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Agenda
City Council Meeting
Municipal Plaza Building
City Hall Complex
103 S. Main Ave
San Antonio, TX 78205
January 31, 2008

The City Council shall hold its regular meetings in the Norma S. Rodriguez Council Chamber in the Municipal Plaza Building within the City Hall Complex beginning at 9:00 a.m. After the meeting is convened, the City Council shall consider the following time certain items no sooner than the designated times, but may consider them at a later time.

- 9:00AM:** Invocation and Approval of Minutes
- 12:00PM:** Lunch Break
- 2:00PM:** Neighborhood Plan and Zone Amendments
- 5:15PM:** Ceremonial Recognitions
- 6:00PM:** Citizens to be Heard
- 7:00PM:** Adjourn

At any time during the Regular City Council Meeting, the City Council may meet in executive session for consultation concerning attorney-client matters (real estate, litigation, contracts, personnel and security) under Chapter 551 of the Texas Government Code.

DISABILITY ACCESS STATEMENT

The meeting is wheelchair accessible. The temporary accessible entrance is located at 114 W. Commerce St due to Main Plaza construction. 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.

For additional information on any item on this agenda, please visit www.sanantonio.gov or call 207-7080.

The City Council of San Antonio will convene in the Norma S. Rodriguez Council Chamber, Municipal Plaza Building in a Regular Council Meeting at 9:00 A.M.

1. Invocation by Rev. Sean Azzaro, Pastor, River City Community Church. Guest of Councilmember John Clamp, District 10.
2. Pledge of Allegiance.
3. Approval of Minutes for the December 13, 2007 City Council meeting.

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

ACTION ITEMS FOR STAFF BRIEFING

4. A Resolution accepting the nomination by the City Public Service (CPS) Energy Board of Trustees and appointing Mr. Derrick Howard as a Trustee of the CPS Energy Board of Trustees representing the Southeast Quadrant for a term of office to commence February 1, 2008 and expire on January 31, 2013; and appointing him to the SA Energy Acquisition Public Facility Corporation for a term commencing February 1, 2008 and expiring January 31, 2010. [Leticia M. Vacek, City Clerk]

2008-01-31-0006R

5. An Ordinance authorizing the execution of an amendment to the Interlocal Agreement with the Bexar County Hospital District d/b/a University Health System (UHS) transferring clinical preventive health functions from the San Antonio Metropolitan Health District (SAMHD) to UHS; authorizing payments to UHS in an amount not to exceed \$4,202,870.00; authorizing elimination of 125 staff positions within SAMHD; and authorizing the provision of services by SAMHD to UHS in accordance with Texas Department of State Health Services Title X grant. [Frances A. Gonzalez, Assistant City Manager; Fernando A. Guerra, Director, Health]

2008-01-31-0061

6. An Ordinance authorizing the execution of a lease agreement with the Bexar County Hospital District, dba University Health System (UHS), for approximately 38,729 square feet of clinic and office space in nine (9) San Antonio Metropolitan Health District (SAMHD) clinics for the provision of clinical preventive health services by UHS for the period February 4, 2008 through December 31, 2008. [Frances A. Gonzalez, Assistant City Manager; Fernando A. Guerra, Director, Health]

2008-01-31-0062

CONSENT AGENDA

Purchase of Equipment, Supplies and Services

7. An Ordinance accepting the bids of various companies to provide the City with various types of commodities and services on an annual contract basis for FY 2007-2008 for a combined estimated cost of \$14,992,000, including: (A) lawn and irrigation maintenance for the Fire Training Academy - \$46,000; (B) motor fuel tankwagon loads - \$46,000; (C) solar school

flasher parts - \$100,000; (D) diesel fuel - \$6,600,000; (E) gasoline transport loads - \$8,200,000. [Sharon De La Garza, Assistant to the City Manager; Janie Cantu, Director, Purchasing & Contract Services]

2008-01-31-0063

Capital Improvements

8. An Ordinance awarding a \$360,344.62 job order to Jamail & Smith Construction for roof replacement at the Police Training Academy, 12200 Southeast Loop 410, located in District 3. [Sharon De La Garza, Assistant to the City Manager; Mark Gretchen, Interim Director, Asset Management]

2008-01-31-0064

9. An Ordinance awarding a \$235,689.93 job order to Alpha Building Corporation for roof replacement at the Environmental Health & Wellness Center, 911 Castroville Rd., located in District 5. [Sharon De La Garza, Assistant to the City Manager; Mark Gretchen, Interim Director, Asset Management]

2008-01-31-0065

10. An Ordinance appropriating the 2007-2012 Bond Program, located City-Wide. [Jelynn LeBlanc Burley, Deputy City Manager; Mike Frisbie, Director, Capital Improvements Management Services]

2008-01-31-0066

11. An Ordinance approving a Developer Participation Contract with Redland Vision, LLC to oversize the Redland Road Project located in District 9 for a total estimated project cost of \$2,626,919.20, of which the City's share is estimated to be \$1,497,919.20; authorizing the execution of two interlocal agreements with San Antonio Water System (SAWS) and CPS Energy to reimburse the City a minimum of \$368,919.20 for utility relocation costs in connection with the Project; and appropriating funds. [Jelynn LeBlanc Burley, Deputy City Manager; Mike Frisbie, Director, Capital Improvement Management Services]

2008-01-31-0067

12. An Ordinance approving \$200,000.00 amendments to four professional services agreements with Arias & Associates, Drash Consulting Engineers (Terracon), Inc., Fugro South, Inc., and Raba-Kistner Consultants, Inc., for indefinite delivery of construction materials testing professional consulting services in connection with City-Wide Projects. [Jelynn LeBlanc Burley, Deputy City Manager; Mike Frisbie, Director, Capital Improvements Management Services]

JLLED

13. Consideration of the following Ordinances related to the Main Plaza Redevelopment Project, the Downtown Transportation Infrastructure Improvements Project, and the FY2008-FY2013 Capital Improvements Plan: [Jelynn LeBlanc Burley, Deputy City Manager; Mike Frisbie, Director, Capital Improvements Management Services]

- A. An Ordinance approving Change Order No. 4 in the amount of \$715,723.00 to the construction contract, as changed, with Kunz Construction, Inc. for additional modifications and improvements in connection with the Main Plaza Redevelopment Project, located in District 1 and appropriating funds.

2008-01-31-0068

B. An Ordinance authorizing an \$187,400.00 amendment to a professional services agreement with SWA Group for additional construction administration services, antiquities monitoring of construction activities, and archeological investigation services, in connection with the Main Plaza Redevelopment Project, located in District 1 and appropriating funds.

2008-01-31-0069

C. An Ordinance appropriating funds and authorizing additional Project Contingency in the amount of \$71,911.00, in connection with the Main Plaza Redevelopment Project and Downtown Transportation Infrastructure Improvements Project, located in District 1 and appropriating funds.

2008-01-31-0070

D. An Ordinance amending the FY2008-FY2013 Capital Improvement Plan.

2008-01-31-0071

14. An Ordinance approving the issuance of a \$311,793.32 Job Order to Alpha Building Corporation for construction of park improvements including an entry drive, parking lot, playground, large picnic pavilion, plaza and sidewalks in connection with the Bonnie Conner Park Improvements Project – Phase II, formerly Hausman Road Park Development Project an authorized 2007 Park Bond Funded Project in District 8. [Frances A. Gonzalez, Assistant City Manager; Malcolm Matthews, Director, Parks and Recreation]

2008-01-31-0072

15. An Ordinance awarding a construction contract to San Antonio Constructors, Ltd. in the amount of \$1,165,477.05, of which \$252,283.31 will be reimbursed by San Antonio Water System, in connection with the FY 2008 & 2009 Street Maintenance Program – Package I Project located in District 7; and appropriating funds. [Jelynn LeBlanc Burley, Deputy City Manager; Mike Frisbie, Director, Capital Improvements Management Services]

2008-01-31-0073

Acquisition, Sale or Lease of Real Property

16. Consideration of the following items relating to the sale of three surplus tracts of land: [Sharon De La Garza, Assistant to the City Manager; Mark Gretchen, Interim Director, Asset Management]

A. A Resolution requesting the Texas Department of Transportation to release from the State highway system two tracts within New City Blocks 7895 and 10378 previously reserved for interstate highway expansion but no longer necessary for that purpose.

2008-01-31-0007R

B. An Ordinance declaring as surplus three tracts, including two tracts previously reserved for interstate highway expansion but not being used for that purpose, and authorizing sale of the three tracts to Marcus Garza for a total of \$60,317.

2008-01-31-0074

17. An Ordinance declaring 120 McLeod Street, located in District 1, as surplus to the City's needs and authorizing its sale to Gregory Jackson for a total price of \$1,400.00, the City's share being \$658.00 and the balance going to other taxing authorities. [Sharon De La Garza, Assistant to the City Manager; Mark Gretchen, Interim Director, Asset Management]

2008-01-31-0075

18. An Ordinance declaring 1308.4 Bailey Avenue, located in District 3, as surplus to the City's needs and authorizing its sale to HSBC Mortgage Services for a total approximate price of \$5,500, the City's share being approximately \$2,585 and the balance going to other taxing authorities. [Sharon De La Garza, Assistant to the City Manager; Mark Gretchen, Interim Director, Asset Management]

2008-01-31-0076

19. An Ordinance authorizing the City to lease approximately 1,258 square feet of space at 3226 Nogalitos from RSV, Inc. for a District 5 Constituent Office, with a two-year term and monthly rent of \$900.00 during the first year and \$1,000 during the second, with the possibility of renewal. [Sharon De La Garza, Assistant to the City Manager; Mark Gretchen, Interim Director, Asset Management]

2008-01-31-0077

20. An Ordinance authorizing a nine-month lease agreement with North American Aircraft Services, Inc. for 1,920 square feet in the Air Cargo Building West at San Antonio International Airport commencing February 1, 2008 for monthly rentals of \$1,199.36. [Penny Postoak Ferguson, Assistant City Manager; Mark Webb, Director, Aviation]

2008-01-31-0078

Grant Applications and Awards

21. An Ordinance authorizing the acceptance of grant funding in the amount of \$216,308.00 from the Department of Defense for the continued operation of the Procurement Technical Assistance Center and associated program and authorizing City staff to submit a grant application to the DOD for PTAC program year 2009. [Pat DiGiovanni, Deputy City Manager; Robert Peche, Director, Economic Development]

2008-01-31-0079

22. A Resolution setting the dates, times and locations for two (2) City Council Public Hearings required for the City's Annual Consolidated Action Plan/Budget process, for the Fiscal Year 2008-2009 Community Development Block Grant (CDBG - 34th Year), Home Investment Partnership Grant (HOME - 17th Year), American Dream Downpayment Initiative (ADDI), Emergency Shelter Grant (ESG), and Housing Opportunities for Persons with AIDS (HOPWA) programs and Delegate Agency contract funding; and establishing funding priorities for the aforementioned entitlement programs. [T.C. Broadnax, Assistant City Manager; Andrew W. Cameron, Director, Grants Monitoring and Administration]

2008-01-31-0008R

Miscellaneous

23. An Ordinance authorizing a Joint Use Agreement with the San Antonio River Authority allowing SARA to install a sewer pipeline in Newcombe Drive, District 2, in exchange for \$26,827. [Sharon De La Garza, Assistant to the City Manager; Mark Gretchen, Interim Director, Asset Management]

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24. An Ordinance authorizing payment of \$43,630.00 to Airports Council International, North America for 2008 annual dues, services and membership fees. [Penny Postoak Ferguson, Assistant City Manager; Mark Webb, Director, Aviation]

2008-01-31-0080

25. An Ordinance approving a settlement in *Steves and Sons, Inc. v. City of San Antonio*, in the 408th District Court, Bexar County, Texas, Cause No. 2002-CI-03742. [Sheryl Sculley, City Manager; Michael Bernard, City Attorney]

2008-01-31-0081

26. An Ordinance amending the 2007-2008 ACCD Interlocal Agreement and budget for the establishment of the P to 16 Education Foundation; and authorizing negotiation and execution of a grant agreement with ACCD and the San Antonio Area Foundation, serving as the fiscal agent for the P to 16 Education Foundation. [Pat DiGiovanni, Deputy City Manager; Robert Peche, Director, Economic Development]

2008-01-31-0082

27. An Ordinance authorizing the execution of two contract amendments with the Texas Commission on Environmental Quality, one reducing the Public Center for Environmental Health's project budget for those monitors that measure air quality by \$83,266.00, and one providing the Public Center for Environmental Health an additional \$48,000.00 for the project budget of those monitors that measure the quantity of small particles in the air. [Frances A. Gonzalez, Assistant City Manager; Dr. Fernando A. Guerra, Director, Health]

2008-01-31-0083

28. An Ordinance approving an Interlocal Agreement for execution with various municipalities within Bexar County for the provision of detention services. [Sheryl Sculley, City Manager; John Bull, Presiding Judge, Municipal Court]

2008-01-31-0084

29. An Ordinance approving a Master Plan for the Japanese Tea Garden in Brackenridge Park developed in cooperation with the San Antonio Parks Foundation, and the Friends of the Parks. [Frances A. Gonzalez, Assistant City Manager; Malcolm Matthews, Director, Parks and Recreation]

2008-01-31-0085

30. An Ordinance approving Field Use and Maintenance License Agreements for youth sports fields with the Edgewood Pony League and the Edgewood Seminoles Pop Warner Football at Cuellar Park in District 6, each for a five year term beginning on February 1, 2008 and ending on January 31, 2013. [Frances A. Gonzalez, Assistant City Manager; Malcolm Matthews, Director, Parks and Recreation]

2008-01-31-0086

31. An Ordinance that enhances the Citywide Tree Plan, establishes a Citywide Street Tree Planting Initiative and continues the Parks Tree Planting Program which will facilitate the planting of approximately 1,200 new trees, and amends the appropriate budget. [Frances A. Gonzalez, Assistant City Manager; Malcolm Matthews, Director, Parks and Recreation]

2008-01-31-0087

32. A Resolution granting consent for the residents of the Von Ormy area to initiate municipal incorporation proceedings within the City's Extraterritorial Jurisdiction which consists of approximately 1.88 square miles along the intersection of Interstate Highway 35, south of the Medina River and along Southwest Loop 1604. [T.C. Broadnax, Assistant City Manager / Interim Director, Planning and Community Development]

2008-01-31-0009R

33. An Ordinance authorizing an Extension of a contract with Crime Stoppers of San Antonio, Inc. to fund one temporary office assistant position through the San Antonio Police

Department beginning January 1, 2008 and ending February 29, 2008 unless mutually agreed to extend to March 31, 2008 with cost to be reimbursed by Crime Stoppers. [Erik J. Walsh, Assistant City Manager; William McManus, Police Chief]

2008 - 01 - 31 - 0088

Boards, Commissions and Committee Appointments

34. Consideration of board, commission and committee nominees, for terms of office to be effective immediately upon appointment: [Leticia M. Vacek, City Clerk]

A. Reappointing Barbara Hawkins (District 2) and Joe Valadez (District 5) to the Zoning Commission for the remainder of unexpired terms of office to expire June 30, 2009.

B. Reappointing Michael Khadem (District 2 - Category: Consumer) to the Transportation Advisory Board for the remainder of an unexpired term of office to expire May 31, 2009.

C. Reappointing Alexander Saucedo (District 2 - Category: Trustee) to the San Antonio Local Development Company, Inc. (d/b/a South Texas Business Fund) for the remainder of an unexpired terms of office to expire May 9, 2010.

D. Reappointing Barry Bankler (District 2 - Category: Layman/Consumer) to the Plumbing Appeals and Advisory Board for the remainder of an unexpired term of office to expire March 20, 2009.

E. Reappointing Alderus J. Stewart (District 2 - Category: Real Estate) and Manuel P. Berriozabal (District 7 - Category: Academic) to the Brooks Development Authority for the remainder of unexpired terms of office to expire November 4, 2009.

F. Reappointing Edward Hardemon (District 2) to the Board of Adjustment for a term of office to commence February 23, 2008 and expire February 22, 2010.

G. Reappointing Robert Rodriguez (District 5) to the Linear Creekway Parks Advisory Board for the remainder of an unexpired term of office to expire May 31, 2009.

H. Reappointing Michael Martinez (District 5 - Category: Community Representative) to the Capital Improvements Advisory Committee for the remainder of an unexpired term of office to expire October 25, 2009.

I. Appointing Henry Brun (District 7 - Category: Performing Arts/Theatre) to the Arts and Cultural Advisory Committee for the remainder of an unexpired term of office to expire May 31, 2009.

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J. Appointing Brittany McEachirn and Sierra Vela (District 7), and Karla Samaniego (District 8) to the San Antonio Youth Commission for the remainder of unexpired terms of office to expire May 31, 2009.

K. Appointing Randolph Murdock (District 7) to the Animal Care Services Advisory Board for a term of office to expire January 31, 2010.

L. Appointing Antonia Castaneda (District 1) to the San Antonio Commission on Literacy for the remainder of an unexpired term of office to expire May 31, 2009.

M. Reappointing Mary E. Briseno and Rick Pych to the VIA Metropolitan Transit Authority for the remainder of unexpired terms of office to expire December 31, 2009.

N. Appointing Councilmember Philip Cortez (District 4) to the Fire and Police Pension Fund Board of Trustees for the remainder of an unexpired term to expire May 31, 2009.

35. An Ordinance appointing five individuals to the Empowerment Zone Governance Board (EZGB) to fill vacancies in five categories: key stakeholder, large business, financial sector, Fredericksburg Road Corridor, and Port of San Antonio/Toyota; and amending the EZGB By-Laws by reducing the number of Board members required to constitute a quorum. [Pat DiGiovanni, Deputy City Manager; Robert Peche, Director, Economic Development]

2008 - 01 - 31 - 0089

36. An Ordinance appointing Robert J. Waller, Anita Starks, Paul M. Norman and Guy R. Overby to fill unexpired terms beginning January 1, 2008 to December 31, 2010; and Phil Butrum to fill an unexpired term beginning January 1, 2008 to December 31, 2008 (Business Category); and George Antuna to fill an unexpired term beginning January 1, 2008 to December 31, 2010 (Economic Development Category) to the Alamo WorkSource Board of Directors. [Pat DiGiovanni, Deputy City Manager; Robert Peche, Director, Economic Development]

2008 - 01 - 31 - 0090

37. City Manager's Report

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

The City Council will recess into an executive session to discuss the following:

A. Deliberations and discussion relating to the purchase, exchange, lease or value of real property and related legal issues pursuant to Texas Government Code Sections 551.072 (real property) and 551.071 (consultation with attorney).

B. Discuss legal issues related to *Steves and Sons, Inc. v. City of San Antonio*, in the 408th District Court, Bexar County, Texas, Cause No. 2002-CI-03742, pursuant to Texas Government Code Section 551.071 (consultation with attorney).

