



Int Ord 99449
Int Res. 2004-25-20
Int Ord 99484
Int Res 2004-26-21

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CITY OF SAN ANTONIO
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**Agenda
City Council Meeting
Municipal Plaza Building
City Hall Complex
103 Main Plaza
San Antonio, Texas 78205
July 22, 2004**

At any time during the "B" Session or 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).

I. The City Council will convene for a "B" Session in the B Room of the Municipal Plaza Building at 10:00 A.M. for the following:

Staff briefing on the Advertising Agency Services Request for Proposals Process including brief summary presentations by the three Short-Listed Agencies. [Presented by Melvin Tennant, Director, Convention and Visitors Bureau; Roland A. Lozano, Assistant to the City Manager]

II. The City Council will convene in Council Chambers, Municipal Plaza Building in a Regular Council Meeting at 1:00 P.M.

1. Invocation by Rev. Isaac Ortiz, Beacon Hill Baptist Church, guest of Councilman Roger Flores, District 1, and Pledge of Allegiance.
2. Ceremonial Items.
3. Approval of the minutes of the City Council Meeting of April 22, April 29 and May 6, 2004 .

DISABILITY ACCESS STATEMENT

This meeting is wheelchair accessible. The accessible entrance is located at 103 Main Plaza. 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 FOLLOWING ITEMS WILL BE CONSIDERED AT THE TIMES INDICATED:

4. 2:00 P.M. – Public Hearing and Consideration of the following Zoning Cases: [Presented by Florencio Peña, Director, Development Services; Christopher J. Brady, Assistant City Manager]

Daniel
ZONING CASE NUMBER Z2004113: The request of Jerry Arredondo, Applicant, for Facundo and Bertha Arizpe Revocable Living Trust, Owner(s), for a change in zoning from "R-4" Residential Single-Family District to "NC" Neighborhood Commercial District on Lot 53, Block 17, NCB 9220, 571 Wildwood. Staff's recommendation was for denial. Zoning Commission has recommended denial. (Council District 1)

- 99474*
5. 3:00 P.M. – Public Hearing and consideration of an Ordinance adopting the following Wastewater Impact Fees for the Far West Area: \$1,738.00 per service unit for the Medio Creek Water Shed, \$1,972.00 per service unit for the Potranca Creek Water Shed, and \$1,929.00 per service unit for the Big Sours and Lucas Creek Water Sheds; and reaffirming the adoption of the Land Use Assumptions and Capital Improvements Plans related to these impact fees. [Presented by Ben Gorzell, Jr., Public Utilities Supervisor/Assistant Director, Finance; Melissa Byrne Vossmer, Assistant City Manager]
6. 5:00 P.M. – Citizens to Be Heard.

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

- 99474*
7. An Ordinance accepting the low responsive bids submitted by Grande Truck Center, items 1, 5A, 14B; Santex Truck Center, items 6B, 10, 17; and Southway Ford, item 18 to provide the City of San Antonio Parks and Recreation, Public Works and Police Departments with medium and heavy duty trucks for a total amount of \$717,303.00. [Presented by Janie B. Cantu, Director, Purchasing & General Services; Erik J. Walsh, Assistant to the City Manager]

- 99468*
8. An Ordinance accepting the bids of various companies to provide the City of San Antonio with the various types of commodities and services on an annual contract basis for FY2004-2005 for an estimated combined annual cost of \$2,106,533.00 to include contracts for: Fujitsu computer systems hardware maintenance and support; Learning Express library online database; controlled low strength concrete material (flowable fill) & quick set mix; underground tank/line tightness testing and red jacket leak detector testing; traffic signal steel poles; vehicle refueling; police bicycle repair parts; Synagis vaccine; vehicle decals, letter and numbers; Oracle database software and service; ESRI mapping applications service; ornamental water feature treatment services; reinforcing steel and wire mesh; Trane air conditioning parts; and printing of publications for Aviation Department. [Presented by Janie B. Cantu, Director, Purchasing & General Services; Erik J. Walsh, Assistant to the City Manager]

99469
9. An Ordinance accepting the best value bid submitted by Daktronics, Inc. to provide the City of San Antonio Alamodome Department with a video display system for the end zones, center section and outside marquee of the Alamodome for a total amount of \$2,828,905.00. [Presented by Janie B. Cantu, Director, Purchasing & General Services; Erik J. Walsh, Assistant to the City Manager]

99470
10. An Ordinance accepting the low responsive bid submitted by Sigma Solutions utilizing the Department of Information Resources "GoDirect" Program and the sole source contract submitted by Traverse Technologies to provide the City of San Antonio Public Works Department with support, maintenance and hardware for the Street Cut Application Permit Project for a total amount of \$121,704.41. [Presented by Janie B. Cantu, Director, Purchasing & General Services; Erik J. Walsh, Assistant to the City Manager]

Capital Improvement Items

99471
11. An Ordinance authorizing the conversion of the South Alamo – Durango to Cedar and St. Mary's – Bereda to South Alamo projects, located in Council District 1, from Metropolitan Planning Organization projects to Public Works Capital Improvement Projects; amending the professional services agreement and authorizing payment in the amount of \$49,451.00 to HNTB Corporation for additional engineering services; authorizing \$4,945.10 for additional engineering contingency expenses, for a total amount of \$54,396.10 from Certificates of Obligation; revising the project budgets; appropriating funds; and providing for payment. [Presented by Thomas G. Wendorf, Director, Public Works; Melissa Byrne Vossmer, Assistant City Manager]

99450
12. An Ordinance ratifying and authorizing the execution of a construction contract with Texas-Sterling Construction, L.P., in the amount of \$208,650.00 to provide emergency reconstruction and repairs to a collapsed section of roadway and the associated drainage components near South Hamilton Street and Saunders Avenue located in Council District 5; authorizing \$104,325.00 for construction contingency expenses, for a total amount of \$312,975.00 from Storm Water Revenue Operating funds; appropriating funds; and providing for payment. [Presented by Thomas G. Wendorf, Director, Public Works; Melissa Byrne Vossmer, Assistant City Manager]

99451
13. An Ordinance selecting Poznecki, Camarillo and Associates, Inc. to provide engineering services in connection with the platting of the Levi Strauss Property into three parcels, which Property is currently under contract for purchase by the City of San Antonio; authorizing the negotiation and execution of a professional services contract in an amount not to exceed \$50,000.00; appropriating funds; and providing for payment. [Presented by Rebecca Waldman, Director, Asset Management; Erik J. Walsh, Assistant to the City Manager]

99472
14. An Ordinance accepting the low, qualified bid of Yantis Company in the amount of \$800,177.50 for the Street and Drainage Improvement Project at San Antonio International Airport; authorizing execution of a construction contract; authorizing \$80,017.75 for construction contingency expenses; authorizing the payment of \$19,538.15 to Southwestern Bell Telephone, L.P., for utility relocation, for a total amount of \$899,733.40 from Airport System Improvement and Contingency Fund; appropriating funds; revising the budget; and providing for payment. [Presented by Kevin Dolliole, Director, Aviation; J. Rolando Bono, Deputy City Manager]

99473
15. An Ordinance accepting the low, qualified base bid with bid alternates from 3TI, Inc. (SBE/WBE/DBE) in the amount of \$991,000.00 to provide construction services in connection with the District 4 Park Improvement Projects in Arnold Park, Flores Park and Miller's Pond Park; authorizing the execution of a construction contract; amending the project budget; authorizing \$56,912.00 for construction contingency expenses; authorizing \$2,000.00 for mandatory project fees; appropriating \$479,912.00 in 1999-2004 Park Bond funds, \$370,000.00 in 2003-2007 Park Bond funds and \$200,000.00 in Community Development Block Grant (CDBG) funds; and providing for payment. [Presented by Malcolm Matthews, Director, Parks and Recreation; Christopher J. Brady, Assistant City Manager]

99452
16. An Ordinance authorizing payment of \$16,385.00 to Bain Medina Bain (SBE/WBE/DBE) to provide civil engineering services in connection with the Garza Park Pedestrian Bridge Project in Council District 7 as authorized under a stand-by agreement approved by Ordinance No. 97945 on August 7, 2003; establishing the project budget; authorizing \$3,000.00 for engineering contingency expenses; authorizing \$1,000.00 for bid advertising/printing expenses; authorizing \$3,000.00 for mandatory project fees, for a total amount of \$23,385.00 from 1999-2004 Park Bond funds; appropriating funds; and providing for payment. [Presented by Malcolm Matthews, Director, Parks and Recreation; Christopher J. Brady, Assistant City Manager]

Items Concerning the Purchase, Sale or Lease of Real Property

99453
17. An Ordinance authorizing Amendment One to the HemisFair Park Lease Agreement with the San Antonio Women's Chamber of Commerce for use of the City's HemisFair Park Building No. 217, the Eager House, for use as office space on a month to month basis for annual rental income of \$1,200.00. [Presented by Malcolm Matthews, Director, Parks and Recreation; Christopher J. Brady, Assistant City Manager]

99454
18. An Ordinance authorizing Amendment One to the HemisFair Park Lease Agreement with the Alamo City Chamber of Commerce for use of the City's HemisFair Park Building No. 406, the OK Bar and Storage Building, for use as office space on a month to month basis for annual rental income of \$1,200.00. [Presented by Malcolm Matthews, Director, Parks and Recreation; Christopher J. Brady, Assistant City Manager]

99455
19. An Ordinance authorizing the acquisition of fee simple title to a .1492 acre lot located at 111 Rice Road from the San Antonio Development Agency for the amount of \$2,000.00; authorizing \$237.00 for due diligence costs; appropriating funds; and providing for payment. [Presented by Edna R. Ortega, Special Projects Coordinator, Proposition 3; Christopher J. Brady, Assistant City Manager]

99456
20. An Ordinance authorizing the execution of the first amendment to the lease agreement with ITW Mortgage Investments IV, Inc. for use by the Library Department of 5,600 square feet of warehouse space for temporary storage of the Hertzberg Collection located at 995-B Isom Road, Isom Business Center, located in City Council District 9, for an annual total of approximately \$39,032.04, for the period of August 1, 2004 to July 31, 2005; and authorizing payment. [Presented by Aubrey George, Interim Director, Library; Frances Gonzalez, Assistant City Manager]

Miscellaneous

99457

21. An Ordinance authorizing the City Manager or her designee to accept a grant in the amount of \$18,440.80 from the Southwest Texas Regional Advisory Council for Trauma to be used by the San Antonio Fire Department for EMS eligible expenses. [Presented by Robert Ojeda, Fire Chief; Christopher J. Brady, Assistant City Manager]

99458

22. An Ordinance authorizing the City Manager or her designee to execute the First Amendment to the Arts in the Community Delegate Agency Agreement for the East Theo Project replacing the original Contractor, Mexico-North Research Network, Inc. with Los Compadres de San Antonio Missions, a non-profit organization. [Presented by Felix Padron, Director, Cultural Affairs; Roland A. Lozano, Assistant to the City Manager]

99459

23. An Ordinance approving the Renewal of a Parking Agreement between the City of San Antonio and The University of Texas at San Antonio Downtown Campus for a period of twelve (12) months beginning on July 1, 2004 and ending on June 30, 2005, for the use of 700 parking spaces under Interstate Highway 35 for an annual fee of \$111,000.00 with the option granted to both parties by mutual negotiation to renew the Agreement for two (2) consecutive one-year renewal terms, subject to City Council approval; and also approves an Amendment to the Agreement authorizing the City Manager or her designee to execute any documentation necessary to expedite prompt refund, on a pro rata basis, of any monies paid in advance for parking pursuant to this Agreement, without the necessity for additional approval by the San Antonio City Council, should The University of Texas at San Antonio exercise a right to early termination provided in the Agreement. [Presented by Thomas G. Wendorf, Director, Public Works; Melissa Byrne Vossmer, Assistant City Manager]

99460

Approval of Temporary Street Closures and Traffic Control Procedures for Special Events

99461

24. An Ordinance approving the parade permit and authorizing the temporary closure of portions of certain streets near the Our Lady of the Angels Church (1214 Stonewall) in connection with the Our Lady of the Angels Feast Day to be held from 11:00 A.M. to 1:00 P.M. on Sunday, August 1, 2004. [Presented by Roland A. Lozano, Assistant to the City Manager; Terry M. Brechtel, City Manager]

99462

25. An Ordinance approving the parade permit and authorizing the temporary closure of portions of certain streets near the Macedonia Baptist Church (Hobart & 40th Street) in connection with the National Night Out Parade sponsored by the Macedonia Community Development Corp. to be held from 6:30 P.M. to 7:45 P.M. on Tuesday, August 3, 2004. [Presented by Roland A. Lozano, Assistant to the City Manager; Terry M. Brechtel, City Manager]

26. An Ordinance approving the parade permit and authorizing the temporary closure of portions of certain streets in connection with the AGA 23rd Annual Guadalupe Street Parade sponsored by the Avenida Guadalupe Association, Inc. to be held from 9:00 A.M. to 2:00 P.M. on Saturday, September 4, 2004. [Presented by Roland A. Lozano, Assistant to the City Manager; Terry M. Brechtel, City Manager]

99463
27. An Ordinance approving the parade permit and authorizing the temporary closure of portions of certain streets near HemisFair Park in connection with the MS Walk sponsored by the Multiple Sclerosis Society to be held from 7:00 A.M. to 11:00 A.M. on Saturday, September 11, 2004. [Presented by Roland A. Lozano, Assistant to the City Manager; Terry M. Brechtel, City Manager]

Board, Commissions and Committee Appointments.

28. Consideration of the following board appointments: [Presented by Leticia M. Vacek, City Clerk; Erik J. Walsh, Assistant to the City Manager]

99464
A. An Ordinance appointing Roxanne Cuevas (District 5) to the Animal Care Services Advisory Board for a term of office to expire on July 3, 2005.

99465
B. An Ordinance appointing Steve J. Patmon (Architect Category - District 10) to the Board of Appeals for a term of office to expire on July 31, 2006.

99466
C. An Ordinance reappointing Mary Lee Buettner (District 4) to the Mayor's Commission on the Status of Women for a term of office to expire on December 15, 2004.

99467
D. An Ordinance reappointing Marianne Watson (District 9) as Director and Trustee to the South Texas Business Fund for terms of office to expire on May 9, 2006 and May 9, 2007, respectively.

ITEMS FOR INDIVIDUAL CONSIDERATION

99470
29. An Ordinance authorizing an amendment to the Henry B. Gonzalez Convention Center Food and Beverage Service Agreement with RK Group Joint Venture to a decrease the number of days required to provide notice to the Contractor of the City's option to extend the agreement from no later than 180 days to no later than 90 days prior to the expiration of the initial term of the agreement. [Presented by Michael Sawaya, Director, Convention Facilities; Roland A. Lozano, Assistant to the City Manager]

99471
30. An Ordinance authorizing execution of an Audit Closing Agreement with the RK Group Joint Venture Partnership. [Presented by Andrew Martin, City Attorney; Terry M. Brechtel, City Manager]

99472
31. An Ordinance authorizing a new probation period for tenant lease and license agreements in the City of San Antonio's Market Square in Council District 1, as requested by Councilman Roger Flores, District 1; and authorizing the Director of Parks and Recreation to execute amended agreements with tenants whose original agreements are pending termination. [Presented by Malcolm Matthews, Director, Parks and Recreation; Christopher J. Brady, Assistant City Manager]

32. Second reading of an Ordinance providing for the extension of the San Antonio City Limits by the limited purpose annexation of approximately 4,080 acres of land known as the Expansion of the Southside Initiative; establishing an effective date and adopting a regulatory plan for such area. [Presented by Emil R. Moncivais, Director of Planning; Jelynn LeBlanc Burley, Assistant City Manager]

2004-25-20
33. A Resolution amending the Three Year Annexation Plan to include the Southside Initiative Expansion Area to be considered for full purpose annexation in July 2007; and providing for an immediate effective date upon passage by eight votes. [Presented by Emil R. Moncivais, Director of Planning; Jelynn LeBlanc Burley, Assistant City Manager]

99478
34. An Ordinance amending the land use plan contained in the Southside Initiative Community Plan, a component of the Master Plan of the City by changing the use from no specific land use designation to Agriculture, Resource Protection/Open Space, and Agriculture and Light Industry Land Uses for an area of approximately 4,080 acres, extending from the southern limited purpose city limits of the city of San Antonio, southerly and along the western right-of-way line of State Highway 16 to a southern boundary extending easterly following the southern right-of-way line of South Loop 1604 West for an approximate distance of 1.6 miles, and then parallel to South Loop 1604 West as defined by the Texas Department of Transportation, for an approximate distance of 3.25 miles to the eastern boundaries of and including the Galvan and Duran tracts; thence northerly to the eastern right-of-way line of Pleasanton Road continuing northeasterly along said right-of-way to the limited purpose city limits of the city of San Antonio; the area being generally between State Hwy. 16 and Pleasanton Road. Staff's recommendation is for approval. The Planning Commission has recommended denial. [Presented by Emil R. Moncivais, Director of Planning; Jelynn LeBlanc Burley, Assistant City Manager]

99479
35. An Ordinance establishing interim development controls on new permits including zoning, platting, and development plan approvals for properties situated in the Southside Initiative Expansion Area over the areas annexed by the City for limited purposes on August 1, 2004, for a period of 60 days from August 1, 2004 pending completion of zoning. [Presented by Emil Moncivais, Director, Planning; Jelynn LeBlanc Burley, Assistant City Manager]

99480
36. An Ordinance amending Chapter 34 of the City Code by modifying local regulations to implement the San Antonio Water System's Pretreatment Program and further amending provisions of Chapter 34, making appropriate administrative changes to Liquid Waste Transportation and Disposal Regulations. [Presented by Thomas G. Wendorf, Director, Public Works; Melissa Byrne Vossmer, Assistant City Manager]

99481
37. An Ordinance adopting the 2003 International Building Code and Amendments. [Presented by Florencio Peña, Director, Development Services; Christopher J. Brady, Assistant City Manager]

99482
38. An Ordinance adopting the 2003 International Fire Code and Amendments. [Presented by Florencio Peña, Director, Development Services; Christopher J. Brady, Assistant City Manager]

99483
39. An Ordinance adopting the 2003 Uniform Mechanical Code and Amendments. [Presented by Florencio Peña, Director, Development Services; Christopher J. Brady, Assistant City Manager]

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40. An Ordinance adopting the Amendments to the 2003 Uniform Plumbing Code. [Presented by Florencio Peña, Director, Development Services; Christopher J. Brady, Assistant City Manager]

41. An Ordinance adopting the Plumbing and Mechanical Amendments to the 2000 International Residential Code for One and Two Family Dwellings. [Presented by Florencio Peña, Director, Development Services; Christopher J. Brady, Assistant City Manager]

42. A Resolution supporting Dr. Hector P. Garcia as a candidate for commemoration on a U.S. Postal Stamp; as requested by Councilwoman Patti Radle, District 5.

43. Ratification of Travel Authorization for Councilman Joel Williams, District 2, who traveled to Houston, Texas to meet with consultants regarding the Tax Increment Reinvestment Zone from Thursday, June 17, 2004 to Friday, June 18, 2004.

44. City Manager's Report. - *None*

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

✓ Discuss the lawsuit styled *Sandra Trevino and Daniel Garcia, Sr., Individually and as Personal Representatives of the Estate of Daniel T. Garcia, Deceased, v. City of San Antonio*, Cause No. SA-02-CA-0396-FB, pursuant to Section 551.071 (consultation with attorney).