



TALU  
100-207-7245  
2000-09-15

**Agenda  
City Council Meeting  
Municipal Plaza Building  
City Hall Complex  
103 Main Plaza  
San Antonio, Texas 78205  
March 2, 2000**

*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. Presentation of the Noise Compatibility Study. [Presented by Kevin C. Dolliole, Aviation Director; Christopher J. Brady, Assistant City Manager]
  - B. Presentation of Proposed Revisions to the City of San Antonio's Graffiti Ordinance. [Presented by Malcolm Matthews, Parks & Recreation Department; Melissa Byrne Vossmer, 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 Reverend Ron Adams, Hosack Avenue Baptist Church and Pledge of Allegiance.
  2. Ceremonial Items.

**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.

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

✓3. 3:00 P.M. - Public Hearing and Consideration of the following Ordinances: [Presented by Rebecca Waldman, Director, Asset Management Department; Terry Brechtel, Executive Director Administrative & Financial Services]

PULLED

✓A) An Ordinance closing, vacating and abandoning an unimproved portion of a 16.6 foot-wide alley located between Indiana and Delaware Streets adjacent to Lots 6 - 9 and Lot 21, Block 13, New City Block 658, for a consideration of \$3,152.00; as requested by Archbishop Patrick F. Flores for the Catholic Diocese of San Antonio, through St. Michael's Catholic Church, c/o Reverend Jesus Murugarren and by Julie C. Angulo, as abutting property owners.

9 13 72

✓B) An Ordinance closing, vacating and abandoning a 17.3-foot-wide unimproved alley between Dilworth Avenue and Virginia Boulevard, between Lots 6 and 12, Block 9, New city Block 3790 and Lot 1, Block 21, and Lot 8, Block 10, both in New City Block 3791, for a consideration of \$3,113.00 as requested by the San Antonio Independent School District, c/o John B. McLaughlin, Jr., Archbishop Patrick F. Flores for the Catholic Diocese of San Antonio, and Joseph J. and Mary Pedraza, the abutting property owners.

✓4. 5:00 P.M. - Citizens To Be Heard.

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

**CONSENT AGENDA** (5-24c)

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

9 13 44

✓5. An Ordinance accepting the low qualified bids by TRC Computer Services, Inc., (MBE/WBE), Commonwealth Trading Company (MBE) and VIA Technology, L.L.C. (MBE) to provide the City of San Antonio Information Services Department with Compaq server computer hardware for a total of \$63,727.83. [Presented by Janie B. Cantu, Director of Purchasing & General Services; Terry M. Brechtel, Executive Director of Administrative and Financial Services]

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✓6. An ordinance accepting the low bid by Dury's Gun Shop, Inc. to provide the City of San Antonio Police Department with semi-automatic pistols for a total of \$74,359.00. [Presented by Janie B. Cantu, Director of Purchasing & General Services; Terry M. Brechtel, Executive Director of Administrative and Financial Services]



9 1 3 4 6 ✓7. An ordinance accepting the low bid by Casco Industries, Inc., to provide the City of San Antonio Fire Department with Cairns and Brother helmets for a total of \$78,800.00. [Presented by Janie B. Cantu, Director of Purchasing & General Services; Terry M. Brechtel, Executive Director of Administrative and Financial Services]

9 1 3 4 7 ✓8. An Ordinance accepting the low bids by Southway Ford, Anicra Winton Chevrolet Inc. (MBE), Shannon Automotive, Ltd., d/b/a Crown Dodge, Group One Automotive, d/b/a Maxwell Automotive Group, Northside Ford, Ltd. and Grande Ford Truck Sales, Inc., d/b/a Grande Truck Center to provide the City of San Antonio with light duty trucks for a total of \$2,668,872.10. [Presented by Janie B. Cantu, Director of Purchasing & General Services; Terry M. Brechtel, Executive Director of Administrative and Financial Services]

### Capital Improvement Items

9 1 3 4 8 ✓9. An Ordinance approving Field Alteration No. 3 in the increase amount of \$50,000.00 payable to Coastal Environmental Construction, Inc. (MBE) in connection with Asbestos Abatement 1998 – 1999 Indefinite Delivery contract (flood damaged structures), and under health and safety exceptions in the Local Government Code; and authorizing payment. [Presented by John German, Director of Public Works Department; Christopher J. Brady, Assistant City Manager]

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

9 1 3 4 9 ✓10. An Ordinance declaring a 0.184 acre tract of land located appurtenant to U.S. Highway 281 North and Henderson Pass in the City of San Antonio, Bexar County, Texas to be surplus to the City's drainage needs. [Presented by Rebecca Waldman, Director, Department of Asset Management; Terry M. Brechtel, Executive Director of Administrative and Financial Services]

9 1 3 5 0 ✓11. An Ordinance authorizing a License Agreement with the San Antonio Independent School District (SAISD) for the District's use of approximately 3.65 acres of public property in Southside Lions Park adjacent to the rear of Highlands High School for educational purposes. [Presented by Malcolm J. Matthews, Director, Parks & Recreation Department; Melissa Byrne Vossmer, Assistant City Manager]

9 1 3 5 1 ✓12. An Ordinance authorizing payment of the amount of \$14,163.62 to Ticor Title Agency of San Antonio for title charges in connection with the Martinez Creek Flood Area Project (\$4,499.70), Zarzamora Creek Flood Area Project (\$1,647.48); Plumnear Flood Area Project (\$895.48); Wheatley Heights Flood Area Project (\$4,218.22) and the Briarglen Drive Flood Area Project (\$2,902.74); appropriating funds and providing for payment. [Presented by John German, Director of Public Works Department; Christopher J. Brady, Assistant City Manager]

9 1 3 5 2 13. An Ordinance appropriating the sum of \$49,770.00 payable to Coastal Refining & Marketing, Inc. for costs associated with the environmental cleanup of the property located at 7550 S. Zarzamora in connection with the Upper Six Mile Creek Drainage Project #83, located in Council District No. 4. [Presented by John German, Director of Public Works Department; Christopher J. Brady, Assistant City Manager]

9 1 3 6 5 ✓14. An Ordinance authorizing payment in the amount of \$13,686.68 to Bracewell & Patterson, L.L.P., for legal services in connection with the Hi-Lions Drainage Project #80, Phases III and V (\$552.50); Hildebrand Avenue --I.H. 10 to Breeden Metropolitan Planning Organization Project (\$202.50); South Flores Drainage Project #70-70A (\$477.75); Blanco Road at Jackson-Keller Metropolitan Planning Organization Project (\$205.08); Western Avenue Drainage Project #74 (\$285.00); Wurzbach Road at I.H. 10 and Ironside Intersections Metropolitan Planning Organization Project (\$1,012.50); Upper Six Mile Creek Drainage Project (\$675.00); and the Military Drive West Connection to Reed Road Project (\$10,276.35); appropriating funds and providing for payment. [Presented by John German, Director of Public Works Department; Christopher J. Brady, Assistant City Manager]

*ORDINANCE  
ABSTAIN*

9 1 3 5 3 ✓15. An Ordinance declaring a public necessity for the acquisition of fee simple title to 344.18 square feet out of Lot A4, Tract 2, New City Block 164, San Antonio, Bexar County, Texas for a public purpose, namely the construction of a portion of the Houston Street – Bowie to Pine Metropolitan Planning Organization Project; and authorizing the City Attorney to file eminent domain proceedings. [Presented by John German, Director of Public Works Department; Christopher J. Brady, Assistant City Manager]

9 1 3 5 4 ✓16. An Ordinance authorizing payment of the amount of \$59,000.00 to Ticor Title Agency of San Antonio as escrow agent for the San Antonio Homeownership Opportunities Corporation, a Texas Non-profit Corporation, for a fee simple title to one parcel in connection with the Wheatley Heights Flood Area Project; appropriating funds and providing for payment. [Presented by John German, Director of Public Works Department; Christopher J. Brady, Assistant City Manager]

9 1 3 5 5 ✓17. An Ordinance authorizing payment in the amount of \$1,092.48 to Ticor Title Agency of San Antonio for title charges in connection with the Hi-Lions Drainage Project #80, Phases III and V; payment of the amount of \$1,149.82 to Stewart Title Company for title charges in connection with the State Loop 1604 Project – F.M. 471 to F.M. 1957 (\$454.33) and the Northwest Park Land Project (\$695.49); and payments in the amount of \$1,671.32 to Lawyer's Title of San Antonio for title charges in connection with the Nelson Gardens Expansion Project (\$417.80) and the Babcock Road – De Zavala to Hausman Road Project (\$1,253.52); for a total sum of \$3,913.62; appropriating funds and providing for payment. [Presented by John German, Director of Public Works Department; Christopher J. Brady, Assistant City Manager]

9 1 3 5 6 ✓18. An Ordinance authorizing payment of the amount of \$25,660.00 to the San Antonio River Authority for the acquisition of a surface easement (\$15,660.00), and for site related expenses (\$10,000.00), in connection with the Fredricksburg Road Reconstruction Project – Five Points to Woodlawn; appropriating funds and providing for payment. [Presented by John German, Director of Public Works Department; Christopher J. Brady, Assistant City Manager]

9 1 3 5 7 ✓19. An Ordinance authorizing payment for appraisal services in the amount of \$38,735.00 to Dugger, Canaday, Grafe & Woelfel, Inc. in connection with the Southcross – New Braunfels to S. Presa Metropolitan Planning Organization Project (\$25,555.00); Culebra Drainage Project #58F (\$9,620.00); Higgins Road – Nacogdoches to Stahl Road Project (\$500.00); Tezel – Ridge Path to Old Tezel Metropolitan Planning Organization Project (\$300.00) and the Wurzbach Road at I.H. 10 and Ironside Intersections Metropolitan Planning Organization Project (\$2,760.00) and the amount of \$900.00 to Noble & Associates, Inc. for the Mission Trails Parkway, Package III Metropolitan Planning Organization Project; for a total sum of \$39,635.00; appropriating funds and providing for payment. [Presented by John German, Director of Public Works Department; Christopher J. Brady, Assistant City Manager]

**Miscellaneous Items**

9 1 3 5 8 ✓20. An Ordinance authorizing the acceptance of an additional \$1,131,473.00 in cash, \$2,392,175.00 of In-kind Vaccine Support and \$79,121.00 of In-kind personnel support from the U.S. Public Health Service (USPHS) to continue the operation of the Childhood Immunization Maintenance Project of the San Antonio Metropolitan Health District through December 31, 2000 and revising the Project Budget. [Presented by Dr. Fernando A. Guerra, Director of Health; Melissa Byrne Vossmer, Assistant City Manager]

9 1 3 5 9 ✓21. An Ordinance accepting a \$25,867.00 Community Outdoor Outreach Program (COOP) Grant from the Texas Parks and Wildlife Department for the Step Out Program in the Department of Parks and Recreation; establishing a project fund and budget; and authorizing four (4) temporary employee positions to staff the project. [Presented by Malcolm J. Matthews, Director, Parks & Recreation Department; Melissa Byrne Vossmer, Assistant City Manager]

9 1 3 6 0 ✓22. An Ordinance authorizing the City Manager and the City Attorney to pay the judgment in Cause No. 99-0656, In the Supreme Court of Texas; Court of Appeals No. 04-98-00286-CV; Trial Court No. 92-CI-12962, styled *City of San Antonio v. Jerome Doyle and Cheryl Doyle*, in the total amount of \$119,440.88. [Presented by Frank J. Garza, City Attorney, Alexander E. Briseño, City Manager]



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

9 1 3 6 1 ✓23. An Ordinance approving a parade permit and authorizing the temporary closure of portions of El Paso, Durango, Brazos, Guadalupe, Frio, Commerce, Alamo and Alamo Plaza in connection with the Cesar Chavez March for Justice Parade on Saturday, March 25, 2000, beginning at 11:00 A.M. until 1:30 P.M. [Presented by Travis M. Bishop, Assistant City Manager; Alexander E. Briseño, City Manager]

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

9 1 3 6 2 ✓A) An Ordinance appointing Mary Meek (Mayor) to the Arts and Cultural Advisory Committee for a term of office to expire on November 15, 2001.

9 1 3 6 3 ✓B) An Ordinance appointing Yolanda N. Arellano (District 7) to the Board of Adjustment for a term of office to expire on February 22, 2001.

9 1 3 6 4 ✓C) An Ordinance appointing Rick Bierschwale (District 4) to the Home Improvement Advisory Board for a term of office to expire on June 23, 2002. (J.F.A.)

**ITEMS FOR INDIVIDUAL CONSIDERATION**

9 1 3 6 7 ✓25. An Ordinance appointing two members to the Bexar Metro 911 District Board of Managers for a term of office to expire on February 28, 2002. (Nominees: James Hasslocher (withdrew), Heberto Gutierrez, Jeff Webster, Frank Stromboe, Jr. (withdrew)). [Presented by Norma Rodriguez, City Clerk; Travis M. Bishop, Assistant City Manager]

9 1 3 6 8 ✓26. An Ordinance revising Chapter 13, of the City Code to make necessary changes and amendments; adopting, with local amendments, the U.S. Food and Drug Administration's "Current Good Manufacturing Practice in Manufacturing, Packing, or Holding Human Food," The Texas Department of Health's Food Establishment Rules, and Section 431.279 of the Texas Health and Safety Code; and deleting Articles V, VI, XI and XII. [Presented by Dr. Fernando A. Guerra, Director of Health; Melissa Byrne Vossmer, Assistant City Manager]

9 1 3 6 9 ✓27) An Ordinance authorizing the acceptance of \$150,000.00 from the University Health System (UHS) Tobacco Settlement Trust Fund for the San Antonio Metropolitan Health District (SAMHD) to develop and implement a Diabetes Registry for the purpose tracking the prevalence of this disease in the local area; authorizing the execution of an agreement; establishing a fund; adopting a budget for the Diabetes Registry 2000; and approving a personnel complement. [Presented by Dr. Fernando A. Guerra, Director of Health; Melissa Byrne Vossmer, Assistant City Manager]

9 1 3 7 0 ✓28. An Ordinance authorizing the acceptance of \$350,000.00 from the University Health System (UHS) Tobacco Settlement Trust Fund to support the San Antonio Metropolitan Health District Women's Health Program which will assist women below the age of twenty-two (22) years with three or more children with the development of good health and parenting behaviors; authorizing the execution of an agreement; establishing a fund; adopting a budget for the Women's Health Program 2000; approving a personnel complement; and authorizing payments for contractual services. [Presented by Dr. Fernando A. Guerra, Director of Health; Melissa Byrne Vossmer, Assistant City Manager]

9 1 3 6 6 ✓29. An Ordinance authorizing a purchase contract with Jaime Martinez for the acquisition of approximately 5.5 acres of land located at the intersection of Binz-Engleman and Foster Roads in Council District 2 for an amount of \$75,900.00; authorizing the transfer of \$4,759.00 from the Houston Street Development Project into the Sunrise Area Park Project and amending the Projects Budget; authorizing \$1,570.00 for a Class IA Land Title Survey; authorizing \$1,200.00 for a real estate appraisal report; authorizing \$1,089.00 for closing costs; and providing for payment. [Presented by Malcolm J. Matthews, Director, Parks & Recreation Department; Melissa Byrne Vossmer, Assistant City Manager] (No # 20)

No Ord ✓30. Travel Authorization for Councilmen Mario Salas and Ed Garza to travel to Washington, D.C. on Thursday, March 9, 2000 through Tuesday, March 14, 2000 to attend the National League of Cities Congressional City Conference.

9 1 3 7 1 ✓31. An Ordinance accepting the low qualified bid of E-Z Bel Construction Company, Inc. (MBE) in the amount of \$12,850,317.23 in connection with the Hi-Lions Drainage No. 80 Phase III and V Project, located in Council District 3; authorizing \$626,327.00 for miscellaneous construction contingency expenses; Authorizing \$177,000.00 for additional City design services; authorizing \$90,000.00 for SAWS design services; authorizing \$61,800.00 for miscellaneous engineering services addressing right of way needs payable to Pape-Dawson Engineers, Inc.; authorizing \$10,000.00 for miscellaneous engineering contingency expenses; authorizing \$587.26 for advertising expenses; and providing for payment. [Presented by John German, Director of Public Works Department; Christopher J. Brady, Assistant City Manager] (No # 21)

✓32. City Manager's Report.

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

✓A. Attorney/Client consultation regarding the lawsuit styled *Fred A. L. Domingues vs. City of San Antonio*; in the Supreme Court of Texas, Case No. 99-0172; Court of Appeals Case No. 94-97-00236-CV; Trial Court Case No. 90-CI-10913.

March 2, 2000

Honorable Mayor and Members of the City Council of the City of San Antonio:

The following petitions were received in my office and forwarded to the appropriate departments for investigation and report to the City Council:

**DATE**

**DESCRIPTION**

February 14, 2000

Petition of Lee D. Ullmann, 627 Venice, San Antonio, Texas 78201-2355, on behalf of Northwest Los Angeles Heights Neighborhood Association regarding curbs, sidewalks, and the asphalt overlay finish, as outlined in the petition letter.