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AGENDA
City Council Meeting
Municipal Plaza Building
City Hall Complex
114 W. Commerce
San Antonio, TX 78205
June 3, 2010
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
- 2:00PM:** Neighborhood Plan and Zone Amendments
- 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.

2010-05-20-0105

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

the Orchard - W. W. White to W. Hein project, an authorized 2007-2012 General Obligation Bond funded project located in Council District 2. [Peter Zanoni, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services]

2010-06-03-0468

9. An Ordinance awarding a construction contract to Finser Construction & Remodeling, Inc. in the amount of \$472,900.00 for the Pearsall Park Project, an authorized 2007-2012 Bond Project, located in Council District 4. [Peter Zanoni, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services]

2010-06-03-0469

10. An Ordinance awarding a construction contract to E-Z Bel Construction, LLC. in the amount of \$3,969,695.33; of which \$1,022,457.36 will be reimbursed by San Antonio Water System, for the Babcock Rd - Prue to Hollyhock Project, an authorized 2007-2012 Bond funded project, located in Council Districts 7 and 8. [Peter Zanoni, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services]

2010-06-03-0470

11. An Ordinance authorizing a change order in the increased amount of \$110,439.72 to the \$3,906,734.58 construction contract with Jay Reese Contractors, Inc., of which \$88,351.78 will be reimbursed by the Texas Department of Transportation, for the Hays Street Bridge Rehabilitation Project, an authorized Local Agency Management (LAM) funded project, located in Council District 2. [Peter Zanoni, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services]

2010-06-03-0471

12. An Ordinance authorizing a one-year extension of three on-call contracts with Adams Environmental, Inc., Post, Buckley, Schuh, & Jernigan, Inc., and Poznecki-Camarillo, Inc., each in an amount up to \$650,000.00 per year for National Environmental Policy Act environmental consulting services for Metropolitan Planning Organization, 2007-2012 Bond projects and other capital improvement projects. [Peter Zanoni, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services]

2010-06-03-0472

Acquisition, Sale or Lease of Real Property

13. An Ordinance authorizing a lease agreement with DHL Express (USA), Inc. for apron and cargo space at the San Antonio International Airport, located in Council District 9, for a term of three years, commencing on July 1, 2010 at a monthly rent of \$14,934.86. [Pat DiGiovanni, Deputy City Manager; Frank Miller, Director, Aviation]

2010-06-03-0473

14. An Ordinance authorizing a 10-year standard specialty retail concession agreement with Project Horizon, Inc. dba InMotion Entertainment, to operate an InMotion concept at the San Antonio International Airport located in Council District 9 for the greater of 12% of all sales or Minimum Annual Guarantees totaling \$240,000.00 in Years 1 through 5 and whose term will commence upon date of beneficial occupancy, which is scheduled for November 2010. [Pat DiGiovanni, Deputy City Manager; Frank Miller, Director, Aviation]

2010-06-03-0474

15. An Ordinance authorizing payment to the San Antonio River Authority in the amount of \$4,565.00 for the land, Phase I environmental site assessment, due diligence and closing costs on a 0.201 acre tract in NCB 1170 on Espada Road near Stinson Municipal Airport.

2010-06-03-0475

TB operations. [Sharon De La Garza, Assistant City Manager; Dr. Fernando A. Guerra, Director, Health]

2010-06-03-0481

- 21. An Ordinance authorizing the submission of a grant application and the acceptance of \$225,533.00, upon award, from the U.S. Department of Justice, Ballistic Vest Partnership program for the purchase of additional ballistic vests. [Brik J. Walsh, Assistant City Manager; William McMantus, Police Chief]

2010-06-03-0482

Boards, Commissions and Committee Appointments

- 22. Consideration of the following Board, Commission and Committee appointments for the remainder of unexpired terms 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; or for terms and effectiveness as otherwise indicated below: [Leticia M. Vacek, City Clerk]

A. Empowerment Zone Governance Board. Appointing to At-Large positions: Terri Williams (Category: Brooks City Base), Teresa Hernandez (Category: Community Based Organization), Dennis Moroney (Category: Financial), Federico Zaragoza (Category: Education), Benjamin Kraft, Darnell McLaurin, Betty Myrvang, and Renee Nank (Category: Key Stakeholder), Donna C. Normandin (Category: Large Business), James Hetherington, Taj Matthews, and Byron Polk (Category: Zone Resident); and reappointing to At-Large positions Janie M. Gonzalez (Category: Owner/Manager of a Small Business), Julie Salmon - Hinojosa (Category: Port of San Antonio/Toyota Developable Site), John Park (Category: Small Business Lender) and Charlie Moke (Category: Workforce Development Rep). *Approved (Byron Polk not included)*

B. Appointing Rodney C. Olivier (District 1, Category: Professional Engineer) to the Electrical Board.

Approved

C. Reappointing Pamela A. Cravets (District 5) to the Animal Care Services Advisory Board.

Approved

D. Appointing Ralph A. Medina (District 1) to the Zoning Commission.

Federal Economic Stimulus

- 23. Consideration of the following Ordinances related to the American Recovery and Reinvestment Act of 2009 (ARRA): [Peter Zanoni, Assistant City Manager]

A. An Ordinance authorizing up to nine (9) additional positions funded from three Energy Efficiency Stimulus Fund Grants including Weatherization and Assistance Program (WAP), Energy Efficiency Conservation Block Grant (EECBG), and Retrofit Ramp-Up (RRU). 2010-06-03-0483

A. An Ordinance complying with the requirements contained in Securities and Exchange Commission rule 15c2-12, including the approval and distribution of a preliminary official statement pertaining to the issuance of a combined amount of up to \$225,000,000.00 "City of San Antonio, Texas General Improvement Bonds, Series 2010A" and "City of San Antonio, Texas General Improvement Bonds, Taxable Series 2010B (Direct Subsidy - Build America Bonds)" and up to \$46,000,000.00 "City of San Antonio, Texas Combination Tax and Revenue Certificates of Obligation, Series 2010"; authorizing the City's staff, Co-Financial Advisors, and Co-Bond Counsel to take all actions deemed necessary in connection with the sale of such obligations; and providing for an effective date.

2010-06-03-0490

B. A Resolution relating to establishing the City's intention to reimburse itself for the prior lawful expenditure of funds from the proceeds of one or more series of tax exempt or taxable obligations to be issued by the city for authorized purposes and designated as "City of San Antonio, Texas General Improvement Bonds", as further designated by series and federal tax treatment; authorizing other matters incident and related thereto; and providing an effective date.

2010-06-03-0024R

C. A Resolution establishing the City's intention to reimburse itself for the prior lawful expenditure of funds from the proceeds of one or more series of tax exempt or taxable obligations to be issued by the city for authorized purposes and designated as "City of San Antonio, Texas Combination Tax and Revenue Certificates of Obligations", as further designated by series and federal tax treatment; authorizing other matters incident and related thereto; and providing an effective date.

2010-06-03-0025R

D. An Ordinance authorizing and approving distribution of a Preliminary Official Statement pertaining to the sale of obligations designated as "City of San Antonio, Texas Tax Notes, Series 2010A" in the approximate amount of \$10,000,000.00; complying with the requirements contained in Securities and Exchange Commission rule 15c2-12; and authorizing other matters related thereto.

2010-06-03-0491

E. A Resolution establishing the City's intention to reimburse itself for the prior expenditure of funds from the proceeds of tax-exempt obligations to be issued by the City for authorized purposes designated as "City of San Antonio, Texas Tax Notes, Series 2011"; authorizing other matters incident and related thereto; and providing an effective date.

2010-06-03-0026R

29. An Ordinance authorizing a professional service renewal agreement for Head Start Dental Services with Michelle Landrum, R.D.H. for the term June 1, 2010 through March 31, 2013, at the hourly compensation and contract ceiling of \$38.00 per hour, up to \$108,832.00 over the term of the contract. [Sharon De La Garza, Assistant City Manager; Dr. Fernando A. Guerra, Director, Health]

2010-06-03-0492

30. An Ordinance authorizing an agreement with Trinity University for \$35,000.00 from the City's FY 2010 General Fund Budget resources toward a community needs assessment of approximately \$200,000.00 to develop school center communities in San Antonio Neighborhoods. [Peter Zanoni, Assistant City Manager; Maria Villagomez, Director,

2010-06-03-0493

Cortez, District 4.

PULLED

Z-1. ZONING CASE # Z2010059 S (District 5): An Ordinance amending the Zoning District Boundary from "C-3 AHOD" General Commercial Airport Hazard Overlay District to "C-3 AHOD" General Commercial Airport Hazard Overlay District with a Specific Use Authorization for a Pay Day Loan Agency on 2,103 square feet out of Lot 2, Block 6, NCB 9039 located at 3606 South Zarzamora Street. Staff and Zoning Commission recommend denial. (Continued from May 20, 2010)

Z-2. ZONING CASE # Z2009088 (District 8): An Ordinance amending the Zoning District Boundary From "R-6 MLOD-1" Residential Single-Family Military Lighting Overlay District-1 and "R-6 GC-1 MLOD-1" Residential Single-Family Hill Country Gateway Corridor Overlay Military Lighting Overlay District-1 to "C-3 MLOD-1" General Commercial Military Lighting Overlay District-1 and "C-3 GC-1 MLOD-1" General Commercial Hill Country Gateway Corridor Overlay Military Lighting Overlay District-1 on 3.584 acres out of NCB 34761 also known as CB 4761 and 0.29 of an acre out of NCB 34780 also known as CB 4780, and 0.104 of an acre out of CB 4761 all located at 6194 Old Camp Bullis Road. Staff recommends denial, with an alternate recommendation of "C-2 S" Commercial District with a Specific Use Authorization for a Hotel. Zoning Commission recommends denial.

2010-06-03-0497

Z-3. ZONING CASE # Z2010050 S (District 8): An Ordinance amending the Zoning District Boundary from "R-6 MLOD-1" Residential Single-Family Military Lighting Overlay District and "R-20 MLOD-1" Residential Single-Family Military Lighting Overlay District to "I-1 MLOD-1" General Industrial Military Lighting Overlay District (Lots 18, 19, 20, 21, 22, 23, 24, the north irregular 110.6 feet of 17 and the east 16 feet of 25, NCB 35733) and "L MLOD-1 S" Light Industrial Military Lighting Overlay District with a Specific Use Authorization for a Contractor's Facility (Lots 50 and 51, NCB 35733) located at 21120, 21105 Milsa Drive and 7193 Heuermann Road. Staff and Zoning Commission recommend approval with conditions.

2010-06-03-0498

PULLED

Z-4. ZONING CASE # Z2010088 (District 8): An Ordinance amending the Zoning District Boundary from "R-6 MLOD-1" Residential Single-Family Military Lighting Overlay District and "MF-18 MLOD-1" Multi-Family Military Lighting Overlay District on 12.80 acres out of NCB 14890 located on the 5600 and 5800 Block of UTSA Boulevard. Staff and Zoning Commission recommend approval.

Z-5. ZONING CASE # Z2010068 (District 10): An Ordinance amending the Zoning District Boundary from "I-1 IH-1 AHOD" General Industrial Northeast Gateway Corridor Overlay Airport Hazard Overlay District to "C-3 IH-1 AHOD" General Commercial Northeast Gateway Corridor Overlay Airport Hazard Overlay District on 0.7170 acres out of NCB 15724 located at 11723 IH 35 North. Staff and Zoning Commission recommend approval. (Continued from May 6, 2010)

continued to June 17, 2010

P-1. PLAN AMENDMENT #10010 (District 2): An Ordinance amending the land use plan contained in the Eastern Triangle Community Plan, a component of the Master Plan of the City, by changing the use of 1.2053 acres of land located at 1815 and 1835 Hammond Avenue from Medium Density Residential land use to Community Commercial land use.

Continued to August 5, 2010