



Joint Ord 94820
Joint Res 2001-41-46
Joint Ord 94861
Joint Res. none

**Agenda
City Council Meeting
Municipal Plaza Building
City Hall Complex
103 Main Plaza
San Antonio, Texas 78205
November 1, 2001**

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:

Staff Presentation on the 2001 Street Maintenance Program. [Presented by Thomas G. Wendorf, Director of Public Works; Melissa Byrne Vossmer, Assistant 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 Rev. Gerald Harvey, Oak Meadow United Methodist Church, (Guest of Councilwoman Bonnie Conner, District 8), and Pledge of Allegiance.

2. Ceremonial Items.

➤ Swearing in of Councilman Carroll W. Schubert as Mayor Pro Tem.

3. Approval of the minutes of the Regular Council Meeting of September 27, 2001.

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/TDD for assistance. Closed captioning is available on broadcasts of the Council meetings on 21-CHIC.

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

THE FOLLOWING ITEMS WILL BE CONSIDERED AT THE TIMES INDICATED:

4. 5:00 P.M. – Citizens to Be Heard.

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

CONSENT AGENDA

Items Concerning the Purchase of Equipment, Supplies and Services

94820 An Ordinance accepting the bid from Capco Communications utilizing the Texas Department of Information Systems "Go Direct" Program to provide the City of San Antonio Information Services Department with network maintenance of the Enterprise Core Network equipment for a total sum of \$92,703.00. [Presented by Janie B. Cantu, Director of Purchasing & General Services; Travis M. Bishop, Assistant City Manager]

94821 6. An Ordinance accepting and ratifying the proposal from Roche Diagnostics, Roche Molecular Biochemicals to provide the City of San Antonio Health Department with an emergency purchase of a Roche LightCycler instrument, centrifuge and chemicals for a total of \$82,936.00. [Presented by Janie B. Cantu, Director of Purchasing & General Services; Travis M. Bishop, Assistant City Manager]

94822 7. An Ordinance accepting the bids of various companies to provide the City of San Antonio with various materials and services on an annual contract basis for the 2001-2002 Fiscal Year for a total of approximately \$136,563.00. (Copies of bid packets are available for review in the Purchasing Department and a list of successful bidders are available for review in the City Clerk's Office.) [Presented by Janie B. Cantu, Director of Purchasing & General Services; Travis M. Bishop, Assistant City Manager]

Capital Improvement Items

94823 8. An Ordinance authorizing the execution of an Interlocal Agreement between the City of San Antonio and the San Antonio River Authority in an amount not to exceed \$1,306,296.00 for the City's portion of preliminary design services in connection with the San Antonio River Improvements Project (including \$786,053.00 for the Lone Star Boulevard to Espada Mission section and \$520,243.00 for the Hildebrand Avenue to Lexington Avenue section, including the Brooklyn Street Dam); appropriating funds; and providing for payment. [Presented by Thomas G. Wendorf, Director of Public Works; Melissa Byrne Vossmer, Assistant City Manager]

9. An Ordinance amending the professional services contract with Lockwood, Andrews & Newnam, Inc. in an amount not to exceed \$81,955.00 for additional engineering services in connection with the Houston Street from Pine to Onslow Metropolitan Planning Organization Project in Council District 2; appropriating funds and providing for payment. [Presented by Thomas G. Wendorf, Director of Public Works; Melissa Byrne Vossmer, Assistant City Manager]

10. An Ordinance authorizing work under an existing standby professional environmental services contract with Hartnett Engineered Solutions, Inc. in an amount not to exceed \$8,850.00 for Phase II environmental subsurface investigation services in connection with the Sunset Road from Jones Maltsberger to Broadway Metropolitan Planning Organization Project in Council District 9; appropriating funds and providing for payment. [Presented by Thomas G. Wendorf, Director of Public Works; Melissa Byrne Vossmer, Assistant City Manager]

11. An Ordinance selecting Beaty & Partners Architects, Inc. to provide professional architectural services contract in connection with the Parking Revenue Bond Renovation and Enhancement Project, located in Council District 1; authorizing the negotiation of a professional services contract in an amount not to exceed \$93,080.00; appropriating funds and providing for payment. [Presented by Thomas G. Wendorf, Director of Public Works; Melissa Byrne Vossmer, Assistant City Manager]

12. An Ordinance ratifying and approving Field Alteration No. 5-Final in an amount not to exceed \$65,316.40 payable to Shannon Monk, Inc. for construction expenses in connection with the Bobolink Drainage No. 96A Project in Council District 1; appropriating funds and providing for payment. [Presented by Thomas G. Wendorf, Director of Public Works; Melissa Byrne Vossmer, Assistant City Manager]

13. An Ordinance amending a professional services contract with Civil Engineering Consultants, Inc. in an amount not to exceed \$22,305.00 for professional engineering services in connection with the Mission Trails Package III-IV Project in Council Districts 1 and 3; authorizing \$20,000.00 for miscellaneous engineering contingency expenses; appropriating funds and providing for payment. [Presented by Thomas G. Wendorf, Director of Public Works; Melissa Byrne Vossmer, Assistant City Manager]

14. An Ordinance accepting the low bid of San Antonio Constructors, Ltd. in the amount of \$1,527,682.07 in connection with the Asphalt Recycling and Overlay-2001 Street Maintenance Project; authorizing \$76,384.10 for miscellaneous construction contingency expenses; authorizing \$750.00 for advertising expenses and \$500.00 for printing and reproduction expenses; appropriating funds and providing for payment. [Presented by Thomas G. Wendorf, Director of Public Works; Melissa Byrne Vossmer, Assistant City Manager]

94830
15. An Ordinance accepting the low bid with additive alternate of San Antonio Constructors, Ltd. in the amount of \$1,241,614.70 in connection with the Asphalt Overlay-2001 Street Maintenance Project; authorizing \$62,080.74 for miscellaneous construction contingency expenses; authorizing \$750.00 for advertising expenses and \$500.00 for printing and reproduction expenses; appropriating funds and providing for payment. [Presented by Thomas G. Wendorf, Director of Public Works; Melissa Byrne Vossmer, Assistant City Manager]

94831
16. An Ordinance accepting the bid of Clark Construction Company, Inc. in the amount of \$1,410,243.40 in connection with the Single Course Bituminous Slurry Seal-2001 Package "A" Street Maintenance Project; authorizing \$70,512.17 for miscellaneous construction contingency expenses; authorizing \$750.00 for advertising expenses and \$500.00 for printing and reproduction expenses; appropriating funds and providing for payment. [Presented by Thomas G. Wendorf, Director of Public Works; Melissa Byrne Vossmer, Assistant City Manager]

94832
17. An Ordinance accepting the bid of Clark Construction Company, Inc. in the amount of \$1,389,138.30 in connection with the Single Course Bituminous Slurry Seal-2001 Package "B" Street Maintenance Project; authorizing \$69,456.92 for miscellaneous construction contingency expenses; authorizing \$750.00 for advertising expenses and \$500.00 for printing and reproduction expenses; appropriating funds and providing for payment. [Presented by Thomas G. Wendorf, Director of Public Works; Melissa Byrne Vossmer, Assistant City Manager]

94833
18. An Ordinance accepting the bid of Clark Construction Company, Inc. in the amount of \$1,000,524.10 in connection with the Single Course Bituminous Slurry Seal-2001 Package "C" Street Maintenance Project; authorizing \$50,026.21 for miscellaneous construction contingency expenses; authorizing \$750.00 for advertising expenses and \$500.00 for printing and reproduction expenses; appropriating funds and providing for payment. [Presented by Thomas G. Wendorf, Director of Public Works; Melissa Byrne Vossmer, Assistant City Manager]

94834
19. An Ordinance accepting the bid of Clark Construction Company, Inc. in the amount of \$1,382,837.75 in connection with the Micro-Surface-2001 Package "A" Street Maintenance Project; authorizing \$69,141.89 for miscellaneous construction contingency expenses; authorizing \$750.00 for advertising expenses and \$500.00 for printing and reproduction expenses; appropriating funds and providing for payment. [Presented by Thomas G. Wendorf, Director of Public Works; Melissa Byrne Vossmer, Assistant City Manager]

94835
20. An Ordinance accepting the bid of Clark Construction Company, Inc. in the amount of \$1,116,028.16 in connection with the Micro-Surface-2001 Package "B" Street Maintenance Project; authorizing \$55,801.41 for miscellaneous construction contingency expenses; authorizing \$750.00 for advertising expenses and \$500.00 for printing and reproduction expenses; appropriating funds and providing for payment. [Presented by Thomas G. Wendorf, Director of Public Works; Melissa Byrne Vossmer, Assistant City Manager]

94836
21. An Ordinance accepting the low bid of San Antonio Constructors, Ltd. in the amount of \$97,789.98 in connection with the Base and Pavement Failure Repair-2001 Street Maintenance Project; authorizing \$4,889.50 for miscellaneous construction contingency expenses; authorizing \$750.00 for advertising expenses and \$500.00 for printing and reproduction expenses; appropriating funds and providing for payment. [Presented by Thomas G. Wendorf, Director of Public Works; Melissa Byrne Vossmer, Assistant City Manager]

94837
22. An Ordinance accepting the low bid of San Antonio Constructors, Ltd. in the amount of \$1,894,473.66 in connection with the 2001 VIA Local Assistance Program-Street Maintenance Project; authorizing \$104,276.34 for miscellaneous construction contingency expenses; authorizing \$750.00 for advertising expenses and \$500.00 for printing and reproduction expenses; appropriating funds and providing for payment. [Presented by Thomas G. Wendorf, Director of Public Works; Melissa Byrne Vossmer, Assistant City Manager]

94838
23. An Ordinance amending a professional engineering services contract with Earth Tech, Inc. for an amount not to exceed \$30,000.00 in connection with the Lockhill Selma from Whisper Path to George Road Metropolitan Planning Organization Project in Council District 8; authorizing \$3,000.00 for miscellaneous contingency expenses; appropriating funds and providing for payment. [Presented by Thomas G. Wendorf, Director of Public Works; Melissa Byrne Vossmer, Assistant City Manager]

94839
24. An Ordinance accepting the professional services contract and authorizing Community Development Block Grant (CDBG) funds in the amount not to exceed \$55,990.00 payable to S.M. Galindo Engineers, Inc. in connection with the Emmett Street from Block #500 to Block #700 Community Development Block Grant (CDBG) Project in Council District 3; authorizing a professional services contract; authorizing \$5,599.00 for miscellaneous engineering contingency expenses; appropriating funds; and providing for payment. [Presented by Thomas G. Wendorf, Director of Public Works; Melissa Byrne Vossmer, Assistant City Manager]

94840
25. An Ordinance authorizing and accepting professional services rendered to the benefit of the City of San Antonio and honoring payment due KMAC Construction Services, Inc. in the sum of \$20,383.70 for asbestos abatement services, performed under the terms of the completed 1999/2000 Asbestos Abatement Indefinite Delivery contract, in connection with the City's Flood Buyout Program; and authorizing \$75,000.00 for additional asbestos abatement services under a short term discretionary contract; appropriating funds; and providing for payment. [Presented by Thomas G. Wendorf, Director of Public Works; Melissa Byrne Vossmer, Assistant City Manager]

94841
26. An Ordinance amending the professional services agreement approved by Ordinance No. 83704 on February 5, 1998, with Roy F. Weston, Inc. to provide construction oversight and documentation relating to the soil remediation for the former fire training area at San Antonio International Airport by authorizing additional services and fees not to exceed \$52,310.00; appropriating funds; revising the budget; and providing for payment. [Presented by Kevin C. Dolliole, Aviation Director; Christopher J. Brady, Assistant City Manager]

94842
27. An Ordinance designating the firm of CDS/Muery Services to provide engineering services for the Remain Over Night apron at San Antonio International Airport; authorizing negotiation and execution of a professional services agreement in an amount not to exceed \$264,293.00 for the Remain Over Night apron; authorizing \$26,000.00 for engineering contingencies; establishing the budget; appropriating funds; and providing for payment. [Presented by Kevin C. Dolliole, Aviation Director; Christopher J. Brady, Assistant City Manager]

Items Concerning the Purchase, Sale or Lease of Real Property

94843
28. An Ordinance authorizing payment in the amount of \$9,400.00 to Lawyers Title of San Antonio as escrow agent for TA Escrow 97, Inc. for fee simple title to one parcel in connection with the Hi-Lions Drainage Project #80, Phases III & V; appropriating funds and providing for payment. [Presented by Thomas G. Wendorf, Director of Public Works; Melissa Byrne Vossmer, Assistant City Manager]

94844
29. An Ordinance authorizing payment in the amount of \$1,800.15 to Hogan Properties Company, Inc. d/b/a Hogan Real Estate Services for services in connection with the Babcock Road - DeZavala Road to Hausman Road Project in Council District 8; appropriating funds and providing for payment. [Presented by Thomas G. Wendorf, Director of Public Works; Melissa Byrne Vossmer, Assistant City Manager]

94845
30. An Ordinance authorizing payment in the amount of \$600.00 to Luz Cabrera f/k/a Lucy Fernandez, for fee simple title to two parcels in connection with the Ashley Road – Bascum to South Flores Project in Council District 3; appropriating funds, providing for payment and amending Ordinance No. 74275. [Presented by Thomas G. Wendorf, Director of Public Works; Melissa Byrne Vossmer, Assistant City Manager]

94846
31. An Ordinance authorizing payment in the amount of \$24,110.00 to Lawyers Title of San Antonio as escrow agent for Efrain Hinojosa and wife, Minnie D. Hinojosa for a temporary construction easement and related title charges in connection with the Hi-Lions Drainage Project #80, Phases III & V Project in Council District 3; appropriating funds and providing for payment. [Presented by Thomas G. Wendorf, Director of Public Works; Melissa Byrne Vossmer, Assistant City Manager]

94847
32. An Ordinance authorizing payment in the amount of \$9,802.79 to Davidson & Troilo, P.C. for legal services in connection with the Babcock Road – DeZavala Road to Hausman Road Project (\$4,783.55), Bitters Road – West Avenue to Heimer Metropolitan Planning Organization Project (\$1,076.09), Fire Station No. 7 Project (\$45.00), Fire Station No. 25 Project (\$544.80), Mission Trails Parkway, Phase III Metropolitan Planning Organization Project (\$105.00), Mission Trails Parkway, Phase IV Metropolitan Planning Organization Project (\$10.25), Pecan Valley – I.H. 10 to J Street Metropolitan Planning Organization Project (\$2,547.70), Salado Creek Hike and Bike Project (\$571.40), Southcross – New Braunfels to S. Presa Metropolitan Planning Organization Project (\$35.00) and the W.W. White Road – Rigsby to Lord Road Project (\$84.00); appropriating funds and providing for payment. [Presented by Thomas G. Wendorf, Director of Public Works; Melissa Byrne Vossmer, Assistant City Manager]

Miscellaneous

94848
33. An Ordinance authorizing the acceptance of \$28,791.00 in cash from the National Opinion Research to fund the United States Department of Justice Arrestee Drug Abuse Monitoring Program conducted by the San Antonio Metropolitan Health District during the period October 1, 2001 through December 31, 2001; authorizing execution of the subcontract with the National Opinion Research Center; establishing a fund and adopting a program budget. [Presented by Dr. Fernando A. Guerra, Director of Health; Melissa Byrne Vossmer, Assistant City Manager]

94849
34. An Ordinance authorizing the execution of an agreement between the City of San Antonio and the University of Texas Health Science Center at San Antonio in the amount of \$9,450.00 for the San Antonio Metropolitan Health District to be reimbursed for its continued participation in the San Antonio Stop Abuse for Everyone (S.A.F.E.) Family Coalition Collaboration Project during the period September 30, 2001 through September 29, 2002. [Presented by Dr. Fernando A. Guerra, Director of Health; Melissa Byrne Vossmer, Assistant City Manager]

94850
35. An Ordinance authorizing the City Manager or her designated representative to accept a \$4,000.00 supplemental grant for the High Intensity Drug Trafficking Area Director's Administrative Support Element from the Office of National Drug Control Policy (ONDCP) to fund travel and computer software for the grant period from January 1, 2001 to December 31, 2001. [Presented by Al A. Philippus, Chief of Police; J. Rolando Bono, Deputy City Manager]

94851
36. An Ordinance authorizing the City Manager or her designated representative to accept a \$102,232.00 supplemental grant for the South Texas High Intensity Drug Trafficking Area (HIDTA) Intelligence Center from the Office of National Drug Control Policy (ONDCP) to fund a Department Systems Specialist position and develop a wide area network (WAN) to better share information with other HIDTA Intelligence Centers, for the grant period from January 1, 2001 to December 31, 2001. [Presented by Al A. Philippus, Chief of Police; J. Rolando Bono, Deputy City Manager]

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

94852
37. An Ordinance approving the parade permit and authorizing the temporary closure of certain downtown streets in connection with the 2001 U.S. Military Veterans Parade being held on Saturday, November 10, 2001 from 11:30 A.M. to 3:00 P.M., sponsored by the U.S. Military Veterans Parade Association. [Presented by Travis M. Bishop, Assistant City Manager; Terry M. Brechtel, City Manager]

38. **Board, Commissions and Committee Appointments** [Presented by Norma Rodriguez, City Clerk, Travis M. Bishop, Assistant City Manager]

94853
An Ordinance appointing Dr. Manuel Berriozabal (Academic-District 7) and Jim Greenfield (Community-District 5) to the Brooks Development Authority for terms of office to expire on November 4, 2003 and November 4, 2002, respectively.

94854
B An Ordinance appointing Jon Gary Herrera (District 10) to the San Antonio Housing Authority for a term of office to expire on October 18, 2003.

ITEMS FOR INDIVIDUAL CONSIDERATION

94855 39. An Ordinance amending Section 22-1 (b) of the City Code of the City of San Antonio to include Golden Park located in Council District 4 to the list of public parks where the consumption of alcohol beverages is prohibited; and amending Section 22-3 of the City Code of the City of San Antonio to include Golden Park to the list of public parks where the possession of glass beverage containers is prohibited. [Presented by Malcolm Matthews, Director of Parks and Recreation; Melissa Byrne Vossmer, Assistant City Manager]

94856 40. An Ordinance authorizing the City Manager or her designee to exercise the option of a one-year renewal contract with WHP Health Initiatives, Inc. d/b/a Walgreen's Health Initiatives, Inc. in an estimated budgeted amount of \$7,899,450.00 to provide prescription drug program retail and mail-order services for the City's Self-Funded Health Benefits Program for a term beginning January 1, 2002 and ending December 31, 2002. [Presented by Elisa Pena Bernal, Human Resources Director; Travis M. Bishop, Assistant City Manager]

94857 41. An Ordinance accepting the low, qualified bid with alternates in the amount of \$7,415,000.00 from Swinerton Builders for a construction contract in connection with the Northeast Service Center Project located at 10416 Perrin-Beitel in Council District 10; authorizing \$414,800.00 for contingency expenses; amending the professional architectural services contract by authorizing an additional amount of \$95,000.00 payable to Kinnison and Associates, Architects; appropriating funds and providing for payment. [Presented by Thomas G. Wendorf, Director of Public Works; Melissa Byrne Vossmer, Assistant City Manager]

Granted
42. Confirmation and approval of Travel Authorization for Mayor Edward Garza who traveled to Washington, D.C. to present the City's Federal Initiatives Program to Federal Administration and Congressional officials from Sunday, October 21, 2001 through Tuesday, October 23, 2001.

94858 ^{\$1000.00} 43. An Ordinance authorizing the expenditure of ~~\$500.00~~ from the Mayor's Contingency Account Fund, payable to Midtown on Blanco, to be used to cover expenses incurred in connection with the "Classic Days" festival that was held on October 21, 2001; as requested by Mayor Edward D. Garza.

94859 44. An Ordinance authorizing the expenditure of \$100.00 from the District 5 Contingency Account Fund, payable to the Fenley-Flanders Elementary PTA, to be used to help defray costs associated with the PTA's Halloween Carnival that was held on October 26, 2001; as requested by Councilman David A. Garcia.

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94861

45. An Ordinance authorizing the expenditure of ~~\$8,250.00~~ from the Mayor's and various City Council Contingency Account Funds, payable to the U.S. Military Veterans' Parade Association, to be used to defray the costs associated with the 2001 U.S. Military Veterans' Parade, to be held on Saturday, November 10, 2001; as requested by Councilman David Carpenter.

46. An Ordinance authorizing reimbursement to Councilwoman Antoniette Moorhouse from the District 3 Administrative Assistant Budget Fund in the total amount of \$2,185.00 for an Administrative Services Contract with Timothy Salas, from October 24, 2001 through November 30, 2001; as requested by Councilwoman Antoniette Moorhouse.

✓ 47. City Manager's Report. - *Announcement of Dr. Miles Nitschke, Finance Director; John Padron, Cultural Affairs Director*

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

Attorney-client consultation regarding the lawsuit styled Farmco Trust, Richard Schaeffer and John Schaeffer v. City of San Antonio, 2000-CI-04602, in the 288th District Court of Bexar County, Texas.