



First Ord. 100753
First Res. 2005-18-17
Last Ord. 100780
Last Res. 2005-18-17
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**Agenda
City Council Meeting
Municipal Plaza Building
City Hall Complex
103 Main Plaza
San Antonio, Texas 78205
April 28, 2005**

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 or a "B" Session in the B Room of the Municipal Plaza Building at 10:00 A.M. for the following:

Staff presentation on the Airport Terminal B Design Finishes and Art. [Presented by Kevin Dolliole, Director, Aviation; Roland A. Lozano, Assistant to the 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 Bruce Schultz, Holy Redeemer Catholic Church, guest of Councilman Joel Williams, District 2, and Pledge of Allegiance.

2. Ceremonial Items.

Swearing in of Board and Commission Members.

3. Approval of the minutes of the City Council Meeting of April 7, 2005.

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. 2:00 P.M. - Public Hearing and Consideration of the following Zoning Cases: [Presented by Florencio Peña, Director, Development Services; Christopher J. Brady, Assistant City Manager]

100768
4A. ZONING CASE NUMBER Z2005043 C: The request of Stephen Poteet, Applicant, for Brackenridge Park/Broadway Developments, Ltd., Owner(s), for a change in zoning from "R-6" Residential Single-Family District to "R-6" C Residential Single-Family District with conditional use for a parking lot on Lot 44, Block 1, NCB 3593 (218 Post Avenue). Staff's recommendation was for approval. Zoning Commission has recommended approval. (Council District 2)

100769
4B. ZONING CASE NUMBER Z2005071: The request of Brown, P. C., Attorneys at Law, Applicant, for Saucedo, Elizondo, and Uptmore, Owner(s), for a change in zoning from "MF-33" Multi-Family District, "C-2" Commercial District, "C-3R" Restricted Commercial District, and "I-1" General Industrial District to "MF-25" Multi-Family District on 10.98 acres out of NCB 14059 and 2.3983 acres out of NCB 1584 at the intersection of Clark Avenue and Rigsby Avenue. Staff's recommendation was for approval. Zoning Commission has recommended approval. (Council District 2)

100770
4C. ZONING CASE NUMBER Z2005055 C: The request of City of San Antonio - Fred Kaiser, Applicant, for Earl Landry, Owner(s), for a change in zoning from "RM-5" Residential Mixed District to "RM-5" C Residential Mixed District with conditional use for multi-family development not to exceed 14 units per acre on East 60 feet of Lot 88, NCB 7725 (116 Bristol Avenue). Staff's recommendation was for approval. Zoning Commission has recommended approval. (Council District 3)

Continued for 90 days
4D. ZONING CASE NUMBER Z2005061: The request of Ramiro Reyes, Applicant, for Ramiro Reyes, Owner(s), for a change in zoning from "C-2NA" Commercial, Nonalcoholic Sales District to "MF-33" Multi-Family District on 0.5406 acres and "R-6" Residential Single Family District on 0.1670 acres, all out of Lot 265A, Block 23, NCB 11122 (730 W. Mally Boulevard). Staff's recommendation was for approval. Zoning Commission has recommended approval. (Council District 3)

100771
4E. ZONING CASE NUMBER Z2005047 C: The request of Christian B. Christians, Applicant, for Christian B. Christians, Owner(s), for a change in zoning from "R-6" Residential Single-Family District to "C-1" C Commercial with conditional use for recreation vehicle sales and service on the north, east and south 50 feet adjacent to Lots 1 through 32, NCB 15229 and "C-2NA" C Commercial, Non-Alcoholic sales with conditional use for recreation vehicle sales and service on the remaining property on 10.664 acres out of NCB 15229, 7930 S. Loop 410 West. Staff's recommendation was for approval and Zoning Commission has recommended approval. (Council District 4)

4F. ZONING CASE NUMBER Z2005073: The request of Castro & Killen, P. C., Applicant, for Dwaine Bergman, Owner(s), for a change in zoning from "R-6" Residential Single Family District to "C-3" General Commercial District on 12.73 acres out of NCB 34361 (191 West Loop 1604 South). Staff's recommendation was for approval. Zoning Commission has recommended approval. (Council District 4)

4G. ZONING CASE NUMBER Z2005050 C: The request of Wade Interest, Inc., Applicant, for Oscar Garcia, Owner(s), for a change in zoning from "C-2NA" Commercial, Nonalcoholic Sales District to "C-2NA" C Commercial, Nonalcoholic Sales District with Conditional Use for a mini-warehouse on 1.640 acres out of NCB 34393 and on 3.194 acres, NCB 34393 (9865 Potranco Road). Staff's recommendation was for approval. Zoning Commission has recommended approval. (Council District 6)

4H. ZONING CASE NUMBER Z2005065: The request of City of San Antonio, Applicant, for Multiple Property Owners, Owner(s), for a change in zoning to designate Gateway Corridor District 2 (GC-2) on those properties within 1,000 feet of the Highway 151 right of way between US Highway 90 and Loop 1604. Staff's recommendation was for approval. Zoning Commission has recommended approval. (Council District 6)

4I. ZONING CASE NUMBER Z2005086: The request of Jimmy Robinson, Applicant, for Jaime Ramirez and Adela Ramirez, Owner(s), for a change in zoning from "R-6" Residential Single-Family District to "C-2NA" Commercial Nonalcoholic Sales District on Parcel 77A, Block 54, NCB 15600 (2403 Pinn Road). Staff's recommendation was for approval. Zoning Commission recommended approval. (Council District 6)

4J. ZONING CASE NUMBER Z2004289 S: The request of Southern Towers Inc., Applicant, for Oakridge Baptist Church (LOA), Owner(s), for a change in zoning from "R-6" Residential Single-Family District to "R-6" S Residential Single-Family District with specific use authorization for a telecommunications tower on 0.05142 acres out of NCB 14002 (11003 Vance Jackson Road). Staff's recommendation was for approval. Zoning Commission has recommended approval. (Council District 8)

4K. ZONING CASE NUMBER Z2005027: The request of Equitas Investments, Inc., Applicant, for Equitas Investments, Inc. (Lyle Hotchkiss), Owner(s), for a change in zoning from "O-2" ERZD Office Edwards Recharge Zone District to PUD "O-2" ERZD Office Planned Unit Development Edwards Recharge Zone District on 8.5178 acres out of Block 1, NCB 17841 (14000 Block of Huebner Road). Staff's recommendation was for approval. Zoning Commission has recommended approval. (Council District 8)

4L. ZONING CASE NUMBER Z2005057: The request of Doug Brown, Applicant, for Leland & Helen Knox, Owner(s), for a change in zoning from "C-3" ERZD Commercial Edwards Recharge Zone District to "C-3" ERZD S Commercial Edwards Recharge Zone District with specific use authorization for a contractors facility on Lot 18, NCB 17867 (18911 Redland Road). Staff's recommendation was approval. Zoning Commission has recommended approval with conditions. (Council District 9)

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Continue to June 9, 2005

Proposed by applicant

100776

5. 5:00 P.M. – Citizens to Be Heard.

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

100753 An Ordinance accepting the low responsive bid submitted by Wilson Fire Apparatus & Equipment to provide the City of San Antonio Fire Department with two (2) replacement fire rescue tools for a total cost of \$40,981.00. [Presented by Janie B. Cantu, Director, Purchasing & General Services; Erik J. Walsh, Assistant to the City Manager]

7. An Ordinance accepting the bids of various companies to provide the City of San Antonio with the various types of commodities and services on an annual contract basis for Fiscal Year 2005-2006 for an estimated combined annual cost of \$588,108.00 to include contracts for: bolts and screws; Ford captive and competitive parts and service; automotive wheels and rims; and Sterling truck parts and service. [Presented by Janie B. Cantu, Director, Purchasing & General Services; Erik J. Walsh, Assistant to the City Manager]

100768 An Ordinance accepting the bid submitted by Fisher Scientific Company, LLC utilizing the Houston Galveston Area Council of Governments contract to provide the City of San Antonio Fire Department with inventory tracking hardware and software for a total cost of \$43,070.00 from Homeland Security Grant funds. [Presented by Janie B. Cantu, Director, Purchasing & General Services; Erik J. Walsh, Assistant to the City Manager]

Items Concerning the Purchase, Sale or Lease of Real Property

100767 An Ordinance authorizing a Park Use and Maintenance License Agreement with the San Antonio Farmer's Market Association for outdoor sale of fresh produce at Olmos Park in Council District 1; Lincoln Park in Council District 2; and Tejeda Park in Council District 5, from May 1, 2005 through April 30, 2008. [Presented by Malcolm Matthews, Director, Parks and Recreation; Christopher J. Brady, Assistant City Manager]

Miscellaneous

100754 10. An Ordinance authorizing the Interim City Manager or his designee to submit an application to the Texas Automobile Theft Prevention Authority for a \$1,068,352.00 grant to augment support for the San Antonio Police Department's effort in reducing auto theft. [Presented by Albert A. Ortiz, Police Chief; Christopher J. Brady, Assistant City Manager]

100755 11. An Ordinance authorizing the Interim City Manager or his designee to submit an application to the Texas Automobile Theft Prevention Authority for a \$101,605.00 supplemental grant to augment support for the San Antonio Police Department's effort in reducing auto theft. [Presented by Albert A. Ortiz, Police Chief; Christopher J. Brady, Assistant City Manager]

100769
C. An Ordinance appointing Nick R. Dominguez, Yvonne R. Gonzales, Judith Ann Gray, and John Clay Schlinke, and reappointing Laura I. Hausman to the Board of Directors for Reinvestment Zone Number Twelve, City of San Antonio, Texas, commonly referred to as the Plaza Fortuna Project, for terms of office beginning January 1, 2005, to expire December 31, 2006, in accordance with the Texas Tax Code, Chapter 311, the Tax Increment Financing Act, and the City Code, Chapter 2, Article VIII, entitled "Boards And Commissions"; and providing for the waiver for these terms only of Section 2-402 of said Article for each appointee and of Section 2-403(c) for Laura I. Hausman.

100762
D. An Ordinance appointing Nick R. Dominguez, Judith Ann Gray, Lori Deane Wiltz and Gabriel Ioane Wiltz, and reappointing Laura I. Hausman to the Board of Directors for Reinvestment Zone Number Fourteen, City of San Antonio, Texas, commonly referred to as the Sky Harbor Project, for terms of office beginning January 1, 2005, to expire December 31, 2006, in accordance with the Texas Tax Code, Chapter 311, the Tax Increment Financing Act, and the City Code, Chapter 2, Article VIII, entitled "Boards and Commissions"; and providing for the waiver for these terms only of Section 2-402 of said Article for each appointee and of Section 2-403(c) for Laura I. Hausman.

100763
E. An Ordinance appointing Salah E. Diab, Grant Michael Gaines, Leslie Joseph Hall, Grace L. Mendez and Lynda C. Rodriguez to the Board of Directors for Reinvestment Zone Number Seventeen, City of San Antonio, Texas, commonly referred to as the Mission Creek Project, for terms of office beginning January 1, 2005, to expire December 31, 2006, in accordance with the Texas Tax Code, Chapter 311, the Tax Increment Financing Act, And The City Code, Chapter 2, Article VIII, entitled "Boards And Commissions"; and providing for the waiver for these terms only of Section 2-402 of said Article for each appointee.

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F. An Ordinance appointing Kimberly Lynn Bush, Guillermo Cano, Grant Michael Gaines, Leslie Joseph Hall and William O. Sagoonik to the Board of Directors for Reinvestment Zone Number Nineteen, City of San Antonio, Texas, commonly referred to as the Hallie Heights Project, for terms of office beginning January 1, 2005, to expire December 31, 2006, in accordance with the Texas Tax Code, Chapter 311, the Tax Increment Financing Act, and The City Code, Chapter 2, Article VIII, entitled "Boards And Commissions"; and providing for the waiver for these terms only of Section 2-402 of said Article for each appointee and of Section 2-403(C) for William O. Sagoonik.

100765
G. An Ordinance appointing Gigi F. Bowman, Turner Bowman, John A. Campbell, Charlie Rene Garza and James L. Johnson to the Board of Directors for Reinvestment Zone Number Twenty-Three, City of San Antonio, Texas, commonly referred to as the Meadow Way Project, for terms of office beginning January 1, 2005, to expire December 31, 2006, in accordance with the Texas Tax Code, Chapter 311, the Tax Increment Financing Act, and the City Code, Chapter 2, Article Viii, Entitled "Boards And Commissions"; and providing for the waiver for these terms only of Section 2-402 of said Article for each appointee

ITEMS FOR INDIVIDUAL CONSIDERATION

16. Consideration of the following Board appointment: [Presented by Leticia M. Vacek, City Clerk]

An Ordinance appointing one (1) member to the Citizen Advisory Action Board for a term of office to expire on January 28, 2007.

Nominees: Stanley J. Waghalter, Frank G. Anaya, Edith A. McNeal and Kevin P. Cloonan

17. An Ordinance amending the Project Agreement with Hotel Investments, L.P. for the design and construction of a full-service headquarters hotel and related parking (the "Convention Center Hotel Project") approved by City Council pursuant to Ordinance No. 100686 on April 14, 2005 in order to assign responsibility for costs associated with the payment of prevailing wages, contingent upon a final determination of the applicability of Chapter 2258 of the Texas Government Code to the Project. [Presented by Christopher J. Brady, Assistant City Manager; J. Rolando Bono, Interim City Manager]

18. Staff briefing on the status of the City's State Legislative Program for the 79th Legislative Session. [Presented by Christopher J. Brady, Assistant City Manager; J. Rolando Bono, Interim City Manager]

19. An Ordinance authorizing the execution of an agreement with Bexar County and authorizing the recognition of a City representative on the Alamo Regional Mobility Authority Board of Directors; as requested by Mayor Edward D. Garza. [Presented by Thomas G. Wendorf, Director, Public Works; Melissa Byrne Vossmer, Assistant City Manager]

20. An Ordinance supporting and requesting the issuance of \$10,000,000 in qualified tax-exempt obligations in the form of industrial development bonds for the benefit of Southwest Research Institute, through the City of Tatum Industrial Development Corporation to partially finance a \$26,000,000.00 Applied Physics Research Facility in San Antonio. [Presented by Ramiro A. Cavazos, Director, Economic Development; Jelynn LeBlanc Burley, Assistant City Manager]

21. A Resolution appointing the temporary board of directors of the proposed San Antonio Crime Control and Prevention District and urging the temporary board to give strong consideration to the City Council's priorities in the development of a two-year Crime Control Plan and two-year budget plan; as requested by Councilman Ron Segovia, District 3. [Presented by Albert A. Ortiz, Police Chief; Christopher J. Brady, Assistant City Manager]

22. City Manager's Report. *-None*

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

- A. Deliberate the duties, appointment, and employment of the City Manager, pursuant to Texas Government Code Section 551.074 (personnel matters), and discuss related legal issues, pursuant to Texas Government Code Section 551.071 (consultation with attorney).
- B. Deliberate the offer of financial or other incentives related to economic development negotiations with the Texas A&M University System, Faulkner USA, and one or more business prospects, including the possible acquisition and disposition of an interest in real property, pursuant to Texas Government Code Section 551.087 (deliberation regarding economic development negotiations) and Texas Government Code Section 551.072 (deliberation regarding real property); and discuss related legal issues, pursuant to Texas Government Code Section 551.071 (consultation with attorney).