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Agenda  
City Council Meeting  
Municipal Plaza Building  
City Hall Complex  
114 W. Commerce  
San Antonio, TX 78205  
**September 3, 2009**

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**

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 Assitance, Call (210) 207-7245 Voice/TTY.

For additional information on any item on this agenda, please visit [www.sanantonio.gov](http://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 Father Jim Barlow, Pastor, St. Luke Catholic Church. Guest of Councilmember Justin Rodriguez, District 7.
- 2. Pledge of Allegiance.
- 3. Approval of Minutes for the August 6, 2009 City Council meeting.

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

**ACTION ITEMS FOR STAFF BRIEFING**

4. Consideration of the following matters related to the federal economic stimulus plan of the American Recovery and Reinvestment Act of 2009 (ARRA), accepting and appropriating grant awards totaling \$36,035,124.00 from the respective granting agencies and programs identified below; authorizing 58 grant-funded positions (which includes 50 new Police Officer positions); and approving certain actions incidental to the acceptance: [Sheryl Sculley, City Manager; Peter Zaroni, Director, Management and Budget]

A. Staff update regarding City activities related to ARRA.

B. An Ordinance accepting the U.S. Department of Justice Office of Community Oriented Policing Services Hiring Recovery Program Grant for the hiring of 50 new Police Officers; appropriating \$10,354,400.00 for a three-year period; and creating 50 new grant-funded Police Officer positions.

2009-09-03-0670

C. An Ordinance accepting the U.S. Department of Justice Byrne Justice Assistance Grant for the purchase of mobile data terminals; and appropriating \$4,129,105.00 of which, \$2,022,580.50 would be for San Antonio and \$2,106,524.00 would be for Bexar County and four suburban cities.

2009-09-03-0671

D. An Ordinance accepting the Housing & Urban Development Community Development Block Grant for City Council-selected infrastructure improvements; and appropriating \$3,906,924.00 for stated projects.

2009-09-03-0672

E. An Ordinance accepting the Workforce Solutions Alamo (Health & Human Services) Child Care Development Block Grant for child care services; appropriating \$13,328,622.00 for a two year period; and authorizing six new grant-funded positions.

2009-09-03-0673

F. An Ordinance accepting the Texas Department of Housing & Community Affairs (Housing & Urban Development), Community Services Block Grant for child care

assistance, workforce education and job training and adult literacy services; and appropriating \$3,124,174.00 for a thirteen month year period.

2009-09-03-0674

G. An Ordinance accepting the Texas Department of Housing & Community Affairs (Housing & Urban Development), State Homeless Prevention and Re-housing Grant for rental assistance, housing relocation and stabilization services; and appropriating \$1,000,000.00 for a two year period; and authorizing one new grant-funded position.

2009-09-03-0675

H. An Ordinance accepting the Health & Human Services, Prevention & Wellness Grant for operations support in the Health District's Immunization Operations; appropriating \$191,899.00 for a twenty-seven month period; and authorizing one new grant-funded position.

2009-09-03-0676

I. An Ordinance approving a Professional Services Agreement with Johnson Controls, Incorporated in the amount of \$145,000.00 for the purpose of performing energy audits of City facilities in order to meet the technical requirements needed to qualify for the ARRA funded Revolving Loan Program from the State Energy Conservation Office (SECO).

2009-09-03-0677

**CONSENT AGENDA**

**Purchase of Equipment and Supplies**

5. An Ordinance accepting bids for annual contracts in the amount of \$387,000.00, for the following: (A) Structural and Steel Products, Inc. for flex beams, guard posts and carbon steel pipe; (B) City Wide Janitorial Maintenance Service, Inc. for janitorial maintenance of the Detention Center; (C) American Eurocopter LLC for helicopter parts; and (D) Traverse Technologies, Inc. for web based street cut permitting application software maintenance and support. [Sharon De La Garza, Assistant City Manager; Janie Cantu, Director, Purchasing & General Services]

2009-09-03-0678

**Capital Improvements**

6. An Ordinance authorizing a construction contract with Ballenger Construction Company to level the airfield at the San Antonio International Airport in the amount of \$3,026,616.12, for a total project amount up to \$3,177,946.93, funded by Passenger Facility Charge funds. [Penny Postoak Ferguson, Assistant City Manager; Frank Miller, Director, Aviation]

2009-09-03-0679

7. Consideration of the following Ordinances relating to Fire Stations 1, 19, 50 and 51, Certificates of Obligation funded projects, located in Council Districts 1, 2, 4 and 8: [Penny Postoak Ferguson, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services]

**PULLED**

A. An Ordinance selecting Bartlett Cocke, L.P. as Construction Manager at Risk and

**PULLED**

authorizing a contract in an amount up to \$2,784,400.00, from a total authorized project amount of \$3,440,000.00, for Fire Station 1, located at 515 N. Cherry Street in Council District 2.

**PULLED**

B. An Ordinance selecting F.A. Nunnelly Company as Construction Manager at Risk and authorizing a contract in an amount up to \$2,041,084.06, from a total authorized project amount of \$2,522,326.00, for Fire Station 19, located at 2307 Vance Jackson in Council District 1.

**PULLED**

C. An Ordinance selecting Bartlett Cocke, L.P. as Construction Manager at Risk and authorizing a contract in an amount up to \$2,337,280.00, from a total authorized project amount up to \$2,888,000.00, for Fire Station 50, located at 15776 Applewhite Road in Council District 4.

**PULLED**

D. An Ordinance selecting Bartlett Cocke, L.P. as Construction Manager at Risk and authorizing a contract in an amount up to \$2,666,950.00, from a total authorized project amount up to \$3,295,000.00, for Fire Station 51, located at 5040 Beckwith Blvd. in Council District 8.

8. An Ordinance authorizing an amendment in the increased amount of \$60,925.00, to be reimbursed by SAWS, to the \$434,949.24 engineering contract with Camacho-Hernandez & Associates for design of a water main relocation for the Babcock Road: Prue to Hollyhock Project, a 2007-2012 General Obligation Bond Project, located in Council Districts 7 and 8. [Penny Postoak Ferguson, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services]

2009-09-03-0680

9. An Ordinance authorizing a final change order in the increased amount of \$28,781.43 to the \$760,691.10 construction contract with V.K. Knowlton Construction & Utilities, Inc., to reconcile actual quantities used in connection with the 2008 Alley Maintenance Program, funded by the Street Maintenance Operating Fund. [Sharon De La Garza, Assistant City Manager; Majed A. Al-Ghafry, Director, Public Works]

2009-09-03-0681

**Acquisition, Sale or Lease of Real Property**

10. An Ordinance authorizing the acquisition, through negotiation and/or condemnation by SAWS of privately owned real property located in County Block 4005 along the easterly side of Pleasanton Road approximately three miles south of Interstate Loop 410 in Council District 3 for the SAWS Mitchell Lake Dam Project; declaring it to be a public project; and declaring a public necessity for the acquisition. [Penny Postoak Ferguson, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services]

2009-09-03-0682

11. An Ordinance authorizing the sale of a 0.191 acre tract of land for a total of \$67,000.00, located adjacent to CB 5216, near the intersection of Viesca Avenue and Ogden Lane to Nellie Netzer Mayfield Revocable Living Trust and Mayfield Family Limited Partnership No. 1, LLP (collectively). [Penny Postoak Ferguson, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services]

2009-09-03-0683

- 12. An Ordinance authorizing the lease assignment from International RAM Associates, LC to Air Serv Security, Inc. for office space in Terminal 1 at the San Antonio International Airport. [Penny Postoak Ferguson, Assistant City Manager; Frank Miller, Director, Aviation]

2009-09-03-0684

**Grant Applications and Awards**

- 13. An Ordinance authorizing the submission of a grant application and the acceptance of funds upon award in the amounts of \$7,000,000.00 for the continuation of the Residential Acoustical Treatment Program and \$4,363,497.00 for Taxiway R (Phase 2) and Master Plan projects at the San Antonio International Airport. [Penny Postoak Ferguson, Assistant City Manager; Frank Miller, Director, Aviation]

2009-09-03-0685

**Boards, Commissions and Committee Appointments**

- 14. A Resolution appointing Mayor Julian Castro to the SA Energy Acquisition Public Facilities Corporation Board of Directors for a term of office to expire January 31, 2011. [Leticia M. Vacek, City Clerk]

2009-09-03-0028R

- 15. Consideration of Board, Commission and Committee appointments, 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]

- A. Reappointing Gloria M. Almaraz (District 6) to the Affirmative Action Advisory Committee for the remainder of an unexpired term of office to expire May 31, 2011.

- B. Appointing Daniel J. Castillo (District 6) to the Citizens' Environmental Advisory Committee for the remainder of an unexpired term of office to expire May 31, 2011.

- C. Reappointing Lawrence G. Romo (District 6) to the Commission for Children and Families for the remainder of an unexpired term of office to expire May 31, 2011.

- D. Reappointing Alvaro Rodriguez, Jr. (District 6) to the Small Business Advocacy Committee for the remainder of an unexpired term of office to expire May 31, 2011.

- E. Appointing Annette Rodriguez (District 3) to the Mayor's Commission on the Status of Women for the remainder of an unexpired term of office to expire May 31, 2011.

- F. Reappointing Christopher R. Martinez (District 6) to the Zoning Commission for the remainder of an unexpired term of office to expire May 31, 2011.

- G. Appointing Mona R. Thaxton (District 8, Category: Animal Welfare Organization) and reappointing Randolph E. Murdock (District 7) and Sallie Scott (District 10) to the

Animal Care Services Advisory Board for the remainder of unexpired terms of office to expire May 31, 2011.

H. Reappointing Randy K. Rice (District 7) to the San Antonio Housing Trust Board of Trustees for the remainder of an unexpired term of office to expire May 31, 2011.

I. Reappointing Karla M. Samaniego (District 8) to the San Antonio Youth Commission for the remainder of an unexpired term of office to expire May 31, 2011.

J. Reappointing Edna Doris Griffin (District 1) and Patricia Tarnowski (District 7) to the Joint City/County Commission on Elderly Affairs for the remainder of unexpired terms of office to expire May 31, 2011.

K. Appointing Robert Gonzales (District 5, Category: Small Business) and reappointing George D. Alva (District 1, Category: Taxi Industry, Large Company) to the Transportation Advisory Board for the remainder of unexpired terms of office to expire May 31, 2011.

L. An Ordinance reappointing Gregory O. Burkett (District 8, Category: Master Sign Electrician) to the Electrical Board for the remainder of an unexpired term of office to expire May 31, 2011 and waiving the residency requirement in Chapter 10, section 10-1102.2 for this appointment.

2009-09-03-0686

M. Reappointing Kimberly A. Marks (District 7, Category: Builder) to the Building and Fire Code Board of Appeals for the remainder of an unexpired term of office to expire May 31, 2011.

N. Reappointing Manuel F. Lizcano (District 7, Category: Professional Engineer) to the Mechanical Appeals and Advisory Board for the remainder of an unexpired term of office to expire May 31, 2011.

O. Appointing Victoria Garcia (District 7) to the Port Authority of San Antonio for the remainder of an unexpired term of office to expire November 30, 2010.

P. Appointing Lazar A. Hausman, Teal L. Hausman, and John Clay Schlinke (District 3) to the Tax Increment Reinvestment Zone Number Seventeen, known as Mission Creek, for the remainder of unexpired terms of office to expire May 31, 2011.

16. Consideration of the following appointments to boards, commissions and committees, as requested by Mayor Julian Castro: [Leticia M. Vacek, City Clerk]

A. Appointing Mayor Julian Castro, with Councilmember David Medina, Jr. (District 5) to serve as the Mayor's designee, Councilmember Jennifer V. Ramos (District 3) and

Councilmember Ray Lopez (District 6) to the Alamo Area Council of Governments (AACOG) for unexpired terms of office to expire May 31, 2011.

B. Appointing Councilmember Justin Rodriguez (District 7) and Councilmember Elisa Chan (District 9) to the Air Improvement Resources Committee of the Alamo Area Council of Governments (AACOG) for unexpired terms of office to expire May 31, 2011.

C. Appointing Councilmember Philip A. Cortez (District 4) and Councilmember W. Reed Williams (District 8) to the Committee of Seven: Bexar Regional Watershed Management for unexpired terms of office to expire May 31, 2011.

D. Appointing Councilmember Mary Alice P. Cisneros (District 1) and Councilmember Ivy R. Taylor (District 2) to the Convention and Visitors Commission for unexpired terms of office to expire May 31, 2011.

E. Appointing Councilmember John G. Clamp (District 10) to the San Antonio Mobility Coalition for an unexpired term of office to expire May 31, 2011.

F. Appointing Jeanne Russell and Michael Soto to the San Antonio Education Partnership Board of Directors for unexpired terms of office to expire May 31, 2011.

G. Appointing Councilmember Elisa Chan (District 9) to the San Antonio Commission on Literacy (Ex-Officio) for an unexpired term of office to expire May 31, 2011.

H. Appointing Councilmember W. Reed Williams (District 8) to the Planning Commission (Ex-Officio) for an unexpired term of office to expire May 31, 2011.

I. Appointing Councilmember Mary Alice P. Cisneros (District 1), Councilmember Jennifer V. Ramos (District 3), Councilmember David Medina, Jr. (District 5), and Councilmember Ray Lopez (District 6), or their representatives, to the Community Action Advisory Board for unexpired terms of office to expire May 31, 2011.

**PULLED**

Confirming Ivy R. Taylor (District 2) and appointing Councilmember W. Reed Williams (District 8) to the Military Transformation Task Force for unexpired terms of office to expire May 31, 2011.

K. Appointing Councilmember Mary Alice P. Cisneros (District 1), Councilmember Justin Rodriguez (District 7) and Art A. Hall to the Fire and Police Pension Fund for unexpired terms of office to expire May 31, 2011.

L. Appointing Councilmember Philip A. Cortez (District 4), Councilmember Justin Rodriguez (District 7), and Art A. Hall to the Fire and Police Pre-Funded Health Care

Trust Fund for unexpired terms of office to expire May 31, 2011.

M. Appointing Councilmember Jennifer V. Ramos (District 3) and Councilmember W. Reed Williams (District 8) to the City of San Antonio Investment Committee for unexpired terms of office to expire May 31, 2011.

N. Confirming the appointments of Councilmember Jennifer V. Ramos (District 3) and Councilmember Ray Lopez (District 6), and appointing Councilmember W. Reed Williams (District 8) to replace Councilmember Ivy R. Taylor (District 2), to the Metropolitan Planning Organization Transportation Policy Board. All will serve terms of office to be concurrent with their terms as City Councilmembers.

O. Appointing Councilmember Elisa Chan, Co-Chair (District 9) and Councilmember Ray Lopez (District 6) to the City of San Antonio Regional Business Disparity Causation Analysis Study Oversight Committee.

**Miscellaneous**

17. An Ordinance rescheduling City Council Meetings in November and December 2009, and January 2010. [Leticia Vacek, City Clerk]

2009-09-03-0687

18. An Ordinance approving (1) the Workforce Solutions Alamo (WSA) Operating Budget for FY 2009 - 2010; and (2) appointments and reappointments to the WSA Board as recommended by the Committee of Six on August 19, 2009 for submission to the Texas Workforce Commission (TWC). [A.J. Rodriguez, Deputy City Manager/Interim Director, Economic Development]

2009-09-03-0688

19. An Ordinance consenting to the Assignment of the City's Tax Phase-In Agreement and Economic Development Incentive Fund (EDIF) Training Grant Agreement from Washington Mutual Bank to JP Morgan Chase Bank and authorizing the amendment of the terms of these Agreements upon assignment. [A.J. Rodriguez, Deputy City Manager/Interim Director, Economic Development]

2009-09-03-0689

20. An Ordinance authorizing a revised interlocal agreement between the City of San Antonio and twelve public education districts within its boundaries. [T.C. Broadnax, Assistant City Manager; Roderick Sanchez, Director, Planning and Development Services]

2009-09-03-0690

21. An Ordinance authorizing a professional services agreement with TLI & Environmental Services, Inc., for standby asbestos abatement and construction services up to \$330,000.00 annually for as-needed projects in various Council Districts, funded by the Solid Waste Operating Fund, and specific project funds. [Frances A. Gonzalez, Assistant City Manager; David W. McCary, Director, Solid Waste Management]

2009-09-03-0691

22. **City Manager's Report**

A. Riverwalk Improvements Update

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

**2:00 P.M. TIME CERTAIN ITEMS (may be heard after this time):** Public Hearing and Consideration of the following Adoption and Amendments of the Neighborhood, Community and Perimeter Plans as Components of the Master Plan and Zoning Cases. Planning and Zoning Cases presented by T.C. Broadnax, Assistant City Manager; Roderick Sanchez, Director, Planning and Development Services

- 23. A Resolution directing the Planning and Development Services Department to develop and bring forward to the Zoning Commission and City Council a Corridor Overlay District for an area along Bulverde Road between Evans Road and Loop 1604 as requested by Councilman Clamp, District 10.

2009-09-03-0029R

- 24. A Resolution directing the Planning and Development Services Department to initiate a change in the Zoning District Boundary of approximately 1.3 acres located at 6735 Lendell Dr and 6676 UTSA Boulevard to a zoning district compatible with the existing surrounding land use as requested by Councilman Reed Williams, District 8.

WITHDRAWN BY CITY

- Z-1. ZONING CASE # Z2009126 HS (District 1): An Ordinance amending the Zoning District Boundary from "C-2" Commercial District to "HS C-2" Historic Significant Commercial District on Lot 10, Lot 11, the west 15 feet of Lot 12 and P-100, Block 83, NCB 3256 located at 1102 Fredericksburg Road. Staff recommends approval. Zoning Commission recommends denial.

DENIED

- Z-2. ZONING CASE # Z2009078 S (District 2): An Ordinance amending the Zoning District Boundary from "I-1" General Industrial District to "I-1 S" General Industrial District with a Specific Use Authorization for Millwork and Wood Products Manufacturing on a portion of Lot A-3, NCB A-27, Lot 1 thru Lot 12, NCB 7057 (4.8341 acres) located at 51 Essex Street and 1403 South Cherry. Staff and Zoning Commission recommend approval with conditions.

CONTINUED TWO WEEKS

- P-1. PLAN AMENDMENT # PA09017 (District 2): An Ordinance amending the land use plan contained in the Arena District/Eastside Community Plan, a component of the Master Plan of the City, by changing the use on 4.156 acres located at 301 Yucca Street from Institutional land use to Mixed Use land use. Staff and Planning Commission recommend approval. (Associated Zoning Case: #Z2009129)

CONTINUED TWO WEEKS

- Z-3. ZONING CASE # Z2009129 (District 2): An Ordinance amending the Zoning District Boundary from "MF-33" Multi-Family District to "C-2" Commercial District on 4.156 acres out of Block 1, NCB 7457 and Block 19, NCB 1550 located on the south side of Martin Luther King Drive, between Lacey and Robeson. Staff recommends approval pending the plan amendment. Zoning Commission recommendation pending the September 1, 2009 public hearing.

CONTINUED TWO WEEKS

Z-4. ZONING CASE # Z2009130 S (District 2): An Ordinance amending the Zoning District Boundary from "MF-33" Multi-Family District to "C-3 S" General Commercial District with a Specific Use Authorization for a Correctional Facility (Transitional Home) on 4.914 acres out of Block 16, NCB 1546 and Block 20, NCB 1551 located on the north side of Yucca Street, between Hallie Avenue and Robeson. Staff recommends denial. Zoning Commission recommendation pending the September 1, 2009 public hearing.

CONTINUED TWO WEEKS

Z-5. ZONING CASE # Z2009112 CD (District 3): An ordinance amending the Zoning District Boundary from "R-4" Residential Single-Family District to "R-4 CD" Residential Single-Family District with a conditional use to allow a professional office on Lot F, Block 100, NCB 3368 located at 1044 Bailey Avenue. Staff recommends denial. Zoning Commission recommends approval with conditions.

CONTINUED TO 10/1/09

Z-6. ZONING CASE # Z2009122 (District 5): An Ordinance amending the Zoning District Boundary from "C-3R" General Commercial District, Restrictive Alcohol Sales to "C-1" Light Commercial District on Lot 21, Block 1, NCB 7037 located at 3938 South Zarzamora Street. Staff and Zoning Commission recommend approval.

2009-09-03-0692

Z-7. ZONING CASE # Z2009076 ERZD (District 9): An Ordinance amending the Zoning District Boundary from "NP-10 ERZD MLOD-1" Neighborhood Preservation Edwards Recharge Zone Camp Bullis Military Lighting Overlay District-1 and "QD S ERZD MLOD-1" Quarry Edwards Recharge Zone Camp Bullis Military Lighting Overlay District-1 with a Specific Use Authorization for Blasting to "MPCD ERZD MLOD-1" Master Planned Community Edwards Recharge Zone Camp Bullis Military Lighting Overlay District-1 on 389.53 acres out of NCB 19221 located at 19101 North US Highway 281 and 19300 Classen Crest. Staff and Zoning Commission recommend Approval.

CONTINUED TO 10/1/09

Z-8. ZONING CASE # Z2009115 (District 10): An Ordinance amending the Zoning District Boundary from "R-6" Residential Single-Family District to "C-2 NA" Commercial District, Nonalcoholic Sales (on 1.081 acres) and "C-3 R" General Commercial District, Restrictive Alcohol Sales (on 0.784 of an acre) on Parcel 30-C, NCB 15680 (0.0352 of an acre) and the south 61.72 feet of Lot 29, Block 5, NCB 17365; 1.081 acres out of NCB 15680 and NCB 17365 (CB 5014); and 0.559 of an acre out of NCB 15680 (CB 5014) located in the 13000 and 14000 blocks of Bulverde Road. Staff recommends Denial of "C-3 R" on 0.784 of an acre, Approval of "C-2" on 1.081 acres; with an alternate recommendation of "C-2" on the entire subject property. Zoning Commission recommends Approval of "C-3 R" for Parcel 30-C, NCB 15680 (0.0352 of an acre) and the south 61.72 feet of Lot 29, Block 5, NCB 17365; and Approval of "C-2 NA" for the remainder of the subject property.

WITHDRAWN BY APPLICANT

5:15 P.M. (may be heard after this time) – Ceremonial Recognitions

6:00 P.M. (may be heard after this time) – Citizens to be Heard

**ADJOURN**

7:00 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.*

