



*Galley*  
Int Ord. 93859  
Int Rec. 2001-18-24  
Int Ord. 93883  
Int Rec. none

**Agenda  
City Council Meeting  
Municipal Plaza Building  
City Hall Complex  
103 Main Plaza  
San Antonio, Texas 78205  
May 3, 2001**

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

- I. The City Council will convene for a "B" Session in the B Room of the Municipal Plaza Building at 10:00 A.M. for the following:
  - A) A Briefing by the San Antonio Water System (SAWS) on the first Water Resources Quarterly Report for the period ending March 31, 2001 in accordance with the accountability procedures adopted in conjunction with the approval of the Water Supply Fee. [Introduced by Thomas G. Wendorf, Director of Public Works; Presented by Eugene E. Habiger, General, USAF (Ret.), President/CEO, San Antonio Water System]
- 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 Dennis Darilek, Our Lady of Good Counsel and Pledge of Allegiance.
  2. Ceremonial Items.
  3. Approval of the Minutes of the Regular Council Meeting of March 22, 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 twenty-four (24) hours prior to the meeting) by calling (210) 207-7245 V/TDD for assistance.

Questions regarding this agenda notice should be directed to the City Agenda Coordinator at 207-7080.

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

4. 2:00 P.M. – Public Hearing and Consideration of the following Ordinances: [Presented by Rebecca Waldman, Director, Department of Asset Management; Christopher J. Brady, Assistant City Manager]

93877  
A. An Ordinance closing, vacating and abandoning an improved portion of Burleson Street public right-of-way located between North Gevers and North Mittman Streets for the expansion of school facilities for Wheatley Middle School as provided by the Bond Construction Program, as requested by the Petitioner, San Antonio Independent School District, for the consideration of \$18,687.00.

93878  
B. An Ordinance closing, vacating and abandoning an improved portion of Chulie Drive right of way directly east and adjacent to U.S. Highway 281 North, as requested by Petitioner, Jack Guenther, for the consideration of \$21,417.00.

93879  
C. An Ordinance closing, vacating and abandoning a 20-foot wide unimproved alley located between Spriggsdale and Gay Boulevards behind the New Light Village Apartments, as requested by Petitioner, San Antonio Alternative Housing Corporation No. 11, a Texas non-profit Corporation; authorizing waiver of the payment of \$10,170.00 to the City, in exchange for Petitioner's agreement to construct improvements to the alley and rehabilitate for low and moderate housing the adjacent apartments for an estimated cost of \$4.453 Million; and directing that the value of the amount waived be applied toward the City's HUD-Home contribution, in accordance with federal regulations; as requested by Councilman Mario Salas.

5-24-01  
5/24/01  
Ordinance to  
5-24-01  
5/24/01  
6. 3:30 P.M. – Consideration of the following Ordinances: [Presented by Emil R. Moncivais, Director of Planning; Christopher J. Brady, Assistant City Manager]

93881  
A. An Ordinance amending the existing Unified Development Code by adopting a revised Unified Development Code, establishing an Implementation Plan for the revised Code, establishing administrative and civil as well as criminal penalties by fine of not more than \$2,000.00 for violation of its provisions and providing for publication.

93882  
B. Ordinance establishing a Unified Development Code Technical Advisory Committee to assist in the monitoring, review, and amendment of the revised Unified Development Code.

93883  
6. 4:00 P.M. - Public Hearing and Consideration of An Ordinance for the adoption of the Maximum Fee Calculation of Water, Water Supply, and Sanitary Sewer Systems, and related 2000-2009 Capital Improvements Plan (CIP) relating to the imposition of impact fees, in compliance with Chapter 395 of the Local Government Code. [Introduced by Thomas G. Wendorf, Director of Public Works; Presented by Eugene E. Habiger, General, USAF (Ret.), President/CEO, San Antonio Water System]

7. 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 8-2/C*

**Capital Improvement Items**

93859 8. An Ordinance approving Field Alteration No. 3 in the amount of \$45,880.00 payable to E-Z Bel Construction Co., Inc. in connection with the Hi-Lions Drainage Project No. 80, Phase III and V located in Council District 3. [Presented by Thomas G. Wendorf, Director, Public Works Department, Melissa Byrne Vossmer, Assistant City Manager]

93860 9. An Ordinance ratifying City Staff's actions in providing for the emergency rental of air conditioning equipment for the City's Farmer's Market in City Council District 1; and authorizing payment in the amount of \$27,480.00 to the Trane Company for rental of air conditioning equipment. [Presented by Malcolm Matthews, Director, Parks & Recreation Department; Melissa Byrne Vossmer, Assistant City Manager]

93861 10. An Ordinance accepting the low qualified base bid, with Additive Alternatives 1 and 5, of LVA Construction Co. (SMWBE) in the total amount of \$83,500.00 for capital improvements to the City's Monticello Park and Jefferson Pocket Parks in City Council District 7; authorizing a construction contract; revising the project's budget; authorizing the transfer of 1999 Park General Obligation Bond Issue Funds into the project budget; authorizing \$7,564.00 for construction contingency expenses; and providing for payment. [Presented by Malcolm Matthews, Director, Parks & Recreation Department; Melissa Byrne Vossmer, Assistant City Manager]

93862 11. An Ordinance accepting the low qualified base bid with Additive Alternate 4 of LVA Construction Co. (SMWBE) in the total amount of \$225,000.00 for capital improvements to the City's Normoyle Park in City Council District 5; authorizing a construction contract; revising the project's budget; transferring \$281,990.00 in 1994 Park General Obligation (GO) Bond Issue Funds into the Project's Budget; authorizing \$56,000.00 for construction contingency expenses; authorizing \$300.00 for regional stormwater fees; authorizing \$690.00 for TDLR Review fees; and providing for payment. [Presented by Malcolm Matthews, Director, Parks & Recreation Department; Melissa Byrne Vossmer, Assistant City Manager]

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

93863 12. An Ordinance accepting two permanent easement dedications from Patrick F. Flores, Archbishop of San Antonio in connection with the Holy Trinity Catholic Church Sidewalk Easement Project, a permanent easement dedication from the North East Independent School District and a permanent easement dedication from TBC Realty Corporation, a Texas Corporation, in connection with the Thousand Oaks Traffic Signalization Project and a permanent easement dedication from Santiago C. Rosas and wife, Gloria R. Rosas, in connection with Quintana Field Alteration Project. [Presented by Thomas G. Wendorf, Director, Public Works Department; Melissa Byrne Vossmer, Assistant City Manager]

93864 13. An Ordinance authorizing payment in the amount of \$300.00 to Mahendra Govind and wife, Bhartiben Govind for three right of entry agreements in connection with the Southcross -New Braunfels to S. Presa Metropolitan Planning Organization Project; and the amount of \$300.00 for right of entry agreement to Danny and Annette Servants (\$100.00); Elvira Villalpando by her agent and Attorney-in-Fact, Venessa H. Brotherton (\$100.00) and Alejandro and Olga D. Gonzalez (\$100.00); in connection with the Hi-Lions Drainage Project #80, Phases III and V; for a total sum of \$600.00; appropriating funds and providing for payment. [Presented by Thomas G. Wendorf, Director, Public Works Department; Melissa Byrne Vossmer, Assistant City Manager]

93865 14. An Ordinance authorizing the negotiation and execution of a 10-year License Agreement from the City of San Antonio to Oakmont Downs Homeowners Association, Inc. to use Public Right of Way located at the intersection of De Zavala Road and Stable Trail Drive, for the amount of \$2,500.00. [Presented by Rebecca Waldman, Director, Department of Asset Management; Christopher J. Brady Assistant City Manager]

**Miscellaneous Items**

93866 15. An Ordinance authorizing the acceptance of cash and in-kind support totaling \$45,642.00 from the Texas Department of Health for programs of the San Antonio Metropolitan Health District; authorizing the use of said support for the following projects: Public Health State In-Kind Support \$26,892.00 and Childhood Lead Poisoning Prevention Program \$18,750.00; authorizing the execution of two contract change notices with Texas Department of Health; revising the budget for the Public Health State Support Project 2000/2001 established in Ordinance 91021, passed and approved on December 16, 1999; and authorizing payments for contractual services. [Presented by Dr. Fernando A. Guerra, Director of Health; Melissa Byrne Vossmer, Assistant City Manager]

93867  
16. An Ordinance authorizing the submittal of a grant application to the Texas Automobile Theft Prevention Authority (ATPA) for a \$1,565,328.00 grant to augment the San Antonio Police Department's effort in reducing auto theft. [Presented by Al A. Philippus, Chief of Police; J. Rolando Bono, Deputy City Manager]

93868  
17. An Ordinance authorizing the submittal of an application for Federal assistance provided through the Texas State Library and Archives Commission in the amount of \$213,822.00 to be used towards salaries and all support costs for the operation of the San Antonio Interlibrary Loan Center. [Presented by Laura J. Isenstein, Library Director; Christopher J. Brady, Assistant City Manager]

93869  
18. An Ordinance authorizing the first amendment to the legal services agreement with Strasburger & Price LLP, which was approved by Ordinance No. 91974 on June 15, 2000, for the purpose of assisting the City in the development and negotiation of a professional services contract with an advertising agency to assist the Convention and Visitors Bureau in its advertising, public relations and marketing programs; ratifying services performed; and authorized payment in the amount not to exceed \$14,575.93 in relation to said amendment. [Presented by Frank J. Garza, City Attorney; Terry M. Brechtel, City Manager]

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

93870  
19. An Ordinance authorizing the temporary closure of Belknap between Courtland and Ashby Streets on Sunday, May 20, 2001 beginning at 8:00 A.M. until 2:00 P.M. in order for the Temple Beth-El to hold its Ground Breaking Ceremony of its Renovation Project. [Presented by Thomas G. Wendorf, Director, Public Works Department; Melissa Byrne Vossmer, Assistant City Manager]

93871  
20. An Ordinance approving a parade permit and authorizing a temporary closure of various streets in the general vicinity of Roosevelt, Mission and Military Drive on Saturday, May 19, 2001 beginning at 7:30 A.M. until 11:00 A.M., in order for the Harlandale Independent School District to hold its 26<sup>th</sup> Annual Cultural Arts Parade. [Presented by Travis M. Bishop, Assistant City Manager; Terry M. Brechtel, City Manager]

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

93872  
A) An Ordinance appointing Hervey Duron (District 4) to the Board of Adjustment for a term of office to expire on February 22, 2003.

93873  
B) An Ordinance appointing Adrianna Elaine Mendoza (District 9) to the San Antonio Youth Commission for a term of office to expire on June 1, 2003.

- 93874  
C) An Ordinance appointing Arthur S. (Pete) Sitterly (District 2) to the Electrical Examining and Supervising Board for a term of office to expire on July 31, 2003.

**ITEMS FOR INDIVIDUAL CONSIDERATION**

22. Consideration of the following Ordinances:

- 93875  
A) An Ordinance authorizing the submittal of a grant application to the Texas Department of Transportation (TxDOT) for up to \$2,000,000.00 to be matched with \$500,000.00 of local match funds from the Proposition 3 sales tax for the construction of a hike and bike trail and related infrastructure improvements necessary to construct the trail located adjacent to the Salado Creek floodplain between Ft. Sam Houston and Willow Springs Golf Course; authorizing the negotiation of an interlocal agreement, if necessary, with Bexar County; and executing the grant agreement with TxDOT, if awarded. [Presented by Thomas G. Wendorf, Director, Public Works Department; Melissa Byrne Vossmer, Assistant City Manager]

- 93876  
B) An Ordinance affirming the City's application, as the nominating entity for funding from the Texas Department of Transportation's Statewide Transportation Enhancement Program to restore and re-use the Hays Street Bridge as the hub of a hike and bike link over the railroad tracks to an Eastside heritage tour route and linking it with the Salado Creek Hike and Bike Trails, as well as bike and hike trails throughout the downtown area and Mission Trails. [Presented by Emil Moncivais, Director of Planning; Christopher J. Brady, Assistant City Manager]

- 93879  
23. An Ordinance authorizing the expenditure from various Council Contingency Budget Accounts to the City of San Antonio's Parks and Recreation Department to underwrite the cost of airfare, at an approximate rate of \$2,500, to fly a Parks Department staff member to Japan to learn the techniques of construction and maintenance of our Japanese Garden at the San Antonio Botanical Center; as requested by Mayor Howard W. Peak.

- 93880  
24. An Ordinance authorizing the temporary closure of Clower Street between Brad and IH-10 frontage road on Sunday, May 6, 2001 beginning at 6:00 A.M. until midnight in order for the St. Mary Magdalen School to hold its Annual Festival and providing for an immediate effective date upon passage of eight (8) affirmative votes; as requested by Councilman Bobby Perez.

- approved  
25. Travel Authorization for Councilmembers David Garcia and Bonnie Conner to travel to Washington, D.C. from Sunday, May 13, 2001 through Wednesday, May 16, 2001 to participate in the Greater San Antonio Chamber of Commerce SA to DC trip and attend various meetings that will focus on impact matters of legislative importance to San Antonio's present and future.

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

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

A) Attorney/Client consultation regarding recovery of costs due to Change orders resulting from architectural errors and omissions on the Convention Center Expansion Project.