

TALLY



RECEIVED  
CITY OF SAN ANTONIO  
CITY CLERK

01 MAY -1 PM 12:46

1-21 9:17  
2-11 2:00-18-12

**Agenda  
City Council Meeting  
Municipal Plaza Building  
City Hall Complex  
103 Main Plaza  
San Antonio, Texas 78205  
May 4, 2000**

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

- I. The City Council will convene for a "B" Session in the B Room of the Municipal Plaza Building at 10:00 A.M. for the following:
  - A. Presentation of the Street Maintenance Program. [Presented by John German, Director, Public Works Department; Christopher J. Brady, 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 Reverend Tony Posada, St. Joseph's Catholic Church and Pledge of Allegiance.
  - 2. Ceremonial Items.
  - 3. Approval of the minutes of the regular City Council Meeting of April 6, 2000.

**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:**

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** (5-25f)

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

91715 An Ordinance accepting the low bid submitted by Cato Electric Company to provide the City of San Antonio Public Works Department with drilling and installation of wood and steel pole foundations on an annual contract basis for an estimated total of \$20,000.00. [Presented by Janie B. Cantu, Director of Purchasing & General Services; Terry M. Brechtel, Executive Director of Administrative and Financial Services]

**Capital Improvement Items**

91716 An Ordinance accepting the low qualified base bid of Donsan Construction, LLC in the total amount of \$274,000.00 for capital improvements to the City's Lackland Terrace Community Center in City Council District 6; authorizing a construction contract; establishing the project's budget; authorizing the transfer of 1999 Park General Obligation Bond issue funds into the project budget; authorizing \$27,400.00 for construction contingency expenses; allocating an additional \$11,745.35 for architect fees; providing an additional \$3,436.00 for architectural contingencies; providing \$583.00 for bid advertising expenses; authorizing \$300.00 for stormwater participation license fees; and providing for payment. [Presented by Malcolm Matthews, Director, Parks & Recreation Department; Melissa Byrne Vossmer, Assistant City Manager]

91717 An Ordinance authorizing the expenditure of San Antonio Water System funds, in the amount of \$567,011.00 to provide for the oversizing of a 12-inch border main along N.W. Loop 1604 to N.W. Military Drive and a 12-inch approach main on the south side of N.W. Loop 1604 to the north side of N.W. Loop 1604 in connection with the Shavano Park Unit 19 Subdivision Project. [Presented by John German, Director of Public Works Department; Christopher J. Brady, Assistant City Manager]

8. An Ordinance authorizing the expenditure of San Antonio Water System funds, in the amount of \$323,225.00, to provide for the oversizing of approximately 900 feet of 12-inch approach main located on Blanco Road and approximately 2,600 feet of 12-inch border main from the southeastern corner of the tract along the proposed Wurzbach Parkway extension to the end of the tract. [Presented by John German, Director of Public Works Department; Christopher J. Brady, Assistant City Manager]
9. An Ordinance accepting the low, qualified responsive bid of Service Station Constructors & Fuel Systems (WBE) in the amount of \$444,640.79 in connection with the Strech – Chavaneux to Malley Blvd. Community Development Block Grant (CDBG) Project located in Council District 4; authorizing a construction contract; revising the project budget; authorizing \$20,724.61 for miscellaneous construction contingency expenses; authorizing an additional \$15,951.78 payable to HNTB Corporation, Inc. for engineering contingency expenses; authorizing \$1,595.00 for miscellaneous engineering contingency expenses; appropriating funds; and providing for payment. [Presented by John German, Director, Public Works Department; Christopher J. Brady, Assistant City Manager]
10. An Ordinance approving deductive Field Alteration No. 10 in the amount of \$93,578.80 payable to S. H. Toliver Company in connection with the S. Flores 70-70A, Phase II, Part 2 Project, located in Council District 4. [Presented by John German, Director, Public Works Department; Christopher J. Brady, Assistant City Manager]
11. An Ordinance approving SAWS Field Alteration No. 1 in the amount of \$80,000.00 payable to Yantis Corporation (MBE) in connection with the Babcock Road – Hausman Road to DeZavala Road SAWS No. 1 Project, located in Council District 8. [Presented by John German, Director, Public Works Department; Christopher J. Brady, Assistant City Manager]
12. An Ordinance amending a professional services contract with Don Durden, Inc., d/b/a Civil Engineering Consultants and authorizing additional MPO/City Match funds in an amount not to exceed \$18,601.00 plus an additional \$13,063.51 as authorized by SAW's for additional engineering services in connection with the Mitchell Project from Probandt to Roosevelt, located in Council District 3; establishing a contingency in the amount of \$9,000.00; authorizing a receipt of additional funds from SAWS; and providing for payment. [Presented by John German, Director, Public Works Department; Christopher J. Brady, Assistant City Manager]

13. An Ordinance authorizing asbestos remediation work and lead paint removal associated with the Planned Northeast Service Center, located in Council District 10, allowing \$15,649.00 compensation to KMAC Construction Services, Inc., and authorizing \$5,000.00 to Clean Environments, Inc.; authorizing \$3,351.00 for contingency expenses; and providing for payment. [Presented by John German, Director, Public Works Department; Christopher J. Brady, Assistant City Manager]

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

14. An Ordinance authorizing the execution of agreements consenting to the assignment and ratifying the assignment of Lease Agreement No.'s 122051, 122114, 122115 and 124086 at San Antonio International Airport by Fairchild Gen-Aero, Inc. to FBO LP and the further assignment of such assigned lease agreements by FBO LP to Hawthorne Aviation. [Presented by Kevin C. Dolliole, Aviation Director; Christopher J. Brady, Assistant City Manager]

15. An Ordinance authorizing the renewal of a lease agreement with Milton Boniuk, M.D. of San Antonio, Texas for 1,530 square feet of office space at 310 Valley-Hi Drive, Space #107, for use by the Youth Services Division of Community Initiatives Department for a three-year term beginning April 1, 2000 and ending March 31, 2003 at a base monthly rental rate of \$850.00 for the term of this lease agreement; and authorizing the payment of the monthly lease rental. [Presented by Dennis J. Campa, Director, Department of Community Initiatives; Melissa Byrne Vossmer, Assistant City Manager]

16. An Ordinance declaring a public necessity for the acquisition of fee simple title to a 0.170 acre tract of land out of Lot 3, Block 10, New City Block 15506, Kel-Land Heights Subdivision, San Antonio, Bexar County, Texas, and a 0.047 acre temporary easement out of a 0.376 acre tract known as 2F, Lot 2, Block 10, New City Block 15506, Kel-Land Heights Subdivision, San Antonio, Bexar County, Texas for a public purpose, namely the construction of a portion of the Glider and Landing - Gunsmoke to Loop 410 Community Development Block Grant (CDBG) Project; and authorizing the City Attorney to file eminent domain proceedings. [Presented by John German, Director, Public Works Department; Christopher J. Brady, Assistant City Manager]

17. An Ordinance declaring a public necessity for the acquisition of fee simple title to 0.002 acres, out of Lot 37, New City Block 3057, Roberts Addition Subdivision, San Antonio, Bexar County, Texas for a public purpose, namely the construction of a portion of the Mission Trails Parkway Project, Package IV; and authorizing the City Attorney to file eminent domain proceedings. [Presented by John German, Director, Public Works Department; Christopher J. Brady, Assistant City Manager]

91725 18. An Ordinance amending Ordinance No. 91646, passed and approved on April 20, 2000, to correct the amount of the payment by \$750, for fee simple title to Lot 15, New City Block 11185, Harlandale Housing Corporation Subdivision, Unit 1, San Antonio, Bexar County, Texas, in connection with the Upper Six Mile Creek Drainage Project #83; and authorizing an increase of \$750.00 to Lawyer's Title of San Antonio as escrow agent for Harlandale Housing Corporation for fee simple; appropriating funds and providing for payment. [Presented by John German, Director, Public Works Department; Christopher J. Brady, Assistant City Manager]

### Miscellaneous Items

91726 19. An Ordinance authorizing the acceptance of a continuation grant for the Runaway Youth Program administered by the Department of Community Initiatives, Youth Services Division in the amount of \$7,576.00 from the Office of the Governor, Criminal Justice Division for FY 2000-2001, approving a budget and personnel complement. [Presented by Dennis J. Campa, Director, Department of Community Initiatives; Melissa Byrne Vossmer, Assistant City Manager]

91727 20. An Ordinance authorizing the acceptance of an additional \$12,572.00 in cash support from the Texas Department of Health for the Public Health State Support Project of the San Antonio Metropolitan Health District to offset the elimination of a vacant TDH In-kind position assigned to the San Antonio Metropolitan Health District; approving the execution of a change to the contract with the Texas Department of Health; revising the budget and personnel complement for the Public Health State Support Project 1999/2000 established in Ordinance 88976, passed and approved on December 17, 1998. [Presented by Dr. Fernando A. Guerra, Director of Health; Melissa Byrne Vossmer, Assistant City Manager]

91728 21. An Ordinance authorizing the acceptance of a cash grant award in the amount of \$289,968.00 from the Patrician Movement for the San Antonio Metropolitan Health District to administer the ongoing San Antonio Regional Detoxification Program during the period September 1, 1999 through August 31, 2000; approving the execution of a contract with the Patrician Movement; establishing a fund; adopting a budget; approving a personnel complement and authorizing contractual services. [Presented by Dr. Fernando A. Guerra, Director of Health; Melissa Byrne Vossmer, Assistant City Manager]

91729 22. An Ordinance authorizing the City Manager to execute amendments to the City's Defense Economic Adjustment Assistance Grant (DEAAG) Contracts with the Texas Department of Economic Development and Bexar Metropolitan Water District to accommodate changes in project timelines and scope of work. [Presented by Manuel Longoria, Jr., Acting Director, Economic Development Department; Christopher J. Brady, Assistant City Manager]

23. An Ordinance authorizing the procurement of goods and services in a total amount not to exceed \$33,000.00 in support of the Public Works Department Vehicle Safety Road-E-O and Employee Safety Recognition Event; and providing for payment. [Presented by John German, Director of Public Works, Christopher J. Brady, Assistant city Manager]

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

24. An Ordinance authorizing a fireworks display to be held on Saturday, June 10, 2000 at approximately 9:00 P.M. on Catholic Life Insurance parking lot located at 1635 N.E. Loop 410, as requested by Catholic Life Ins. Co. and Zambelli Fireworks Internationale in celebration of their 100th Anniversary. [Presented by Robert Ojeda, Fire Chief; J. Rolando Bono, Assistant City Manager]

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

A) An Ordinance appointing Oscar R. Williams (District 2) to the Board of Adjustment for a term of office to expire on February 22, 2002.

B) An Ordinance appointing Rodric E. Fitzgerald (District 2) and re-appointing Bennie J. Wilson (District 9) to the Housing Trust Fund Board of Trustees for terms of office to expire on May 30, 2001 and May 30, 2002, respectively.

C) An Ordinance re-appointing Diane Infante (District 7) to the Parks and Recreation Board for a term of office to expire on March 31, 2002.

D) An Ordinance appointing David M. Frost (Mayor) to the Transportation Advisory Board for a term of office to expire on January 31, 2002.

E) An Ordinance re-appointing Margo Ereth (District 8) to the Keep San Antonio Beautiful, Inc. for a term of office to expire on December 22, 2001.

F) An Ordinance re-appointing Greg Trimble (Mayor) to the San Antonio Local Development Company for a term of office to expire on May 9, 2001.

## ITEMS FOR INDIVIDUAL CONSIDERATION

26. An Ordinance appointing presiding and alternate election judges for the Joint and Special Election to be held on Saturday, May 6, 2000, and providing for minimum training standards and compensation for these judges, and providing for an immediate effective date upon passage of eight (8) affirmative votes. [Presented by Norma Rodriguez, City Clerk, Travis M. Bishop, Assistant City Manager]
27. An Ordinance approving a contract for election services with Bexar County through the Bexar County Clerk, setting forth the duties and responsibilities of Bexar County through the Bexar County Clerk in connection with the May 6, 2000 Joint and Special Election; and authorizing payment for these services, and providing for an immediate effective date upon passage of eight (8) affirmative votes. [Presented by Norma Rodriguez, City Clerk; Travis M. Bishop, Assistant City Manager]
28. An Ordinance authorizing payment in the amount of \$1,012,905.75 from MPO matching funds to the Texas Department of Transportation (TxDOT) in connection with the Metropolitan Planning Organization (MPO) Project on Lockhill Selma from George Road to Whisper Path, located in Council District 8; authorizing \$272,175.00 for miscellaneous construction contingency expenses; and providing for payment. [Presented by John German, Director, Public Works Department; Christopher J. Brady, Assistant City Manager]
29. An Ordinance authorizing the temporary closure of Lockhill Selma Road, between George Road and Wurzbach Road, for a period of six (6) months for the purpose of facilitating the construction of transportation and drainage improvements on Lockhill Selma Road estimated to begin in May, 2000. [Presented by John German, Director, Public Works Department; Christopher J. Brady, Assistant City Manager]
30. An Ordinance accepting the low, qualified bid of San Antonio Constructors, Inc. in the amount of \$4,258,560.52 in connection with the S. Flores Drainage #70-70A, Ph. II, Part 3 Project, located in Council District 4; authorizing a construction contract; authorizing \$230,606.84 for miscellaneous construction contingency expenses; authorizing \$36,207.67 in additional engineering expenses payable to Macina, Bose, Copeland & Associates (MBE); authorizing \$3,620.00 for miscellaneous engineering contingency expenses; authorizing \$602.50 for advertising expenses; and providing for payment. [Presented by John German, Director, Public Works Department; Christopher J. Brady, Assistant City Manager]

PULLED

31. An Ordinance accepting the low, qualified bid of Service Station Constructors & Fuel Systems (WBE) in the amount of \$1,221,489.95 in connection with the Leonhardt Road at Low Water Crossing with Additive Alternate Project located in Council District 10; authorizing a construction contract; authorizing \$71,978.49 for miscellaneous construction contingency expenses; authorizing \$21,722.49 in additional engineering expenses payable to Harry Jewett & Associates, Inc.; authorizing \$2,172.00 for miscellaneous engineering contingency expenses; and providing for payment. [Presented by John German, Director, Public Works Department; Christopher J. Brady, Assistant City Manager]

91744

32. An Ordinance appropriating the sum of \$1,171,016.00 for fee simple title and \$923.00 for court costs incurred in the acquisition of land from the Frost National Bank, Trustee of the Birdie L. Nix Trust, et. al. for the development of a public parking facility to be owned and operated by the City of San Antonio. [Presented by John German, Director of Public Works Department; Christopher J. Brady, Assistant City Manager]

91745

33. An Ordinance authorizing payment of \$420,000.00 to Dog Team Too, Ltd. et al, for a right of entry agreement for the property at 205 E. Travis Street, a deposit against the ultimate purchase price for the property and up to \$4,000.00 in court costs for the pending eminent domain action as part of the development of a public parking facility to be owned and operated by the City of San Antonio. [Presented by John German, Director, Public Works Department; Christopher J. Brady, Assistant City Manager]

1798

34. An Ordinance amending the Code of Ordinances of the City of San Antonio, Chapter 34, Article IV, Water Conservation and Reuse and Aquifer Management Plan, Sections 34-287 through 34-350, to reflect the Edwards Aquifer Authority's Emergency Critical Period 2000 Plan; making additional provisions subject to civil and criminal penalties; providing severability; and directing publication. [Presented by John German, Director, Public Works Department; Christopher J. Brady, Assistant City Manager]

1748

35. An Ordinance authorizing the expenditure of \$200.00 from the District 4 Contingency Budget Account to the Harlandale Independent School District PTA Council to help defray the cost of their annual Cultural Arts Fair to be held on May 13, 2000; as requested by Councilman Raul Prado.

1747

36. An Ordinance authorizing Bonnie J. Conner, in her capacity as a City Councilmember, District 8, to execute a new lease agreement with 1200 North Mansfield, Ltd., for the continued lease of 390 square feet of office space, including common area, for the District at the Fairway Executive Center, 4204 Gardendale, Suite #207, at a monthly rental of \$500.00 for a period of twelve (12) months commencing June 1, 2000 and ending May 31, 2001, subject to annual appropriation of funds and continued service in office, as requested by Councilwoman Bonnie Conner.

37. City Manager's Report.

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

A) Attorney/Client consultation regarding the lawsuit between *Yanaguana Cruises, Inc.* and the City of San Antonio, Case No. 2000-CI-04845.