



Galveston
First Ord. 94547
First Rev. 2001-35-38
Last Ord. 94596

**Agenda
City Council Meeting
Municipal Plaza Building
City Hall Complex
103 Main Plaza
San Antonio, Texas 78205
September 20, 2001**

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).

- I. 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. Terrance Hayes, St. Paul's Methodist Church, and Pledge of Allegiance.
 2. Ceremonial Items.
 3. Approval of the minutes of the Regular Council Meeting of August 23, 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. 3:00 P.M. – Second Public Hearing on the Fiscal Year 2001-2002 Proposed Budget and consideration of the following Ordinance: [Presented by Louis A. Lendman, Director, Office of Management and Budget; Terry M. Brechtel, City Manager]

94578 A. An Ordinance adopting the Annual Consolidated Operating and Capital Budgets for the City of San Antonio for Fiscal Year 2001-2002, beginning October 1, 2001 and ending September 30, 2002, appropriating funds and authorizing personnel positions in accordance with said budget; authorizing contracts with outside agencies; setting the FY 2001-2002 Holiday Schedule and Pay Plan for City employees; setting City Council District Budgets; and approving the FY 2002 through FY 2007 Capital Improvements Projects for the City of San Antonio.

94579 B. An Ordinance levying an ad valorem tax rate for the support of the City government of the City of San Antonio at \$0.35579 per \$100.00 of taxable valuation for the tax year beginning on January 1, 2001, and ending on December 31, 2001.

94580 C. An Ordinance levying an the ad valorem tax rate to pay principal and interest on the funded debt of the City of San Antonio at \$.22400 per \$100.00 of taxable valuation for the tax year beginning on January 1, 2001, and ending on December 31, 2001.

94581 D. An Ordinance amending Section 14-65 of the City Code by increasing the Lot Clean-up Administrative Fee from \$125.00 to \$150.00 per enforcement action and amending Section 14-172 by increasing the Administrative Fee for Securing Vacant Structures from \$100.00 to \$150.00 per enforcement action.

94582 E. An ordinance Increasing Zoning Procedure Fees for both Zoning Commission and City Council to \$350.00 for 0 to 0.5 acres, to \$715.00 for 0.501 to 5 acres, to \$890.00 for 5.01 to 10 acres, to \$1,070.00 for 10.01 to 25 acres, to \$1,260.00 for 25.01 acres or more; increasing the conditional zoning district fee from \$150.00 to \$160.00; increasing zoning verification fees from \$128.75 to \$135.00; increasing zoning site verification fee from \$200.00 to \$210.00; increasing zoning postponement fees from \$386.25 to \$405.00; increasing major plat fees from a base fee of \$566.50, single-family per lot fee of \$58.71, and non single-family per acre fee of \$422.30 to a base fee of \$625.00, single-family per lot fee of \$64.00, and non single-family per acre fee of \$480.00; increasing minor plat fees from \$571.65 to \$595.00 for 0 to 3 acres, \$772.50 to \$805.00 for 3.01 to 10 acres, \$1,030.00 to \$1,075.00 for 10.01 to 20 acres, \$1,545.00 to \$1,610.00 for over 20 acres, and increasing the per acre charge in excess of 20 acres from \$103.00 to \$110.00; increasing replat with notification fees to \$460.00; increasing plat amendment fees from \$504.70 to \$525.00; increasing vacating declaration fees from \$283.25 to \$295.00; increasing time extension fees from \$252.35 to \$263.00; increasing code variance fees from \$145.00 to \$151.00; increasing plat deferral fees from \$391.40 to \$410.00; increasing development plat

fees from \$540.75 to \$563.00; increasing residential building plan review fees from \$30.00 to \$33.00 for building valuations less than \$24,000, from \$30.00 plus \$1.25 per \$1,000 valuation over \$24,000 to \$33.00 plus \$1.38 per \$1,000 valuation over \$24,000 for building valuations between \$24,001 and \$200,000, from \$250.00 plus \$0.65 per \$1,000 valuation over \$200,000 to \$275.88 plus \$0.72 per \$1,000 valuation over \$200,000 for building valuations between \$200,001 and \$1,000,000, \$770.00 plus \$0.35 per \$1,000 valuation over \$1,000,000 for building valuations between \$1,000,001 and \$5,000,000 and \$2,170.00 plus \$0.15 per \$1,000 valuation over \$5,000,000 for building valuations in excess of \$5,000,000 to \$851.88 plus \$0.17 per \$1,000 valuation over \$1,000,000 for building valuations in excess of \$1,000,001; increasing commercial building plan review fees from \$30.00 to \$33.00 for building valuations less than \$1,000, from \$30.00 plus \$1.45 per \$1,000 valuation over \$1,000 to \$33.00 plus \$1.60 per \$1,000 valuation over \$1,000 for building valuations between \$1,001 and \$200,000, from \$320.00 plus \$0.75 per \$1,000 valuation of \$200,000 to \$351.40 plus \$0.83 per \$1,000 valuation over \$200,000 for building valuations between \$200,001 and \$1,000,000, from \$920.00 plus \$0.40 per \$1,000 valuation over \$1,000,000 to \$1,015.40 plus \$0.44 per \$1,000 valuation over \$1,000,001 for building valuations between \$1,000,001 and \$5,000,000, and from \$2,520.00 plus \$0.17 per \$1,000 valuation over \$5,000,000 to \$2,775.40 plus \$0.19 per \$1,000 valuation over \$5,000,000 for building valuations in excess of \$5,000,001; increasing the landscape plan review fee from \$25.00 plus 10% of the building plan review fee to \$27.50 plus 11% of the building plan review fee; increasing inside the City limits, residential tree affidavit fees from \$10.00 per lot to \$11.00 per lot; increasing in the extraterritorial jurisdiction, residential tree affidavit fees from \$15.00 per lot to \$16.50 per lot; increasing inside the City limits, commercial tree affidavit fees from \$20.00 per acre to \$22.00 per acre; increasing in the extraterritorial jurisdiction, commercial tree affidavit fees from \$40.00 per acre to \$44.00 per acre; increasing building permit fees from \$29.20 for building valuations between \$0 and \$300 and \$30.25 for building valuations between \$301 and \$1,000 to \$31.46 for building valuations less than \$1,000, from \$30.25 plus \$7.00 per \$1,000 valuation over \$1,000 to \$31.46 plus \$7.28 per \$1,000 valuation over \$1,000 for building valuations between \$1,001 and \$25,000, from \$198.25 plus \$5.50 per \$1,000 valuation over \$25,000 to \$206.18 plus \$5.72 per \$1,000 valuation over \$25,000 for building valuations between \$25,001 and \$75,000, from \$473.25 plus \$1.20 per \$1,000 valuation over \$75,000 to \$492.18 plus \$1.25 per \$1,000 valuation over \$75,000 for building valuations in excess of \$75,001; increasing the additional building, fire, mechanical, electrical, plumbing, and tree preservation plan review fees from \$50.00 per hour, one hour minimum, to \$75.00 per hour, one hour minimum; establishing an additional landscape plan review fee at \$75.00 per hour, one hour minimum; increasing the preliminary building, fire, mechanical, electrical, and plumbing plan review fees from \$50.00 per hour, one hour minimum, to \$75.00 per hour, one hour minimum; increasing the after-hours building, fire, drainage, sidewalk/traffic after-hour plan review fee from \$50.00 per hour, one hour minimum, to \$75.00 per hour, one hour minimum; increasing certificate of occupancy fees from \$165.00 to \$171.60 for 1 unit, from \$165.00 plus \$24.00 per unit over 2 to \$171.60 plus \$24.96 per unit in excess of 2 for 2 to 50 units, from \$1,288 plus \$12.00 per unit over 51 to \$1,369.68 plus \$12.48 per

unit over 51 for 51 to 100 units, from \$1,888.00 plus \$5.30 per unit over 101 to \$1,981.12 plus \$5.51 per unit over 101 for 101 to 200 units, from \$2,418.00 plus \$1.85 per unit over 201 to \$2,526.61 plus \$1.92 per unit over 201 for units in excess of 201; increasing the temporary certificate of occupancy fee from \$225.00 to \$234.00; and increasing the extension fee for temporary certificates of occupancy fee from \$25.00 to \$26.00.

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F. An Ordinance establishing an Administrative Fee for sealing a coin-operated amusement machine in the amount of \$25.00 for the first machine sealed and \$12.50 for each additional machine sealed at the same location and owned by the same person and/or operator.

G. An Ordinance increasing the Ambulance Transport Fee from \$265.00 per transport to \$300.00 per transport; and increasing the Electrocardiogram (EKG) Monitoring Fee from \$25.00 to \$35.00 per usage by amending Section 15-3 of the San Antonio City Code.

H. An Ordinance increasing the permit fees for the following: Bovine or Equine Livestock from \$100.00 to \$125.00, any Other Livestock from \$30.00 to \$40.00, Rendering Materials Collector from \$30.00 to \$40.00, Foot Vendor from \$35.00 to \$40.00, Mobile Food Vending Unit Prepackaged/Non-perishable from \$50.00 to \$55.00, Mobile Food Vending unit Prepackaged/Perishable from \$75.00 to \$85.00, Mobile Food Vending Unit not Prepackaged/Perishable from \$200.00 to \$220.00 and Pushcart Mobile Vending Unit from \$50.00 to \$60.00; increasing the service fees for the following: Food Establishment and Retail Food Store License from \$100.00 to \$110.00 for each establishment employing not more than three (3) persons, from \$200.00 to \$220.00 for more than three (3) persons and not more than six (6) persons, from \$400 to \$440.00 for more than six (6) persons and not more than ten (10) persons, from \$600.00 to \$660.00 for more than ten (10) persons and not more than twenty-five (25) persons, from \$800.00 to \$880.00 for more than twenty-five (25) persons and not less than fifty (50) persons and from \$1,000.00 to \$1,100.00 for more than fifty (50) persons; Dental Clinic Appointment from \$5.00 to \$6.00; Water Lead Test from \$15.00 to \$20.00; Immunization Record Copy from \$2.00 to \$3.00; Cross Connection Survey from \$60.00 to \$75.00; Asbestos Demolition Inspection from \$50.00 to \$75.00; Trailer Court Operator's License from \$20.00 to \$25.00 and Air Pollution Inspection from \$300.00 to \$350.00; establishing a \$10.00 fee for the cost of implanting identification microchips into animals adopted or reclaimed from the animal care services facility; adding section 15-20 to Chapter 15 of the existing city code to establish a \$5.00 fee for a CD Rom copy and a \$15.00 fee for a bound copy of the Annual Health Profiles Report published by the San Antonio Metropolitan Health District; and amending Section 33-461 to Chapter 33 of the existing City Code to establish a Horse License Fee (annual) or a Horse License Fee (renewal) in the amount of \$35.00.

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I. An Ordinance increasing the Downtown Peddlers License from \$300.00 to \$350.00 per license; increasing San Saba Street Rental Fee from \$500.00 to \$750.00 per event, increasing Market Outdoor Lease Fee from \$300.00 to \$350.00 per event, increasing Class A Softball Fields Use Fee from \$110.00 for all day daily rental to \$165.00 for the first 12 hours and \$15.00 for each hour thereafter; increasing Class B Softball Fields User Fee from \$110.00 for all day daily rental to \$110.00 for the first 12 hours and \$15.00 for each hour thereafter; increasing Gymnasium Practice Permits Fees from \$10.00 per hour with two hour minimum to \$25.00 per hour with a two hour minimum; and charging admission and/or selling concession to \$50.00 per hour with a two hour minimum and \$500 damage/clean up deposit for special events permits; increasing the Friday, Saturday, Sunday and Holiday Pavilion rental permit fee from \$50.00 to \$65.00 per use; garner 100% of the net revenue from sales at the Pro Shop, snack bar/vending machines, repair services, operation of leagues and the hosting of tournaments at the McFarlin Tennis Center to the City, revising Tower of the Americas Admission Fees from \$1.00 to \$1.50 for children ages 4 to 11, from \$3.00 to \$4.00 for adults age 12 through 54, and from \$2.00 to \$2.50 for seniors age 55 and above; increasing Tower of the Americas Restaurant Admission Fees from \$.50 to \$.75 for children age 4 to 11, from \$1.25 to \$1.75 for adults age 12 through 54, and from \$1.00 to \$1.25 for seniors age 55 and above; revising the use fees at Park Community Centers from \$15.00 per hour flat fee, two hour minimum, to \$15.00 per hour flat fee with two hour minimum for gym practice or games, \$25.00 per hour flat fee, with two hour minimum for general no admission/no concession usage plus a \$50.00 clean-up fee if food is served, \$50.00 per hour with two hour minimum for special events charging admission and/or selling concessions plus a \$100.00 clean-up fee; increasing Sale of Firewood Per Cord from \$40.00 to \$60.00 for mixed wood and from \$40.00 to \$80.00 for oak or mesquite; increasing Plant Displays from \$50.00 to \$75.00 for 1 to 15 plants, from \$75.00 to \$125.00 for 16 to 30 plants, from \$100.00 to \$200.00 for delivery of 31 to 45 plants, and to establish a fee of \$250.00 for 46 or more plants; increasing City Swimming Pool Admission Fees for adults 18 years of age and older from \$0.75 to \$1.25; establishing a New Refund Policy for all park facilities authorizing new refund policy for cancellation of reservations at City facilities, 100% refund when written notice of cancellation is received 90 calendar days before date of permit, reservation or use, 50% when written notice of cancellation is received 89-30 calendar days before the date of permit reservation or use, and 0% less than 30 days notice.

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J. An Ordinance increasing Vested Rights Permit Fee from \$145.00 to \$160.00; increasing Notification List Fee from \$50.00 to \$52.00, inside city limits, and from \$100.00 to \$104.00 outside city limits; increasing Plan Amendment fee from \$257.50 to \$268.00 per plan amendment; increasing Plan Completeness Review Fee from \$381.10 to \$397.00; and increasing Computer Generated Maps Fee (for all maps including zoning maps) from \$15.00 per linear foot to \$18.00 per linear foot.

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K. An Ordinance establishing a fee of \$45.00 for the purchase of each design criteria manual to be produced by the Public Works Department.

L. Consideration of the following Ordinances:

94588
i. An Ordinance amending Chapter 3, Section 3-42 of the City Code by increasing the Daily Maximum Rate at the San Antonio International Airport for Long Term Parking from \$7.00 to \$8.00 per day and Shuttle Parking from \$4.00 to \$4.50 per day to be effective October 1, 2001;

94589
ii. An Ordinance authorizing the revision of the Security and Access ID Badge Fee from \$5.00 to \$8.00 and retaining current the replacement cost for white badges (parking only) at \$10.00 and \$25.00 for replacement of red, yellow, or green badges at San Antonio International Airport;

94590
iii. An Ordinance authorizing the implementation of a permit system and the payment of Ground Transportation Fees for Class I vehicles, sedans and wagons (seating 6 or less), at a fare trip fee of \$0.50; for Class II vehicles, vans (seating between 7 and 15), at a fare trip fee of \$1.00; for Class III vehicles, mini-coach or mini-bus (seating between 16 and 25), at a fare trip fee of \$1.75; and Class IV vehicles, bus (seating over 25), at a fare trip fee of \$3.50; and producing an estimated \$89,170.00 the last six (6) months of the next fiscal year and approximately \$180,000.00, for the first twelve (12) months.

94591
M. An Ordinance increasing the Green Fees Weekday Regular Fee non-Cedar Creek from \$16.00 to \$16.25, regular fee Cedar Creek from \$24.00 to \$24.25, discount non-Cedar Creek from \$12.00 to \$12.25, discount Cedar Creek from \$16.00 to \$16.25; Weekend and Holiday Regular Fee non-Cedar Creek from \$19.00 to \$19.25, Weekend and Holiday Regular Fee Cedar Creek from \$27.00 to \$27.25, discount non-Cedar Creek from \$15.00 to \$15.25, discount Cedar Creek from \$19.00 to \$19.25; Weekday Reduced Fees Senior Citizen Regular Fee non-Cedar Creek from \$10.00 to \$10.25, Weekday Reduced Fees Senior Citizen Regular Fee Cedar Creek from \$18.00 to \$18.25, discount non-Cedar Creek from \$6.00 to \$6.25, discount Cedar Creek from \$10.00 to \$10.25; Weekday Reduced Fees Physically Disabled Regular Fee non-Cedar Creek from \$16.00 to \$16.25, Weekday Reduced Fees Physically Disabled Regular Fee Cedar Creek from \$24.00 to \$24.25, discount non-Cedar Creek from \$6.00 to \$6.25, discount Cedar Creek from \$10.00 to \$10.25; Weekday Reduced Fees Students Regular Fee non-Cedar Creek from \$6.00 to \$6.25, Weekday Reduced Fees Students Regular Fee Cedar Creek from \$6.00 to \$6.25; Weekend and Holiday Reduced Fees Senior Citizen Regular Fee non-Cedar Creek from \$15.00 to \$15.25, Weekend and Holiday Reduced Fees Senior Citizen Regular Fee Cedar Creek from \$20.00 to \$20.25, discount non-Cedar Creek from \$11.00 to \$11.25, discount Cedar Creek from \$14.00 to \$14.25; Weekend and Holiday Reduced Fees Physically Disabled Regular Fee non-Cedar Creek from \$19.00 to \$19.25, Weekend and Holiday Reduced Fees Physically Disabled Regular Fee Cedar Creek from \$27.00 to \$27.25, discount non-Cedar Creek from \$11.00 to \$11.25, discount Cedar Creek from \$14.00 to \$14.25; Weekend and Holiday Reduced Fees Students Regular Fee non-Cedar Creek from

\$6.00 to \$6.25, Weekend and Holiday Reduced Fees Students Regular Fee Cedar Creek from \$6.00 to \$6.25; revising the Cedar Creek Friday Green Fee rates to match the weekend rates at Cedar Creek Golf Course; Golf Car Fees for 18 holes regular fee from \$19.00 to \$19.25 including sales tax, for 18 holes discount fee from \$17.00 to \$17.25 including sales tax, for 9 holes regular fee from \$10.75 to \$11.00 including sales tax, for 9 holes discount fee from \$10.25 to \$10.50 including sales tax, for 18 holes with 9 holes raincheck regular fee from \$10.75 to \$11.00 including sales tax, and for 18 holes with 9 holes raincheck discount fee from \$10.25 to \$10.50 including sales tax.

94592 N. An Ordinance establishing a fee of actual disposal costs plus 15% for the disposal of Conditionally Exempt Small Quantity Generator waste; establishing a fee of \$0.03 per pound for providing finely-screened, landscaping mulch at the Bitters Road Brush Shredding Site; establishing a fee of \$23.50 per ton for commercial and non-City of San Antonio residents to dispose of brush cuttings at the Bitters Road Brush Shredding Site; establishing a fee of \$12.71 per cubic yard for the collection and disposal of brush cuttings and bulky items from vacant lots and for organizations who are not assessed the regular Solid Waste Fee; establishing a fee of \$1.20 per month associated with the Brush Collection Program; and increasing the annual per-vehicle permit fee for commercial and/or industrial haulers who collect, transport or dispose of solid wastes within the corporate limits of the City of San Antonio from \$100.00 to \$150.00 for vehicles less than 7,000 pounds and from \$1,500.00 to \$2,250.00 for vehicles greater than 7,000 pounds; all effective October 30, 2001, and as allowed by law.

5. 3:30 P.M. – Public Hearing and Consideration of the following:

94593 A) ZONING CASE NUMBER Z20147: Designating the zoning for a portion of the Government Hill area a Historical District (HD). Staff's recommendation was for Approval. Zoning Commission has recommended approval. (Council District 2) [Presented by Christopher J. Brady, Interim Director Development Services; Terry M. Brechtel, City Manager]

94594 B) An Ordinance adopting the Government Hill Neighborhood Plan as a component of the City's Master Plan. [Presented by Emil R. Moncivais, Director of Planning; Christopher J. Brady, Assistant City Manager]

94595 6. 4:00 P.M. – Public Hearing and Consideration of An Ordinance approving the FY 2002 Service and Assessment Plan for the Public Improvement District (PID) in the downtown area; and establishing a tax assessment rate of \$0.12 per \$100.00 valuation. [Presented by Melissa Byrne Vossmer, Assistant City Manager; Terry M. Brechtel, City Manager]

7. 4:30 P.M. - Public Hearing and Consideration of An Ordinance closing, vacating and abandoning a 0.328 of an acre of an improved portion of Espada Road located directly north of its intersection with Ashley Road as requested by the United States of America, through the United States Department of the Interior, National Park Service, the abutting property owner; and authorizing waiver of the appraised value of \$2,900.00, in exchange for continued services rendered by the National Park Service to the City of San Antonio and contingent upon its completion of approximately \$50,000.00 worth of improvements in the general area as part of the San Antonio Missions National Historical Park. [Presented by Rebecca Waldman, Director, Department of Asset Management; Christopher J. Brady, Assistant City Manager]

8. 5:00 P.M. - Citizens to Be Heard.

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

CONSENT AGENDA *Item 9-27*

Items Concerning the Purchase of Equipment, Supplies and Services

9. An Ordinance accepting the low bid from Aetna Sign Group to provide the City of San Antonio Aviation Department with the renovation of a lighted overhead sign for a total sum of \$35,835.82. [Presented by Janie B. Cantu, Director of Purchasing & General Services; Travis M. Bishop, Assistant City Manager]

10. An Ordinance accepting the low bids from Greensmiths, Inc. for Items 1 and 2 for a total of \$43,732.50; Douglass W. King Co. for Item 3 for a total of \$11,400.00; and Helena Chemical, Inc. for Item 4 for a total of \$6,800.00 to provide the City of San Antonio Parks and Recreation Department with grass seed for a total sum of \$61,932.50. [Presented by Janie B. Cantu, Director of Purchasing & General Services; Travis M. Bishop, Assistant City Manager]

11. An Ordinance accepting the low qualified bids submitted by Santex Truck Center, LTD., for Item 1 for a total sum of \$190,540.00 and Grande Truck Center, Items 2A and 2B for a total sum of \$411,550.00 to provide the City of San Antonio Public Works Department with ten dump trucks for a total expenditure of \$602,090.00. [Presented by Janie B. Cantu, Director of Purchasing & General Services; Travis M. Bishop, Assistant City Manager]

12. An Ordinance accepting the low bid from Progressive Fire & Rescue Equipment to provide the City of San Antonio Fire Department with fire rescue bags and accessories for a total sum of \$18,342.00. [Presented by Janie B. Cantu, Director of Purchasing & General Services; Travis M. Bishop, Assistant City Manager]

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13. An Ordinance accepting the offer from Clement Firefighting Equipment, Corp., a sole source vendor, to provide the City of San Antonio Fire Department with a fire egress exit system for a total sum of \$63,450.00. [Presented by Janie B. Cantu, Director of Purchasing & General Services; Travis M. Bishop, Assistant City Manager]

Capital Improvement Items

94551
14. An Ordinance accepting the low qualified bid of SiCorp, Inc. in the amount of \$211,710.00 to provide soil remediation for the former Fire Training Area at San Antonio International Airport; authorizing execution of a construction contract; authorizing \$31,756.50 for construction contingencies; authorizing \$4,000.00 for administrative costs; appropriating funds; establishing the budget and providing for payment. [Presented by Kevin C. Dolliole, Director, Aviation Department; Christopher J. Brady, Assistant City Manager]

94552
15. An Ordinance ratifying work completed and approving Field Alteration Nos. 100 through 110, in the total amount of \$525,731.00, payable to Clark/JT Construction, a Joint Venture, for work associated with the Henry B. Gonzalez Convention Center Expansion Project-Phase 1B; and providing for payment. [Presented by Jelynn LeBlanc Burley, Director of Convention Center Expansion Office; Roland A. Lozano, Assistant to the City Manager]

94553
16. An Ordinance amending the professional services contract and authorizing Community Development Block Grant Funds in an amount not to exceed \$6,100.00 payable to Garcia and Wright Consulting Engineers, Inc. for additional engineering expenses in connection with the Fay Phase I Community Development Block Grant (CDBG) Project; revising the project budget; and providing for payment. [Presented by Thomas G. Wendorf, Director of Public Works; Melissa Byrne Vossmer, Assistant City Manager]

Items Concerning the Purchase, Sale or Lease of Real Property

94554
17. An Ordinance authorizing the execution of an amendment to a Lease Agreement with Spigel Properties, approved through Ordinance No. 91069, to extend the ending date of said Lease from December 31, 2004 to January 31, 2006 for a 3,240 square foot building located at 3600 Fredericksburg Road used by the San Antonio Metropolitan Health District as a public health clinic. [Presented by Dr. Fernando A. Guerra, Director of Health; Melissa Byrne Vossmer, Assistant City Manager]

18. An Ordinance declaring a public necessity for the acquisition of an easement located on an approximate 0.752 acre tract out of the Juan Montes De Oca (Juan Montez) 4 League Grant, Division No. 4, Abstract No. 11, County Block 4007, and out of an 11.526 acre tract conveyed to Francisco Oranday as recorded in Volume 7474, Page 1089, Real Property Records, Bexar County, Texas (15864 Flatten Road) for a public purpose, namely a 50 foot Permanent Easement for the Salado Creek and Dos Rios Water Recycling Centers Interconnecting Line Project; further declaring a Public Necessity for the utilization of an approximate 0.408 acre tract of land out of the same 11.526 acre tract previously described for a public purpose, namely for a 30 foot Temporary Easement for the construction of the Salado Creek and Dos Rios Water Recycling Centers Interconnecting Line Project; and authorizing the San Antonio Water System and its attorneys to file eminent domain proceedings on behalf of the City of San Antonio for the use and benefit of the San Antonio Water System for the acquisition of easements, permanent and temporary, for the Salado Creek and Dos Rios Water Recycling Centers Interconnecting Line Project; ratifying and affirming all prior acts and proceedings done or initiated by attorneys, agents and employees of the San Antonio Water System to acquire such easements and fee simple title; authorizing all other lawful action necessary or incidental to such acquisitions or eminent domain proceedings to survey, specify, define and secure the necessary easement rights and fee simple title; and declaring the sections of the ordinance to be severable one from the other in the event any section of this ordinance is determined to be invalid. [Presented by Thomas G. Wendorf, Director of Public Works; Melissa Byrne Vossmer, Assistant City Manager]

19. An Ordinance authorizing payment in the amount of \$2,250.00 to International Real Estate for appraisal services in connection with the Isom Road – Ramsey to U.S. 281 Metropolitan Planning Organization Project; \$963.00 to Noble & Associates, Inc. for appraisal services in connection with the Mission Trails Parkway, Package II Metropolitan Planning Organization Project and \$10,545.00 to Dugger, Canaday & Grafe, Inc. for appraisal services in connection with the Babcock Road – DeZavala Road to Hausman Road Project (\$3,120.00), W.W. White Road – Rigsby to Lord Road Project (\$4,125.00), Tezel Road – Timber Path to Old Tezel Metropolitan Planning Organization Project (\$1,400.00), Sunset Road – Jones Maltsberger to Broadway Metropolitan Planning Organization Project (\$400.00) and for the Thousand Oaks Intersection Project (\$1,500.00); for a total sum of \$13,758.00. [Presented by Thomas G. Wendorf, Director of Public Works; Melissa Byrne Vossmer, Assistant City Manager]

94557

20. An Ordinance formally accepting a quitclaim of title from the Federal Deposit Insurance Corporation, as Receiver of NBC Bank-San Antonio, N.A., San Antonio, Texas, to Lot 38, Block 57, New City Block 8633, South San Antonio, Sixth Filing, San Antonio, Texas, according to plat filed of record in Volume 642, Page 7, Deed and Plat Records of Bexar County, Texas, as originally transferred to the City by Quitclaim Deed dated August 5, 1992, declaring such property, located at 1367 Fenfield Avenue, as surplus to the needs of the City of San Antonio, and authorizing the sale by quitclaim and equal division of said property into two tracts of 0.036 of an acre each between 1) Jose P. Alonzo and wife, Margarita G. Alonzo and 2) Toney Hernandez, Jr., the abutting property owners, for a total amount of \$3,058.00, or \$1,529.00 each, plus an additional \$400.00 for survey fees to be paid by Mr. and Mrs. Alonzo, in exchange for past use of the property, and subject to conditions imposed by the City's Department of Asset Management. [Presented by Rebecca Waldman, Director, Asset Management; Christopher Brady, Assistant City Manager]

94557

21. An Ordinance approving the automatic renewal term for a twelve (12) month extension of an Office Service Agreement with HQ Global Workplaces (formerly Vantas King Street Inc.), for office space (160 square feet) and support fees for the Convention & Visitors Bureau Washington D.C. Area Sales Office at 1800 Diagonal Road, Alexandria, VA, Suite 657, for rental of \$1,360.10 per month from October 1, 2001 through September 30, 2002. [Presented by Steve Moore, Director, Convention & Visitors Bureau; Roland A. Lozano, Assistant to the City Manager]

Miscellaneous

94558

22. An Ordinance authorizing the acceptance of cash and in-kind support totaling \$1,586,699.72 from the Texas Department of Health to renew ongoing programs of the San Antonio Metropolitan Health District; authorizing the use of said support for the following projects: Special TB Outreach, \$197,979.00; Hepatitis C Screening/Intervention, \$14,250.00; AIDS/HIV Support, \$305,262.00; Infectious Disease Epidemiology and Surveillance, \$45,751.00; STD Control, \$77,046.00; Health Services/Education, \$253,776.00; Public Health State In-Kind Support, \$54,312.00; Abstinence Education, \$91,540.00; Inner-City School Immunization, \$429,911.72; and Federal Refugee Health Screening, \$116,872.00; approving the execution of a change to the contract with the Texas Department of Health; authorizing the use of \$33,953.00 from the City General Fund to provide the In-Kind Match for the Abstinence Education Project; revising the budget for the Public Health State Support Project 2001/2002-Federal established in Ordinance No. 93174, passed and approved on January 4, 2001; establishing a fund, adopting a budget for the Public Health State Support Project 2001/2002-State; approving personnel complements for activities funded; approving the execution of subcontracts to support grant activities; and authorizing payments for contractual services. [Presented by Dr. Fernando A. Guerra, Director of Health; Melissa Byrne Vossmer, Assistant City Manager]

94559 23. An Ordinance authorizing the acceptance of \$1,120,215.00 in cash funding from the Texas Department of Health to support the ongoing Title V Maternal and Child Health Project of the San Antonio Metropolitan Health District for the period September 1, 2001 through August 31, 2002; approving the execution of a change to the contract with the Texas Department of Health; revising the project budget and personnel complement for the Public Health Services Project 2001/2002-State established in Ordinance No. 94392, passed and approved on August 23, 2001; authorizing the execution of agreements for ancillary professional and technical services in connection with the project; and authorizing payment for contractual services. [Presented by Dr. Fernando A. Guerra, Director of Health; Melissa Byrne Vossmer, Assistant City Manager]

94560 24. An Ordinance accepting a \$500,000.00 grant from the Texas Department of Transportation (TXDOT) for funding of the San Antonio Police Department's overtime program for DWI enforcement from October 1, 2001 to September 30, 2002; authorizing \$39,342.00 for an in-kind match for the program; and establishing a budget for the program. [Presented by Al A. Philippus, Chief of Police; J. Rolando Bono, Deputy City Manager]

94561 25. An Ordinance authorizing the settlement of the four lawsuits styled City of San Antonio v. Casino Club, Inc., City of San Antonio v. Bernice Lyons Scholl, et al, City of San Antonio v. The Republic of Texas Restaurants, Inc. and City of San Antonio v. River Restaurants, Ltd., et al, concerning a dispute about ownership of property on the River Walk; approving the rule 11 settlement agreement specifying the terms of the settlement; authorizing the execution of lease agreements with the defendant businesses for terms of twenty-five years and approximate total annual rent for all the approved leases beginning at \$108,818.00. [Presented by Frank J. Garza, City Attorney; Melissa Byrne Vossmer, Assistant City Manager]

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

94562 An Ordinance appointing Gloria M. Malone (District 2) to the San Antonio Public Library Board of Trustees for a term of office to expire on September 30, 2003.

94563 B) An Ordinance appointing Ralph Zendejas (District 3) to the City Commission on Veterans Affairs for a term of office to expire on June 11, 2003.

ITEMS FOR INDIVIDUAL CONSIDERATION

94564 27. An Ordinance revising the current affordable housing policy to increase the maximum sales price of an "affordable" home from \$75,000.00 to \$89,000.00; and authorizing the reevaluation of the maximum affordable sales price in 2003 and each year thereafter; and providing for an immediate effective date upon eight (8) affirmative votes. [Presented by Andrew W. Cameron, Director, Housing and Community Development; Frances A. Gonzalez, Assistant to the City Manager]

28. Consideration of the following Ordinances: [Presented by Malcolm Matthews, Director of Parks and Recreation; Melissa Byrne Vossmer, Assistant City Manager]

94566 A) An Ordinance amending Chapter 32 of the City Code as it pertains to Tenants and Licensees for the use of the Farmers Market Plaza in City Council District 1; amending rental rates for in-line stores and food courts; revising tenant garbage and utility fees; amending license term to one year for kiosks and pushcarts; establishing penalties for failure to meet minimum operating hours; and limiting a tenant to no more than two rental sites.

94567 B) An Ordinance authorizing the execution of 29 standard eight (8) year Lease Agreements with tenants for the use of in-line store and food court space in the Farmers Market Plaza.

94565 29. An Ordinance authorizing the execution of a one (1) year Interlocal Agreement under which Bexar County provides Forensic Science Services to the City of San Antonio from October 1, 2001 to September 30, 2002, for a minimum guaranteed amount of \$930,000.00 for FY 2002 and further providing for four (4) consecutive renewals, each for an additional one (1) year term. [Presented by Jim Campbell, Director, External Relations; Terry M. Brechtel, City Manager]

94568 30. An Ordinance authorizing the execution of two-year contracts, each with one two-year option to renew, for state governmental affairs representation with the firms of Christopher S. Shields, P.C., Denton, Navarro & Bernal, and Marc A. Rodriguez; and providing for payment collectively to the three firms in the amount of \$199,000.00. [Presented by Jim Campbell, Director, External Relations; Terry M. Brechtel, City Manager]

94569 31. An Ordinance authorizing and directing the City Manager to execute an agreement with Alcohol and Drug Tests, Inc., to provide Random and Reasonable Suspicion drug testing services to the San Antonio Police Department for a primary term of one (1) year commencing October 1, 2001; with three (3) one (1) year unilateral renewal options to the City; in an amount not to exceed \$50,000.00 annually. [Presented by Al A. Philippus, Chief of Police; J. Rolando Bono, Deputy City Manager]

94570 32. An Ordinance authorizing the acceptance of a cash grant award up to \$12,000.00 from the National Association of County and City Health Officials to obtain the professional services of the San Antonio Metropolitan Health District to conduct an environmental health needs assessment of the community surrounding the former Kelly Air Force Base during the period July 12, 2001 through August 12, 2002; authorizing the execution of the subcontract agreement; establishing a fund and adopting a budget. [Presented by Dr. Fernando A. Guerra, Director of Health; Melissa Byrne Vossmer, Assistant City Manager]

94571 33. An Ordinance authorizing the expenditure of \$1,000.00 from the Mayor's Contingency Account Fund payable to Dress for Success San Antonio, a non-profit organization, which assists women by providing a tailored transition into the workforce with the costs of opening a centralized program to serve clients referred by agencies that provide employment training; as requested by Mayor Ed Garza.

94572 34. An Ordinance authorizing the expenditure of \$500.00 from the Mayor's Contingency Account Fund to assist the Alamo Metro Chorus of Sweet Adelines, which is a non-profit women's musical association comprised of 100 women, with travel expenses to attend an international competition in Portland, Oregon; as requested by Mayor Ed Garza.

94573 35. An Ordinance authorizing the expenditure of \$550.00 from the District 3 Contingency Account Fund payable to the City of San Antonio Parks and Recreation Department for use of the showmobile, with sound systems, by St. PJ's Children Home for their annual festival held on September 22, 2001; as requested by Councilmember Antoniette Moorhouse.

94574 36. An Ordinance authorizing reimbursement of \$1,200.00 to Councilwoman Antoniette Moorhouse from the District 3 Administrative Assistant Budget Fund for an Administrative Services Contract with Stephanie Gengenbacher from September 1, 2001 through September 30, 2001; as requested by Councilwoman Antoniette Moorhouse.

94575 37. An Ordinance authorizing reimbursement to Councilman Enrique M. Barrera from the District 6 Administrative Budget Fund in the total amount of \$1,200.00 for an Administrative Services Contract with Cecilia Rodriguez from September 1, 2001 through September 30, 2001; as requested by Councilman Enrique M. Barrera.

94576 38. An Ordinance authorizing the expenditure of \$500.00 from the District 1 Contingency Account Fund payable to the Bexar County Women's Bar Foundation to help defray cost associated with the silent auction benefiting 16 local charities that was held on September 6, 2001; as requested by Councilman Bobby Perez.

94577 39. An Ordinance authorizing the expenditure of \$250.00 from the District 1 Contingency Account Fund payable to the Society of St. Vincent De Paul to help defray cost of the city-wide celebration of the 130-year anniversary of the Society of St. Vincent De Paul on Sunday, October 28, 2001; as requested by Councilman Bobby Perez.

40. City Manager's Report. *- No report*

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

✓ Attorney-Client consultation regarding the lawsuits styled Thomas Bullock, et. al. v. City of San Antonio, Cause No. 1997-CI-16326, 37th Judicial District Court, 04-99-906 CV 4th Court of Appeals, and 01-0018 Texas Supreme Court and Ruben Hernandez, et. al., v. City of San Antonio, Cause Number 2001-CI-08722, 407th Judicial District Court.