



OFFICIALLY POSTED  
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10/9/2006 8:55 AM

Agenda  
City Council Meeting  
Municipal Plaza Building  
City Hall Complex  
103 S. Main Ave  
San Antonio, TX 78205  
October 12, 2006

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2006 OCT -9 A 9:55 AM

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 items no sooner than the designated times, but may consider them at a later time.

- 9:00AM: Invocation
- 12:00PM: Lunch Break
- 5:30PM: Ceremonial Recognitions
- 6:00PM: 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.

**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 9:00 A.M.

- 1. Invocation by Sarwat Husain, President, Council on American Islamic Relations, and Bob Galvan, Deacon, Our Lady of Guadalupe Catholic Church, guests of Councilmember Patti Radle, District 5.
- 2. Pledge of Allegiance.

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

**Action Items For Staff Briefing**

- 3. Appointing and/or reappointing four (4) members to the Planning Commission for terms of office to expire October 12, 2008. [Presented by Leticia M. Vacek, City Clerk]

*Approved*

**Nominees:**

- ✓ Francine Romero (seeking reappointment)
- ✓ Murray Van Eman (seeking reappointment)
- ✓ Jose Limon (seeking reappointment)
- ✓ Ivy Ruth Taylor
- ~~Andrew Ozuna~~

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- 4. An Ordinance approving a total estimated construction project cost of \$42,757,487.06 and awarding a construction contract in the amount of \$36,963,350.06 to Archer Western Contractors, Ltd., in connection with Project 6 – Roadways & Utilities and Project 10 – Volume 2 – Hydronic Lines Relocation at San Antonio International Airport, an authorized Aviation funded project in District 9; establishing a budget and appropriating funds. [Presented by Mark Webb, Director, Aviation; Penny Post oak Ferguson, Assistant City Manager]

2006-10-12-1183

- 5. An Ordinance approving a total estimated construction, preconstruction and redesign project cost of \$52,314,030.00, amending the professional design services contract with HNTB Corporation in the amount of \$1,462,530.00 for redesign services associated with the Parking Garage reconfiguration, and executing a construction contract with the joint venture firm of Bartlett Cocke/Walbridge for construction of the New Parking Facility at San Antonio International Airport, such award being contingent upon negotiation to bring the construction cost for the redesigned garage within a budgeted amount not to exceed \$46,315,500.00; establishing a budget and appropriating funds. [Presented by Mark Webb, Director, Aviation; Penny Post oak Ferguson, Assistant City Manager]

2006-10-12-1184

- 6. Consideration of the following Ordinances: [Presented by Jelynn LeBlanc Burley, Deputy City Manager]

1180  
 A. An Ordinance approving amendments to the Agreement for Services in Lieu of Annexation with Forestar (USA) Real Estate Group, Inc., (formerly Lumbermen's Investment Corporation), et al, including but not limited to changes amending deadlines for commencement and completion of construction of the hotel and the golf courses, to provide for a public linear park and placing a precondition on the city's obligations under the Firefighting Services Agreement; changes to the Declaration of Restrictive Covenants imposing restrictions on use of property designated for golf courses and the linear park and removing the firefighting improvements from the restrictive covenants in some circumstances; and changes to the Wage Standards Agreement to continue increases in the minimum wage and imposing a minimum living wage.

2006-10-12-1180

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 B. An Ordinance approving the Amended and Restated Water Provision Agreement between the San Antonio Water System (SAWS) and Forestar (USA) Real Estate Group, Inc., (formerly Lumbermen's Investment Corporation) to provide water and wastewater service for residential and commercial development within a 2,861-acre tract located northeast of the intersection of Evans Road and Bulverde Road; and approving the actions of the SAWS Board of Trustees pursuant to Resolution 06-289, dated September 7, 2006.

2006-10-12-1181

7. Consideration of the following Ordinances approving actions in connection with the San Antonio River Improvement Project: [Presented by Thomas Wendorf, Director, Public Works; Jelyne LeBlanc Burley, Deputy City Manager]

2006-10-12-1177  
 A. An Ordinance approving a total project amount of \$56,788,781; authorizing an Interlocal Agreement between the City of San Antonio, Bexar County, and the San Antonio River Authority for management, funding, and construction of the San Antonio River Improvement Project, located in Districts 1, 3, and 5; authorizing an increase of the City's monetary commitment from \$37,788,781 to \$56,788,781, and approving the funding plan; and authorizing termination of the September 30, 2004 Memorandum of Understanding approved by Ordinance #99826.

2006-10-12-1177

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 B. An Ordinance accepting 394 square feet of real property from the San Antonio River Authority in connection with the San Antonio River Improvements Project.

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1179  
 C. An Ordinance authorizing execution of an agreement between the City and Rio Perla Properties, L.P. in connection with the San Antonio River Improvements Project; including and authorizing exchange and conveyance of 994 square feet of City real property for 2,590 square feet of Rio Perla real property; authorizing a Stage / Amphitheatre Joint Usage Agreement; and accepting a Flood Plain Easement and a License to use a portion of Rio Perla's property to cut and excavate the river bank.

2006-10-12-1179

8. An Ordinance designating Saturday, November 25, 2006 as a City Wide Garage Sale Day and waiving the requirement for operators to obtain a garage sale permit for sales held on this day as set out in Chapter 16 Article XII of the City Code. [Presented by David D. Garza, Director,

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Neighborhood Services; Jelynn LeBlanc Burley, Deputy City Manager]

**CONSENT AGENDA**

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

9. An Ordinance awarding a contract to Full Compass System to provide the Alamodome Department with portable audio equipment and components for a total cost of \$28,413.85, from the Hotel Motel Tax Fund. [Presented by Florencio Peña, Director, Administrative Services; Pat DiGiovanni, Deputy City Manager]

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10. An Ordinance awarding a contract to Kraftsman Playground & Park Equipment to provide the Parks and Recreation Department with playground equipment for the Coliseum Oaks Park for a total cost of \$195,657.38, from HUD 108 Program Funds. [Presented by Florencio Peña, Director, Administrative Services; Pat DiGiovanni, Deputy City Manager]

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**Capital Improvements Items**

11. An Ordinance approving a total estimated construction project cost of \$2,770,925.00, and awarding a construction contract in the amount of \$2,409,500.00 to Constructors & Associates, Inc., to provide construction services for Project 3 - Volume 1 - Terminal 2 Tenant Relocation & Selective Demolition at San Antonio International Airport, an authorized Aviation funded project in District 9; and appropriating funds. [Presented by Mark Webb, Director, Aviation; Penny Post oak Ferguson, Assistant City Manager]

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12. An Ordinance approving a total estimated utility relocation project cost of \$948,798.43, and accepting proposals of estimated costs from CPS Energy in an amount not to exceed \$256,537.48; Time Warner Cable San Antonio in an amount not to exceed \$35,879.99; and AT&T in an amount not to exceed \$573,388.95, for utility service relocations associated with the Airport Expansion Program at the San Antonio International Airport; an authorized Aviation funded project in District 9; and appropriating funds. [Presented by Mark Webb, Director, Aviation; Penny Post oak Ferguson, Assistant City Manager]

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13. An Ordinance appropriating \$150,000.00 for payment of Subdivision Platting Fees, SAWS Impact Fees and "In Lieu" Storm Water Detention Fees, for purpose of securing plat approval in connection with various ongoing platting activities at San Antonio International and Stinson Municipal Airports [Presented by Mark Webb, Director, Aviation; Penny Post oak Ferguson, Assistant City Manager].

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14. An Ordinance approving the negotiation and execution of two Indefinite Delivery Professional Services Contracts for a total amount for both contracts not to exceed \$150,000.00 with Madeline Anz Slay Architecture, P.L.L.C., and Kinnison and Associates,

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Architects, to provide building evaluation services for City-owned buildings at both San Antonio International and Stinson Municipal Airports; and appropriating funds [Presented by Mark Webb, Director, Aviation; Penny Post oak Ferguson, Assistant City Manager]

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**Purchase, Sale or Lease of Real Property**

15. An Ordinance authorizing the execution of a Lease Agreement with Civil Air Patrol for 13,307 square feet of ground space and 10,621 square feet of hangar space at Stinson Municipal Airport for a five (5) year term in consideration of in-kind services. [Presented by Mark H. Webb, Director, Aviation; Penny Post oak Ferguson, Assistant City Manager]

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16. An Ordinance authorizing the execution of a Lease Agreement with the Federal Aviation Administration for the Air Traffic Control Tower at Stinson Municipal Airport for a twenty (20) year term. [Presented by Mark H. Webb, Director, Aviation; Penny Post oak Ferguson, Assistant City Manager]

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17. An Ordinance authorizing the execution of an Assignment, Assumption and Amendment transferring the interest in the leased premises known as the Stinson Airfield Patio Café from Carlos P. Delgado and Alma A. Rico to Joe and Elizabeth Rodriguez and extending the lease term until completion of construction at the Stinson Municipal Airport Terminal Facility. [Presented by Mark H. Webb, Director, Aviation; Penny Post oak Ferguson, Assistant City Manager]

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18. An Ordinance authorizing a license between the Information Technology Services Department and the Brooks Development Authority, to store obsolete computer and accessories in an approximately 2,000 square foot area of Building 627, Suite 2, located at 8015 Crouch Road, Brooks City-Base, at no cost to the City. [Presented by Hugh Miller, Acting Director, Information Technology Services; Michael Armstrong, Assistant City Manager/Chief Information Officer]

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**Grant Applications and Awards**

19. An Ordinance authorizing acceptance of a grant award totaling \$40,000.00 from the Cancer Therapy and Research Center to renew support for the ongoing Breast Cancer Screening Program of the San Antonio Metropolitan Health District from October 1, 2006 through September 30, 2007; adopting the program budget; and approving the personnel complement. [Presented by Dr. Fernando A. Guerra, Director, Health; Frances A. Gonzalez, Assistant City Manager]

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20. An Ordinance authorizing the execution of a contract change with the Texas Department of State Health Services totaling \$429,812.00 to fund the ongoing Inner-City School Immunization Program of the San Antonio Metropolitan Health District for the period September 1, 2006 through August 31, 2007; adopting the program budget; and approving the

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personnel complement. [Presented by Dr. Fernando A. Guerra, Director, Health; Frances A. Gonzalez, Assistant City Manager]

**Miscellaneous Items**

- 21. An Ordinance providing for the extension of the San Antonio city limits by the full purpose voluntary annexation of approximately 38 acres of land known as the Culebra/Loop 1604 Area and approving a service plan for such area. [Presented by Emil R. Moncivais, Director, Planning; Jelynn LeBlanc Burley, Deputy City Manager]

2006-10-12-1197

- 22. An Ordinance authorizing the San Antonio Housing Finance Corporation to issue Tax Exempt Multi-Family Housing Revenue Bonds in an amount not to exceed \$13,000,000.00 to provide financing for the construction of the Costa Mirada Project located in District 4; enacting other provisions incident and related to the subject and purpose of this Ordinance; and providing for an immediate effective date. [Presented by Andrew W. Cameron, Director, Housing and Community Development; Jelynn LeBlanc Burley, Deputy City Manager]

2006-10-12-1198

- 23. An Ordinance authorizing a settlement in the federal lawsuit styled Encore Video v. City of San Antonio, in The United States District Court, Western District of Texas, San Antonio Division, Cause No. SA-97-CA-1139-FB, for the amount of \$80,000.00. [Presented by Michael Bernard, City Attorney]

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**Boards, Commissions and Committee Appointments**

- 24. Consideration of At-Large and District Board, Commission and Committee Appointments: [Presented by Leticia M. Vacek, City Clerk]

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- A. Appointing Marsha Hendler (At-Large) to the Air Transportation Advisory Commission (Category: Business) for a term of office to expire May 31, 2007.
- B. Reappointing Walter Ague (At-Large) to the Watershed Improvement Advisory Committee for the remainder of an unexpired term of office to expire April 1, 2007.
- C. Appointing Jessica S. Garza (District 3) and Taylor Patmon (Mayor) to the San Antonio Youth Commission for terms of office to expire May 31, 2007.
- D. Appointing Eileen L. Mueller (District 4) to the Commission for Children and Families for a term of office to expire May 31, 2007.
- E. Appointing Charlie Urbina Jones (Mayor) to the San Antonio Public Library Board of

*Approved*

Trustees for the remainder of an unexpired term of office to expire September 30, 2008.

F. Appointing Rey Salinas (Mayor) to the San Antonio Local Development Company, Inc. (d/b/a South Texas Business Fund) (Category: Trustee) for the remainder of an unexpired term of office to expire May 9, 2009.

Approval

G. Appointing Stephen Ramirez (Mayor) (Category: AACOG Representative) and Dan Martinez (Mayor) (Category: Community Organization) to the Greater San Antonio Crime Prevention Commission for the remainder of unexpired terms of office to expire November 30, 2007.

H. Reappointing Della Guidry (Mayor) to the Convention and Visitor's Commission for a term of office to expire May 31, 2007.

✓ 25. City Manager's Report

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

✓ 7:00 P.M. (may be heard after this time) – Ceremonial Recognitions

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

**ADJOURN**

*7:00 P.M. - If 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, recess and reconvene the meeting at a specified time on the following day.*

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