



OFFICIALLY POSTED ON THE
WEB:
9/23/2011 3:14 PM

AGENDA
City Council Meeting
Municipal Plaza Building
City Hall Complex
114 W. Commerce
San Antonio, TX 78205
September 29, 2011
9:00 A.M.

2011 SEP 23 PM 3:20

RECEIVED
CITY CLERK
SAN ANTONIO

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.

- 9:00AM:** Invocation and Approval of Minutes
- 12:00PM:** Lunch Break
- 6:00PM:** Adjourn

At any time during the meeting, the City Council may meet in executive session for consultation concerning attorney-client matters under Chapter 551 of the Texas Government Code.

Citizens may appear before the City Council to speak for or against any item on this agenda, in accordance with procedural rules governing City Council meetings. Questions relating to these rules may be directed to the Office of the City Clerk at (210) 207-7253.

DISABILITY ACCESS STATEMENT

This meeting site is wheelchair accessible. The accessible entrance is located at the Municipal Plaza Building / Main Plaza Entrance. Accessible Visitor Parking Spaces are located at City Hall, 100 Military Plaza, Northside. Auxiliary Aids and Services are available upon request (Interpreters for the Deaf must be requested forty-eight [48] hours prior to the meeting). For assistance, call (210) 207-7245 Voice/TTY.

For additional information on any item on this agenda, please visit www.sanantonio.gov or call 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 Don Wilkins, Executive Pastor, Parkhills Baptist Church. Guest of Councilmember Elisa Chan, District 9.
- 2. Pledge of Allegiance.
- 3. Approval of Minutes for the August 23-24, 2011 City Council meetings.

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

ACTION ITEMS FOR STAFF BRIEFING

- 4. The San Antonio Water System will present the proposed FY2012 Rates and Customer Bill Impacts. [Ben Gorzell, Chief Financial Officer; Robert R. Puente, President/Chief Executive Officer, San Antonio Water System]

CONSENT AGENDA

Purchase of Equipment and Supplies

- 5. An Ordinance authorizing the following contracts establishing unit prices for annual goods and services: (A) Zamorano Enterprises, Inc. for trash and recycling receptacles, (B) Stanbio Laboratory for Hemopoint H2 Cuvettes, (C) Phillips Healthcare for Heart Start MRx service agreement and (D) EBSCO Publishing for EBSCO license database. [Ben Gorzell, Chief Financial Officer]

2011-09-29-0771

- 6. An Ordinance authorizing a three (3) year annual contract with Bound Tree Medical, LLC to provide the San Antonio Fire Department with new medications and pre-filled disposable syringes for an estimated annual cost of \$263,000.00, with the option to renew for one (1) additional year. [Erik J. Walsh, Assistant City Manager, Charles N. Hood, Fire Chief]

2011-09-29-0772

- 7. An Ordinance authorizing the second year extension and amendment for the Personal Protective Clothing for Firefighters contract with Morning Pride Manufacturing, LLC beginning October 1, 2011 and ending September 30, 2012, for an amount up to \$514,083.00 utilizing the FY 2012 General Fund with the option for one more one-year

2011-09-29-0773

extension. [Erik J. Walsh, Assistant City Manager; Charles N. Hood, Fire Chief]

8. An Ordinance accepting the bid from CP Products to provide luggage handling containers to the Aviation Department for a total cost of \$58,540.00, from the Aviation Operation and Maintenance Fund. [Ben Gorzell, Chief Financial Officer]

2011-09-29-0774

9. An Ordinance authorizing the City to utilize a cooperative contract with Fitness in Motion to provide, deliver and install fitness equipment for various fire stations for a total cost of \$113,512.20; funded through the San Antonio Fire Department's FY 2011 Operating General Fund. [Ben Gorzell, Chief Financial Officer]

2011-09-29-0775

Capital Improvements

10. An Ordinance awarding a design-build services agreement in the amount \$422,592.00 payable to Alpha Building Corporation to design, build, and operation solar array panels at the West End Senior Center, a Distributed Renewable Energy Stimulus Grant funded project, located in Council District 1. [Peter Zanoni, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services]

2011-09-29-0776

11. An Ordinance authorizing the issuance of a \$117,143.99 job order to Horizon International Group, LLC for interior finishes and exterior site repairs to the Claude Black Community Center, a Certificates of Obligation and Community Development Block Grant funded project, located in Council District 2. [Peter Zanoni, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services]

2011-09-29-0777

12. An Ordinance authorizing the issuance of a \$114,278.83 job order to Jamail & Smith Construction for moisture intrusion repairs to the Jo Long Theater at the Carver Community Cultural Center, a Certificates of Obligation funded project, located in Council District 2. [Peter Zanoni, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services]

2011-09-29-0778

13. An Ordinance authorizing an owner requested change order in the additive amount of \$28,370.00 to the \$3,098,000.00 construction contract with Lyda Swinerton Builders for the Fire Station 50 Project, a previously authorized Certificates of Obligation and American Reinvestment and Recovery Act funded project, located in Council District 3. [Erik J. Walsh, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services]

2011-09-29-0779

14. An Ordinance awarding a construction contract in the amount \$5,814,000.00 payable to Swinerton Builders for the San Antonio Fire Department Fire Services and Logistics Facility Project, an authorized Tax Notes and Certificates of Obligation funded project located in Council District 6. [Erik J. Walsh, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services]

continued

- 15. An Ordinance authorizing an amendment in the increased amount up to \$181,365.00 to the \$216,390.00 Professional Services Agreement with Jackson & Ryan Architects to provide additional architectural services and community outreach for an Animal Care Adoption Facility and Spay & Neuter Clinic Project, a Certificates of Obligation funded project, located in Council District 9. [Erik Walsh, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services]

2011-09-29-0780

- 16. An Ordinance authorizing an owner requested change order in the additive amount of \$26,075.00 to the \$5,995,000.00 construction contract with SpawGlass Construction Corporation for the San Antonio International Airport Terminal 2 Relocation/Demolition Project, an authorized Airport Revenue Bond and Tax Note funded project in Council District 9. [Peter Zaroni, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services]

2011-09-29-0781

- 17. An Ordinance authorizing a construction contract with J3 Excavation Company, LLC in the amount of \$6,209,950.00 to construct street, drainage, traffic and pedestrian access related projects for the 2011-2013 Task Order Contract for Public Works Projects Package XI. [Sharon De La Garza, Assistant City Manager; Majed A. Al-Ghafry, Director, Public Works]

2011-09-29-0782

- 18. An Ordinance awarding a construction contract to H.L. Zumwalt Construction, Inc., in the amount of \$4,602,891.00 to construct street, drainage, traffic and pedestrian access related projects for the 2011-2013 Task Order Contract for Public Works Infrastructure Maintenance and Construction Pkg. X. [Sharon De La Garza, Assistant City Manager; Majed A. Al-Ghafry, Director, Public Works]

pulled

- 19. Consideration of the following Ordinances related to the Fort Sam Houston Transportation Project, an authorized Local Agency Management project, a Metropolitan Planning Organization, and 2007 General Obligation Bonds funded project, located in Council District 2: [Peter Zaroni, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services]

- A. An Ordinance awarding a construction contract to E-Z Bel Construction in the amount of \$7,371,285.42, of which \$4,903,279.31 will be reimbursed by the Texas Department of Transportation through the Local Agency Management program in accordance with a previously executed Advanced Funding Agreement; \$715,327.26 will be reimbursed by San Antonio Water System and \$526,859.36 will be reimbursed by City Public Services.

2011-09-29-0783

- B. An Ordinance authorizing the execution of an agreement with San Antonio Water Systems and City Public Services Energy as required for Local Agency Management projects.

2011-09-29-0784

20. Consideration of the following ordinances related to the Culebra 58F Phase II (B) drainage project, a 2007-2012 General Obligation Bond Project located in Council District 7: [Peter Zaroni, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services]

A. An Ordinance awarding a construction contract to Ballenger Construction Company in the amount of \$6,529,437.74, of which \$735,470.50 will be reimbursed by San Antonio Water System.

Continued

B. An Ordinance awarding a public art fabrication and installation services agreement to Bill FitzGibbons in the amount not to exceed \$90,840.00.

2011-09-29-0785

C. An ordinance authorizing: (1) the negotiation and execution of a real estate purchase agreement with property owner Lifshutz Companies to acquire fee simple title to approximately 29.416 acres of privately-owned vacant real property necessary for the drainage project located along Laven Drive on the west side of Zarzamora Creek drainage right-of-way south of Culebra Road in NCBs 12002, 12003, 12004 and 12005; and, (2) converting a \$692,842.00 Community Development Block Grant (CDBG) loan into a grant, releasing the lien and authorizing the negotiation and execution of a CDBG Grant Agreement with restrictive covenant with Lifshutz Company.

2011-09-29-0786

Acquisition, Sale or Lease of Real Property

21. An Ordinance authorizing a two-year renewal of a lease agreement with USAA Real Estate Company, for the continued use of approximately 1,219 square feet of office space, located at 9830 Colonnade Boulevard, Suite 165, in Council District 8, for a monthly rental rate of \$2,133.25 during the first year increasing to \$2,276.48 for the second year. [Peter Zaroni, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services]

2011-09-29-0787

City Code Amendments

22. An Ordinance amending Chapter 6, Article VIII, and Chapter 14, Article V, of the City Code to remove Development Services from membership on the Dangerous Structure Determination Board (DSDB), and to provide authority to the director of Development Services to summarily clean and secure unoccupied buildings, to clean vacant lots, to clarify the authority to execute emergency demolitions, and to update the names of City departments, to include changing the name of the Department of Community Initiatives to the Department of Human Services. [T.C. Broadnax, Assistant City Manager, Marc A. Castro, Interim Director, Code Enforcement Services]

2011-09-29-0788

Grant Applications and Awards

23. An Ordinance accepting grant funds in the amount of \$45,038,245.00 and authorizing an agreement with Workforce Solutions Alamo for the FY 2012 Child Care Services Program for a total Child Care Services Program budget of \$46,238,245.00 which includes \$1,200,000.00 in City Matching Funds; authorizing a Personnel Complement of 54 positions; authorizing a delegate agency contract with Alamo Area Development Corporation in the amount of \$624,701.00 to serve 11 rural counties in the Alamo Workforce Development Area; and submitting a continuation grant application for the FY 2013 Child Care Services program. [Peter Zanoni, Assistant City Manager; Gloria Hurtado, Director, Human Services]

2011-09-29-0789

24. An Ordinance authorizing the acceptance of supplemental funds in the amount of \$122,655.00 from the Alamo Area Council of Governments (AACOG) and approval of a budget revision for the FY 2011 Senior Nutrition Program for the provision of congregate meals for seniors residing in the Bexar County Area Agency on Aging service area for the period October 1, 2010 to September 30, 2011. [Peter Zanoni, Assistant City Manager; Gloria Hurtado, Director, Human Services]

2011-09-29-0790

Boards, Commissions and Committee Appointments

25. Appointing Councilmember Rey Saldana (District 4), Councilmember Ray Lopez (District 6), Councilmember Cris Medina (District 7) and Councilmember Carlton Soules (District 10) to the Metropolitan Planning Organization for the remainder of unexpired terms of office to expire May 31, 2013, as requested by Mayor Julian Castro. [Leticia M. Vacek, City Clerk]

Approved

26. Consideration of the following Board, Commission and Committee appointments for the remainder of unexpired terms of office to expire May 31, 2013, to be effective immediately upon the receipt of eight affirmative votes, or, in the event eight affirmative votes are not received, ten days after appointment; or for terms and effectiveness as otherwise indicated below: [Leticia M. Vacek, City Clerk]

- A. Appointing Erica M. Monzon (District 1, Category: Performing Arts) and Karen Mahaffy (District 4, Category: Institution) to the Arts and Cultural Advisory Committee.

Approved

- B. Appointing Gerard P. Clancy (District 3) and Rachel Flores (District 5) to the Zoning Commission.

Approved

- C. Reappointing Juan R. Reyna (District 7) to the City Commission on Veterans

Affairs. *Approved*

D. Reappointing Nora L. Murdock (District 7) to the Affirmative Action Advisory Committee.

Approved

E. Reappointing Marisa Bono (District 7) to the Mayor's Commission on the Status of Women.

Approved

F. Reappointing Mary E. Rogers (District 7) to the Zoning Board of Adjustment.

Approved

G. Reappointing Robert David Carpenter (District 10) to the San Antonio Public Library Board of Trustees for a term of office to commence October 1, 2011 and to expire September 30, 2013.

Approved

H. Appointing Tenna Florian (District 1) and Edgar R. Farrera (Mayoral) to the Citizens' Environmental Advisory Committee.

Approved

I. An Ordinance appointing Dean J. Danos (At-Large, Category: AACOG Representative) to the Airport Advisory Commission for the remainder of an unexpired term of office to expire March 18, 2013 and waiving the city code residency requirement in Chapter 2, Article IX, Sec. 2-529(b) for this appointment.

2011-09-29-0791

J. An Ordinance appointing Paul A. Flynn (At-Large, Category: Goods and Supplies/Other Services), Valerie Gonzalez (At-Large, Category: Goods and Supplies/Other Services), Gloria A. Merrell (At-Large, Category: Construction/Architectural and Engineering), Roberto R. Rodriguez (At-Large, Category: Construction/Architectural and Engineering), Gwendolyn P. Robinson (At-Large, Category: Professional Services) and Manuel Villa (At-Large, Category: Professional Services) to the Goals Setting Committees for the remainder of unexpired terms of office to expire May 31, 2013, and waiving the city code residency requirement in Chapter 2, Article IX, Sec. 2-529(b) for the appointment of Ms. Robinson.

2011-09-29-0792

Miscellaneous

27. Consideration of the following Ordinances related to the San Antonio Bike Plan 2011 + Implementation Strategy: [Edward Benavides, Chief of Staff; Laurence Doxsey, Director, Office of Environmental Policy]

A. An Ordinance adopting the San Antonio Bike Plan 2011 + Implementation Strategy, a component of the Master Plan of the City.

2011-09-29-0793

B. An Ordinance authorizing an amendment to the contract to update the existing bicycle master plan with Halff Associates, Inc., in an increased amount of \$7,500.00, for a total contract value of \$222,260.00, funded by the American Recovery and Reinvestment Act of 2009 Energy Efficiency Conservation Block Grant Program through the Department of Energy.

2011-09-29-0794

28. An Ordinance adopting the San Antonio Complete Streets Policy as a component of the City's Comprehensive Master Plan. [T.C. Broadnax, Assistant City Manager; David Ellison, Interim Director, Planning and Community Development]

2011-09-29-0795

29. An Ordinance approving an Investment Policy for the City of San Antonio, Texas, in accordance with the requirements of the Texas Public Funds Investment Act (the "Act"), as amended, for City Council to annually review and approve the City's Investment Policy; designating certain employees as Investment Officers for the City of San Antonio; and providing an effective date. [Ben Gorzell, Chief Financial Officer]

2011-09-29-0796

30. Rescheduling of October 12-13, 2011 City Council Meetings [Leticia M. Vacek, City Clerk]

2011-09-29-0797

31. An Ordinance authorizing the execution of an amendment to a professional service agreement with THC, Inc. in the amount of \$8,996,784.00 for the administration and management of the Residential Acoustical Treatment Program, a Federal Aviation Administration-funded program, pending receipt of grant, at the San Antonio International Airport. [Pat DiGiovanni, Deputy City Manager; Frank Miller, Director, Aviation]

2011-09-29-0798

32. An Ordinance authorizing the amendment of a professional services agreement for EMS billing and collection services with the Medical-Dental-Hospital Bureau of San Antonio, Inc., d/b/a Business & Professional Service (B&P), to allow for the first month extension from October 1, 2011, to October 31, 2011, and for up to two additional terms of one month each. [Erik J. Walsh, Assistant City Manager; Charles N. Hood, Fire Chief]

2011-09-29-0799

33. An Ordinance authorizing professional healthcare services contracts with Karen Svetz, RNC, MSN, WHNP, and Jimmy L. Conner, PA for clinical nursing services for a term beginning October 1, 2011 and ending September 30, 2012 for a total amount not to exceed \$118,958.00. [Sharon De La Garza, Assistant City Manager; Dr. Thomas L. Schlenker, Director of Public Health]

2011-09-29-0800

34. An Ordinance authorizing a contract in the annual amount of \$78,000.00 with KGBTexas.communications to develop and implement an advertising campaign intended to increase the number of applicants to the San Antonio Police Department (SAPD). [Erik J. Walsh, Assistant City Manager; William McManus, Police Chief]

2011-09-29-0801

35. An Ordinance authorizing the renewal of the Interlocal Agreement with Bexar County to provide forensic science services to the City of San Antonio for the period October 1, 2011 through September 30, 2012. [Erik J. Walsh, Assistant City Manager; William McManus, Police Chief]

2011-09-29-0802

36. An Ordinance approving the First Amendments to the Memorandum of Understanding and Museo Alameda Lease with Centro Alameda, Inc. extending the City's obligation to pay general utilities, maintenance and security at the Museo Alameda through September 30, 2012. [Pat DiGiovanni, Deputy City Manager; Felix Padron, Director, Cultural Affairs]

2011-09-29-0803

37. An Ordinance approving the annual budget for FY 2012 for the San Antonio Economic Development Corporation (SAEDC). [A.J. Rodriguez, Deputy City Manager; Rene Dominguez, Director, International and Economic Development]

2011-09-29-0804

38. An Ordinance authorizing a task order contract with Quality Traffic Data, LLC in an amount up to \$251,400.00, to perform traffic data collection services on an as needed basis. [Sharon De La Garza, Assistant City Manager; Majed A. Al Ghafry, Director, Public Works]

2011-09-29-0805

39. An Ordinance authorizing agreements with M & I Meat Market, and Family Market, to provide refrigeration units, and other resources in a cumulative amount up to \$8,500.00 as part of the San Antonio Metropolitan Health District's Communities Putting Prevention to Work and Healthy Kids, Healthy Communities grant programs "Healthy Selections for Corner Stores" initiative for a term beginning September 29, 2011 and ending on March 18, 2012. [Sharon De La Garza, Assistant City Manager; Dr. Thomas L. Schlenker, Director, Health]

2011-09-29-0806

40. Authorization to execute a professional services contract with Clarion Associates to provide preservation and design consulting services through the creation of citywide Historic District Design Guidelines. [T.C. Broadnax, Assistant City Manager; Shanon Shea Peterson, Historic Preservation Officer, Office of Historic Preservation]

2011-09-29-0807

41. Consideration of the following Ordinances: [Ben Gorzell, Jr., Chief Financial Officer]

- A. An Ordinance authorizing the issuance of not to exceed \$60,000,000 "City of San Antonio, Texas Electric and Gas Systems Revenue Refunding Bonds, New Series 2011"; providing the terms, conditions, and specifications for such bonds, including the approval and distribution of an official statement pertaining thereto; making provisions for the payment and security thereof on a parity with certain currently outstanding obligations; stipulating the terms and conditions for the issuance of additional revenue bonds on a parity therewith; authorizing the execution of a paying agent/registrars agreement, an escrow and trust agreement, and a bond purchase agreement; complying with the requirements of the depository trust company; delegating the authority to certain members of the City Public Service Board Staff to

execute certain documents relating to the sale of the bonds; enacting other provisions incident and related to the subject and purpose of this ordinance; and providing an effective date

2011-09-29-0808

- B. A Resolution approving the update of certain offering documents relating to obligations designated as City of San Antonio, Texas Electric and Gas Systems Commercial Paper Notes, Series A, City of San Antonio, Texas Electric and Gas Systems Junior Lien Revenue Bonds, Series 2003, and City of San Antonio, Texas Electric and Gas Systems Junior Lien Revenue Bonds, Series 2004; and enacting other provisions incident and related to the subject and purpose of this Resolution

2011-09-29-0026R

- C. A Resolution relating to establishing the city's intention to reimburse itself for the prior lawful expenditure of funds relating to constructing various capital infrastructure improvements to the City's Electric and Gas Systems from the proceeds of tax-exempt obligations not to exceed \$400,000,000 to be issued by the city for authorized purposes; authorizing other matters incident and related thereto

2011-09-29-0027R

42. City Manager's Report

- A. 2012 Bond Committee Schedule and Process Update
- B. Multi-Family Recycling Update
- C. Library Update

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

ADJOURN

6:00 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.