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**AGENDA**  
City Council Meeting  
Municipal Plaza Building  
City Hall Complex  
114 W. Commerce  
San Antonio, TX 78205  
**October 11, 2012**  
**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, north side. Auxiliary aids and services, including Deaf interpreters, must be requested forty-eight [48] hours prior to the meeting. For assistance, call (210) 207-7245 or 711 (Texas Relay Services for the Deaf).

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 Rev. Ron Brown, Prospects Courtyard Liaison, Haven for Hope, guest of Mayor Julián Castro.
2. Pledge of Allegiance.
3. Approval of Minutes for the September 6, 2012 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 ordinances related to the 2012-2017 Bond Program: [Peter Zanoni, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services]

A. An Ordinance authorizing the negotiation and execution of forty-one (41) professional services contracts for Engineering Services, five (5) professional services contracts for Architectural services and forty-one (41) professional services contracts for Landscape Architectural services, in an aggregate amount not-to-exceed \$37,000,000.00; the acceptance of reimbursement for utility work from respective utilities included in the contracts; amending the FY 2013-2018 Capital Budget; and, payment subject to the availability of funds, in connection with the 2012 General Obligation Bond Program.

**2012-10-11-0794**

B. An Ordinance authorizing the execution of reimbursement agreements with SAWS and CPS Energy for respective utility work related to projects in the 2013-2018 capital budget, which include joint design and/or joint bid through City contracting processes and accepting these reimbursements.

**2012-10-11-0795**

C. An Ordinance approving the proposed 2012 Bond Public Art Plan and pre-qualified list of artists, which may be used for projects in the Capital Improvement Program; and, authorizing the negotiation and execution of public art design, fabrication and installation services agreements with the pre-qualified list of artists in an aggregate amount not-to-exceed funding available for public art in the FY 2013-2018 Capital Budget; and, authorizing payments subject to the availability of funds.

**2012-10-11-0796**

D. An Ordinance authorizing the negotiation and execution of an on-call professional services agreement with TLI & Environmental Services, Inc., in an amount not-to-

exceed \$750,000.00, for a one-year term with three (3) optional one-year extensions to provide on-call environmental asbestos and industrial hazardous abatement services for capital improvement bond related projects and other City projects located City-wide; and, authorizing payments subject to the availability of funds.

5080-11-01-5103

2012-10-11-0797

E. An Ordinance amending an existing funding agreement with San Antonio Parks Foundation for Japanese Tea Garden to add an amount not-to-exceed \$250,000.00; amending the FY 2013–2018 Capital Budget; and, authorizing payments subject to the availability of funds.

2012-10-11-0798

**CONSENT AGENDA**

**Purchase of Equipment and Supplies**

5. An Ordinance authorizing a contract with Cleaning Ideas Corporation d/b/a Sanivac/Davis Manufacturing for food service supplies for the Senior Services Division of the Department of Human Services for an estimated annual cost of \$94,000.00. [Ben Gorzell, Chief Financial Officer; Troy Elliott, Director, Finance]

5080-11-01-5105

2012-10-11-0799

**Capital Improvements**

6. An Ordinance authorizing the execution of a Job Order Contract in an amount not-to-exceed \$555,116.56 authorized and payable to Jamail & Smith Construction; and, amending the FY 2012 – 2017 Airport Capital Improvements Funds in the amount of \$555,116.56 in Airport Improvement and Contingency Funds for the roof replacement of the Hallmark/Million Air building, a project located at the San Antonio International Airport. [Ed Belmares, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services]

40

5080-11-01-2012-10-11-0800

7. An Ordinance accepting a proposal and authorizing an amount not-to-exceed \$1,259,260.19 authorized payable to F. A. Nunnally Company utilizing the Job Order Contracting delivery method, for roofing replacement, interior and exterior renovations including site improvements for the Willie C. Velasquez Leadership and Learning Center, a Community Development Block Grant funded project, located in Council District 1. [Peter Zanoni, Assistant City Manager; Mike Frisbie, Capital Improvements Management Services]

2012-10-11-0801

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

5080-11-01-5105

8. An Ordinance authorizing the acquisition, through negotiation or condemnation, of an interest sufficient for project purposes in a portion of two parcels of privately-owned real property located in N.C.B. 17842 for the Huebner Road and NW Military Highway Intersection Improvement Project, located in Council District 8, funded by Advanced Transportation District funds; declaring it to be a public project; declaring a public necessity

for the acquisition; and authorizing expenditures not to exceed \$100,000.00 payable to the selected title company for land and closing costs. [Peter Zanoni, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services]

5950-11-01-5105

2012-10-11-0802

- 9. An Ordinance, authorizing the acquisition through negotiation or condemnation, of interests in land sufficient for project purposes, in two portions of one parcel of privately-owned real property located in N.C.B. 16386, for the Crescent Park Booster Station Project, located in Council District 8; declaring it to be a public project and a public necessity for the acquisition. [Peter Zanoni, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services]

*Continued*

- 10. Consideration of the following Ordinances authorizing the sale of City-owned real properties: [Peter Zanoni, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services]

- A. An Ordinance declaring as surplus the City's former Fire Station No. 20 located at 2903 South New Braunfels Avenue, described as Lot 1, NCB 7034 in Council District 3 and authorizing its sale to Scott Caroselli for \$5,000.00.

5950-11-01-5105

2012-10-11-0803

- B. An Ordinance declaring as surplus an unimproved City-owned real property located at 2103 Burnet Street, described as Lot 15, Block 3, NCB 6623 in Council District 2 and authorizing its sale to B4UC, Inc. for \$1,200.00.

2012-10-11-0804

- C. An Ordinance declaring as surplus an unimproved 48.66 acres of City-owned real property located within the Southwest Business and Technology Park at Old US Highway 90 West and State Highway 151, described as Lots 6, 7, 8, 9, 10, 11, Block 9, NCB 11379 in Council District 6 and authorizing its sale to Tyren Corporation for \$2,120,000.00

00805

2012-10-11-0805

**Street Closures and Traffic Control Procedures**

- 11. An Ordinance authorizing the closure, vacation and abandonment of 0.192 acres of Villita Street Public Right of Way, located between Navarro Street and South Presa Street and adjacent to NCB 125, in Council District 1, for use as a perpetual pedestrian easement, as requested by City Public Service Energy for a fee of \$167,350.00. [Peter Zanoni, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services]

2012-10-11-0806

**Grant Applications and Awards**

- 12. An Ordinance ratifying the submission of the Preventive Public Health Fund 2012 grant application to the U.S. Department of Health & Human Services for the San Antonio

Metropolitan Health District to implement a program to prevent new cases of hepatitis B virus infections in adults and authorizing the acceptance of up to 10,500 doses of Hepatitis B vaccine and funds in an amount not to exceed \$215,436 for a period beginning September 30, 2012 through September 29, 2014, and authorizing a Memorandum of Agreement with Center for Health Care Services to implement the grant program. [Erik Walsh, Deputy City Manager; Dr. Thomas L. Schlenker, Director of Public Health]

2012-10-11-0807

13. An Ordinance authorizing the submission of a Head Start grant extension application to the U.S. Department of Health and Human Services and acceptance of any award in an amount up to \$49,147,922.00 for the period of February 1, 2013 – January 31, 2014; authorizing a budget, including an in-kind match of up to \$12,286,980.00 and a personnel complement for the Department of Human Services; and authorizing the negotiation and execution of Service Provider contract extensions and amendments based on the U.S. Department of Health and Human Services award and funding period. [Peter Zanoni, Assistant City Manager; Gloria Hurtado, Director, Department of Human Services]

2012-10-11-0808

### City Code Amendments

14. An Ordinance amending Chapter 16, Article XXI of the City Code of San Antonio by establishing a licensing requirement for In-Home Caregivers for the elderly and the disabled; requiring criminal history background checks; setting penalties for violations; and providing an effective date of January 1, 2013. [Erik J. Walsh, Deputy City Manager; William McManus, Police Chief]

2012-10-11-0809

### Boards, Commissions and Committee Appointments

15. Consideration of the following Board, Commission and Committee appointments for the remainder of unexpired terms of office to expire May 31, 2013, 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. Appointing Megan E. Kee (District 7) to the San Antonio Youth Commission.

*Approved*

B. Appointing Tom M. Netting (At-Large, Category: San Antonio Hotel and Lodging Association) to the Convention and Visitors Commission.

*Approved*

C. Appointing Maureen McCann (At-Large, Category: Community) to the Airport Advisory Commission for the remainder of an unexpired term of office to expire March 18, 2013.

*Approved*

D. Appointing Ernest M. Gonzales (District 1, Category: Performing Arts/Music) to the

Arts and Cultural Advisory Committee. *Approved*

E. Appointing Jo Ann M. Lopez (District 1) to the Commission for Children and Families.

*Approved*

5080-11-01-5105  
**Miscellaneous**

16. An Ordinance authorizing a three year agreement with Pfizer Inc., approving the San Antonio Metropolitan Health District to accept postage-paid reminder recall postcards valued at approximately \$2,100.00 per year to encourage patients to adhere to the recommended schedule of childhood vaccinations. [Erik Walsh, Deputy City Manager; Dr. Thomas L. Schlenker, Director of Public Health]

2012-10-11-0810

17. An Ordinance authorizing the third amendment to an Interlocal Agreement with the Alamo Regional Mobility Authority for the City of San Antonio to extend the term of loan repayment of \$500,000.00 plus interest until the first available revenues are received. [Ed Belmares, Assistant City Manager; Majed A. Al Ghafry, Director, Public Works]

2012-10-11-0811

18. An Ordinance authorizing an amendment to a contract with Transtar Energy Company LP, a subsidiary of Clean Energy Fuels Corp., to extend the compressed natural gas fueling facility operation and maintenance contract for a one year period, for an estimated annual amount of \$166,000.00, funded by the Solid Waste Operating and Maintenance Fund. [Peter Zaroni, Assistant City Manager; David W. McCary, Director, Solid Waste Management]

2012-10-11-0812

19. Consideration of the following matters in connection with financial transactions of CPS Energy: [Ben Gorzell, Chief Financial Officer; Troy Elliot, Director, Finance]

A. An Ordinance authorizing the issuance of the City's Electric and Gas Systems Variable Rate Junior Lien Revenue Refunding Bonds, Series 2012A, in a combined principal amount not to exceed \$50,000,000, and other financial matters as necessary to refund a portion of the \$147,615,000 of the City's Electric and Gas Systems Junior Lien Revenue Bonds, Series 2004 for the purpose of refinancing existing variable rate debt into new series of variable rate debt, with low cost initial term modes and no requirement to obtain third party liquidity (which eliminates bank counterparty risk); and distribution of an Official Statement relating to the Bonds.

2012-10-11-0813

B. An Ordinance authorizing the issuance of the City's Electric and Gas Systems Variable Rate Junior Lien Revenue Refunding Bonds, Series 2012B, in a combined principal amount not to exceed \$50,000,000, and other financial matters as necessary to refund a portion of the \$147,615,000 of the City's Electric and Gas Systems Junior Lien Revenue Bonds, Series 2004 for the purpose of refinancing existing variable rate debt into new series of variable rate debt, with low cost initial term modes and no requirement to obtain third party liquidity (which eliminates bank counterparty risk); and distribution of an Official Statement relating to the Bonds.

2012-10-11-0814

- C. An Ordinance authorizing the issuance of the City's Electric and Gas Systems Variable Rate Junior Lien Revenue Refunding Bonds, Series 2012C, in a combined principal amount not to exceed \$50,000,000, and other financial matters as necessary to refund a portion of the \$147,615,000 of the City's Electric and Gas Systems Junior Lien Revenue Bonds, Series 2004 for the purpose of refinancing existing variable rate debt into new series of variable rate debt, with low cost initial term modes and no requirement to obtain third party liquidity (which eliminates bank counterparty risk); and distribution of an Official Statement relating to the Bonds.

2012-10-11-0815

- D. An Ordinance amending and restating City ordinance authorizing the Commercial Paper Program that provides interim financing for the City's Electric and Gas Systems, which Ordinance, in addition to reauthorizing the existing Commercial Paper Program, authorizes the replacement of the Revolving Credit Agreement, that provides \$450,000,000 in liquidity support for the Commercial Paper Notes, with separate Revolving Credit Agreements entered into with three separate banks, each providing \$150,000,000 in liquidity support for the Commercial Paper Notes (totaling \$450,000,000 in liquidity support); issuance of Commercial Paper Notes in three series (one series relating to each of the three liquidity banks) as taxable or tax-exempt notes; extension of the final maturity of the Commercial Paper Program from 2028 to 2042; increase of the size of the Commercial Paper Program to \$600 million; and distribution of an Updated Offering Memorandum.

2012-10-11-0816

## 20. City Manager's Report

- A. Animal Care Services Update

**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.