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1-25-99
2-25-99

**Agenda
City Council Meeting
Municipal Plaza Building
City Hall Complex
103 Main Plaza
San Antonio, Texas 78205
February 25, 1999**

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 a Proposed \$71,400,000.00 Water System Revenue and Refunding Bond Issuance to be placed with the Texas Water Development Board. [Introduced by John German, Director of Public Works; Presented by Michael Thuss, President/CEO, San Antonio Water System]

CANCELLED

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 I. V. Tolbert, Emmanuel African Methodist Episcopal Church and Pledge of Allegiance.

AG BODY

2. Ceremonial Items.

RESOLUTION OF APPRECIATION: ELIZABETH CASTELLO

3. Approval of the minutes of the Regular Council Meeting of December 10, 1998.

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:

4. 2:00 P.M. - Public Hearing and Consideration of the following Zoning Cases: [Presented by Emil Moncivais, Director of Planning; Christopher J. Brady, Assistant to the City Manager]

CONTINUE
TO
3/11/99

✓A) ZONING CASE NO. Z99041: The City of San Antonio has under consideration changing the zoning from "B-3" Business District to "B-3NA" Non-Alcoholic Sales Business District on Lot 26, NCB 12167, 8235 Vicar Drive. Staff's recommendation was for approval. Zoning commission was for approval (Council District 10).

89323

✓B) ZONING CASE NO. Z97216 SUP: The request of Bradley, Solomon & Associates, Inc., (owners) for a change in zoning from "R-5" Single Family Residence District to "B-3" ~~NA~~ SUP Business District with special use permit for a landscape contractor with outside storage on Lots 17, 18 and 19, Block 17, NCB 7326, 137 Earl Street. Staff's recommendation was for denial. Zoning Commission has recommended approval (Council District 9).

89324

C) ZONING CASE NO. Z99042: The City of San Antonio has under consideration changing the zoning from Temporary "R-1" Single Family Residence District and Temporary "R-1" ERZD Single Family Residence Edwards Recharge Zone District to "R-1" Single Family Residence District, "R-1" ERZD Single Family Residence Edwards Recharge Zone District, "P-1(R-1)" Planned Unit Development Single Family Residence District, "R-3" Multiple Family Residence District, "R-3" ERZD Multiple Family Residence District, "R-4" Manufactured Home Residence District, "P-1(R-6)" Planned Unit Development Townhouse Residence District, "R-8" large Lot Residence District, "P-1(R-8)" Planned Unit Development Large Lot Residence District, "R-8" ERZD Large Lot Residence Edward Recharge Zone District, "P-1" Office District, "O-1" ERZD Office Edwards Recharge Zone District. "B-1" Business District. "B-2" Business District "B-2" ERZD Business Edwards Recharge Zone District. "B-3" Business District, "P-1(B-3)" Planned Unit Development Business District, "B-3" SUP Business District Special use Permit for a warehouse and mill, and "B-3R" Restrictive Business District. The property, known as the I.H. 10 Corridor Zoning Area, is generally bounded by Babcock Road, Heuerman Road, and Aue Road, on the west; the Camp Bullis Military Reservation and N. W. Military Hwy. On the north and east; and the southern limits of the Crownridge and Forest Crest Subdivision on the south. Staff's recommendation was for approval. Zoning Commission was for approval (Council District 8).

89325

✓D) ZONING CASE NO. Z99016: The request of Survivor, Inc. (owner: Sam Schaefer), for a change in zoning from "R-7" Small Lot Home Residence District to "P-1(R-7)" Planned Unit Development Small Lot Home Residence District on 10.7602 acre out of NCB 14862, Sunset Crest. Staff's Recommendation was for approval. Zoning Commission has recommended approval (Council District 8).

89326 ✓E) ZONING CASE NO. Z99023. The request of Hospital Stores of America (owner: Methodist Healthcare System of San Antonio, Ltd.), for a change in zoning from "B-1" Business District to "B-2NA" Non-Alcoholic Sales Business District on 0.579 acre out of Lot 4, Block 4, NCB 12814, 7700 Floyd Curl Drive. Staff's recommendation was for approval. Zoning Commission has recommended approval (Council District 8).

89327 ✓F) ZONING CASE NO. Z99024: The request of Enclave Associates (owner: Rampante, NV), for a change in zoning from "O-1" Office District to "B-2" Business District on Lot 9, NCB 14445, Medical Drive. Staff's recommendation was for approval. Zoning Commission was for approval (Council District 8).

89328 ✓G) ZONING CASE NO. Z99025: The request of Phil Garay (owner: Alamo Commercial Corp., Inc.), for a change in zoning from "O-1" Office District to "R-3" Multiple Family Residence District on Lot 1, Block 5, NCB 18645, 5600 Block of Grissom Road. Staff's recommendation was for approval. Zoning Commission has recommended approval (Council District 7).

89329 ✓H) ZONING CASE NO. Z98247: The request of ~~Seven~~ E. Hannan (owner: John Najafi), for a change in zoning from "R-2A" Three and Four Family Residence District, "B-3NA" Non-Alcoholic Sales Business District and "I-I" Light Industry District to "R-5" Single Family Residence District on 96.5 acre tract of NCB 11493. Staff's recommendation was for approval. Zoning recommendation was for approval (Council District 6).

89330 ✓I) ZONING CASE NO. Z99021: The request of Culebra-1604 Joint Venture, Wayne Harwell (owner), for a change in zoning from "R-4" Manufactured Home Residence District to "B-3" Business District on 23.22 acres out of NCB 17635, Loop 1604 Expressway. Staff's recommendation was for denial as requested and approval of "B-2". Zoning Commission has recommended approval (Council District 6).

CONTINUE TO 3/11/99 ✓J) ZONING CASE NO. Z98223: The request of Gloria P. Brozek (owner), for a change in zoning from "B" Residence District to "R-4" Manufactured Home Residence District on Lots 20, 21, 22, and 23, Block 18, NCB 10900, 307, 309, 311 and 313 Esma Street. Staff's recommendation was for approval. Zoning Commission has recommended approval (Council District 3).

89331 ✓K) ZONING CASE NO. Z99040: The City of San Antonio has under consideration changing the zoning from "B-2" Business District to "R-7" Small Lot Home Residence District on Lot 15, NCB 8614, 4503 Boxelder Lane. Staff's recommendation was for approval. Zoning Commission was for approval (Council District 3).

89332 ✓L) ZONING CASE NO. Z99013: The request of Performance Truck R. C. Sweeten (owners: R. Wynn, V. P. Sullivan, J. W. Gorman, Jr., S. S. Oelsen, S. H. Swearingen, H. W. Sebesta, Jr., S. P. Bell, and P. H. Swearingen, III), for a change in zoning from "B-3" Business District to "I-1" Light Industry District on 22.146 acres out of NCB 16568, IH 10 East and Weichold Road. Staff's recommendation was for denial as requested and approval of a 50 foot strip along the northeast, southwest and southeast property. Zoning Commission has recommended approval (Council District 2). (7-26)

89342 ✓5. 3:00 P.M. - Public Hearing and Consideration of An Ordinance closing, vacating and abandoning an unimproved portion of Shetland Drive at the Southeast Military Drive intersection, adjacent to the Southwest of New City Block 10870 for the consideration of \$6,630.00. [Presented by Rebecca Waldman, Director of Asset Management; Christopher J. Brady, Assistant to the City Manager] (7-26)

✕6. 5:00 P.M. - Citizens To Be Heard.

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

CONSENT AGENDA (7-24)

Items Concerning the Purchase of Equipment, Supplies and Services

89304 ✓7. An Ordinance accepting the low qualified bid from B & J. Bicycle Shop, Inc. to provide the City of San Antonio Police Department Bike Patrol with an annual contract for police bicycle repair parts for a total of \$15,000.00. [Presented by Janie B. Cantu, Director of Purchasing & General Services; Melissa Byrne Vossmer, Assistant City Manager]

Capital Improvement Items

89305 ✓8. An Ordinance accepting the low, qualified responsive bid of Yantis Co. in the total amount of \$444,952.20 in connection with the Whitby at Huebner Creek Project; authorizing \$28,206.37 for miscellaneous construction contingency expenses; authorizing \$18,000.00 to Stephen J. Canty & Associates for engineering expenses; and providing for payment. [Presented by John German, Director of Public Works; Christopher J. Brady, Assistant to the City Manager]



89306 ✓9. An Ordinance authorizing the City Manager or designee to execute an "Agreement for the Furnishing and Installing of Traffic Signal Equipment by a Municipality" with the Texas Department of Transportation (TxDOT); authorizing a Force Account Fund in the amount of \$8,835.00 for upgrading of traffic signal equipment, rental and labor on Basse Road at San Pedro Avenue. [Presented by John German, Director of Public Works; Christopher J. Brady, Assistant to the City Manager]

89320 ✓10. An Ordinance authorizing the execution of a tri-lateral contract with the San Antonio Water System and Bartlett Cocke, Inc. to construct the water main improvements in conjunction with the construction of the New Parking Facilities at San Antonio International Airport. [Presented by Frank Stromboe, Jr., Interim Director of Aviation; Roland Lozano, Executive Director of Facilities & Visitors Services]

89307 ✓11. An Ordinance approving the terms and conditions, and authorizing the execution, of a contract with Busby & Associates, Inc., to provide estimating services for the IC Renovation Phase, the Thermal Storage Facility Phase and the Mexican Cultural Institute Renovation Phase of the Convention Center Expansion Project, for a total payment by the City not to exceed \$37,760.00; and ratifying services associated with the IC Renovation Phase. [Presented by Jelynn LeBlanc Burley, Director, Convention Center Expansion Office; Joe A. Aceves, Special Projects Consultant]

Items Concerning the Purchase, Sale or Lease of Real Property

89308 ✓12. An Ordinance declaring as surplus and authorizing the sale of a 16 foot-wide Public Right of Way adjacent to 900 Babcock Road, NCB 14341, Block 1, Lot 1, to Hesk of Texas, Inc. for the consideration of \$5,065.00. [Presented by Rebecca Waldman, Director of Asset Management; Christopher J. Brady, Assistant to the City Manager]

89309 ✓13. An Ordinance declaring as surplus and authorizing the sale of a 0.029 acre (1255.9 square feet) tract of City-owned property located on West Pecan Street, between North Flores and North Main Streets, to Pecan Paragon, Ltd., for the consideration of \$19,915.00. [Presented by Rebecca Waldman, Director of Asset Management; Christopher J. Brady, Assistant to the City Manager]

89310 ✓14. An Ordinance accepting and authorizing the City Manager or his designee to execute a Texas Department of Transportation Railroad Force Account Agreement with the Texas Department of Transportation and the Union Pacific Railroad Company in connection with the Broadway at Wetmore Intersection Project. [Presented by John German, Director of Public Works; Christopher J. Brady, Assistant to the City Manager]



BRADY ASSISTANT

89321 ✓15. An Ordinance authorizing payment in the amount of \$21,935.72 to Strasburger & Price, L.L.P., for legal services in connection with the Hi-Lions Drainage Project #80 (\$1,491.65); South Flores Drainage Project #70-70A(\$60.00); Octavia Place Drainage Project #63 (\$837.65); Wurzbach Parkway Project (\$494.10); Blanco Road at Jackson-Keller Project (\$219.90); Basse Road at San Pedro Intersection Project (\$2,560.02); Callaghan Road - Old U.S. Hwy. 90 to Commerce Project (\$60.00); Leonhardt at Low Water Crossing Project (\$4,688.52) and the Hildebrand Avenue - I.H. 10 to Breeden Project (\$11,523.88); appropriating funds and providing for payment. [Presented by John German, Director of Public Works; Christopher J. Brady, Assistant to the City Manager]

89311 ✓16. An Ordinance authorizing payment in the amount of \$9,257.84 to Davidson & Troilo, P.C. for legal services in connection with the Pinn Road Reconstruction Project - W. Commerce to U.S. 90 West (\$440.80); the Babcock Road at Hillcrest Project (\$1,354.57); the Blanco Road at Jackson-Keller Project (\$148.20); the Basse Road at San Pedro Intersection Project (\$2,559.86); the Babcock Road Intersections Project (\$4,656.64); and the Nacogdoches Road - Broadway to N. New Braunfels Project (\$97.77); appropriating funds and providing for payment. [Presented by John German, Director of Public Works; Christopher J. Brady, Assistant to the City Manager]

89312 ✓17. An Ordinance authorizing payment in the amount of \$1,900.00 to Eckmann, Groll, Runyan & Waters, inc. for appraisal services in connection with the Wheatley Heights Flood Area Project (\$1,100.00) and the Villamain Road Flood Area Project (\$800.00) and the amount of \$2,700.00 to Dugger, Canaday, Grafe & Woelfel, Inc. in connection with the Plumnear Flood Area Project, for a total sum of \$4,600.00; appropriating funds and providing for payment. [Presented by John German, Director of Public Works; Christopher J. Brady, Assistant to the City Manager]

89313 ✓18. An Ordinance amending Ordinance No. 89238, passed and approved on February 11, 1999 to pay the sum appropriated under said Ordinance to Lawyer's Title, as escrow agent for James Van Winkle and Wife, Emma G. Van Winkle in connection with the Pearsall Road Landfill Park Redevelopment Project; and providing for payment. [Presented by John German, Director of Public Works; Christopher J. Brady, Assistant to the City Manager]

89314 ✓19. An Ordinance authorizing the execution of a lease agreement with the San Antonio AIDS Foundation for approximately 1,042 square feet of clinic and office space at 818 E. Grayson Street for the Ryan White Dental Clinic of San Antonio Metropolitan Health District for the period January 1, 1999 through December 31, 1999 at a rental rate of \$750.00 per month; and approving payments to the Lessor in connection therewith. [Presented by Dr. Fernando A. Guerra, Director of Health; Melissa Byrne Vossmer, Assistant City Manager]

(02)

Miscellaneous Items

- 89315 ✓20. An Ordinance amending the traffic control devices schedules established by Chapter 19 (Traffic Regulations), Article III (Traffic Control Devices), Section 19-68(b) to include certain additions to the official Traffic-Control Device Schedule for “One-Way” signs, “Stop” signs, “Yield Right-of-Way” signs, “Speed Limit” signs, “No Parking Including Sundays and Holidays” signs, “School Crosswalks” signs and “No Parking School Days Only” signs; authorizing the permanent installation of said devices; declaring them a official traffic control devices of the City of San Antonio; and declaring violations of these traffic regulations, except the civil parking violations, to be misdemeanor crimes punishable by a find of not more than \$200.00 and declaring violations of the civil parking violations to be subject to the enforcement provisions of City Code Section 19-25 (Administrative Adjudication of Stopping, Standing, and Parking Violations. [Presented by John German, Director of Public Works; Christopher J. Brady, Assistant to the City Manager]
- 89316 ✓21. An Ordinance authorizing the Library Department (Hertzberg Circus Museum Division) to make an application for funds from the Texas Commission on the Arts in the amount of \$11,750.00 to publicize and conduct educational programs and performances for children and families and to acquire costumes. [Presented by June Garcia, Library Director; Melissa Byrne Vossmer, Assistant City Manager]
- 89317 ✓22. An Ordinance authorizing the Library Department (Hertzberg Circus Museum Division) to make an application for funds from the San Antonio Area Foundation in the amount of \$19,900.00 to provide disadvantaged students with an education enrichment program based on the Museum’s new permanent exhibit, Las Carpas. [Presented by June Garcia, Library Director; Melissa Byrne Vossmer, Assistant City Manager]
- 89318 ✓23. An Ordinance authorizing the City Manager to make an application for federal grant funds through the Texas State Library and Archives for the FY 2000 operation of the San Antonio Interlibrary Loan Center in the amount of \$190,000.00 to be used to provide salaries and all support costs for the operation of the San Antonio Library Loan Center. [Presented by June Garcia, Library Director; Melissa Byrne Vossmer, Assistant City Manager]

89319 ✓24. An Ordinance approving and authorizing the execution of a "First Amendment to Assigned and Amended Lease Agreement" by and among the City of San Antonio, Raytheon Aircraft Services, Inc. and GE Capital Public Finance, Inc. which amends the assigned and amended Lease Agreement dated May 1, 1992, by and among the City of San Antonio, Raytheon Aircraft Services, Inc. (as successor of Hedrick Beechcraft, Inc.) and Beech Holdings, Inc., for the purpose of authorizing the issuance, sale and delivery of \$4,488,000.00 in principal amount of "City of San Antonio, Texas Special Airport Facilities Revenue Refunding Bond, (Raytheon Aircraft Services, Inc. Project) Series 1999" to refund certain outstanding bonds previously issued for Raytheon Aircraft Services, Inc.; authorizing the issuance of such Series 1999 Bond; calling certain bonds for redemption; approving and authorizing the execution of all instruments related thereto; and declaring an effective date. [Presented by Octavio Peña, Director of Finance; Melissa Byrne Vossmer, Assistant City Manager] *(Handwritten initials)*

ITEMS FOR INDIVIDUAL CONSIDERATION

89322 ✓25. An Ordinance authorizing the terms and conditions, and the execution, of a ten (10) year point-to-point License Agreement to allow CapRock Communications Corporation to locate approximately 46,520 linear feet of fiber optic cable within, under and across public rights-of-way in order to operate a long distance system; for a total consideration of \$925,165.00 to be received by the City of San Antonio. [Presented by Rebecca Waldman, Director of Asset Management; Christopher J. Brady, Assistant to the City Manager] *(Handwritten initials)*

89333 ✓26. An Ordinance authorizing the acquisition of fee simple title to two (2) parcels of land for the total sum of \$68,900.00 payable to Ticor Title Agency of San Antonio as escrow agent for Billie J. Perryman (\$41,400.00) and Maudel Nolan Hardie (\$27,500.00) in connection with the Wheatley Heights Flood Area Project. [Presented by John German, Director of Public Works; Christopher J. Brady, Assistant to the City Manager]

89334 ✓27. An Ordinance authorizing the acquisition of fee simple title to one (1) parcel of land for the sum of \$81,000.00 payable to Ticor Title Agency of San Antonio as escrow agent for Abdoh M. Azzoz and wife, Diane E. Azzoz, in connection with the Briarglen Drive Flood Area Project, located in Council District 10. [Presented by John German, Director of Public Works; Christopher J. Brady, Assistant to the City Manager]

89335 ✓28. An Ordinance ratifying work performed and approving Field Alternation No. 23 in the amount of \$106,599.00 payable to Clark/JT Construction, a Joint Venture for work performed in connection with the Convention Center Expansion Project; and providing for payment. [Presented by Jelynn LeBlanc Burley, Director, Convention Center Expansion Office; Joe A. Aceves, Special Projects Consultant]



89336 ✓29. An Ordinance authorizing the execution of a contract to allow Trade Show Electric, Harper Wood Electric and Edlen Electrical to provide temporary utility services for individual events/functions at the Henry B. Gonzalez Convention Center, Lila Cockrell Theater, Municipal Auditorium, Alamodome and Nelson W. Wolff Municipal Stadium for a period of two (2) years, with two (2) one-year renewal options; for a consideration of 18% commission of gross receipts, less taxes. [Presented by Edward C. Garcia, Director Convention Facilities; Roland Lozano, Executive Director for Facilities and Visitors Services]

89337 ✓30. First Reading of An Ordinance granting Teleport Communications Houston, Inc. a two (2) year, two (2) month franchise agreement, with a one (1) year renewal option, to erect, construct, reconstruct, replace, maintain and operate a telecommunications system that utilizes the City's public rights-of-way for a total minimum annual consideration of \$35,000.00 based upon the City's standard fee per line structure; providing for three (3) readings and a public hearing; and setting the effective date sixty (60) days after the third and final reading of this Ordinance; authorizing the City Manager to enter into a franchise agreement with Teleport Communications Houston, Inc., and terminating the interim license agreement upon the effective date of this franchise agreement. [Presented by Octavio Peña, Director of Finance; Melissa Byrne Vossmer, Assistant City Manager]

89338 ✓31. An Ordinance granting Teleport Communications Houston, Inc. an Interim License Agreement to erect, construct, and maintain a telecommunications system that utilizes the City's public rights-of-way for a total consideration of \$1.33 per linear foot of construction to be received by the City; authorizing the City Manager to enter into an interim license agreement with Teleport Communications Houston, Inc.; and terminating this interim license agreement on August 1, 1999 or upon the effective date of the franchise agreement, whichever first occurs. [Presented by Octavio Peña, Director of Finance; Melissa Byrne Vossmer, Assistant City Manager]

89339 ✓32. An Ordinance waiving building and permit fees for ten (10) homes to be constructed as part of the Phase I 1999 Affordable Parade of Homes, located in City Council District 1 for the public purpose of the development of low income or moderate income housing and affordable housing. [Presented by Frances A. Gonzalez, Director, Neighborhood Action Department; George V. Pedraza, Assistant to the City Manager]

89340 ✓33. An Ordinance authorizing the transfer of \$1,000.00 from the District 7 Budget Account to the District 7 Travel Account for the costs of travel expenses for the remainder of FY 98/99; as requested by Councilman Ed Garza.

89341

✓34. An Ordinance authorizing José Menéndez, in his capacity as City Council Member, District 6, to execute a lease agreement with Trammell Crow Company for the lease of 2,400 square feet of office space for the District located at 1301 S. W. Loop 410, Suite 125, at a monthly rental of \$500.00 beginning March 4, 1999 and ending May 31, 1999, subject to annual appropriation of funds and continued service in office; as requested by Councilman José Menéndez. (Handwritten initials)

*35. City Manager's Report. (NEW VEHICLE MARKINGS)
(JUROR PROJECTS)

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

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