howard Aircraft Maintenance, L. P. regarding conceptual agreement between the City and various impacted tenants at San Antonio International Airport in regards to the infrastructural improvements necessary to implement and accommodate Phase 1 of the Dee Howard Aircraft Maintenance, L. P. multi-phased Master Plan. [Presented by Frank A. Stromboe, Interim Aviation Director; Roland A. Lozano, Executive Director, Facilities and Visitors Services]

8 9 6 4 0 ✓31. An Ordinance amending the professional services contract with De Lara Architects, Inc. in the amount of \$31,987.30 to provide architectural and engineering services in connection with the demolition of a portion of the West Cargo Facility at San Antonio International Airport in support of the first phase of the Dee Howard Aircraft Maintenance Expansion; authorizing \$3,198.73 for architectural contingencies; authorizing \$1,000.00 for administrative expenses; appropriating funds; establishing the budget and providing for payment. [Presented by Frank A. Stromboe, Interim Aviation Director; Roland A. Lozano, Executive Director, Facilities and Visitors Services] (To #40)

89641 ✓32. An Ordinance accepting the low, qualified bid of Yantis Company in the amount of \$5,333,718.00 for the reconstruction of Taxiway "H" at San Antonio International Airport and authorizing the execution of a construction contract; authorizing \$266,686.00 for construction contingencies; appropriating funds; establishing the budget; and providing for payment. [Presented by Frank A. Stromboe, Interim Aviation Director; Roland A. Lozano, Executive Director, Facilities and Visitors Services]

BANNED
ABSTAIN

89642 ✓33. An Ordinance authorizing acquisition of fee simple title to two (2) parcels of land for the amount of \$59,950.00 payable to Ticor Title Agency of San Antonio as escrow agent for Elvin Hardeman and wife, Florine Hardeman (\$22,000.00) and Betty Jo Knowlton (\$37,950.00); authorizing payment in the amount of \$5,950.00 to Eckmann, Groll, Runyan & Waters, Inc. for appraisal service; and the amount of \$247.50 to Strasburger & Price, L. L. P. for legal services for a total sum of \$66,147.50 in connection with the Wheatley Heights Flood Area Project. [Presented by John German, Director of Public Works; Christopher J. Brady, Assistant to the City Manager] (T. J. P.)

89650 ✓34. An Ordinance authorizing acquisition of fee simple title to three (3) parcels of land for the amount of \$81,000.00 payable to Ticor Title Agency of San Antonio as escrow agent for Evelyn G. Broom and husband, Merton Broom (\$42,500.00) and Amparo A. Mata (\$38,500.00) in connection with the Plumnear Road Flood Area Project. [Presented by John German, Director, Public Works Department; Christopher J. Brady, Assistant to the City Manager]

89651 ✓35. An Ordinance approving the terms and condition and authorizing the execution of interlocal agreements with public education districts for the purpose of waiving certain development fees in exchange for services; extending the development fee waiver provided in Ordinance No. 89160 to the date of contract execution; and ratifying fee waivers in the interim period. [Presented by James R. Campbell, Director, Intergovernmental Relations Department; J. Rolando Bono, Assistant City Manager]

✓36. Update on the 76th Legislative Session. [Presented by James R. Campbell, Director, Intergovernmental Relations Department; J. Rolando Bono, Assistant City Manager]

✓37. City Manager's Report.

✓38. Executive Session: Consultation concerning attorney-client matters (real estate, litigation, contracts, personnel and security) may be discussed.

A) Attorney/Client consultation regarding the status of Fire Collective Bargaining Negotiations.

B) Attorney/Client consultation regarding litigation case styled *Robert Hall and Cindy Hall v. City of San Antonio and Camilo Ybarra*, Cause No. 97-CI-16400, in the 73rd Judicial District of Bexar County, Texas.

OK

April 22, 1999

Honorable Mayor and Members of the City Council of the City of San Antonio:

The following petitions were received in my office and forwarded to the appropriate departments for investigation and report to the City Council:

DATE

DESCRIPTION

April 1, 1999

Petition submitted by Citizens for the Abatement of Airport Noise (CAAN), requesting City Council to enact measures to remedy the problem of airport noise related to air traffic to and from a southeasterly direction of the San Antonio International Airport.