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Agenda
City Council Meeting
Municipal Plaza Building
City Hall Complex
114 W. Commerce
San Antonio, TX 78205
August 20, 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
- 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 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.

1. Invocation by Rev. Dr. Robert E. Weston, Pastor, Northminster Presbyterian Church. Guest of Councilmember Ray Lopez, District 6.
2. Pledge of Allegiance.
3. Approval of Minutes for the June 25, 2009 City Council meeting.
4. Swearing-in of Councilmember David Medina, Jr. as Mayor Pro-Tem, serving the period of August 29, 2009 through November 7, 2009.

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

ACTION ITEMS FOR STAFF BRIEFING

5. An Ordinance amending Chapter 35, Unified Development Code, of the City Code of San Antonio, Texas, to establish a procedural requirement to promote awareness of local endangered species. [Pat DiGiovanni, Deputy City Manager, Roderick Sanchez, Director, Planning and Development Services]

2009-08-20-0652

CONSENT AGENDA

Purchase of Equipment and Supplies

6. An Ordinance accepting bids for the following commodities and services on an annual contracting basis in the amount of \$465,000.00, including: (A) Dittmar Lumber for bagged Portland, masonry & ready mix concrete; (B) DS Waters for bottled water; (C) UTEC-Plus for truck mounted liftgate parts and service; (D) UTEC-Plus for Lemco crane parts and service; and (E) Fire Panel, LLC for Fire Panel Kits for Crown Victoria Police Interceptors. [Sharon De La Garza, Assistant City Manager; Janie Cantu, Director, Purchasing & General Services]

2009-08-20-0653

7. An Ordinance ratifying a contract with the Department of State Health Services for the purchase of antiviral medications for a cost of \$174,985.05, funded through Health, Fire, and Police Department's FY 2009 Budget and the Public Health and Emergency Preparedness Grant. [Sharon De La Garza, Assistant City Manager; Janie Cantu, Director, Purchasing & General Services]

2009-08-20-0654

8. An Ordinance accepting the bid from Arnold Refrigeration, Inc. for the purchase and installation of two walk-in coolers and a freezer for Terminal 1 at San Antonio International Airport for a cost of \$99,607.00, funded with Aviation Operational Funds. [Sharon De La Garza, Assistant City Manager; Janie Cantu, Director, Purchasing & General Services]

2009-08-20-0655

Capital Improvements

- 9. An Ordinance authorizing a BexarMet-requested change order in the amount of \$28,201.66, of which \$28,201.66 will be reimbursed by BexarMet, to the \$17,810,303.52 construction contract with Texas Sterling Construction for installation of water services for the Zarzamora Drainage #83A Project, located in Council District 4, funded by U.S. Housing and Urban Development 108, and 2007-2012 General Obligation Bonds. [Penny Postoak Ferguson, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services]

2009-08-20-0656

- 10. An Ordinance authorizing an Interlocal Agreement with North East Independent School District (NEISD), authorizing payment up to \$402,747.09 to NEISD for the Stahl Road – O’Conner to Judson Project, located in Council District 10, and amending the 2009-2014 Capital Budget. [Penny Postoak Ferguson, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services]

2009-08-20-0657

Acquisition, Sale or Lease of Real Property

- 11. An Ordinance authorizing the release of deed restrictions for Lot 2, Block 1, NCB 6759 located at the intersection of East Hildebrand Avenue and Devine Road in Council District 1 and accepting the dedication from Koontz/McCombs, Ltd. of Old Hildebrand right of way, located in Council District 9, as a public street. [Penny Postoak Ferguson, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services]

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2009-08-20-0658

Grant Applications and Awards

- 12. An Ordinance ratifying the submission of a grant application to CHRISTUS Santa Rosa Health Care and acceptance of funds up to \$186,998.00 upon award and authorizing four (4) new staff positions by the San Antonio Metropolitan Health District to provide maternal, child health, and parenting education services to families whose infants are delivered at CHRISTUS Santa Rosa Hospital in San Antonio. [Frances A. Gonzalez, Assistant City Manager; Dr. Fernando A. Guerra, Director, Health]

2009-08-20-0659

City Code Amendments

- 13. An Ordinance amending the Traffic Control Devices Schedules for the City of San Antonio, established in Chapter 19, Section 68 of the City Code of Ordinances, to include new traffic control devices and delete previous entries from the schedules that are in conflict with current traffic code regulations; providing for criminal and civil penalties for violations; incorporating recent state law outlawing hand held cell phone or wireless devices in school zones and identifying 18 sites throughout the City to begin enforcement September 1, 2009. [Sharon De La Garza, Assistant City Manager; Majed Al-Ghafry, Director, Public Works]

2009-08-20-0660

14. An Ordinance authorizing the following amendments to Chapters 19 and 35 of the City Code, ("Motor Vehicles and Traffic" and "Unified Development Code") as part of the Biennial Update Program and to implement the City's rough proportionality methodology [T.C. Broadnax, Assistant City Manager, Roderick Sanchez, Director, Planning and Development Services]:

- A. Amendments to various sections to implement the rough proportionality methodology
- B. Amendments to 35-504, Stormwater Management
- C. Amendment to 35-506, Major Thoroughfare Plan Variances
- D. Amendments to 35-506, Sidewalks
- E. Amendments to 35-712, Recognition of Rights
- F. Amendments to 35-F124, Allowable Development Within the Regulatory Floodplain

2009-08-20-0661

Boards, Commissions and Committee Appointments

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]

- PULLED**
- A. 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.
 - B. Reappointing Gerald P. Irwin (District 8) to the Joint City/County Commission on Elderly Affairs for the remainder of an unexpired term of office to expire May 31, 2011.
 - C. Appointing Luis R. Herrera (District 1) and reappointing Gabrielle L. Reyes (District 4) and Hannah E. Voss (District 10) to the San Antonio Youth Commission for the remainder of unexpired terms of office to expire May 31, 2011.
 - D. Appointing Christel Villarreal (District 3) to the Citizens' Environmental Advisory Committee for the remainder of an unexpired term of office to expire May 31, 2011.
 - E. Appointing Juan R. Reyna (District 7) to the City Commission on Veterans Affairs for the remainder of an unexpired term of office to expire May 31, 2011.
 - F. Reappointing George L. Britton, Jr. (District 4) and Andrew M. Ozuna (District 8) to the Zoning Board of Adjustment for the remainder of unexpired terms of office to expire May 31, 2011.

G. Reappointing Abraham Robles (District 4, Category: Consumer of Handicapped Services) to the Disability Access Advisory Committee for the remainder of an unexpired term of office to expire May 31, 2011.

H. Reappointing Michael S. Ariens (District 3) and August S. Johnson (District 4) to the Ethics Review Board for the remainder of unexpired terms of office to expire August 25, 2010.

I. Reappointing Randall S. Preissig (District 4) to the Linear Creekway Parks Advisory Board for the remainder of an unexpired term of office to expire May 31, 2011.

J. Appointing David D. Christian (District 7) to the Zoning Commission for the remainder of an expired term of office to expire May 31, 2011.

16. Appointing Councilmember Ivy R. Taylor (District 2) to the Military Transformation Task Force for an unexpired term of office to expire May 31, 2011. [Leticia M. Vacek, City Clerk]

Miscellaneous

17. An Ordinance approving an agreement consenting to the Utility Service Agreement entered into among the San Antonio Water System, Texas A&M University, Verano Land Group, LP, and VTLM Texas, LP and directing the Verano TIRZ Board to make assigned payments directly to SAWS. [Pat DiGiovanni, Deputy City Manager, Center City Development Office]

2009-08-20-0662

18. A Resolution adopting the Strategic Historic Preservation Plan. [T.C. Broadnax, Assistant City Manager; Shanon Peterson Wasielewski, Historic Preservation Officer, Office of Historic Preservation]

2009-08-20-0026R

19. An Ordinance authorizing the release of approximately 3,486 acres from the City of San Antonio Extraterritorial Jurisdiction as requested by the City of Schertz. [T.C. Broadnax, Assistant City Manager; Roderick Sanchez, Director, Planning and Development Services]

PULLED BY STAFF

20. An Ordinance authorizing the release of approximately 4,550 acres from the City of San Antonio Extraterritorial Jurisdiction as requested by the City of Cibolo. [T.C. Broadnax, Assistant City Manager; Roderick Sanchez, Director, Planning and Development Services]

PULLED BY STAFF

21. City Manager's Report

- A. Update on FY 2010 Budget Public Hearings
- B. 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.

22. A Resolution directing the Planning and Development Services Department to initiate a rezoning case to apply the Military Lighting Overlay District to properties within approximately five miles from the perimeter of Camp Bullis/Camp Stanley, as recommended by the Camp Bullis JLUS.

2009-08-20-0027R

23. An Ordinance amending the Major Thoroughfare Plan, a component of the City of San Antonio Master Plan, by de-designating a proposed segment of Crestway Road generally located east of FM 1516 and west Loop 1604.

2009-08-20-0663

24. An Ordinance amending the Major Thoroughfare Plan, a component of the City of San Antonio Master Plan, by realigning a segment of South Foster Road; extending the designation of Southton Road; and de-designating a portion of Old Corpus Christi Road generally located in southeast Bexar County east of I-37 and south of Hwy 181.

2009-08-20-0664

- 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

- Z-1. **ZONING CASE # Z2009129 (District 2):** An Ordinance amending the Zoning District Boundary from "MF-33" Multi-Family District to "C-3" General 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 denial. Zoning Commission recommendation pending the August 18, 2009 public hearing.

CONTINUED

- Z-2. **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 August 18, 2009 public hearing.

CONTINUED

- Z-3. **ZONING CASE # Z2009025 S (District 2):** An Ordinance amending the Zoning District Boundary from "C-2" Commercial District to "C-2 S" Commercial District with a Specific Use Authorization for a Pay Day Loan Agency on the north 75 feet of Lots 13A through 16A and the north 75 feet of Lots 13B through 16B, Block 3, NCB 6337 located at 316

North New Braunfels Avenue. Staff and Zoning Commission recommend Approval.

WITHDRAWN BY APPLICANT

P-2. **PLAN AMENDMENT (Districts 7 & 8):** An Ordinance amending the Huebner/Leon Creeks Community Plan, a component of the Master Plan of the City, for approximately 4.9 square miles in the area generally bound by Prue Road to the north, Babcock Road to the east, Huebner Road and Eckert Road to the south, and Bandera Road to the west. Staff and Planning Commission recommend Approval.

2009-08-20-0665

Z-4. **ZONING CASE # Z2009120 (District 7):** An Ordinance amending the Zoning District Boundary from "I-1" General Industrial District to "C-3" General Commercial District on 0.07 of an acre out of Lot 3, Block 5, NCB 18575 located at 7824 Mainland Drive (Suite 104 and 105). Staff and Zoning Commission recommend approval.

2009-08-20-0666

Z-5. **ZONING CASE # Z2009118 S (District 8):** An Ordinance amending the Zoning District Boundary from "C-2 GC-1 MLOD-1" Commercial Hill Country Gateway Corridor Military Lighting Overlay District-1 to "C-2 S GC-1 MLOD-1" Commercial Hill Country Gateway Corridor Military Lighting Overlay District-1 with a Specific Use Authorization for a Hotel on 1.27 acres out of Lot 131, Block 1, NCB 18338 located on the west side of IH 10, approximately 700 feet north of Steeple Park. Staff and Zoning Commission recommend approval.

2009-08-20-0667

Z-6. **ZONING CASE # Z2009101 S ERZD (District 9):** An Ordinance amending the Zoning District Boundary from "C-2 ERZD" Commercial Edwards Recharge Zone District to "C-2 S ERZD" Commercial Edwards Recharge Zone District with a Specific Use Authorization to allow a bar/tavern on 0.0509 of an acre out of NCB 18218 located at 3111 TPC Parkway, #106. Staff and Zoning Commission recommend approval.

2009-08-20-0668

Z-7. **ZONING CASE # Z2009121 S (District 10):** An Ordinance amending the Zoning District Boundary from "R-6" Residential Single-Family District to "R-6 S" Residential Single-Family District with a Specific Use Authorization for a Daycare Center on Lot 42, Block 1, NCB 16464 located at 14207 Higgins Road. Staff and Zoning Commission recommend Approval.

2009-08-20-0669

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.

CONTINUED

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.*



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WEB:
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Addendum to Agenda
City Council Meeting
Municipal Plaza Building
City Hall Complex
114 W. Commerce
San Antonio, TX 78205
August 20, 2009

The following item has been added to the City Council Regular Meeting Agenda for August 20, 2009 and will be considered no earlier than 2:00 p.m.:

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.

25. 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 use compatible with the existing surrounding land as requested by Councilman Reed Williams, District 8. **(Continued from August 6, 2009)**

Supporting Documents

CONTINUED TO SEPTEMBER 3RD

Questions regarding this agenda notice should be directed to the City Agenda Coordinator at 207-7080.