



First Ord. 04-20-0486  
Last Ord 04-20-0529

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CITY OF SAN ANTONIO  
CITY CLERK

2006 APR 17 A 9:04

**Agenda  
City Council Meeting  
Municipal Plaza Building  
City Hall Complex  
103 S. Main Ave  
San Antonio, Texas 78205  
April 20, 2006**

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 beginning at 9:00 a.m. After the meeting is convened, the City Council shall consider the following time certain items no sooner than the designated times, but may consider them at a later time.

- 9:10AM:** Invocation and Approval of Minutes.
- 12:00PM:** Lunch Break
- 4:00PM:** Neighborhood Plan and Zoning Amendments
- 5:15PM:** 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.*

*\*If the Council has not yet adjourned by 7:00 p.m., the presiding officer shall entertain a motion to continue the council meeting, postpone the remaining items to the next council meeting date, or recess and reconvene the meeting at a specified time on the following day.*

**DISABILITY ACCESS STATEMENT**

This meeting is wheelchair accessible. The accessible entrance is located at 103 S. Main Ave. 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 9:10 A.M.

- Invocation by Father Jimmy Drennan, St. Paul's Catholic Church, and Pledge of Allegiance.
- Swearing In of Police Chief William McManus.

1. Approval of Minutes for the April 6, 2006 City Council Meeting.

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

**Action Item for Staff Briefing**

3. Consideration of the following items:

- A. Staff briefing on a preliminary traffic study related to the development of the new Marriott Courtyard Riverwalk Hotel. [Presented by Thomas Wendorf, Director, Public Works; Jelynne LeBlanc Burley, Deputy City Manager]
- B. An Ordinance authorizing a 10-year term License to NSHE TX Gainesville, LLC, to construct, use, and maintain 14 new balconies and an existing basement in the right of way over and under North Saint Mary's Street, located in District 1, adjacent to the new Marriott Courtyard Riverwalk Hotel at 207 N. St. Mary's Street, New City Block 404, in consideration of \$10,000.00. [Presented by Shawn Eddy, Interim Director, Asset Management; Erik J. Walsh, Assistant City Manager]

2006-04-20-0486

**CONSENT AGENDA**

**Items Concerning the Purchase of Equipment, Supplies and Services**

- 4. An Ordinance accepting the bid submitted by Technovations to provide the Health Department's Public Health Emergency Preparedness Office, located at Brooks City Base with installation of an audio and visual system and one year of maintenance for a cost of \$29,058.00, from FY 2006 Public Health Emergency Preparedness (PHEP) grant funds, and for optional video conferencing equipment and four additional years' maintenance for an estimated cost of \$15,639.78, subject to available funding from the PHEP grant. [Presented by Janie B. Cantu, Director, Purchasing & General Services; Michael Armstrong, Assistant City Manager/Chief Information Officer]
- 5. An Ordinance accepting the bid submitted by Alamo Ag-Con Equipment, Bid No. 1, to provide the Aviation Department with two bat wing mowers for a total cost of \$37,908.00, from the Airport Operations and Maintenance Fund. [Presented by Janie B. Cantu, Director, Purchasing & General Services; Michael Armstrong, Assistant City Manager/Chief Information Officer]
- 6. An Ordinance accepting the bids of various companies to provide various types of commodities and services on an annual contract basis for FY 2006 for an estimated combined annual cost of \$1,453,966.00 including: Metasys facility management system maintenance at the International Airport; delivered ready-mix concrete; long distance and directory assistance; thermoplastic pavement marking material; preformed thermoplastic pavement markings; traffic control and signal preemption; medical supplies; and personal computer maintenance and support for Alamo Area Library System Libraries. [Presented by Janie B. Cantu, Director, Purchasing & General Services; Michael Armstrong, Assistant City Manager/Chief Information Officer]

2006-04-20-0487

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7. An Ordinance accepting the bids submitted by Texas Equipment Company, item 1; and Extendo Bed Company, Inc., items 2 and 3, to provide the Environmental Services, Fire and Police Departments with five mini dump truck bodies and fourteen pick-up bed slides for a total cost of \$90,501.00, from the Equipment Renewal and Replacement Fund. [Presented by Janie B. Cantu, Director, Purchasing & General Services; Michael Armstrong, Assistant City Manager/Chief Information Officer]

2006-04-20-0490

8. An Ordinance accepting the offer submitted by Siddons Fire Apparatus to provide nineteen pumper trucks for the Fire Department for a total cost of \$6,807,267.00, of which \$4,844,856.73 is contingent on the execution of a lease purchase agreement or other financial obligations, \$195,143.27 is from the Fire Department's FY 2006 Operating Budget, and \$1,767,267.00 is contingent upon FY07 appropriations; appropriating funds; and amending the General Fund budget. [Presented by Janie B. Cantu, Director, Purchasing & General Services; Michael Armstrong, Assistant City Manager/Chief Information Officer]

2006-04-20-0508

9. An Ordinance accepting the offer submitted by Municipal Emergency Services, Inc. to provide the Fire Department with self contained breathing apparatus and related equipment for a total cost of \$2,031,410.46, of which \$1,737,500.00 will be funded through the Equipment Renewal and Replacement Fund, \$164,856.73 will be funded through the General Fund, and \$129,053.73 will be from the 2004 State Homeland Security Program. [Presented by Janie B. Cantu, Director, Purchasing & General Services; Michael Armstrong, Assistant City Manager/Chief Information Officer]

2006-04-20-0509

#### Capital Improvement Items

10. An Ordinance appropriating funds and authorizing payment of \$116,000.00 to RAM Building Services, L. L. C., (MBE) under an existing indefinite delivery contract for Public Works Infrastructure Maintenance and Construction, on an as needed basis, for infrastructure modifications within the Historic Civic Center, in connection with Americans with Disabilities Act Projects, located in District 1, payable from Certificates of Obligation funds. [Presented by Thomas Wendorf, Director, Public Works; Jelynn LeBlanc Burley, Deputy City Manager]

2006-04-20-0491

11. An Ordinance authorizing a total project amount of \$5,706,936.96, to include a construction contract with Texas-Sterling Construction, L.P. for \$4,823,445.16 and an amendment to a professional services agreement with Don Durden, Inc. d/b/a Civil Engineering Consultants (CEC) for \$70,487.09, of which \$351,946.06 will be funded by San Antonio Water System and \$98,524.00 will be funded by CPS Energy, in connection with the Goliad Road - Pecan Valley to Military Phase I Project, an authorized 1994-1999 General Obligation Drainage Improvement Bond funded project located in District 3, appropriated from the 1985 and 1994 General Obligation Drainage Improvement Bond, 2003 Storm Water Revenue Bond, and Regional Storm Water Management funds. [Presented by Thomas Wendorf, Director, Public Works; Jelynn LeBlanc Burley, Deputy City Manager]

2006-04-20-0492

12. An Ordinance approving two change orders (6 & 8) in a total amount of \$51,321.14 on a \$1,530,691.93 contract, as amended, with KGME, Inc., an MBE firm, for the installation of hand railings and temporary traffic control devices, in connection with the Harris Storm Drainage (Alvarez, Glass, Cass, Halstead Streets) Project, located in District 5, from 1999 General Obligation Drainage Improvement Bond funds. [Presented by Thomas Wendorf, Director, Public Works; Jelynn LeBlanc Burley, Deputy City Manager]

2006-04-20-0510

13. An Ordinance approving a \$66,977.31 SAWS funded change order (3) on a \$1,981,379.99 contract, as amended, with Pronto Sandblasting and Coating and Oil-Field Service Company, Inc., for fees related to a delay caused by a sanitary sewer line replacement in connection with the Octavia #63 Phase II, Part B Project, a 2003 General Obligation Drainage Improvement Bond project located in District 5. [Presented by Thomas Wendorf, Director, Public Works; Jelynne LeBlanc Burley, Deputy City Manager]

2006-04-20-0511

14. An Ordinance approving a \$48,003.84 change order (13) for increased quantities on a \$2,959,912.59 contract, as amended, with Valemas, Inc., in connection with the Medical Center Intersection Improvements, Phase II Project located in District 8, from Certificate of Obligation funds. [Presented by Thomas Wendorf, Director, Public Works; Jelynne LeBlanc Burley, Deputy City Manager]

2006-04-20-0512

15. An Ordinance authorizing the execution of the First Amendment to the Contract for Professional Services with A.E. "Ed" Sanii, P.E., extending the contract for a period not to exceed six months from April 20, 2006, to provide staff support services related to the Aviation Department Capital Improvement Program; and appropriating funds in an amount not to exceed \$75,000.00. [Presented by Mark Webb, Interim Director, Aviation; Roland A. Lozano, Assistant to the City Manager]

2006-04-20-0493

**Items Concerning the Purchase, Sale or Lease of Real Property**

16. An Ordinance approving a second renewal and extension of the University of Las Palmas de Gran Canaria's lease from the City of office space at the International Center, 203 S. St. Mary's St., District 1, the extended term to run until April 30, 2007 and the base rent to be \$15.00 a square foot annually. [Presented by Shawn Eddy, Interim Director, Asset Management; Erik J. Walsh, Assistant City Manager]

2006-04-20-0494

**Miscellaneous Items**

17. An Ordinance accepting the terms and conditions of the City Internal Auditor's resignation and appointing an Interim City Internal Auditor.

2006-04-20-0517

(Moved from "Action Item for Staff Briefing")

2. An Ordinance authorizing the City Manager to accept a \$250,000.00 donation on behalf of the City from Zachry Constructoin Company for economic development activities in District 2; and establishing a fund. Presented by Jelynne LeBlanc Burley, Deputy City Manager; Sheryl Sculley, City Manager]

2006-04-20-0495

*Continued  
2 weeks*

An Ordinance amending Chapter 35 of the City Code regarding sidewalk construction requirements, as requested by Councilmember Radle, District 5. [Presented by Florencio Peña, Director, Development Services; Jelynne LeBlanc Burley, Deputy City Manager]

19. An Ordinance authorizing the execution of two Stand-by Professional Services Agreements for landfill compliance, environmental remediation, and consulting with Hartnett Engineered Solutions, Inc. (HES), and Stearns, Conrad and Schmidt, Consulting Engineers (SCS), in an amount not to exceed \$350,000.00 annually per firm, on an as-needed basis, for various landfill and other environmental compliance projects for a period of one year, with options in favor of the City to extend the terms and conditions of the agreements for two (2) additional (1) year performance periods upon the approval of the City Council; from the Environmental Services Fund and 2006 series Certificate of Obligation. [Presented by Daniel Cardenas, Director, Environmental Services; Frances Gonzalez, Assistant City Manager]

2006-04-20-0513

20. An Ordinance authorizing the acceptance of two grants in the total amount of \$130,000.00 from the Annie E. Casey Foundation (AECF) for the continuation of the "Making Connections – Neighborhood Transformation/Family Development" initiative and support of the Family Economic Success Program for the period January 1, 2006 through December 31, 2006; authorizing the execution of all necessary documentation; and revising and adopting related budgets. [Presented by Dennis Campa, Director, Community Initiatives; Frances A. Gonzalez, Assistant City Manager] 2006-04-20-0496
21. An Ordinance authorizing the execution of four professional medical services contracts for a total of \$436,800.00, of which \$100,900.00 is funded from grant funds, with one Physician for the period of May 1, 2006 through March 31, 2008 and one Physician Assistant, and two Nurse Practitioners for the period May 1, 2006 through March 31, 2009 to provide services in one or more of the public health clinics operated by the San Antonio Metropolitan Health District. [Presented by Dr. Fernando A. Guerra, Director, Health; Frances A. Gonzalez, Assistant City Manager] 2006-04-20-0514
22. An Ordinance authorizing the execution of two contracts with dentists for a total of \$366,000.00 to provide dental services at one or more of the public health clinics operated by the San Antonio Metropolitan Health District for the period May 1, 2006 through March 31, 2009, from the General Fund. [Presented by Dr. Fernando A. Guerra, Director, Health; Frances A. Gonzalez, Assistant City Manager] 2006-04-20-0515
23. An Ordinance authorizing the execution of an agreement with GlaxoSmithKline providing up to \$99,000.00 for the San Antonio Metropolitan Health District to participate in a clinical trial study of a vaccine for infants and toddlers for the period December 27, 2005 through December 31, 2007; adopting the project budget; and approving the personnel complement. [Presented by Dr. Fernando A. Guerra, Director, Health; Frances A. Gonzalez, Assistant City Manager] 2006-04-20-0516
24. An Ordinance authorizing the execution of a sub-award agreement with the University of Texas Health Science Center at San Antonio providing up to \$122,564.00 in order for the San Antonio Metropolitan Health District to collect data on disadvantaged women with abnormal cancer screening results through August 31, 2006; adopting the program budget; and approving the personnel complement. [Presented by Dr. Fernando A. Guerra, Director; Frances A. Gonzalez, Assistant City Manager] 2006-04-20-0518
25. An Ordinance authorizing the execution of an Interlocal Agreement with various Independent School Districts to allow the City of San Antonio to utilize their facilities for the purpose of immunizing and/or providing medications to residents of Bexar County in the event of a public health emergency. [Presented by Dr. Fernando A. Guerra, Director, Health; Frances A. Gonzalez, Assistant City Manager] 2006-04-20-0497
26. An Ordinance authorizing the execution of an Interlocal Agreement with Bexar County and local municipalities for designation and appointment of Dr. Fernando A. Guerra as their Health Authority in order to facilitate a public health response in the event of an emergency, epidemic or similar circumstances where the health of the community is threatened. [Presented by Dr. Fernando A. Guerra, Director, Health; Frances A. Gonzalez, Assistant City Manager]

2006-04-20-0519

27. An Ordinance authorizing a two month extension and execution of two no cost contract amendments to July 31, 2006 with the American G.I. Forum--National Veterans Outreach Program (NVOP) in order to operate the NVOP's residential centers for permanent housing and transitional housing; approving revised budgets; and authorizing all necessary related documents. [Presented by Dennis Campa, Director, Community Initiatives; Frances A. Gonzalez, Assistant City Manager] 2006-04-20-0498

28. An Ordinance authorizing a settlement in the amount of \$148,930.00 to be received by the City from Grande Communications, Inc for outstanding obligations prior to the termination of its cable franchise agreement with the City of San Antonio. [Presented by Ben Gorzell, Acting Director, Finance; Sheryl Sculley, City Manager] 2006-04-20-0499

29. An Ordinance authorizing an amendment and extension of the current payphone contract with Southwestern Bell Telephone, L.P. dba AT&T Texas (formerly "SBC") to provide exclusive payphone services in City facilities and non-exclusive services in the City's public right of way. [Presented by Ben Gorzell, Acting Director, Finance; Sheryl Sculley, City Manager] 2006-04-20-0500

30. An Ordinance authorizing the submission of a grant application and acceptance of grant funds in the amount of \$947,182.00 from the Texas Automobile Theft Prevention Authority for the grant year September 1, 2006 to August 31, 2007; authorizing an Interlocal Agreement with Bexar County Sheriff's Office to fund two deputies for an amount not to exceed \$137,938.00; approving a cash match of \$522,762.00 and an in-kind match of \$1,385,065.00 upon award and contingent on the FY07 budget; and establishing a budget and personnel complement. [Presented by William McManus, Police Chief; Sheryl Sculley, City Manager] 2006-04-20-0520

31. An Ordinance amending the Traffic Control Device Schedules for the City of San Antonio established in Chapter 19, Section 68 of the City Code to include the establishment of new traffic control devices and deletes previous entries from the Schedules in conflict with the current regulations. [Presented by Thomas Wendorf, Director, Public Works; Jelynn LeBlanc Burley, Deputy City Manager] 2006-04-20-0521

32. An Ordinance authorizing the San Antonio Housing Finance Corporation to issue Tax Exempt Multifamily Housing Mortgage Revenue Bonds in an amount not to exceed \$15,000,000.00 for the Artisan at Military project located at 7423 Yarrow Boulevard in District 4. [Presented by Andrew Cameron, Director, Housing and Community Development; Jelynn LeBlanc Burley, Deputy City Manager] 2006-04-20-0501

33. Consideration of the following items: [Presented by Robert Ojeda, Fire Chief; Erik J. Walsh, Assistant City Manager]

a. An Ordinance approving a permit for a fireworks display on May 6, 2006, at approximately 8:45 p.m. at 9800 Fredericksburg Road for USAA's annual company picnic. 2006-04-20-0502

b. An Ordinance approving a permit for fireworks displays on May 13, 2006, July 22, 2006, and August 12, 2006, each at approximately 9:00 p.m. across HWY 90 from Wolff Stadium for three of the San Antonio Missions' baseball games. 2006-04-20-0503

**Board, Commissions and Committee Appointments**

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

a. An Ordinance reappointing Jody Sherrill (District 7) to the Zoning Commission for the remainder of an unexpired term of office to expire June 30, 2007. 2006-04-20-0504

b. An Ordinance reappointing Manuel Lizcano (District 7) to the Mechanical Board of Appeals (Category: Professional Engineer) for the remainder of an unexpired term of office to expire March 20, 2008. 2006-04-20-0505

c. An Ordinance reappointing Paul K. Davila (District 7) to the Electrical Examining and Supervising Board (Category: Journeyman Electrician – Open Shop) for the remainder of an unexpired term of office to expire July 31, 2006. 2006-04-20-0506

d. An Ordinance reappointing Theresa R. Leal (District 7) to the City of San Antonio, Texas Education Facilities Corporation for the remainder of an unexpired term of office to expire December 15, 2006. 2006-04-20-0507

**THE CITY COUNCIL WILL RECESS FOR LUNCH AT NOON AND RECONVENE TO CONSIDER ANY UNFINISHED COUNCIL BUSINESS.**

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

*Pulled* Discuss legal issues related to City of San Antonio's management and operation of public, educational, and governmental ("PEG") access channels as authorized by Chapter 66 of the Texas Utilities Code, pursuant to Texas Government Code Section 551.071 (consultation with attorney).

✓ B/ Deliberate the duties, appointment, and employment of the City Auditor, pursuant to Texas Government Code Section 551.074 (personnel matters), and discuss related legal issues, pursuant to Texas Government Code Section 551.071. (consultation with attorney)

**4:00 P.M. (may be heard after this time):** Public Hearing and Consideration of Adoption and Amendments of Neighborhood, Community and Perimeter Plans as Components of the Master Plan and Zoning Cases. [Planning items presented by Emil R. Moncivais, Director, Planning; Zoning items presented by Florencio Peña, Director, Development Services; Jelynn LeBlanc Burley, Deputy City Manager]

**PLANNING AND ZONING ITEMS MAY BE PASSED IN ONE MOTION ON CONSENT**

**P-1. PLAN AMENDMENT CASE #06001 (District 1):** An Ordinance amending the land use plan contained in the Near Northwest Community Plan, a component of the Master Plan of the City, by changing the use of an 1.3 acre tract of land located at 130 Spencer Lane from High Density Residential land use to Community Commercial land use. Staff and Planning Commission recommend Approval. 2006-04-20-0522

**Z-1. ZONING CASE #Z2006041 CD (District 1):** An Ordinance amending the zoning district boundary from "C-1" Light Commercial District to "C-2" (CD-Hotel) Commercial District with a Conditional Use for a Hotel on 1.237 acres out of NCB 8410, 130 Spencer Lane as requested by Mark Forman, Applicant, for JCS Properties, Owner(s). Staff and Zoning Commission recommend Approval contingent on a plan amendment. 2006-04-20-0523

**Z-2. ZONING CASE #Z2006050 CD (District 1):** An Ordinance amending the zoning district boundary from "R-4" Residential Single-Family District to "NC" Neighborhood Commercial District on the South 93 Feet of Lot 7 and South 110 feet of Lot 8, Block 219, NCB 3946 and "R-4" (CD-Non-Commercial Parking Lot) Residential Single Family District with a Conditional Use for a Non-Commercial Parking Lot on the North 76 Feet of Lot 8, Block 219, NCB 3946, 1811 and 1815 West Hildebrand Avenue and 710 Viendo Street as requested by Candelario R. Alvarado, Applicant, for Candelario R. Alvarado and Marcelina and Sonnia O. Garza, Owner(s). Staff and Zoning Commission recommend Approval. 2006-04-20-0524

**Z-3. ZONING CASE #Z2006045 S (District 4):** An Ordinance amending the zoning district boundary from "R-6" Residential Single-Family District to "R-6 S" Residential Single-Family District with a Specific Use Permit for a Manufactured Home on Lot 20, Block 2, NCB 15630, 5103 Gwenda Lea as requested by Sylvia and George Santos, Applicant, for Fred Adams, Owner(s). Staff and Zoning Commission recommend Approval. **2006-04-20-0525**

**Z-4. ZONING CASE #Z2006014 (District 6):** An Ordinance amending the zoning district boundary from "R-6" Residential Single-Family District to "C-3" General Commercial District on Lot 3, Block 2, NCB 34400J and Lot 4, Block 2, NCB 17647, 1500 Block of West Loop 1604 and 11000 Block of West Military Drive as requested by Brown P.C., Applicant, for Sandford Acquisition Company, Inc, Owner(s). Staff and Zoning Commission recommend Approval. **2006-04-20-0526**

**Z-5. ZONING CASE #Z2006058 (District 6):** An Ordinance amending the zoning district boundary from "R-6" Residential Single-Family District to "R-6" (CD - Non-Commercial Parking Lot) Residential Single-Family District with a Conditional Use for a Non-Commercial Parking Lot on Lot 18, Block 1, NCB 17637, 10554 Culebra Road as requested by Marcia S. Munoz, Applicant, for Green Herrington & Howell LLC, Owner(s). Staff and Zoning Commission recommend Approval. **2006-04-20-0527**

*Continued from May 10*

**Z-6. ZONING CASE #Z2006015 (District 9):** An Ordinance amending the zoning district boundary from "R-6 ERZD" Residential Single-Family Edwards Recharge Zone District to "C-2 ERZD" Commercial Edwards Recharge Zone District on 2.105 acres out of NCB 15011, 3000 Block of North Loop 1604 West as requested by Brown, P. C. Attorneys at Law, Applicant, for Rogers Shavano Park Unit 18/19 Ltd., Owner(s). Staff and Zoning Commission recommend Approval with SAWS site specific recommendations.

**P-7. PLAN AMENDMENT CASE #06002 (District 7):** An Ordinance amending the Land Use Plan contained in the Huebner/Leon Creeks Community Plan, a component of the Master Plan of the City, by changing the use of approximately 1.49 acres located at 8288 Eckherth Road, more specifically described by legal description NCB 14618 P-37D & 37F ABS664, from Medium Density Residential land use to High Density Residential land use. Staff recommends Denial. Planning Commission recommends Approval. **2006-04-20-0528**

**Z-7. ZONING CASE #Z2006046 (District 7):** An Ordinance amending the zoning district boundary from "R-6" Residential Single-Family District to "MF-33" Multi-Family District on 1.466 acres out of NCB 14618, 8288 Eckert Road as requested by Brown, P. C., Applicant, for Myrtha Gersdorff, Owner. Staff recommends Denial. Zoning Commission recommends Approval. **2006-04-20-0529**

**35. City Manager's Report** *Report on firefighters & Animal Care Services*

**5:15 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 the Council has not yet adjourned, the presiding officer shall entertain a motion to continue the council meeting, postpone the remaining items to the next council meeting date, or recess and reconvene the meeting at a specified time on the following day.*