



Joint Ord. 101558
 Joint Res. 2005-42-37
 Joint Ord. 101596
 Joint Res. 2005-42-37

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Agenda
City Council Meeting
Municipal Plaza Building
City Hall Complex
103 Main Plaza
San Antonio, Texas 78205
October 20, 2005

The City Council shall hold its regular meetings in the Norma S. Rodriguez Council Chamber in the Municipal Plaza Building within the City Hall Complex on Thursday of each week beginning at 9:00 a.m. After the meeting is convened, the City Council shall consider the following time certain items in the following order no sooner than the designated times, but may be considered at a later time.

- 9:00AM:** Invocation and Approval of Minutes.
- 12:00PM:** Lunch Break
- 1:00PM:** Executive Session*
- 2:00PM:** Public Hearing and Consideration of Amendments to the Neighborhood, Community and Perimeter Plans as Components of the Master Plan and Zoning Cases
- 2:30PM:** Naming of the "Bob Ross Senior Multi-Service Health and Resource Center"
- 5:00PM:** Ceremonial Recognitions
- 6:00 PM** Citizens to be Heard
- 7:00PM:** Adjourn**

**At any time during 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) under Chapter 551 of the Texas Government Code.*

***At 7:00 p.m., if the meeting is not yet adjourned, the presiding officer shall entertain a motion to recess the council meeting and reconvene at 9:00 a.m., or any other time designated by Council, on the following day. If no motion is made or if a motion is made and it fails, the meeting will continue until adjourned.*

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 forty-eight (48) hours prior to the meeting) by calling (210) 207-7245 V/TTY for assistance. Closed captioning is available on broadcasts of the Council meetings on 21-TVSA.

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

The City Council of San Antonio will convene in the Norma S. Rodriguez Council Chamber, Municipal Plaza Building in a Regular Council Meeting at 9:00 A.M.

1. Invocation by Tom Robison, Pastor, St. John's Lutheran Church, Guest of Councilmember Roger Flores, District 1 and Pledge of Allegiance.
2. Approval of Minutes for the October 6, 2005 City Council Meeting.

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

ITEMS FOR INDIVIDUAL CONSIDERATION

1015589
1015599
1015600
101561

1. An Ordinance appointing members of the City Council to Boards and Commissions of the City and to serve as liaisons on behalf of the City Council for the military and various events, as requested by Mayor Hardberger.
2. Public hearing and consideration of an Ordinance closing, vacating, and abandoning 125 feet of a 10 footwide public right of way located between Ogden St. and McCullough Ave. adjacent to NCB 1748 in Council District No. 1, as requested by Nipe Property Investments, Ltd., a Texas limited partnership, for the consideration of \$2,843.00. [Presented by Rebecca Waldman, Director, Asset Management; Erik J. Walsh, Assistant to the City Manager]
3. Public hearing and consideration of an Ordinance closing, vacating, and abandoning public rights of way located within the San Juan Homes Housing Project in NCB A-62, in Council District No. 5, for the redevelopment of the area as part of its San Juan Homes Master Plan implementation, as requested by San Antonio Housing Authority, for the consideration of \$55,676.00 which includes a 25% reduction of the closure fee as provided by the City's Incentive Scorecard. [Presented by Rebecca Waldman, Director, Asset Management; Erik J. Walsh, Assistant to the City Manager]
6. An Ordinance authorizing payment from Airport Funds in accordance with the San Antonio Air Service Incentive Program in an amount not to exceed \$100,000.00 to United Airlines for advertising and promotional expenses, as a result of the air carrier's initiation of new nonstop service to Washington (DC) Dulles International Airport effective October 31, 2005. [Presented by Roland A. Lozano, Interim Director, Aviation; J. Rolando Bono, City Manager]
7. An Ordinance authorizing the City Manager or his designee to enter into an Agreement for Design/Build Services with Zachry Construction Corporation in an amount not to exceed \$18,664,280.00; authorizing \$1,148,303.00 for project contingency, and \$275,000.00 for capital administration cost; accepting a proposal and authorizing an amendment to a professional services agreement with Facility Programming, Ltd., dba Facility Programming and Consulting in the amount of \$300,300.00 for Phase "C" professional services, for a total amount of \$20,387,883.00, \$17,060,580.00 of which is available from the 2003-2007 General Obligation Public Health and Safety Improvement Bonds and \$3,327,303.00 funded by Bexar County, in connection with the Emergency Operations Center (EOC) Project, located at Brooks-City Base in District 3; appropriating funds and providing for payment. [Presented by Thomas Wendorf, Director, Public Works; Melissa Byrne Vossmer, Assistant City Manager]

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101562
8. An Ordinance recommending the Office Flex/Warehouse Complex Project, located at KellyUSA, and authorizing the appropriation of funds by City Public Service from the Community Infrastructure and Economic Development Fund in the amount of \$500,000.00 to reimburse the Greater Kelly Development Authority, as requested by Councilman Richard Perez, District 4. [Presented by Thomas Wendorf, Director, Public Works; Melissa Byrne Vossmer, Assistant City Manager]

101563
9. An Ordinance recommending underground electrical supply lines at the intersection of Blanco Road and 1604 along Blanco Road to the Camp Bullis property line, and authorizing the appropriation of funds by City Public Service from the Community Infrastructure and Economic Development Fund in the amount of \$5,816,455.00, as requested by Councilman Kevin A. Wolff, District 9. [Presented by Thomas Wendorf, Director, Public Works; Melissa Byrne Vossmer, Assistant City Manager]

2695-42-37
10A Resolution expressing the City of San Antonio's intent to consider the creation of a Tax Increment Reinvestment Zone ("TIRZ") to finance public improvements in the Medio Creek Development (District 4) and authorizing staff to proceed with the statutory process for the consideration of the creation of a TIRZ. [Presented by David D. Garza, Director, Neighborhood Action Department; Jelynn LeBlanc Burley, Assistant City Manager]

101564
11. An Ordinance amending Chapter 19 of the City Code to include the prohibition of front and side yard parking for watercrafts, non-motorized campers and specified trailers; expanding and clarifying the area covered by the prohibition; updating referenced zoning classifications to reflect those of the 2001 Unified Development Code in relation to the prohibition; adding new residential zoning references to expand the area covered by the prohibition; and reconciling parking provisions for recreational vehicles in the restricted area as provided in Chapter 35 for trip preparation, as requested by Councilman Chip Haass, District 10. [Presented by Liz Garcia, Acting Director, Code Compliance Department; Jelynn LeBlanc Burley, Assistant City Manager]

CONSENT AGENDA

Items Concerning the Purchase of Equipment, Supplies and Services

101587
12. An Ordinance accepting the low bid submitted by GTSI Corporation, utilizing the U. S. Communities Cooperative contract, to provide the City with a data storage array for the digital patroller system for a total cost of \$64,558.90, from the 2004 Local Law Enforcement Block Grant funds. [Presented by Janie B. Cantu, Director, Purchasing & General Services; Michael Armstrong, Assistant City Manager/Chief Information Officer]

101588
13. An Ordinance accepting the bids of various companies to provide the City of San Antonio with various types of commodities and services on an annual contract basis for fiscal year 2005-2006 for an estimated combined annual cost of approximately \$256,814.00, including: photographic film; Citrix software and support; mainframe performance and monitoring software support and maintenance renewal, maintenance of elevators for Parks & Recreation Facilities. [Presented by Janie B. Cantu, Director, Purchasing & General Services; Michael Armstrong, Assistant City Manager/Chief Information Officer]

Capital Improvement Items

- 101599
- 101590
- 101565
- 101566
- 101567
14. An Ordinance approving Field Alteration Number 3 in the amount of \$79,262.50 payable to E-Z Bel Construction, Ltd., in connection with the Larkspur – West Avenue to Baltic project, an authorized 1994-2004 General Obligation Street Improvement Bond funded Capital Improvement Project, located in District 9; revising the project budget, authorizing and appropriating funds and providing for payment. [Presented by Thomas Wendorf, Director, Public Works; Melissa Byrne Vossmer, Assistant City Manager]
 15. An Ordinance authorizing the City Manager or his designee to amend an existing Agreement for the Furnishing and Installing of Traffic Signal Equipment by a Municipality with the Texas Department of Transportation (TxDOT) for the purchase of materials and the installation of signal equipment at three (3) additional traffic signal intersections, located in District 8; and increasing the amount that TxDOT will reimburse the City for associated costs from \$15,125.00 to \$69,800.00. [Presented by Thomas Wendorf, Director, Public Works; Melissa Byrne Vossmer, Assistant City Manager]
 16. An Ordinance accepting the low, responsive bid in the amount of \$1,381,125.57 from E-Z Bel Construction, Ltd., in connection with the James Park Development and Holbrook Road Improvements Project, located in District 2; authorizing the execution of a construction contract; authorizing \$121,551.71 for project contingency; authorizing \$93,594.81 for capital administrative fees; authorizing \$2,000.00 for advertising; amending a professional services agreement and authorizing additional funds in the amount of \$11,894.00 payable to HDR Engineering, Inc., authorizing total funds from 1999-2004 Flood Control with Park Improvements Bonds authorizing the reimbursement from San Antonio Water System in the amount of \$165,608.50; appropriating funds; and providing for payment. [Presented by Thomas Wendorf, Director, Public Works; Melissa Byrne Vossmer, Assistant City Manager]
 17. An Ordinance authorizing the City of San Antonio Public Works Department to provide construction services in the amount of \$131,191.61; authorizing \$13,119.16 for Project Contingency, and \$10,101.75 for Capital Administrative Fees, for a total amount of \$154,412.52 in connection with the reconstruction of Kono – Gemblor to Belgium, a 1999-2004 General Obligation Street Improvement Bond funded project located in Council District 2; and appropriating funds. [Presented by Thomas Wendorf, Director, Public Works; Melissa Byrne Vossmer, Assistant City Manager]
 18. An Ordinance accepting the lowest responsive bid, appropriating funds, awarding a construction contract, and authorizing payment in the amount of \$1,466,000.00 to 3TI, Inc., a MBE firm, \$146,600.00 for project contingency, and \$2,000.00 for advertising expenses, for a total amount of \$1,614,600.00 in connection with the Great Northwest Branch Library Expansion Project, an authorized 1999-2004 General Obligation Library System Improvement Bond funded Capital Improvements Project located at 9050 Wellwood in Council District 6. [Presented by Thomas Wendorf, Director, Public Works; Melissa Byrne Vossmer, Assistant City Manager]

Items Concerning the Purchase, Sale or Lease of Real Property

- 101597
19. An Ordinance authorizing renewal of a lease agreement with Urban Ice, Ltd. for a two year term expiring September 30, 2007, providing payment in the amount of \$7,500.00 per month during the first year and \$7,750.00 per month during the second year, for a total amount of \$183,000.00 from Asset Seizure Funds, for the San Antonio Police Department's use of warehouse space located at 1305 E. Houston Street. [Presented Albert A. Ortiz, Chief of Police; Christopher J. Brady, Assistant City Manager]
- 101568
20. An Ordinance authorizing acceptance of interests in 12 parcels of real estate, the interests consisting of fee title, drainage easements, and temporary construction easements, each interest subject to a right of reentry in the grantor if a road construction contract is not timely awarded, all in connection with the Prue Road Extension—Prue to Huebner, an authorized Metropolitan Planning Organization project and a 1999 General Obligation Street Improvement Bond project located in Council District 8. [Presented by Thomas Wendorf, Director, Public Works; Melissa Byrne Vossmer, Assistant City Manager]

Miscellaneous Items

- 101592
21. An Ordinance authorizing the execution of a contract change for an additional \$212,480.00 from the Texas Department of State Health Services (TDSHS) to augment funding support for the Title V Family Planning Program of the San Antonio Metropolitan Health District (SAMHD) and extend the period from August 31, 2005 to December 31, 2005; revising the program budget; amending the personnel complement; and authorizing payments for contractual services. [Presented by Dr. Fernando A. Guerra, Director, Health; Frances A. Gonzalez, Assistant City Manager]
- 101593
22. An Ordinance authorizing the execution of a contract change for an additional \$16,667.00 from the Texas Department of State Health Services (TDSHS) to augment funding for the Title X Family Planning Program 2004/2005 of the San Antonio Metropolitan Health District (SAMHD) and extend the period from for the period from August 31, 2005 to December 31, 2005; revising the program budget; and authorizing payments for contractual services. [Presented by Dr. Fernando A. Guerra, Director, Health; Frances A. Gonzalez, Assistant City Manager]
- 101594
23. An Ordinance authorizing the execution of a contract change from the Texas Department of State Health Services (TDSHS) totaling \$102,112.00 to augment support for the Title XX Family Planning Program of the San Antonio Metropolitan Health District (SAMHD) and extend the period from August 31, 2005 to December 31, 2005; revising the program budget; and amending the personnel complement. [Presented by Dr. Fernando A. Guerra, Director, Health; Frances A. Gonzalez, Assistant City Manager]
- 101569
24. An Ordinance authorizing the execution of a contract change totaling \$189,472.00 from the Texas Department of State Health Services (TDSHS) to renew support for the Tuberculosis Prevention and Control Program of the San Antonio Metropolitan Health District (SAMHD) for the period September 1, 2005 through August 31, 2006; adopting the program budget; approving the personnel complement; and authorizing payments for contractual services. [Presented by Dr. Fernando A. Guerra, Director, Health; Frances A. Gonzalez, Assistant City Manager]

101570

25. An Ordinance authorizing the execution of a contract totaling \$135,200.00 from the Texas Department of State Health Services (TDSHS) to renew the Breast and Cervical Cancer Control Services (BCCCS) Program of the San Antonio Metropolitan Health District (SAMHD) for the period July 1, 2005 through June 30, 2006; adopting the program budget; approving the personnel complement; and authorizing payments for contractual services. [Presented by Dr. Fernando A. Guerra, Director, Health; Frances A. Gonzalez, Assistant City Manager]

101571

26. An Ordinance authorizing the execution of an amendment to a clinical study agreement with Merck & Company, Inc. which will reduce the budget by \$35,594.00 for the San Antonio Metropolitan Health District to participate in a clinical study for the evaluation of a vaccine against measles, mumps and rubella (M-M-RTMII); revising the budget; amending the personnel complement; and authorizing payments of stipends. [Presented by Dr. Fernando A. Guerra, Director, Health; Frances A. Gonzalez, Assistant City Manager]

101572

27. An Ordinance authorizing the acceptance of a donation of computer equipment valued at \$5,945.88, from Crime Stoppers of San Antonio to the San Antonio Police Department to be used by the Crime Stoppers Program under the Investigation Division's Repeat Offenders Program Unit [Presented Albert A. Ortiz, Chief of Police; Christopher J. Brady, Assistant City Manager]

101573

28. An Ordinance authorizing the execution of an agreement with North East Independent School District (NEISD) for the provision of adult education and literacy programs beginning October 23, 2005 at the Colonel Victor J. Ferrari Community Family Resource and Learning Center. [Presented by Dennis J. Campa, Director, Community Initiatives; Frances A. Gonzalez, Assistant City Manager]

101574

29. An Ordinance authorizing the City Manager or his designee to exercise the option of the first one (1) year renewal contract extension with Aetna Life Insurance to provide group term life, accidental death and dismemberment, and supplemental life insurance coverage under the City's Self Funded Health Benefit Program beginning January 1, 2006 and ending on December 31, 2006 in an annual estimated amount of \$665,983.00 from the Employee Benefits Self-Insured Fund, with the remaining 3 months being contingent upon Council approval of FY06-07 funds. [Presented by Sharon De La Garza, Director, Human Resources; Frances A. Gonzalez, Assistant City Manager]

101575

30. An Ordinance authorizing the City Manager or his designee to exercise the option of the first one (1) year renewal contract extension with Walgreens Health Initiatives to provide prescription drug card program services under the City's Self Funded Health Benefit Program beginning January 1, 2006 and ending on December 31, 2006, in an annual estimated amount of \$15,115,061.00 from the Employee Benefits Self-Insured Fund, with the remaining 3 months being contingent upon Council approval of FY06-07 funds. [Presented by Sharon De La Garza, Director, Human Resources; Frances A. Gonzalez, Assistant City Manager]

101576
31. An Ordinance authorizing execution of a contract with Spectera, Inc. to provide managed vision program services for an estimated annual cost of \$490,170.00 from the employee benefits self-insurance fund, for a term beginning on January 1, 2006 and ending on December 31, 2008, with one option to extend for a two year period, subject to and contingent upon funding and approval by City Council. [Presented by Sharon De La Garza, Director, Human Resources; Frances A. Gonzalez, Assistant City Manager]

101577
32. An Ordinance authorizing the acceptance of \$15,000.00 grant by the San Antonio Housing Trust Foundation Inc., acting as fiscal agent for the City of San Antonio, from the Citigroup Foundation for facade improvements through Operation Facelift administered through the Neighborhood Commercial Revitalization Program; and authorizing the execution of any necessary documents. [Presented by David D. Garza, Director, Neighborhood Action; Jelynn LeBlanc Burley, Assistant City Manager]

101578
33. An Ordinance authorizing payment of the City of San Antonio's annual membership dues to the Texas Municipal League in the amount of \$45,251.00 for the period October 1, 2005 through September 30, 2006. [Presented by Christopher J. Brady, Assistant City Manager; J. Rolando Bono, City Manager]

101579
34. Confirmation of a Travel Authorization request from Councilmembers Roger Flores, Sheila McNeil, Elena Guajardo, Art Hall and Chip Haass to attend the Texas Municipal League Conference in Grapevine Texas during the period of October 25 through October 28, 2005.

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

101580
35. An Ordinance approving a parade permit and authorizing the temporary closure of certain streets in the downtown area from 10:00 a.m. to 3:00 p.m. in connection with the Veteran's Day Parade to be held on Saturday, November 5, 2005, sponsored by the U.S. Military Veteran's Parade Association. [Presented by Roland A. Lozano, Assistant to the City Manager; J. Rolando Bono, City Manager]

101581
36. An Ordinance approving a parade permit and authorizing the temporary closure of certain streets from 6:00 a.m. to 1:00 p.m. in connection with the San Antonio Marathon 5K Mayor's Fitness Challenge and Walk to be held on Sunday, November 13, 2005, sponsored by the San Antonio Marathon Committee. [Presented by Roland A. Lozano, Assistant to the City Manager; J. Rolando Bono, City Manager]

Board, Commissions and Committee Appointments.

37. Consideration of the following Board Appointments: [Presented by Leticia M. Vacek, City Clerk]

101582
A. An Ordinance reappointing Cynthia Chatelain (District 10) to the Small Business Advocacy Committee for a term of office to expire on May 31, 2007.

101582
B. An Ordinance reappointing Merium Malik (District 10) to the Disability Access Advisory Committee (Category: Consumer of Handicapped Services) for a term of office to expire on May 31, 2007.

101583
An Ordinance reappointing Jose M. Hernandez (District 10) to the Tax Phase-In Advisory Committee for a term of office to expire on May 31, 2007.

101584
An Ordinance reappointing Dr. Jan H. Van Den Hende (District 10) to the Parks and Recreation Board for a term of office to expire on May 31, 2007.

101585
An Ordinance reappointing Rosie Gallegos (District 10) to the Home Improvement Advisory Board (Category: Layperson) for a term of office to expire on October 20, 2007.

101586
An Ordinance reappointing Billy Chamberlin (District 10) to the Electrical Examining and Supervising Board (Category: Master Electrician-Union) for a term of office to expire on October 20, 2007.

38. City Manager's Report

THE CITY COUNCIL WILL RECESS FOR LUNCH AT NOON AND MAY RECONVENE AT 1 P.M. TO CONSIDER EXECUTIVE SESSION ITEMS AND ANY UNFINISHED COUNCIL BUSINESS.

The City Council will recess into an executive session to discuss the following:

● ✓ A. Discuss legal issues related to a claim filed against the City of San Antonio by Lilly Palma, Claimant, pursuant to Section 551.071 of the Texas Government Code (private consultation with attorney).

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B. Discuss legal issues related to *Matthew Jackson, et al v. City of San Antonio*, Cause No SA-03-CA-0049-RF, pursuant to Section 551.071 of the Texas Government Code (private consultation with attorney).

2:00 P.M. TIME CERTAIN (may be heard after this time): Public Hearing and Consideration of the Following Adoption and Amendments of the Neighborhood, Community and Perimeter Plans as Components of the Master Plan and Zoning Cases. [Land Use Plan Amendments presented by Emil R. Moncivais, Director, Planning; Jelynn LeBlanc Burley, Assistant City Manager]; [Zoning Cases presented by Florencio Peña, Director, Development Services; Christopher J. Brady, Assistant City Manager]

101595
Z-1. ZONING CASE #Z2005201 (District 2): An Ordinance changing the zoning district boundary from (HS) "I-1" Historic, Significant, General Industrial District to (HS) "IDZ" Historic, Significant, Infill Development Zone District on 5.731 acres out of NCB 593 and 595 and the South 52 feet of Lots 1 and 2, Block 1, NCB 595, 1617 and 1631 East Commerce Street as requested by Friedrich Lofts, Ltd., Applicant, for Friedrich Lofts, Ltd., Owner(s). Staff has recommended approval and Zoning Commission has recommended approval.

39. 2:30 P.M. TIME CERTAIN (*may be heard after this time*): An Ordinance waiving certain procedures established by Chapter 2, Article VI of the City Code for the naming of facilities and authorizing the naming of the Medical Center Area Senior Multi-Service Health and Resource Center as the "Bob Ross Senior Multi-Service Health and Resource Center," as requested by Councilman Art Hall, District 8.

5:00 P.M. (*may be heard after this time*) – Ceremonial Recognitions ✓

6:00 P.M. (*may be heard after this time*) – Citizens to be Heard ✓

ADJOURN

7:00 P.M. – If Council has not yet adjourned, the presiding officer shall entertain a motion to recess the council meeting and reconvene at 9:00 a.m., or any other time designated by Council, on the following day. If no motion is made or if a motion is made and it fails, the meeting will continue until adjourned.