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**Agenda
City Council Meeting
Municipal Plaza Building
City Hall Complex
103 Main Plaza
San Antonio, Texas 78205
April 29, 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 in Council Chambers, Municipal Plaza Building, in a Regular Council Meeting at 1:00 P.M.
 - 1. Invocation by Sister Alice Holden, C.C.V.I., Center for Spirituality and the Arts, and Pledge of Allegiance.
 - 2. Ceremonial Items.
 - 3. Approval of the minutes of the Regular Council Meeting of March 25, 1999.

RESOLUTION OF APPRECIATION - June Garcia

99-17-13

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.

OK

THE FOLLOWING ITEMS WILL BE CONSIDERED AT THE TIMES INDICATED:

89685 ✓4. 2:00 P.M. - Public Hearing and Ordinance authorizing the reprogramming \$1,291,292.83 in Community Development Block Grant (CDBG) funds and \$1,015,758.70 in Home Investment Partnerships Program (Home) Funds; authorizing the close-out and cancellation of affected projects and the creation of appropriate projects and project budgets; ratifying payment of \$25,000.00 and authorizing additional payments of \$7,500.00 and \$2,500.00 to Barton and Schneider, L.L.P. for legal services rendered and to be rendered in connection with the Greater Kelly Development Corporation HUD 108 Loan; ratifying legal services performed by McCall, Parkhurst & Horton, L.L.P. and authorizing payment of \$12,500.00 for such services in connection with the Greater Kelly Development Corporation HUD 108 Loan. [Presented by Andrew Cameron, Director of Housing & Community Development; George V. Pedraza, Assistant to the City Manager]

89696⁵ ✓5. 3:00 P.M. - Public Hearing and Ordinance regarding the advisability of establishing a public improvement district in the downtown area; authorizing the establishment of the public improvement district; specifying the nature and cost of the proposed improvements; establishing district boundaries; specifying the method of assessment; and apportioning costs between the public improvement district and municipality as a whole. [Presented by Manuel Longoria, Acting Director, Economic Development; Christopher J. Brady, Assistant to the City Manager]

✓6. 4:00 P.M. - Status Report on San Antonio's Y2K Project. [Presented by Gary Moeller, Director of Information Services; J. Rolando Bono, Assistant City Manager]

✓7. 5:00 P.M. - Citizens To Be Heard.

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

CONSENT AGENDA (836d)

Items Concerning the Purchase of Equipment, Supplies and Services

89653 ✓8. An Ordinance accepting the low qualified bid from Holt Co. of Texas to provide the City of San Antonio Public Works Department with a trailer to be used to transport heavy equipment for a total of \$24,699.00. [Presented by Janie B. Cantu, Director of Purchasing & General Services; Melissa Byrne Vossmer, Assistant City Manager]

- 89654
- ✓9. An Ordinance accepting the proposal submitted by National Business Control Systems to provide the City of San Antonio Automotive Operations Division of the Purchasing & General Services Department with a fuel dispensing and accounting system for a total of \$295,346.00; and authorizing the execution of an agreement. [Presented by Janie B. Cantu, Director of Purchasing & General Services; Melissa Byrne Vossmer, Assistant City Manager]

Capital Improvement Items

- 89655
- ✓10. An Ordinance ratifying services and authorizing additional 1994 General Obligation (G.O.) Street Bond funds in the amount of \$32,231.00 payable to C. W. Pfennig, Inc. for professional services in connection with the Fairdale from Rittiman Road to Bloomdale Project, located in Council District 2. [Presented by John German, Director of Public Works; Christopher J. Brady, Assistant to the City Manager].

- 89656
- ✓11. An Ordinance amending Ordinance No. 88195 and approving a Facility Improvement and Maintenance Program (FIMP) funded Field Alteration No. 4 in the amount of \$75,412.00 payable to C. A. Landry Co., Inc.; and amending Ordinance No. 86906 in the amount of \$2,133.00 for miscellaneous engineering and architectural contingency expenses, in connection with the Public Safety Communication Center Project, located in Council District 1. [Presented by John German, Director of Public Works; Christopher J. Brady, Assistant to the City Manager].

- 89657
- ✓12. An Ordinance authorizing the City Manager to execute an "Agreement for the Furnishing and Installing of Traffic Signal Equipment by a Municipality" with the Texas Department of Transportation (TxDOT); and authorizing a Force Account Fund in the amount of \$9,061.00 for upgrading of traffic signal equipment, rental and labor on Acme Road from Old Hwy. 90 to West Commerce, project located in Council District 6. [Presented by John German, Director of Public Works; Christopher J. Brady, Assistant to the City Manager].

- 89658
- ✓13. An Ordinance approving Field Alteration No. 3-FINAL in the decreased amount of \$189,877.74 in connection with the Asphalt Overlay 1997 Project. [Presented by John German, Director of Public Works; Christopher J. Brady, Assistant to the City Manager].

- 89659
- ✓14. An Ordinance ratifying services and approving Field Alteration No. 7 in the decreased amount of \$98,074.66 in connection with the Science Park Drainage Project No. 58H, I, and J, Phase IV, located in Council District 7. [Presented by John German, Director of Public Works; Christopher J. Brady, Assistant to the City Manager].

- 89660
- ✓15. An Ordinance ratifying services and approving Field Alteration No. 2-FINAL in the decreased amount of \$56,733.08 in connection with the Chipinque Street from General McMullen to Escuela Project, located in Council District 6; and providing for payment. [Presented by John German, Director of Public Works; Christopher J. Brady, Assistant to the City Manager].

89661 ✓16. An Ordinance authorizing additional funds in the amount of \$24,800.00 payable to Pape-Dawson Engineers, Inc. for a Right-of-Way acquisition in connection with the Hi Lions Drainage Project No. 80, Phase III and V Project, located in Council District 3; and providing for payment. [Presented by John German, Director of Public Works; Christopher J. Brady, Assistant to the City Manager].

89662 ✓17. An Ordinance authorizing additional funds in the amount of \$25,100.00 payable to Alamo Consulting Engineering & Surveying, Inc. for professional services in connection with the Duval from Pierce to Walters, project located in Council District 2; and providing for payment. [Presented by John German, Director of Public Works; Christopher J. Brady, Assistant to the City Manager].

89663 ✓18. An Ordinance ratifying services and approving a San Antonio Water System (SAWS) Funded Field Alteration No. 2 in the amount of \$36,000.00 payable to R. L. Jones Company, Inc. for additional sewer expenses in connection with the Lake/Woodlawn Lake Area Streets - Phase I, located in Council District 7. [Presented by John German, Director of Public Works; Christopher J. Brady, Assistant to the City Manager].

89664 ✓19. An Ordinance ratifying Field Alternation No. 3 in the amount of \$700.00 and No. 4 -FINAL in the amount of \$15,107.02 payable to E-Z Bel Construction Company, Inc. in connection with the Ansley Place Subdivision Community Development Block Grant (CDBG) Project; amending the construction contingency in the amount of \$15,807.02; and providing for payment. [Presented by John German, Director of Public Works; Christopher J. Brady, Assistant to the City Manager]

89665 ✓20. An Ordinance ratifying Field Alteration No. 2 in the amount of \$18,978.79 payable to Puquay, Inc. in connection with the Mitchell Street from Roosevelt to S. Presa Community Development Block Grant (CDBG) Project; amending the construction contingency in the amount of \$18,978.79; revising the project budget; and providing for payment. [Presented by John German, Director of Public Works; Christopher J. Brady, Assistant to the City Manager]

89666 ✓21. An Ordinance authorizing an additional \$23,000.00 payable to HDR Engineering, Inc., for engineering services in connection with the Culebra Area Streets Phase II Community Development Block Grant (CDBG) Project; revising the project budget; and providing for payment. [Presented by John German, Director of Public Works; Christopher J. Brady, Assistant to the City Manager]

89667 ✓22. An Ordinance authorizing payment in the amount of \$20,517.55 from MPO Matching Funds to the Texas Department of Transportation (TxDOT) for Metropolitan Planning Organization (MPO) STP-MM Project South New Braunfels from Rigsby to Southcross/IH 37 sidewalk improvements located in Council District 3. [Presented by John German, Director of Public Works; Christopher J. Brady, Assistant to the City Manager]

89668 ✓23. An Ordinance accepting the low qualified base bid and additive alternates 2, 4 and 5 of ASC Paving in the total amount of \$163,450.00 for improvements to Spicewood Park; authorizing a construction contract; establishing the project's budget and authorizing the transfer of 1994 Park General Obligation Bond Issue Funds into this project's budget; authorizing \$5,900.00 for construction contingency expenses; authorizing \$500.00 for project related bid advertising expenses; authorizing \$589.00 for printing fees; authorizing \$390.00 for project related license fees; authorizing \$2,950.00 for electrical consultant fees; authorizing \$1,200.00 for civil engineering fees; and providing for payment. [Presented by Malcolm J. Matthews, Director of Parks & Recreation Department; Melissa Byrne Vossmer, Assistant City Manager]

89669 ✓24. An Ordinance ratifying services, amending a professional services contract and authorizing additional MPO/City Match Funds in an amount not to exceed \$90,000.00 to Vickrey and Associates (MBE) for a drainage study and for incorporating the study into a design of a drainage study system into the current plans for the Uhr Lane Project from Higgins to Thousand Oaks located in Council District 10. [Presented by John German, Director of Public Works; Christopher J. Brady, Assistant to the City Manager]

Items Concerning the Purchase, Sale or Lease of Real Property

89670 ✓25. An Ordinance authorizing acquisition of fee simple title to one (1) parcel of land for the sum of \$12,000.00 payable to Ticor Title Agency of San Antonio as escrow agent for Eva Gonzalez Moreno, widow of Juan S. Moreno, Deceased, Juan S. Moreno, Jr., Irene Moreno Hinojosa, Mary Moreno Alvarado, Adelina Moreno Lopez and Andrew G. Moreno, in connection with the Hi-Lions Drainage Project #80, Phases III and V; and payment of the amount of \$4,630.00 to the San Antonio Independent School District for a permanent easement (\$1,570.00) and a temporary easement (\$3,060.00) in connection with the Fredericksburg Road Reconstruction Project - Sandoval to Woodlawn; for a total sum of \$16,630.00; appropriating funds and providing for payment. [Presented by John German, Director of Public Works; Christopher J. Brady, Assistant to the City Manager]

89671 ✓26. An Ordinance authorizing payment in the amount of \$866.74 to Ticor Title Agency of San Antonio for title charges and the amount of \$2,200.00 to Dugger, Canaday, Grafe & Woelfel, Inc. for appraisal services, for a total sum of \$3,066.74, in connection with the Briarglen Drive Flood Area Project; appropriating funds and providing for payment. [Presented by John German, Director of Public Works; Christopher J. Brady, Assistant to the City Manager].

89672
✓27. An Ordinance authorizing payment in the amount of \$13,712.65 to Davidson & Troilo, P.C. for legal services in connection with the Babcock Road at Hillcrest Intersection Project (\$574.61); the Basse Road at San Pedro Intersection Project (\$186.80); the Babcock Road Intersections Project (\$10,556.30); the Mission Trails Parkway, Package 1 Project (\$1,271.55) and the Babcock Road - De Zavala Road to Hausman Road Project (\$1,123.39); appropriating funds and providing for payment. [Presented by John German, Director of Public Works; Christopher J. Brady, Assistant to the City Manager]

89673
✓28. An Ordinance authorizing payment in the amount of \$2,682.06 payable to Ticor Title Agency of San Antonio for title services in connection with the Hi-Lions Drainage Project #80, Phases III & V (\$969.48); and the Wurzbach Road at I. H. 10 and Ironside Intersections Project (\$1,712.58); and the amount of \$375.00 to Alamo Title Company in connection with the Probandt Street - U. S. Hwy. 90 to Mitchell Project; for a total sum of \$3,057.06; appropriating funds and providing for payment. [Presented by John German, Director of Public Works; Christopher J. Brady, Assistant to the City Manager]

89674
✓29. An Ordinance authorizing payment in the amount of \$4,475.00 to Dugger, Canaday, Grafe & Woelfel, Inc. for appraisal services in connection with the Plumnear Flood Area Project; appropriating funds and providing for payment. [Presented by John German, Director of Public Works; Christopher J. Brady, Assistant to the City Manager]

89675
✓30. An Ordinance authorizing the City Manager or his designee to execute a Joint Use Agreement with the San Antonio River Authority in connection with a storm drain at Arbor Place on the east bank of Martinez Creek. [Presented by John German, Director of Public Works; Christopher J. Brady, Assistant to the City Manager]

89676
✓31. An Ordinance authorizing the execution of a Pipeline Crossing Agreement with Union Pacific Railroad Company in connection with the Arbor Place - Trinity to San Marcos, Phase I Project for the sum of \$28,999.00; appropriating funds and providing for payment. [Presented by John German, Director of Public Works; Christopher J. Brady, Assistant to the City Manager]

Miscellaneous Items

89677
✓32. An Ordinance authorizing the acceptance of the grant authorized from the San Antonio Housing Trust Foundation, Inc. and approved in Ordinance No. 89242, dated February 11, 1999, to the Department of Community Initiatives, Community Action Division in the amount of \$119,700.00 for the purpose of upgrading and rehabilitating the Dwyer Avenue Center, a City owned facility. [Presented by Dennis J. Campa, Director, Department of Community Initiatives; Melissa Byrne Vossmer, Assistant City Manager]

89678 ✓33. An Ordinance authorizing the execution of the Ryan White Care Act of 1990 Title I Program Management Agreement with Bexar County in the amount of \$143,364.00 for the San Antonio metropolitan Health District to provide dental services to patients with HIV/AIDS disease for the period April 1, 1999 through February 29, 2000; establishing a fund; adopting a budget; authorizing contractual services and approving a personnel complement. [Presented by Dr. Fernando A. Guerra; Director of Health; Melissa Byrne Vossmer, Assistant City Manager]

89679 ✓34. An Ordinance authorizing the City Manager and the City Attorney to pay the judgment in Cause No. 97-CI-16400, in the 73rd Judicial District Court, styled Robert W. Hall, et al vs. Camelio Ybarra, and the City of San Antonio, in the amount of \$258,477.62. [Presented by Frank J. Garza, City Attorney; Alexander E. Briseño, City Manager]

89680 ✓35. An Ordinance authorizing a professional services contract with Dubberly Associates, Inc., to conduct a nationwide executive search for the position of Library Director with the City of San Antonio and authorizing an amount not to exceed \$27,100.00. [Presented by Terry Brechtel, Director, Budget and Employee Services; Melissa Byrne Vossmer, Assistant City Manager]

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

89681 An Ordinance appointing Edgar L. Zepeda (District 6) to the Ethics Review Board for a term of office to expire on February 21, 2000.

89682 An Ordinance re-appointing Dr. Lauren Cate (District 10) to the Higher Education Authority for a term of office to expire on December 15, 2000.

89683 An Ordinance re-appointing Lupita Gutierrez (Mayor) to the Housing Authority of the City of San Antonio for a term of office to expire on April 6, 2001.

89684 An Ordinance re-appointing Joseph Humbert Bonugli (District 3) to the Plumbing Appeals and Advisory Board for a term of office to expire on March 20, 2001.

ITEMS FOR INDIVIDUAL CONSIDERATION

89686 An Ordinance approving a fireworks display permit as requested by USAA to allow Alpha-Lee Enterprises, Inc. to hold a fireworks display at USAA's property located at 9800 Fredericksburg Road in conjunction with USAA's Annual Employee Picnic to be held on Saturday, May 1, 1999 at approximately 8:45 P.M.; and providing for an immediate effective date upon passage by eight (8) affirmative votes. [Presented by Robert Ojeda, Fire Chief; J. Rolando Bono, Assistant City Manager]

89687 ✓38. An Ordinance rescinding Ordinance No. 89478 approved and March 25, 1999 and re-
appointing Richard Reyna (District 5) to the Board of Adjustment for a term of office to
expire on February 22, 2001. [Presented by Norma S. Rodriguez, City Clerk; Travis M.
Bishop, Assistant to the City Manager]

✓39. Consideration of the following Ordinances regarding Boards & Commissions: [Presented
by Norma S. Rodriguez, City Clerk; Travis M. Bishop, Assistant to the City Manager]

89688 a) An Ordinance appointing T. James Buchanan, Wendell Peters, and Dr. Edward Allen
Benson to the Noise Abatement Advisory Committee for terms of office to expire on
December 15, 2000.

89689 b) An Ordinance appointing Thomas Saucedo to the San Antonio Development Agency for
a term of office to expire on December 18, 2000.

89690 c) An Ordinance appointing Rev. Edward Hayes to the South Fort Sam Houston
Development Advisory Board for a term of office to expire on January 28, 2001.

89691 d) An Ordinance designating HDR Engineering, Inc. in association with Leigh Fisher
Associates and Round Top Consulting Associates to conduct a re-engineering study for the
Aviation Department; authorizing the negotiation and execution of a contract for an amount
not to exceed \$350,000.00; and authorizing payment. [Presented by Frank A. Stromboe, Jr.,
Interim Aviation Director; Roland A. Lozano, Executive Director, Facilities & Visitors
Services]

89692 e) An Ordinance amending the Economic Development Program for Aviation Facilities at
Stinson Municipal Airport as authorized pursuant to Ordinance No. 75620 adopted on April
9, 1992 to broaden the permitted uses of fund balances in excess of \$2,500,000.00.
[Presented by Frank A. Stromboe, Interim Aviation Director; Roland A. Lozano, Executive
Director, Facilities and Visitors Services]

89693 f) An Ordinance authorizing acquisition of fee simple title to three (3) parcels of land for the
amount of \$109,000.00 payable to Tigor Title Agency of San Antonio as escrow agent for
Reynaldo Ramos and wife, Cilvia Ramos (\$46,000.00) and the Love of God Ministries
(\$63,000.00); and payment of the amount of \$75.00 to Alamo Title Company for title
charges; for a total sum of \$109,075.00, 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]

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89694 ✓43. An Ordinance authorizing payment in the amount of \$510,400.00 to Ticor Title Agency of San Antonio as escrow agent for Felix Paredez III and wife, Jill Paredez, for fee simple title to one (1) parcel and the amount of \$200.00 to Dugger, Canaday, Grafe & Woelfel, Inc. for appraisal services, for a total sum of \$510,600.00, in connection with the Somerset Road Flood Area Project; appropriating funds and providing for payment. [Presented by John German, Director of Public Works; Christopher J. Brady, Assistant to the City Manager]

89695 ✓44. An Ordinance amending Chapter 34 of the City Code to allow the San Antonio Water System to own, operate and maintain sewer laterals located in the public streets or alley rights-of-way. [Presented by John German, Director of Public Works; Christopher J. Brady, Assistant to the City Manager]

89697 ✓45. An Ordinance authorizing the execution of a three (3) year Lease Agreement with Bexar McCreless Corporation for use of 1,604 square feet of store space at McCreless Mall located at the corner of I-37 South and South New Braunfels for the Community Link Service Center at a rate of \$2,673.33 per month the first year and an anticipated monthly rate of \$2,860.46 the second and third years of the lease subject to adjustment based on real estate taxes. [Presented by Antonio A. Bosmans, Director, Office of Community Relations; Travis M. Bishop, Assistant to the City Manager]

89698 ✓46. An Ordinance changing the status of the existing barricade on Dugas Street at the City's corporate limits from temporary to permanent; as requested by Councilman Raul Prado.

99-17-14 ✓47. A Resolution expressing City Council's support of "El Día de Los Niños" (Children's Day), which is a day to bring together Latino and other children, parents, individuals, families, organizations, communities, cities, and states nation wide to share in the recognition of a nationally celebrated day in the United States, on April 30, 1999; as requested by Councilman José Menéndez.

✓48. City Manager's Report.

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

April 29, 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:

<u>DATE</u>	<u>DESCRIPTION</u>
April 13, 1999	Petition submitted by Ms. Betty Moxley, on behalf of The Promenade Condominiums and area residents, requesting the City of San Antonio to install two signs on Eisenhower Road just West of Thrush View Lane. One would Caution drivers not to block the above referenced intersection. The other would advise drivers to "Stop here for Red Light" indicated by lines painted on the street.
April 13, 1999	Petition submitted by Ms. Maureen McAvey, on behalf of Federal Realty Investment Trust, requesting the City of San Antonio to designate Houston Street Revitalization, as a Reinvestment Zone under Chapter 311, Tax Code, State of Texas.
April 14, 1999	Petition submitted by the Parishioners of St. Luke's Catholic Church, protesting the renewal of a license from the Texas Alcoholic Beverage Commission to Giorgio's located at 6109 Callaghan.