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CITY OF SAN ANTONIO
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AGENDA
City Council Meeting
Municipal Plaza Building
City Hall Complex
114 W. Commerce
San Antonio, TX 78205
March 10, 2011
9:00 A.M.

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
- 6:00PM:** Adjourn

At any time during the meeting, the City Council may meet in executive session for consultation concerning attorney-client matters under Chapter 551 of the Texas Government Code.

Citizens may appear before the City Council to speak for or against any item on this agenda, in accordance with procedural rules governing City Council meetings. Questions relating to these rules may be directed to the Office of the City Clerk at (210) 207-7253.

DISABILITY ACCESS STATEMENT

This meeting site is wheelchair accessible. The accessible entrance is located at the Municipal Plaza Building / Main Plaza Entrance. Accessible Visitor Parking Spaces are located at City Hall, 100 Military Plaza, Northside. Auxiliary Aids and Services are available upon request (Interpreters for the Deaf must be requested forty-eight [48] hours prior to the meeting). For assistance, call (210) 207-7245 Voice/TTY.

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, <http://cosaweb/agendabuilder/PrintAgenda.aspx?View=print&id=392>

Municipal Plaza Building in a Regular Council Meeting at 9:00 A.M.

1. Invocation by Rev. Charles M. Biggs, Pastor, St. Stephens Baptist Church. Guest of Councilmember Ivy R. Taylor, District 2.
2. Pledge of Allegiance.
3. Approval of Minutes for the February 17, 2011 City Council meeting.
4. Swearing-in of Councilmember Ray Lopez as Mayor Pro-Tem, serving the term March 20, 2011-May 31, 2011 or Election of new Mayor and Councilmembers (whichever is applicable).

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

ACTION ITEMS FOR STAFF BRIEFING

5. Consideration of the following items related to the 82nd State Legislative Session: [A.J. Rodriguez, Deputy City Manager; Carlos Contreras, Director, Intergovernmental Relations]
 - A. Briefing and possible action on legislation filed in the 82nd Regular State Legislative Session.
 - B. An Ordinance authorizing negotiations for up to three (3) state representation services contracts with Luis Saenz, Erben & Yarbrough, and Patricia Shipton for the remainder of the 82nd Legislative Session and any special sessions for a total amount up to \$80,000.00.

2011-03-10-0189

CONSENT AGENDA

Purchase of Equipment and Supplies

6. An Ordinance authorizing an amendment with SAP Public Services, Inc. to provide the Purchasing and General Services and Information Technology Services Departments with additional post "Go-Live" support for the deployment of SAP's Procurement for Public Sector (PPS) solution in an amount up to \$75,000.00, funded by the 2011 Technology Project's Budget. [Ben Gorzell, Chief Financial Officer; Janie Cantu, Director, Purchasing & General Services]

2011-03-10-0190

7. An Ordinance authorizing the City to utilize a cooperative contract with Library Design

System's, Inc. to provide, deliver and install shelves and panels for the Parman and Mission Branch Libraries for a total cost of \$273,330.18, available through FY 2011-2016 Capital Budget. [Ben Gorzell, Chief Financial Officer; Janie Cantu, Director, Purchasing & General Services]

2011-03-10-0191

8. An Ordinance accepting the bid from Philpott Motors to provide up to eighty administrative sedans for a total cost of \$1,671,680.00, funded by the Equipment Renewal & Replacement Fund and the General Fund. [Ben Gorzell, Chief Financial Officer; Janie Cantu, Director, Purchasing & General Services]

2011-03-10-0192

9. An Ordinance authorizing the City to utilize a cooperative purchasing agreement with the Houston-Galveston Area Council of Governments (H-GAC) to contract with the Federal Signal Corporation to provide the San Antonio Police Department with an automated license plate identification system for an initial cost of \$151,155.00 and an estimated amount up to \$15,200.00 annually thereafter for maintenance and support, funded by the 2008 State Homeland Security Program (SHSP) grant. [Ben Gorzell, Chief Financial Officer; Janie Cantu, Director, Purchasing & General Services]

2011-03-10-0193

Capital Improvements

10. An Ordinance awarding a construction contract to Rozco Contracting, Inc. in the amount of \$2,974,684.31, of which \$250,151.00 will be reimbursed by San Antonio Water System, for the Fort Sam Houston Drainage Project, an authorized 2007-2012 Bond Program funded project located in Council District 2. [Peter Zanoni, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services]

2011-03-10-0194

11. An Ordinance selecting Guido Brothers Construction Company for an award of a construction contract in the amount of \$3,098,000.00 for the new Fire Station #27 Replacement Facility Project, an authorized Certificates of Obligation funded project located at 1538 Hillcrest Drive in Council District 7. [Peter Zanoni, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services]

2011-03-10-0195

12. An Ordinance ratifying a change order in the increased amount of \$80,000.00, to the \$1,011,042.07 construction contract with Salinas Construction Technologies, Ltd., of which \$64,000.00 will be reimbursed by the Texas Department of Transportation, for the Commercial Avenue Sidewalks project, an authorized Local Agency Management project funded through the Advanced Transportation District and Metropolitan Planning Organization, located in Council Districts 3 and 4. [Peter Zanoni, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services]

2011-03-10-0196

Acquisition, Sale or Lease of Real Property

13. An Ordinance authorizing the acquisition, through negotiation or condemnation of four parcels of privately owned real property located on Mount Helen in NCB 17637 and 17638 for the Mountain View Estates Drainage Improvement Project, a Storm Water Regional Facilities Fund and Storm Water Operating Fund project, located in Council District 6;

declaring it to be a public project; and declaring a public necessity for the acquisition; and authorizing expenditures not to exceed \$126,500.00 payable to the selected title company for land and closing costs. [Peter Zanoni, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services]

2011-03-10-0197

- 14. An Ordinance authorizing a one-year lease agreement, with an option to extend for an additional three months, with Healy Murphy Center, Inc. for the use of the Dulling House located at 204 Nolan Street in City Council District 2, in exchange for operational and maintenance services to be provided by Healy Murphy. [Peter Zanoni, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services]

2011-03-10-0198

- 15. Consideration of the following Ordinances related to occupancy of City owned facilities located in Council District 1: [Peter Zanoni, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services]

- A. An Ordinance authorizing an occupancy agreement at the rental amount of \$200.00 per month with the State of Texas Historic Commission for use of two cubicles and ancillary office space at Saint Mary's Garage, 400 North St. Mary's Street, for a term of not more than 12 months commencing February 15, 2011.

2011-03-10-0199

- B. An Ordinance authorizing the acceptance of rent in the amount of \$500.00 per month from the United States Department of Commerce for use of an office at International Center, 203 South Saint Mary's Street, for a period of five years.

2011-03-10-0200

Grant Applications and Awards

- 16. An Ordinance authorizing the submission of grant applications, the acceptance of up to \$115,000.00 (\$57,500.00 a year) from the Texas Commission on the Arts (TCA), and the execution of all necessary contracts with the TCA. [Pat DiGiovanni, Deputy City Manager; Felix Padron, Director, Cultural Affairs]

2011-03-10-0201

- 17. An Ordinance authorizing submission of a grant application and acceptance of up to \$556,483.00, upon award, from the Texas Department of Transportation for the Comprehensive Driving While Intoxicated Selective Traffic Enforcement Program for the grant period October 1, 2011 through September 30, 2012; and authorizing an in-kind match of \$321,307.00 and a cash match of \$300,000.00. [Erik J. Walsh, Assistant City Manager; William P. McManus, Police Chief]

2011-03-10-0202

Boards, Commissions and Committee Appointments

- 18. Consideration of the appointment of Oralia Salame (District 5) to the Small Business Advocacy Committee for the remainder of an unexpired term of office to expire May 31, 2011, to be effective immediately upon the receipt of eight affirmative votes, or, in the event eight affirmative votes are not received, ten days after appointment. [Leticia M. Vacek, City Clerk]

Approved

Miscellaneous

- 19. An Ordinance authorizing renaming a portion of Bowie Street to Tower of the Americas Way between East Market Street and West Durango Avenue, and to install directional signs along West Durango Avenue, South Alamo Street and East Market Street leading to the new Tower of the Americas Way. [T.C. Broadnax, Assistant City Manager; Roderick J. Sanchez, Director, Development Services]

2011-03-10-0203

- 20. Consideration of the following Ordinances related to the American Recovery and Reinvestment Act of 2009: [Edward Benavides, Chief of Staff; Laurence Doxsey, Director, Office of Environmental Policy]

- A. An Ordinance authorizing an Interagency Participation Agreement with CPS Energy in an amount up to \$25,000.00 to manage a media marketing campaign for the "City Lights Small Business Lighting Retrofit Program" funded by the American Recovery and Reinvestment Act of 2009 through the Department of Energy.

2011-03-10-0204

- B. An Ordinance authorizing an Interlocal Funding Agreement between the City of San Antonio and Bexar County for an amount up to \$80,000.00 to design and install a "Solar Water Harvesting Project" at the San Antonio Food Bank facility funded by the American Recovery and Reinvestment Act of 2009 through the Department of Energy.

2011-03-10-0205

- C. An Ordinance authorizing an Interlocal Agreement with the Alamo Community College District in an amount up to \$286,500.00, to conduct residential outreach intermediary services for the Better Buildings Program funded by the American Recovery and Reinvestment Act of 2009 through the Department of Energy.

2011-03-10-0206

- D. An Ordinance authorizing a Memorandum of Understanding with the Better Business Bureau and CPS Energy to formalize a collaborative relationship to provide residential and commercial Better Buildings Program participants enhanced access to Better Business Bureau informational services.

2011-03-10-0207

- 21. An Ordinance authorizing an Arbitrage Rebate Compliance Services Contract with The Bank of New York Mellon Trust Company, N.A. to provide arbitrage rebate compliance services in connection with the City's financings for a term beginning March 1, 2011 and ending February 28, 2014, with the option to extend the contract for one additional 2-year period. [Ben Gorzell, Chief Financial Officer]

2011-03-10-0208

- 22. Consideration of the following related to SAWS issuance of Tax-Exempt Revenue Refunding Bonds and the submittal of an application requesting financial assistance: [Ben Gorzell, Chief Financial Officer]

- A. An Ordinance authorizing the issuance of Tax-Exempt Revenue Refunding Bonds, (the

“Refunding Bonds”), in a principal amount not to exceed \$53,000,000, and other financial matters as necessary to refund certain outstanding City of San Antonio, Texas Water System Revenue and Refunding Bonds, Series 2001 (the “2001 Bonds”) for debt service savings.

2011-03-10-0209

- B. A Resolution authorizing the submittal of an application requesting financial assistance from the Texas Water Development Board (“TWDB”) through its Clean Water State Revolving Fund Loan Program in an amount not to exceed \$25,830,000.00 for funding of certain qualified wastewater projects.

2011-03-10-0006R

- C. A Resolution relating to establishing the City's intention to reimburse itself for the prior lawful expenditure of funds relating to constructing various capital infrastructure improvements to the City's Water Utility System from the proceeds of tax exempt obligations not to exceed \$25,830,000.00 to be issued by the City for authorized purposes.

2011-03-10-0007R

- 23. An Ordinance accepting a donation in the amount of \$100,000.00 from the estate of Mary McKinney, as prescribed in her Last Will and Testament, for the San Antonio Public Library. [T.C. Broadnax, Assistant City Manager; Ramiro Salazar, Director, Library]

2011-03-10-0210

- 24. A Resolution supporting the application by Montabella Senior, Ltd. for 2011 Housing Tax Credits, as required by the Texas Department of Housing and Community Affairs. [T.C. Broadnax, Assistant City Manager; Patrick Howard, Interim Director, Planning and Community Development]

2011-03-10-0008R

- 25. An Ordinance authorizing Self-Monitoring Standards for the Parks and Recreation Department's youth recreation programs to comply with Texas Department of Family and Protective Services regulations. [Sharon De La Garza, Assistant City Manager; Xavier Urrutia, Director, Parks & Recreation]

2011-03-10-0211

- 26. An Ordinance amending the boundaries of the Inner City Tax Increment Reinvestment Zone TIRZ #11. [T.C. Broadnax, Assistant City Manager; Patrick Howard, Interim Director, Planning and Community Development]

2011-03-10-0212

- 27. An Ordinance adopting rules for the identification, security and confidentiality of electronic bids; and authorizing the Director of the Purchasing and General Services Department to determine when a Request for Competitive Sealed Proposals should be used for the procurement of goods and non-professional services. [Ben Gorzell, Chief Financial Officer; Janie Cantu, Director, Purchasing & General Services]

2011-03-10-0213

- 28. An Ordinance allowing for the construction of an outdoor walking trail utilizing donated funds on the grounds of the soon-to-be open Parman Branch Library located at 30735 Wilderness Oak in Council District 9 to include; i) accepting private donations in the amount of \$235,000.00 to fund the construction of the trail and other amenities; ii) amending the 2011-2016 Capital Budget; and iii) approving a change order in an amount not to exceed \$190,000.00 to the \$4,636,408.03 construction contract with Lyda Swinterton Builders Inc.

2011-03-10-0214

[Peter Zanoni, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services]

- 29. An Ordinance categorizing one of the City's appointments to the VIA Metropolitan Transit Board of Trustees as a Union Representative. [Leticia M. Vacek, City Clerk]

2011-03-10-0215

30. **City Manager's Report**

- A. 2011 Luminaria: Art Night in San Antonio

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

ADJOURN

6:00 P.M. – If the Council has not yet adjourned, the presiding officer shall entertain a motion to continue the council meeting, postpone the remaining items to the next council meeting date, or recess and reconvene the meeting at a specified time on the following day.