



First Ord 2006-04-13-0460
Last Ord. 2006-04-13-0485

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2006 APR 10 A 8:43

**Agenda
City Council Meeting
Municipal Plaza Building
City Hall Complex
103 S. Main Ave
San Antonio, Texas 78205
April 13, 2006**

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
- 4:00PM:** Neighborhood Plans and Zoning (*Items may be passed in one motion on consent*)
- 5:00PM:** Ceremonial Recognitions
- 6:00 PM:** 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.

**If the Council has not yet adjourned by 7:00 p.m., 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.*

DISABILITY ACCESS STATEMENT

This meeting is wheelchair accessible. The accessible entrance is located at 103 S. Main Ave. 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 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 Rev. Bradley DeHaven, Pastor, St. Andrew's United Methodist Church, Guest of Councilmember Chip Haass, District 10 and Pledge of Allegiance.
2. Approval of Minutes for the March 30, 2006 City Council Meeting.

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

3. An Ordinance accepting the offer submitted by Bio-Rad Laboratories in connection with the Public Health Preparedness Laboratory Program, to provide the Health Department's Bio Safety Level 3 Laboratory, located at Brooks City Base, with a Pathogen Analyzer to rapidly detect multiple significant pathogens and other infectious diseases, for a total cost of \$46,000.00 from Public Health Preparedness Laboratory Program grant funds. [Presented by Janie B. Cantu, Director, Purchasing & General Services; Michael Armstrong, Assistant City Manager/Chief Information Officer]

2006-04-13-0470

Items Concerning the Purchase, Sale or Lease of Real Property

4. An Ordinance releasing all interests the City of San Antonio may have with the San Antonio Development Agency (SADA) arising from SADA's sale of Lots 15, 16, 21, and 22, Block 10, NCB 306 and Lots 12 through 16, both inclusive, Block 7, NCB 307, Vista Verde South, Unit 8 in the City of San Antonio, Bexar County, Texas, to the San Antonio Community Development Council, Inc. [Presented by Andrew Cameron, Director, Housing and Community Development; Jelynn LeBlanc Burley, Deputy City Manager]

2006-04-13-0471

5. An Ordinance authorizing the execution of a lease agreement with FaulknerUSA for 1,000 square feet of space at the Henry B. Gonzalez Convention Center for a term of two years, commencing May 1, 2006 through April 30, 2008 at a monthly rental rate of \$500.00. [Presented by Michael Sawaya, Director, Convention Facilities; Roland A. Lozano, Assistant to the City Manager]

2006-04-13-0472

Miscellaneous Items

6. An Ordinance authorizing the execution of an agreement with the United States Department of the Interior's U.S. Geological Survey for \$57,490.00 to provide water data collection and monitoring activities of Leon Creek for the San Antonio Metropolitan Health District's Public Center for Environmental Health for the period October 1, 2005 through September 30, 2006. [Presented by Dr. Fernando A. Guerra, Director, Health; Frances A. Gonzalez, Assistant City Manager]

2006-04-13-0460

7. An Ordinance authorizing the execution of a contract change with the Texas Department of State Health Services providing \$50,000.00 to augment support for training for the San Antonio Metropolitan Health District's Public Health Emergency Preparedness Laboratory Program for the period September 1, 2005 through August 31, 2006; and revising the program budget. [Presented by Dr. Fernando A. Guerra, Director, Health; Frances A. Gonzalez, Assistant City Manager]

2006-04-13-0461

8. An Ordinance authorizing the execution of a service contract with Parent/Child Incorporated providing up to \$323,326.00 in order for the San Antonio Metropolitan Health District to provide physical examinations and dental evaluations for Head Start children for the period February 1, 2006 through January 31, 2007; adopting the project budget; and approving the personnel complement. [Presented by Dr. Fernando A. Guerra, Director, Health; Frances A. Gonzalez, Assistant City Manager]

2006-04-13-0473

9. An Ordinance authorizing the execution a contract change with the Texas Department of State Health Services providing an additional \$80,000.00 for the San Antonio Metropolitan Health District's Families Preventing Diabetes Program for the period March 30, 2006 through March 29, 2007; adopting the program budget; and approving the personnel complement. [Presented by Dr. Fernando A. Guerra, Director, Health; Frances A. Gonzalez, Assistant City Manager]

2006-04-13-0462

10. An Ordinance authorizing the execution of a two year contract renewal agreement through April 30, 2008 in an annual amount not to exceed \$93,500.00 with Booth Research Group, Inc. to prepare validated Written Promotional Examinations for various Fire Department positions. [Presented by Sharon De La Garza, Director, Human Resources; Frances A. Gonzalez, Assistant City Manager]

2006-04-13-0463

11. An Ordinance authorizing the City of San Antonio to act as the Local Redevelopment Authority as allowed under federal law for the purpose of applying for and accepting a federal planning grant from the Department of Defense Office of Economic Adjustment (OEA) in an amount not to exceed \$916,195.00 for the funding of staff and professional services in support of the community's efforts in partnering with the military to implement the results of the 2005 Military Base Closure and Realignment Commission (BRAC). [Presented by Ramiro Cavazos, Director, Economic Development; Jelynn LeBlanc Burley, Deputy City Manager]

2006-04-13-0464

12. Consideration of the following Ordinances: [Presented by Ben Gorzell, Acting Director, Finance; Sheryl Sculley, City Manager]

A. An Ordinance authorizing a First Amendment to Ordinance No. 101687 authorizing the City of San Antonio, Texas Water System Commercial Paper Notes, Series A; enacting other provisions incident and related to the subject and purpose of this Ordinance; and providing for an effective date.

2006-04-13-0474

B. An Ordinance authorizing the redemption and defeasance of certain City of San Antonio, Texas Water System Revenue Improvement and Refunding Bonds, Series 1996; and providing for an effective date.

2006-04-13-0475

C. An Ordinance authorizing certain actions relating to outstanding obligations designated as City of San Antonio, Texas Water System Subordinate Lien Revenue and Refunding Bonds, Series 2003-A and 2003-B; enacting other provisions incident and related to the subject and purpose of this Ordinance; and providing for an effective date.

2006-04-13-0476

13. An Ordinance amending the Supplemental Contract for collection of taxes with Bexar County, to reflect the County's change in depository. [Presented by Ben Gorzell, Acting Director, Finance; Sheryl Sculley, City Manager]

2006-04-13-0465

- 14. An Ordinance authorizing amendments to the Central Booking and Magistration Operations Agreement between the City of San Antonio and Bexar County to increase efficiency of prisoner magistration with expedited processing, resulting in more cost effective measures to manage jail population. [Presented by John W. Bull, Municipal Court Presiding Judge; Sheryl Sculley; City Manager]

2006-04-13-0477

Board, Commissions and Committee Appointments

- 15. Consideration of the following Board Appointments: [Presented by Leticia M. Vacek, City Clerk]

- A. An Ordinance appointing George L. Britton, Jr. (District 4) to the Joint City/County Commission on Elderly Affairs for the remainder of an unexpired term of office to expire September 30, 2006.

2006-04-13-0466

- B. An Ordinance appointing Pedro A. Rodriguez (District 5) to the Arts and Cultural Advisory Committee (Category: Performing Arts/Theatre) for a term of office to expire May 31, 2007.

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- C. An Ordinance appointing Analisa Rodriguez (District 5) to the San Antonio Youth Commission for a term of office to expire May 31, 2007.

2006-04-13-0468

- D. An Ordinance appointing William White (District 3) and Mary Abbott (District 7) to the Animal Care Services Advisory Board for the remainder of unexpired terms of office to expire April 3, 2008.

2006-04-13-0469

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

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

PULLED

- A. Discuss legal issues related to City of San Antonio's management and operation of public, educational, and governmental ("PEG") access channels as authorized by Chapter 66 of the Texas Utilities Code, pursuant to Texas Government Code Section 551.071 (consultation with attorney).

4:00 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. [Land Use Plan items presented by Emil R. Moncivais, Director, Planning; Zoning items presented by Florencio Peña, Director, Development Services; Jelynne LeBlanc Burley, Deputy City Manager]

PLANNING AND ZONING ITEMS MAY BE PASSED IN ONE MOTION ON CONSENT

*with
2 week*

P-1. PLAN AMENDMENT CASE #06003 (District 2): An Ordinance amending the land use plan contained in the IH 10 East Corridor Perimeter Plan, a component of the Master Plan of the City, by changing the use of 0.67-acres located at the southwest corner of Summer Fest Road and Foster Road, more specifically described by legal descriptions NCB 16612 BLK 7 LOT 78 (SUNRISE UT-15) "SUNRISE" ANNEXATION, from Single Family Residential land use to Community Commercial land use. Staff and Planning Commission recommend approval.

*Continued
2 weeks*

Z-1. ZONING CASE #Z2006040 CD (District 2): An Ordinance amending the zoning district boundary from "R-6" Residential Single-Family District to "C-2" (CD-Car Care Center) Commercial District with a Conditional Use for a Car Care Center on Lot 78, Block 7, NCB 16612, 4000 Block of North Foster Road as requested by Tariq Y. Khan, Applicant, for Tariq Y. Khan, Owner(s). Staff and Zoning Commission recommend Approval with conditions.

*Continued
1 week*

P-2. PLAN AMENDMENT CASE #06002 (District 7): An Ordinance amending the Land Use Plan contained in the Huebner/Leon Creeks Community Plan, a component of the Master Plan of the City, by changing the use of approximately 1.49 acres located at 8288 Eckhert Road, more specifically described by legal description NCB 14618 P-37D & 37F ABS664, from Medium Density Residential land use to High Density Residential land use. Staff recommends Denial. Planning Commission recommends Approval.

*Continued
1 week*

Z-2. ZONING CASE #Z2006046 (District 7): An Ordinance amending the zoning district boundary from "R-6" Residential Single-Family District to "MF-33" Multi-Family District on 1.466 acres out of NCB 14618, 8288 Eckert Road as requested by Brown, P. C., Applicant, for Myrtha Gersdorff, Owner. Staff recommends Denial. Zoning Commission recommends Approval.

Z-3. ZONING CASE #Z2006037 CD (District 1): An Ordinance amending the zoning district boundary from (H) "RM-4" Historic Residential-Mixed District to (H) "R-6" (CD-Multi-Family Dwellings) Historic Residential Single-Family District with a Conditional use for multi-family dwellings not to exceed a total of 3 units on Lot 17, Block 5, NCB 723, 115 Devine Street as requested by Ellsworth and George Sullivan, Applicant, for Ellsworth and George Sullivan, Owner(s). Staff and Zoning Commission recommend Approval. **2006-04-13-0484**

Z-4. ZONING CASE #Z2006051 CD (District 3): An Ordinance amending the zoning district boundary from "R-6" Residential Single-Family District to "R-4" (CD-Duplex) Residential Single-Family District with a Conditional Use for a Duplex on the South 58.1 Feet of Lot 4 and the North 83.4 Feet of Lot 5, Block 12, NCB 7827, 133 Handley as requested by Abbey Restoration Inc., Applicant, for Abbey Restoration Inc., Owner(s). Staff and Zoning Commission recommend Approval. **2006-04-13-0478**

Z-5. ZONING CASE #Z2006036 CD (District 5): An Ordinance amending the zoning district boundary from "R-5" Residential Single-Family District to "R-5" (CD - Non-Commercial Parking Lot) Residential Single-Family District with a Conditional Use for a Parking Lot on Lots 11 and 12, NCB 6932, 3110 Nogalitos Street as requested by John Duncan, Applicant, for John Duncan, Owner(s). Staff and Zoning Commission recommend Approval with conditions. **2006-04-13-0479**

*Continued
5/4/06*

Z-6. ZONING CASE #Z2006060 (District 5): An Ordinance amending the zoning district boundary from "R-5" Residential Single-Family District to "O-1" Office District on the South 35 Feet of Lot 13, the North 90 Feet of the East 14 Feet of Lot 13, the South 35 Feet of the West 22 Feet of Lot 14 and the North 90 Feet of the West 22 Feet of Lot 14, Block 29, NCB 3434, 2719 Nogalitos and 110 Linares as requested by Southside Credit Union, Applicant, for Southside Credit Union and Edward Flores, Owner(s). Staff and Zoning Commission recommend Approval.

*Continued
30 days*

Z-7. ZONING CASE #Z2006019 (District 7): An Ordinance amending the zoning district boundary from "O-2" Office District to "C-1" Light Commercial District on Lot 17, Block 2, NCB 17176, 5900 Block of Babcock Road as requested by Padmasiri Somawardana, Applicant, for Padmasiri and Prabha Somawardana, Owner(s). Staff and Zoning Commission recommend Approval.

Z-8. ZONING CASE #Z2006054 CD (District 7): An Ordinance amending the zoning district boundary from "R-5" Residential Single-Family District to "RE" (CD-Retail Nursery) Residential Estate District with a Conditional Use for a Retail Nursery on Lot 14 A, Block A, NCB 11530, 285 West Quill Drive as requested by Linda Gamble, Applicant, for Linda Gamble, Owner(s). Staff and Zoning Commission recommend Approval with conditions.

2006-04-13-0480

Z-9. ZONING CASE #Z2006057 (District 7): An Ordinance amending the zoning district boundary from "C-2NA" NCD-3 Commercial Nonalcoholic Sales Neighborhood Conservation District-3 to "C-1" NCD-3 Light Commercial Neighborhood Conservation District-3 on The South 150 feet of Lot 283, Block 1, NCB 11552, 4602 Callaghan Road as requested by Joey Prado, Applicant, for Joey Prado (Chunky's Burgers), Owner(s). Staff and Zoning Commission recommend Approval.

2006-04-13-0481

Z-10. ZONING CASE #Z2006068 (District 7): An Ordinance amending the zoning district boundary from "R-6" Residential Single-Family District to "C-2" Commercial District on Lot 1, Block 1, NCB 18307, 9094 Guilbeau Road as requested by Kostantinos & Cesarina Kastis, Applicant, for Kastis Enterprises, Inc., Owner(s). Staff and Zoning Commission recommend Approval.

2006-04-13-0482

Z-11. ZONING CASE #Z2006064 (District 8): An Ordinance amending the zoning district boundary from "R-20" GC-1 Residential Single Family Gateway Corridor District-1 to "C-3" GC-1 General Commercial Gateway Corridor District-1 on 3.357 acres out of NCB 18338, 21683 and 21691 Milsa Drive as requested by Brown, P. C., Applicant, for Sonrise Fellowship of San Antonio, Inc., Owner(s). Staff and Zoning Commission recommend Approval of C-2.

2006-04-13-0483

Z-12. ZONING CASE #Z2006001 S (District 9): An Ordinance amending the zoning district boundary from "C-3 ERZD" General Commercial Edwards Recharge Zone District to "C-3 ERZD S" General Commercial Edwards Recharge Zone District with a Specific Use Permit for a Car Wash on 0.637 acres out of Lot 2 and Lot 3, Block 10, NCB 16329, 18150 Blanco Road as requested by Texas Shine Express, LLC., Applicant, for FC Properties One, LTD., Owner(s). Staff and Zoning Commission recommend Approval with SAWS site specific recommendations.

2006-04-13-0485

16. City Manager's Report

5:00 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.*