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Agenda  
City Council Meeting  
Municipal Plaza Building  
City Hall Complex  
114 W. Commerce  
San Antonio, TX 78205  
**September 10, 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
- 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](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. Dan Allen, Senior Pastor, Leon Springs Baptist Church. Guest of Councilmember W. Reed Williams, District 8.
2. Pledge of Allegiance.
3. Approval of Minutes for the August 10th and August 13th Special and Regular City Council meetings.

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

**ACTION ITEMS FOR STAFF BRIEFING**

4. Public Hearing and consideration of the following Ordinances related to the Downtown Public Improvement District (PID): [Pat DiGiovanni, Deputy City Manager; Paula X. Stallcup, Director, Downtown Operations]

A. An Ordinance approving the levy of a special assessment for the downtown improvement district (PID); levying an assessment rate for FY 2010 at \$0.12 per \$100.00 value of commercial real property and \$0.09 per \$100.00 value of residential condominiums in the PID; and approving the FY 2010 services and assessment plan for the PID.

2009-09-10-0693

B. An Ordinance authorizing a contract with Centro San Antonio Management Corp, a non-profit entity, to provide specified services and develop annual service and assessment plans for the Downtown Public Improvement District for a five year period ending September 30, 2014.

2009-09-10-0694

C. An Ordinance authorizing an Interlocal Agreement with VIA Metropolitan Transit Authority (VIA) for participation in the PID.

2009-09-10-0695

5. An Ordinance authorizing the transfer of approximately 3,000 acres adjacent to the Government Canyon State Natural Area in Bexar County, Texas to the Texas Parks and Wildlife Department while reserving an aquifer-protection conservation easement and negotiating the transfer of U.S. Fish and Wildlife Department endangered-species mitigation credits for the use and benefit of Camp Bullis. [Pat DiGiovanni, Deputy City Manager; Xavier Urrutia, Director, Parks & Recreation]

2009-09-10-0696

**CONSENT AGENDA**

**Purchase of Equipment and Supplies**

- 6. An Ordinance accepting bids for the following annual contracts in the estimated annual amount of \$575,000.00: (A) Excell Environmental, Inc. dba Excell Fueling Systems for underground tank/line tightness testing and red jacket leak detector; (B) Reusable Transport Packaging for reusable storage containers; (C) Johnson Controls, Inc. for maintenance agreement for METASYS system at the Alamodome and (D) Leotek Electronics USA Corporation for extended view LED traffic signal lamps. [Sharon De La Garza, Assistant City Manager; Janie Cantu, Director, Purchasing & General Services]

2009-09-10-0697

- 7. An Ordinance accepting the bid from Adacel Systems, Inc. for the purchase of a flightline driving simulator for training vehicle operators as required by the Federal Aviation Administration, for a cost of \$161,429.00, funded by the Airport Operations & Maintenance Fund. [Sharon De La Garza, Assistant City Manager; Janie Cantu, Director, Purchasing & General Services]

2009-09-10-0698

- 8. An Ordinance accepting the bid for an annual contract from Baker & Taylor to provide the San Antonio Public Library with print materials, cataloging and processing services in the estimated annual amount of \$2,000,000.00. [Sharon De La Garza, Assistant City Manager; Janie Cantu, Director, Purchasing & General Services]

2009-09-10-0699

- 9. An Ordinance authorizing the City to utilize a state cooperative contract for the purchase of twelve rear load collection trucks with ultra low sulfur diesel burning engines for the semi-automated garbage and recycling collection program from Rush Truck Centers of Texas, LP and Equipment Southwest, Inc. for a cost of \$1,590,584.00, funded with the Equipment and Renewal Replacement Fund and the Solid Waste Management fund. [Sharon De La Garza, Assistant City Manager; Janie Cantu, Director, Purchasing & General Services]

2009-09-10-0700

- 10. An Ordinance accepting the best value bid from Kennmark Bullock Personnel, LLC to provide temporary data entry personnel for an annual cost of \$210,600.00. [Erik J. Walsh, Assistant City Manager, William P. McManus, Police Chief]

2009-09-10-0701

**Capital Improvements**

- 11. Consideration of the following Ordinances related to the new road construction to be known as Arena Road (IH-35 to Houston Street) and/or Arterial Connector Streets (Arena Road Project), a 2007-2012 General Obligation Bond Project located in Council District 2: [Penny Postoak Ferguson, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services]

- A. An Ordinance amending the FY 2009 Adopted Capital Budget and the FY 2010 Proposed Capital Budget, cancelling the Arena Road Project and reallocating excess project funds to create a new project, Houston Street - AT&T Parkway East to IH-10 Service Road that meets the intent of the original project to improve traffic conditions in the area.

2009-09-10-0702

- B. An Ordinance authorizing a professional services agreement with CDS/Muery Services Engineering & Surveying in an amount not to exceed \$750,000.00 for engineering

services for the Houston Street - AT&T Parkway East to IH-10 Service Road Project.

2009-09-10-0703

C. An Ordinance granting authority to staff to negotiate with the Metropolitan Planning Organization to change the Arena Road Project scope.

2009-09-10-0704

12. An Ordinance awarding a construction contract in the amount of \$298,400.00 to 3TI Inc. to perform construction work in connection with the Villa Coronado Park Project, an authorized 2007-2012 General Obligation Bond and Community Development Block Grant (CDBG) funded project located in Council District 3, from a total authorized project amount of \$388,707.00. [Penny Postoak Ferguson, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services]

2009-09-10-0705

13. An Ordinance awarding a construction contract in the amount of \$61,408.00 to F&W Electrical Contractors, Inc. for the Kingsborough School Walking Track Lighting Project, an authorized 2007-2012 General Obligation Bond Project located in Council District 3, from a total authorized project amount of \$89,208.00. [Penny Postoak Ferguson, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services]

2009-09-10-0706

14. An Ordinance awarding a construction contract to G.G. & G. General Construction Inc. in the amount of \$65,132.00 for lighting around an existing park trail and pavilion for the Ingram Hills Lighting Project, an authorized 2007-2012 General Obligation Bond Project located in Council District 7, from a total authorized project amount of \$75,166.68. [Penny Postoak Ferguson, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services]

2009-09-10-0707

15. An Ordinance authorizing a change order in the increased amount of \$395,376.30 to the \$11,817,259.78 construction contract with San Antonio Constructors, Ltd. to reconcile quantities from bid item to actual quantities used for the Rip Rap #69 Phase II D Project, funded by 2007-2012 General Obligation Bonds, located in Council District 3. [Penny Postoak Ferguson, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services]

2009-09-10-0708

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

16. An Ordinance determining the public necessity for and authorizing the acquisition of permanent and temporary easements, through negotiation and/or condemnation by CPS Energy of privately owned real property, for electric transmission and distribution lines, communication systems and related appurtenances located north of U.S. Highway 90 West being out of the Graviel Casias Survey Number 111, abstract 1255, the Graviel Casias Survey Number 112, abstract 1256, the Mary E. Gage Survey Number 395, abstract 1277, the M.A.C. Wilson Survey Number 41 ½, abstract 1239, the J.S. Collard Survey Number 41 ¼, abstract 1253 and the J.W. Howard Survey Number 15 ¼, abstract 1464, Medina County, Texas for the expansion and operation of the City of San Antonio's gas and electric systems, including the AEP-Uvalde to CPS Energy Project. [Penny Postoak Ferguson, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services]

2009-09-10-0709

17. An Ordinance authorizing the acquisition, through negotiation and/or condemnation of approximately 0.63 acres of land located in NCB 14890, in City Council District 8 along Leon Creek for the Linear Creekway Development Project, all properties being in the City of San Antonio, Bexar County, Texas; declaring the Linear Creekway Development Project on Leon Creek to be a public project; declaring a public necessity for the acquisition of privately owned real property and authorizing the City Attorney and/or designated special counsel to file eminent domain proceedings. [A.J. Rodriguez, Deputy City Manager; Xavier Urrutia, Director, Parks & Recreation]

2009-09-10-0710

18. An Ordinance authorizing a 5-year lease with DASI, LLC for space at the Palo Alto Shopping Center located at 2827 Palo Alto Road in Council District 4, for the Police Department's San Antonio Fear Free Environment (SAFFE) unit for an annual rental fee of \$14,000.00 for the first three years and increasing to \$19,716.00 for the fifth year. [Penny Postoak Ferguson, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services]

2009-09-10-0711

19. An Ordinance authorizing a 20-year lease with Avenida Guadalupe Association for 4.9 acres of City-owned land on Guadalupe Street between South San Jacinto and South Brazos Streets in Council District 5. [Penny Postoak Ferguson, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services]

2009-09-10-0712

20. An Ordinance authorizing a 5-year extension of the City's lease to H.E. San Antonio LLC dba Hyatt Regency San Antonio for River Walk patio space with first year rental of \$39,519.00, and authorizing a sublease to Crazy Sam's Seafood. [Pat DiGiovanni, Deputy City Manager; Paula X. Stallcup, Director, Downtown Operations]

2009-09-10-0713

21. An Ordinance authorizing a 5-year license agreement with Southeast Apaches Pop Warner Football and Cheerleading Organization at Copernicus Park in City Council District 2. [A.J. Rodriguez, Deputy City Manager; Xavier Urrutia, Director, Parks & Recreation]

2009-09-10-0714

22. An Ordinance authorizing the acceptance of a donation from Mission del Lago, LTD of approximately 3.0 acres located west of US 281 South, adjacent to Mission del Lago Golf Course, and south of Loop 410 in Council District 3 to be designated as park land. [A.J. Rodriguez, Deputy City Manager; Xavier Urrutia, Director, Parks & Recreation]

2009-09-10-0715

#### Grant Applications and Awards

23. An Ordinance authorizing the submission of a grant application and acceptance of funds upon award in the amount of \$2,303,774.00 from the U.S. Department of Health and Human Services to provide immunization services to the community. [Frances A. Gonzalez, Assistant City Manager; Dr. Fernando A. Guerra, Director, Health]

2009-09-10-0716

24. An Ordinance authorizing an amendment to the STD-HIV grant contract from the Texas Department of State Health Services which will provide an additional \$86,020.00 to the San Antonio Metropolitan Health District (Metro Health) to purchase analytical equipment for HIV testing and related test supplies for the program. [Frances A. Gonzalez, Assistant City

Manager; Dr. Fernando A. Guerra, Director, Health]

2009-09-10-0717

- 25. An Ordinance authorizing the submission of a grant application and acceptance of funds upon award from the Federal Home Loan Bank of Dallas through a local sponsor bank (Frost National Bank), for an amount of up to \$500,000.00 for the Housing and Neighborhood Services Department's Minor Housing Repair Program. [T.C. Broadnax, Assistant City Manager; David D. Garza, Director, Housing and Neighborhood Services]

2009-09-10-0718

**Boards, Commissions and Committee Appointments**

- 26. 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]

- A. Appointing Mary Kathy Luna (District 4) to the Parks and Recreation Board for the remainder of an unexpired term of office to expire May 31, 2011.

- B. Appointing Daniel D. Kossl (District 10, Category: Community Representative) to the Capital Improvements Advisory Committee for the remainder of an unexpired term of office to expire May 31, 2011.

- C. Reappointing Michael R. Gallagher (District 10) to the Zoning Board of Adjustment for the remainder of an unexpired term of office to expire May 31, 2011.

- D. Reappointing Wayne S. Alexander (District 9) to the Port Authority of San Antonio for the remainder of an unexpired term of office to expire May 31, 2011.

- E. Reappointing William E. Merten (District 9) to the San Antonio Housing Trust Board of Trustees for the remainder of an unexpired term of office to expire May 31, 2011.

- F. Reappointing Richard N. Berry (District 9) to the Disability Access Advisory Committee (Category: Provider of Handicapped Services) for the remainder of an unexpired term of office to expire May 31, 2011.

**Miscellaneous**

- 27. An Ordinance authorizing a contract and acceptance up to \$385,440.00 from San Antonio Housing Authority for the Housing Assistance Payment program, a rental subsidy program for homeless residents at the Dwyer Avenue Center. [Frances A. Gonzalez, Assistant City Manager; Dennis J. Campa, Director, Community Initiatives]

2009-09-10-0719

- 28. Consideration of the following ordinances relating to Financial Advisor Services Contracts: [Pat DiGiovanni, Deputy City Manager; Ben Gorzell, Director, Finance]

A. An Ordinance authorizing the amendment and extension of the Financial Advisor Contract with Coastal Securities, Inc., to provide financial advisor services in connection with the City's financings for one (1) additional one-year period under the same terms and conditions commencing October 1, 2009 and terminating on September 30, 2010.

2009-09-10-0720

B. An Ordinance authorizing the amendment and extension of the Financial Advisor Contract with Estrada Hinojosa & Company, Inc., to provide financial advisor services in connection with the City's financings for one (1) additional one-year period under the same terms and conditions commencing October 1, 2009 and terminating on September 30, 2010.

2009-09-10-0721

29. An Ordinance authorizing the extension of the City's Financial Underwriter Pool from which Financial Underwriter Syndicates will be selected and approved by City Council for various financings for the term commencing October 1, 2009 and terminating on September 30, 2010. [Pat DiGiovanni, Deputy City Manager; Ben Gorzell, Director, Finance]

2009-09-10-0722

30. An Ordinance authorizing renewal of the professional services agreement with Business & Professional Services for the billing and collection of Emergency Medical Service (EMS) fees for two years beginning October 1, 2009. [Erik J. Walsh, Assistant City Manager; Charles N. Hood, Fire Chief]

2009-09-10-0723

31. An Ordinance authorizing a one-year interlocal agreement for emergency medical services with the City of Helotes effective October 1, 2009 through September 30, 2010. [Erik J. Walsh, Assistant City Manager; Carlos Contreras, Director, Intergovernmental Relations]

2009-09-10-0724

32. An Ordinance authorizing a Landscape Construction and Maintenance Agreement with Texas Department of Transportation which will allow the City to install and maintain tree and other landscaping along the north side of Potranco Road between State Highway 151 and Loop 1604 in City Council District 6. [A.J. Rodriguez, Deputy City Manager; Xavier Urrutia, Director, Parks & Recreation]

2009-09-10-0725

33. An Ordinance authorizing a professional services agreement with Clean Harbors Environmental Services, Inc. for household hazardous waste services up to \$1,125,000.00 annually, funded by the Solid Waste Operating Fund. [Frances A. Gonzalez, Assistant City Manager; David W. McCary, Director, Solid Waste Management]

2009-09-10-0726

34. City Manager's Report  
A. Metro Health Update

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

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.*