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Int Res. 2002-33-35  
Last Ord. 96311  
Last Res. 2002-33-36

RECEIVED  
CITY OF SAN ANTONIO  
SEP 5 9:15 AM

**Agenda  
City Council Meeting  
Municipal Plaza Building  
City Hall Complex  
103 Main Plaza  
San Antonio, Texas 78205  
September 5, 2002**

*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:

Span of Control Review. [Presented by Louis A. Lendman, Director of Management & Budget; 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 Father Eddie Bernal, St. Leo's Catholic Church, and Pledge of Allegiance.
2. Ceremonial Items.
3. Approval of the minutes of the regular City Council meeting of August 15, 2002.

**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/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 FOLLOWING ITEMS WILL BE CONSIDERED AT THE TIMES INDICATED:**

4. 3:00 P.M. – Public Hearing on the Proposed Tax Rate of 57.854 cents per \$100.00 valuation for the tax year beginning January 1, 2002 and ending December 31, 2002. [Presented by Louis A. Lendman, Director of Management & Budget; Christopher J. Brady, Assistant City Manager]
5. 3:30 P.M. – Public Hearing and consideration of the following Ordinances: [Presented by Rebecca Waldman, Director, Department of Asset Management; Erik J. Walsh, Assistant to the City Manager]
- A. An Ordinance closing, vacating and abandoning an improved portion of McLaughlin Avenue located between New Laredo Highway and Kelsey Avenue as requested by the City of San Antonio Fire Department in connection with the construction of Fire Station No. 25.
- B. An Ordinance closing, vacating and abandoning an improved twenty (20) foot wide alley Public Right of Way located between South Hackberry and South Olive Streets, as requested by the Petitioners, Little Red Barn, Inc. Cipriano & Gloria Ramirez, and Steven Jay Epstein, for the consideration of \$8,807.00.
6. 5:00 P.M. – Citizens to Be Heard.
7. 5:30 P.M. – Final Report on the River Road Cross-connection incident. [Introduced by Melissa Byrne Vossmer, Assistant City Manager; Presented by retired Gen. Eugene E. Habiger, President/CEO, San Antonio Water System]
8. 6:00 P.M. – Public Hearing on the proposed full purpose and limited purpose annexations of the following areas as adopted in the 2002 Annexation Plan. [Presented by Emil R. Moncivais, Director of Planning; Jelynn LeBlanc Burley, Assistant City Manager]

- Full Purpose:

- A. Galm Rd./Loop 1604 area
- B. Government Canyon/City Properties
- C. Sheldon Tract
- D. Stanton Run Subdivision
- E. Kyle Seale/1604 Area
- F. Helotes Park Terrace & the Park at French Creek Area
- G. Thrift Tract/City Property
- H. Cielo Vista Area
- I. Stage Run Area
- J. Lumbermen Tracts

-Limited purpose:

- K. Southside Initiative Areas 1-6 referred to as:  
Southside Study Area 1; Southside Study Area 2; Southside Study Area 3; Southside Study Area 4; Southside Study Area 5; and Southside Study Area 6

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

**CONSENT AGENDA**

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

9. An Ordinance accepting offer submitted by Canon USA, Inc. to provide the City of San Antonio Asset Management Department and City Clerk's Office with two document scanners with microfilm backup for a total sum of \$42,188.00. [Presented by Janie B. Cantu, Director of Purchasing & General Services; Travis M. Bishop, Assistant City Manager]
10. An Ordinance accepting the bids of various companies to provide the City of San Antonio with lamps, copier paper, versalift aerial parts and service and medical supplies on an annual contract basis for FY2002-2003 for a total of approximately \$686,536.00. [Presented by Janie B. Cantu, Director of Purchasing & General Services; Travis M. Bishop, Assistant City Manager]

**Capital Improvement Items**

11. An Ordinance authorizing and consenting to the assignment of two professional services contracts at San Antonio International Airport from Davis Durand-Hollis Rupe Architects, Inc. (DDHR) to Durand-Hollis Rupe Architects, Inc. (DHR) for design and construction administration relating to the Terminal Improvements Project approved by Ordinance No. 89867 of June 3, 1999 and the Residential Acoustical Treatment Pilot Program approved by Ordinance No. 88863 of November 19, 1998. [Presented by Kevin C. Dolliole, Aviation Director; Christopher J. Brady, Assistant City Manager]
12. An Ordinance amending a professional services contract and authorizing additional funds in an amount not to exceed \$39,542.11 from 1994 General Obligation Street Improvement Bonds payable to Overby Descamps Engineers, Inc. for additional professional services in connection with the Higgins from Nacogdoches to Stahl Road Project, located in Council District 10; revising the budget; appropriating funds; and providing for payment. [Presented by Thomas G. Wendorf, Director of Public Works; Melissa Byrne Vossmer, Assistant City Manager]
13. An Ordinance amending a professional services contract and authorizing additional funds in an amount not to exceed \$71,836.00 from 2001 Drainage Certificates of Obligation payable to CANTYCO, Inc. for additional professional services in connection with the Hollyhock at Huebner Creek Project, located in Council District 7; authorizing \$9,567.88 for engineering contingency expenses; revising the budget; appropriating funds; and providing for payment. [Presented by Thomas G. Wendorf, Director of Public Works; Melissa Byrne Vossmer, Assistant City Manager]

962887  
14. An Ordinance amending Ordinance No. 93476, dated February 22, 2001 to ratify the transfer of \$44,782.96 from the Airport System Improvement and Contingency Fund to the Environmental Services Consultants-Indefinite Delivery 1999-2000 II Project; authorizing the transfer of \$774.94 from the Environmental Services Fund; increasing the contract and appropriating funds payable to Radian International, L.L.C. to cover work performed and authorized during the term of the contract. [Presented by Thomas G. Wendorf, Director of Public Works; Melissa Byrne Vossmer, Assistant City Manager]

962888  
15. An Ordinance amending a professional services contract and authorizing additional funds in an amount not to exceed \$33,000.00 from 1999 General Obligation (G.O.) Street Bonds payable to Vickrey & Associates, Inc. for additional engineering services in connection with the Prue Road Extension from Prue to Huebner Project, located in Council District 8; revising the budget; appropriating funds; 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

962889  
16. An Ordinance authorizing a five (5) year Lease Agreement with Landry's Crabshack, Inc. d/b/a Joe's Crabshack for approximately 98.87 square feet of River Walk sidewalk space in City Council District 1 to be used for outdoor dining purposes for annual rent of \$2,699.52 in Year One, \$2,740.68 in Year Two, \$2,811.96 in Year Three, \$2,883.13 in Year Four, and \$2,954.28 in Year Five. [Presented by Malcolm Matthews, Director of Parks and Recreation; Melissa Byrne Vossmer, Assistant City Manager]

962900  
17. An Ordinance authorizing the execution of an extension of lease agreement with Morton Schaffer, as Lessor, for 5,400 square feet of clinic and office space in a building located at 814 McCullough Avenue for use by the San Antonio Metropolitan Health District in connection with the Tuberculosis Control Project for the period August 1, 2002 through July 31, 2007 at a rate of \$4,100.00 per month for August 1, 2002 through July 31, 2005, and \$4,540.00 per month for the period August 1, 2005 through July 31, 2007; and approving payments to the Lessor. [Presented by Dr. Fernando A. Guerra, Director of Health; Frances A. Gonzalez, Assistant to the City Manager]

963000  
18. An Ordinance authorizing payment in the amount of \$6,650.00 to Gerry Rickhoff, County Clerk, for the defendants in Condemnation Cause No. 2002-ED-0006, City of San Antonio vs. Mission Petroleum Carriers, Inc., et al, for fee simple title to one parcel and payment of the amount of \$884.00 for court costs in connection with the Salado Creek Greenway (Hike & Bike) Project located City-wide; for the total sum of \$7,534.00 from 1999 Flood Control & Park Improvement Bonds; appropriating funds; and providing for payment. [Presented by Thomas G. Wendorf, Director of Public Works; Melissa Byrne Vossmer, Assistant City Manager]

96291  
96292  
19. An Ordinance authorizing payment in the amount of \$8,951.81 to Bracewell & Patterson, L.L.P. for legal services in connection with the Ashley Road - Bascum Blvd. to South Flores Project (\$935.49), Bitters Road - West Avenue to Heimer Metropolitan Planning Organization Project (\$38.50), Blanco Road & Jackson-Keller Intersection Metropolitan Planning Organization Project (\$90.00), Escalon Street #1008 Drainage Project (\$18.00), Fire Station No. 25 Project (\$2,736.05), Hi-Lions Drainage Project #80, Phases III & V (\$342.00), Hildebrand Avenue - I.H. 10 to Breeden Metropolitan Planning Organization Project (\$1,127.70), Houston Street - Walters to Onslow Metropolitan Planning Organization Project (\$302.64), Pearsall Road Landfill Redevelopment Project (\$36.00), Pleasanton Road - Southcross to Mayfield Metropolitan Planning Organization Project (\$467.82), San Pedro Avenue - Quincy to Romana Metropolitan Planning Organization Project (\$1,179.00), Tezel - Ridge Path to Old Tezel Metropolitan Planning Organization Project (\$1,029.95), and the W.W. White Phase I - Rigsby to Lord Project (\$648.66); revising the project budgets; appropriating funds; and providing for payment. [Presented by Thomas G. Wendorf, Director of Public Works; Melissa Byrne Vossmer, Assistant City Manager]

96292  
96293  
20. An Ordinance declaring as surplus and authorizing the sale of a parcel of property located at 1614 Sherman within NCB 1307 that is being held in trust by the City of San Antonio as a result of a tax foreclosure in 1972, to the Calvary Baptist Church, the only abutting property owner, for the total amount of \$3,974.00, with the proceeds to be distributed to the proper taxing entities pursuant to Chapter 34 of the Texas Tax Code. [Presented by Rebecca Waldman, Director, Department of Asset Management; Erik J. Walsh, Assistant to the City Manager]

#### Miscellaneous

96293  
96294  
21. An Ordinance authorizing the acceptance of cash and in-kind support totaling \$1,416,712.00 from the Texas Department of Health to renew ongoing programs of the San Antonio Metropolitan Health District; authorizing the use of this support for the following projects: STD Control Project, \$77,046.00; Tuberculosis Prevention and Control Project, \$197,979.00; HIV/AIDS Services Project, \$289,999.00; Family Health Population Based Core Public Health Project, \$100,000.00; Local Public Support Health Services/Education Project, \$251,464.00 with Public Health State In-Kind Support, \$54,312.00; HIV/Hepatitis C Screening/Intervention Project, \$16,000.00, and Inner-City School Immunization Project, \$429,912.00; approving the execution of a change to the contract with the Texas Department of Health; establishing the Public Health State Support Project 2002/2003-State Fund; adopting a budget for the Public Health State Support Project 2002/2003; 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; Frances A. Gonzalez, Assistant to the City Manager]

96294  
96295  
22. An Ordinance designating Regional Artists Consortium to display art at San Antonio International Airport; authorizing the negotiation and execution of an art display permit for a one year term beginning October 1, 2002, with two mutual one year extension options. [Presented by Kevin C. Dolliole, Aviation Director; Christopher J. Brady, Assistant City Manager]

96295  
96301  
23. An Ordinance approving the release of Neighborhood Revitalization Funds in the amount of \$75,000.00 to the San Antonio Housing Trust Reinvestment Corporation for fees incurred while administering the first Tax Increment Financing Projects from August 1998 to August 1999. [Presented by David D. Garza, Director, Neighborhood Action Department; Jelynn LeBlanc Burley, Assistant City Manager]

96296  
96302  
24. An Ordinance authorizing the transfer of Public Works Department Street Maintenance funds from the Golondrina Street Reconstruction Project to the San Antonio Housing Trust Pasadena Heights Community Center Project previously funded with Community Development Block Grant (CDBG) funds; authorizing the execution of a contract with the San Antonio Housing Trust Foundation, Inc.; revising the project budget; appropriating funds; and providing for payment. [Presented by Thomas G. Wendorf, Director of Public Works; Melissa Byrne Vossmer, Assistant City Manager]

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

96297  
96303  
25. An Ordinance authorizing the temporary closure of certain streets adjacent to Travis Park in City Council District 1 from September 20, 2002 through September 23, 2002 in connection with the 2002 Jazz'SAlive Festival in Travis Park as requested by the San Antonio Parks Foundation. [Presented by Malcolm Matthews, Director of Parks and Recreation; Melissa Byrne Vossmer, Assistant City Manager]

96298  
96304  
26. An Ordinance approving the parade permit and authorizing the temporary closure of certain streets on the West Side of San Antonio in connection with the Diez Y Seis Parade to be held on Saturday, September 14, 2002 from 9:00 A.M. to 2:30 P.M. sponsored by the Avenida Guadalupe Association. [Presented by Travis M. Bishop, Assistant City Manager; Terry M. Brechtel, City Manager]

96299  
96305  
27. An Ordinance approving the parade permit and authorizing the temporary closure of certain streets in the area of Brackenridge Park in connection with the Run 4 Life to be held on Saturday, September 14, 2002 from 7:30 A.M. to 9:30 A.M. sponsored by the Cancer Therapy Research Center. [Presented by Travis M. Bishop, Assistant City Manager; Terry M. Brechtel, City Manager]

96300  
96306  
28. An Ordinance approving the parade permit and authorizing the temporary closure of certain streets in the area of Olmos Park in connection with the Run for Hope & Beyond to be held on Saturday, September 21, 2002 from 8:00 A.M. to 10:00 A.M. sponsored by Soler Sports. [Presented by Travis M. Bishop, Assistant City Manager; Terry M. Brechtel, City Manager]

## ITEMS FOR INDIVIDUAL CONSIDERATION

29. An Ordinance accepting the low, qualified bid in the total amount of \$711,455.00, payable to ALL Construction Company for capital improvements to the Lady Bird Johnson Park Skate/Aquatics Facility Project in City Council District 10; authorizing a construction contract; appropriating \$177,828.66 in 1994 Park Bond Funds; appropriating \$576,048.34 in 1999 Park Bond Funds; authorizing \$35,572.00 for construction contingency expenses; authorizing \$1,850.00 for permits fees and \$5,000.00 for park materials; and providing for payment. [Presented by Malcolm Matthews, Director of Parks and Recreation; Melissa Byrne Vossmer, Assistant City Manager]

30. An Ordinance authorizing the waiver of sidewalk and street permit fees in the approximate amount of \$68,126.00 for the temporary closure of the sidewalks and streets surrounding the Bexar County Courthouse, with the understanding that the City will require future consideration from Bexar County in return for the total value of the waived fees associated with the Bexar County Courthouse Restoration Project, located in Council District 1. [Presented by Thomas G. Wendorf, Director of Public Works; Melissa Byrne Vossmer, Assistant City Manager]

31. A Resolution ratifying the City's actions to collaborate with Congressman Ciro Rodriguez on a request for a line item appropriation request in the FY 2003 Transportation Appropriations Bill, in the amount of \$3.52 million for construction of the Mission Trails Project, Packages IV and V, located in City Council Districts 1, 3 and 5. [Presented by Thomas G. Wendorf, Director of Public Works; Melissa Byrne Vossmer, Assistant City Manager]

32. An Ordinance authorizing a Landscape and Maintenance License Agreement between the City of San Antonio and the Hunters Chase Maintenance Association, Inc. for a term of ten (10) years, to use an unimproved portion of Public Right of Way at the intersection of DeZavala Road and Maple Park Drive for the purpose of xeriscaping and waiving a \$2,500.00 license fee; as requested by Councilwoman Bonnie Conner, District 8. [Presented by Rebecca Waldman, Director, Department of Asset Management; Erik J. Walsh, Assistant to the City Manager]

33. Consideration of the following items: [Presented by Christopher J. Brady, Assistant City Manager; Terry M. Brechtel, City Manager]

A. A Resolution to authorize and direct the City Manager to negotiate final agreements for future Council consideration and action, and to proceed with all necessary administrative action necessary or desirable to implement the Letter of Intent enclosed with the August 12, 2002 letter from Mayor Edward D. Garza to Jim L. Awtrey, CEO of the Professional Golfer's Association of America (PGA).

An Ordinance setting dates, times and places for all required public hearings on a proposed annexation of approximately 2,861 acres of land in north Bexar County owned by Lumbermen's Investment Corporation and referenced in the Letter of Intent enclosed with the August 12, 2002 letter from Mayor Edward D. Garza to Jim L. Awtrey, CEO of the Professional Golfer's Association of America (PGA).

96303  
34. An Ordinance authorizing the expenditure of \$450.00 from the District 1 Contingency Account Fund, payable to the Alzafar Shriners, to be used to cover the cost of City permit fees for street banners to help promote the Shrine Circus which will be held September 27, 2002 through September 29, 2002 at Freeman Coliseum; as requested by Councilman Bobby Perez.

96304  
35. An Ordinance authorizing the expenditure of \$300.00 from the District 1 Contingency Account Fund, payable to the Edgewood Seminoles Pop Warner organization, to be used to help defray the cost of football equipment; as requested by Councilman Bobby Perez.

96305  
36. An Ordinance authorizing the transfer of \$199.96 from the District 1 Contingency Account Fund to the City's Parks and Recreation Department for costs associated with the use of the Arneson River Theatre for the District 1 "Our Part of Town" talent show; as requested by Councilman Bobby Perez.

96306  
37. An Ordinance authorizing the execution of an amendment to the contract with the United Black and Brown Fund, Inc. in order to provide an additional \$10,000.00 from the District 2 Human Development Services Fund for the provision of adult activity programs through the Day Activity Center; as requested by Councilman John H. Sanders. [Presented by Dennis J. Campa, Director of Community Initiatives; Frances A. Gonzalez, Assistant to the City Manager]

96307  
38. An Ordinance authorizing the expenditure of \$1,278.00 from the District 5 Contingency Account Fund, payable to the Alamo Badminton Club, to be used to help defray the cost of equipment; as requested by Councilman David A. Garcia.

96308  
39. An Ordinance authorizing the expenditure of \$550.00 from the District 8 Contingency Account Fund, payable to the University Oaks Homeowners Association, to be used to install a ramp at the clubhouse to accommodate persons with physical handicaps who use the facility; as requested by Councilwoman Bonnie J. Conner.

40. City Manager's Report. *Appointment of Florencio Perez as Director of Dev. Services*  
41. Executive Session: Consultation concerning attorney-client matters (real estate, litigation, contracts, personnel and security) may be discussed.  
Attorney-client consultation regarding collective bargaining negotiations with the San Antonio Police Officers Association.

✓ III. The City Council will convene in a "B" Session at the conclusion of the Council Meeting or at 7:00 P.M. for a Budget Work Session.

- Customer Service
  - Customer Service/311 System
  - Information Technology Services (ITSD)
- Organization/Fiscal
  - Management & Budget
  - Finance
  - Enterprise Resource Management
  - External Relations