



First Ord 99753
First Res. 2004-34-27
Last Ord 99802
Last Resolution 2004-34-34
2004 SEP 23 A 10:42

**Agenda
City Council Meeting
Municipal Plaza Building
City Hall Complex
103 Main Plaza
San Antonio, Texas 78205
September 23, 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 presentation on the creation of a Crime Control & Prevention Taxing District. [Presented by Albert A. Ortiz, Police Chief; Christopher J. Brady, Assistant City Manager]

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

Discuss legal issues and competitive matters related to City Public Service, pursuant to Texas Government Code Section 551.071 (consultation with attorney).

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

1. Invocation and Pledge of Allegiance.
2. Ceremonial Items.
3. Approval of the minutes of the City Council Meeting of June 24, 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]

99778

A. ZONING CASE NUMBER Z2004148: The request of City of San Antonio, Applicant, for Multiple Property Owners, Owner(s), for a change in zoning from "DR" Development Reserve District to "FR" Farm and Ranch District, "RP" Resource Protection District, and "MI-1" Mixed Light Industry District 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 was for approval. Zoning Commission has recommended (To be Heard September 21, 2004) (Council District 3)

Continue for 2 week

B. ZONING CASE NUMBER Z2004086: The request of Continental Homes, Applicant, for Continental Homes, Owner(s), for a change in zoning from "NP-10" Neighborhood Preservation District and "C-3" General Commercial District to "R-5" Residential Single-Family District on 201.97 acres; "R-6" Residential Single-Family District on 66.39 acres; "PUD R-4" Planned Unit Development Residential Single-Family District on 48.40 acres, "MF-33" Multi-Family District on 22.06 acres, and "C-3" General Commercial District on 17.77 acres out of P-1 and P-71, NCB 15248; and P-1 and P-1D, NCB 18044, property located at the southwest corner of the intersection of Loop 410 West and Ray Ellison Blvd. Staff's recommendation was for approval. Zoning Commission has recommended approval. (Council District 4)

Continue for 30 days

ZONING CASE NUMBER Z2004020: The request of Bilmar Construction, LP, Applicant, for Rosin-Johnson, Inc., Owner(s), for a change in zoning on 44.6 acres out of NCB 18560 from "I-1" General Industrial District to "R-5" Residential Single-Family District on 32.7 acres, "C-2" Commercial District on 6.7 acres, and "MF-25" Multi-Family District on 5.2 acres, west of the intersection of Bandera and Eckhert Road. Staff's recommendation was for denial. Zoning Commission has recommended denial. (Council District 7)

99778
D. ZONING CASE NUMBER Z2004161 C: The request of The Center for Health Care Service, Applicant, for The Center for Health Care Services, Bexar County Mental Health Mental Retardation (MHMR), Owner(s), for a change in zoning from "C-1" Light Commercial District to "C-2 NA C" Commercial Nonalcoholic Sales District with a conditional use for a homeless shelter on Lots 1 through 8, Block 1, NCB 9645, 3551 Culebra Road. Staff's recommendation was for denial. Zoning Commission has recommended approval of "C-2 NA C" Commercial Nonalcoholic Sales District with a conditional use for a residential treatment facility with the following conditions: 1) Curfew for residents shall be 9:30 pm Monday through Thursday and 10:30 pm Friday through Sunday; 2) The natural buffer and a fence shall be maintained along the north property line; and 3) Outside lighting shall be directed downward onto the subject property and not emit any lighting on nearby residences. (Council District 7)

99780
E. ZONING CASE NUMBER Z20266: The request of Roy Horn, III, Applicant, for LB Horn Jr. Owner(s), for a change in zoning from "O-2" Office District to "C-2" Commercial District on Lots 3 and 4, Block S, NCB 14667, 6300 Block of Babcock Road. Staff's recommendation was for approval. Zoning Commission has recommended approval. (Council District 7)

5. 5:00 P.M. – Citizens to Be Heard.

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

CONSENT AGENDA

Capital Improvement Items

99753
6. An Ordinance accepting the low, responsive bid of R.L. Jones, L.P., in the amount of \$509,606.45 in connection with the Courtland - North Main to McCullough and Ogden - East Dewey to Ashby Community Development Block Grant Projects, located in Council District 1; authorizing the execution of a construction contract; authorizing \$59,960.65 for miscellaneous construction contingency expenses; authorizing \$39,309.70 for expense recovery; authorizing \$1,000.00 for advertising expenses; authorizing the reimbursement from San Antonio Water System (SAWS) in the amount of \$156,598.70 for sewer and water expenses, for an overall total amount of \$600,876.80; appropriating funds; revising the project budget; and providing for payment. [Presented by Thomas G. Wendorf, Director, Public Works; Melissa Byrne Vossmer, Assistant City Manager]

99754
7. An Ordinance amending the professional services agreement and authorizing \$25,415.00 for additional professional engineering services payable to Pape-Dawson Engineers, Inc. in connection with the Woodlawn-Bandera to Maiden (MPO) Project, located in Council District 5; authorizing \$24,000.00 for additional engineering contingency expenses, for a total amount of \$49,415.00 from Certificates of Obligation; revising the project budget; appropriating funds; and providing for payment. [Presented by Thomas G. Wendorf, Director, Public Works; Melissa Byrne Vossmer, Assistant City Manager]

997 510
8. An Ordinance authorizing the City Manager or her designee to execute an Advance Funding Agreement and authorizing funds in the amount of \$1,994,049.35 payable to the Texas Department of Transportation for construction costs in connection with the I.H. 410 and U.S. 2810 Outfall Improvements Project, located in Council Districts 9 and 10; authorizing \$299,107.40 for construction contingency expenses; authorizing \$160,520.97 for expense recovery, for a total amount of \$2,453,677.72 from Certificates of Obligation; appropriating funds; providing for payment; and providing for an immediate effective date upon passage by eight affirmative votes. [Presented by Thomas G. Wendorf, Director, Public Works; Melissa Byrne Vossmer, Assistant City Manager]

997 71
9. An Ordinance authorizing the execution of an Agreement between the City, R.L. Rohde General Contracting, Inc., and Lumbermens Mutual Casualty Company, for completion of the Expansion of Three Police Substations Project located at 7000 Culebra Road, 711 West Mayfield and 13030 Jones Maltsberger, servicing Council Districts 2, 3, 4, 5, 6, 7, 9 and 10; authorizing payment in the amount of \$365,638.52 from 1999-2004 General Obligation Public Safety Bond funds to R.L. Rohde General Contracting, Inc.; authorizing the acceptance of \$180,734.61 from Lumbermens Mutual Casualty Company; appropriating funds; and providing for payment. [Presented by Thomas G. Wendorf, Director, Public Works; Melissa Byrne Vossmer, Assistant City Manager]

997 72
10. An Ordinance accepting the proposal and amending a current consultant agreement with 2TEN Architects, Inc. (DBE/SBE/MBE) to provide architect services in connection with the Farmers Market Building Rehabilitation Project, located in Council District 1; authorizing the execution of an amendment to the professional services contract in an amount not to exceed \$23,508.00; authorizing \$2,300.00 for contingency expenses; authorizing \$3,400.00 for mandatory project fees; appropriating \$97,400.00 for construction expenses, for a total amount of \$126,608.00 from the Market Square Parking Improvements Trust Fund; appropriating funds; and providing for payment. [Presented by Malcolm Matthews, Director, Parks and Recreation; Christopher J. Brady, Assistant City Manager]

997 53
11. An Ordinance accepting the low, responsive bid of DonSan Construction, L.L.C. (SBE/MBE) to perform construction work in connection with the Stone Oak Park Improvements Project, located in Council District 9 for the base bid amount of \$243,897.00 and with one bid alternate for a total contract amount of \$283,470.00; authorizing the execution of a standard construction contract; authorizing \$30,005.00 for construction contingency expenses; authorizing \$5,693.49 for park materials, for a total amount of \$319,168.49; appropriating \$208,361.00 in 1999-2004 Park Bond Funds; accepting a \$100,000.00 grant from the Texas Parks and Wildlife Department and transfers savings of \$10,807.49 from within the project budget; and providing for payment. [Presented by Malcolm Matthews, Director, Parks and Recreation; Christopher J. Brady, Assistant City Manager]

Miscellaneous

- 99756
12. An Ordinance authorizing the execution of an agreement with the Witte Museum for the expenditure of an amount not to exceed \$150,000.00 from 2003-2007 Park Bond funds to provide funding for a Master Plan to incorporate Pioneer Hall into the overall plan for the Witte Museum and for general building improvements to Pioneer Hall; appropriating funds; and providing for payment. [Presented by Malcolm Matthews, Director, Parks and Recreation; Christopher J. Brady, Assistant City Manager]
- 99757
13. An Ordinance accepting funds in the amount of \$80,000.00 from the Texas State Library and Archives Commission to be used for contractual and related travel expenses for a technical vendor to provide hardware, software, network and security support to computer systems of public libraries located within the Alamo Area Library System for the grant period September 1, 2004 through August 31, 2005. [Presented by Aubrey W. George, Acting Director, Library; Frances A. Gonzalez, Assistant City Manager]
- 99758
14. An Ordinance accepting funds in the amount of \$716,349.00 from the Texas State Library and Archives Commission to be used for public library development in the Alamo Area Library System, including supporting grant administration, consulting, networked resources, services to disadvantaged populations, continuing education, collection development, and the purchase of library materials, for the grant period September 1, 2004 through August 31, 2005. [Presented by Aubrey W. George, Acting Director, Library; Frances A. Gonzalez, Assistant City Manager]
- 99759
15. An Ordinance accepting funds in the amount of \$258,079.00 from the Texas State Library and Archives Commission to be used for the operation of the San Antonio Interlibrary Loan Center for the grant period September 1, 2004 through August 31, 2005. [Presented by Aubrey W. George, Acting Director, Library; Frances A. Gonzalez, Assistant City Manager]
- 99760
16. An Ordinance Authorizing the execution of an amendment of the contract between the City of San Antonio, Department of Community Initiatives, and the united way of San Antonio and Bexar County, on behalf of the Alamo Area Community Information System (AACIS) to accept additional funding in the amount of \$15,000.00 for the evaluation of and continued technical support for the AACIS website and to extend the term of said contract through December 31, 2004; and revising the budget. [Presented by Dennis J. Campa, Director, Community Initiatives; Frances A. Gonzalez, Assistant City Manager]
- 99761
17. An Ordinance authorizing the application and the acceptance of a Juvenile Accountability Block Grant, upon award, from the Office of the Governor, Criminal Justice Division, by the City of San Antonio's Department of Community Initiatives, in an amount not to exceed \$345,848.00 for the period August 1, 2004 to July 31, 2005 to support the Striving Together to Achieve Rewarding Tomorrows and the Neighborhood Conferencing Committees Programs; and approving a budget and a personnel complement. [Presented by Dennis J. Campa, Director, Community Initiatives; Frances A. Gonzalez, Assistant City Manager]

- 99773 18. An Ordinance authorizing the acceptance of a grant from the Alamo Area Council of Governments ("AACOG") in the amount of \$275,250.00 for the continuation of the Supportive Services for the Elderly Project from October 1, 2004 through September 30, 2005; authorizing the execution of a grant contract in connection therewith; adopting a budget; approving a personnel complement; appropriating funds; authorizing the allocation of carry forward funds; and accepting supplemental funds, if awarded, during the contract period. [Presented by Dennis J. Campa, Director, Community Initiatives; Frances A. Gonzalez, Assistant City Manager]
- 99774 19. An Ordinance authorizing the City Manager or her designee to renew a contract with Cambridge Integrated Services Group, Inc., to provide Third Party Claims Administration Services for the City's Self-Insured Liability and Workers' Compensation programs at a cost of \$1,113,738.00 for a one (1) year period beginning October 1, 2004 and ending September 30, 2005; and providing for an immediate effective date upon passage by eight affirmative votes. [Presented by Sharon De La Garza, Director, Human Resources; Frances A. Gonzalez, Assistant City Manager]
- 99775 20. An Ordinance authorizing the City Manager or her designee to renew a contract with Medical Audit Consultants, Inc., to provide Medical Cost Containment Services for the City's Self-Insured Workers' Compensation program at a cost of \$280,000.00 for a one (1) year period beginning October 1, 2004 and ending September 30, 2005; and providing for an immediate effective date upon passage by eight affirmative votes. [Presented by Sharon De La Garza, Director, Human Resources; Frances A. Gonzalez, Assistant City Manager]
- 99776 21. An Ordinance authorizing the execution of the First Amendment to the Professional Services Agreement for Hotel Consultant Services for the San Antonio Convention Center Hotel Project with HVS International, authorized and approved by Ordinance No. 99012 on March 25, 2004, to provide compensation in an amount not to exceed \$30,000.00 for additional consultant services during the Hotel Developer Proposal Evaluation Phase for the Convention Center Hotel Project; and providing for payment. [Presented by Ramiro A. Cavazos, Director, Economic Development; J. Rolando Bono, Deputy City Manager]
- 99777 22. An Ordinance authorizing an amendment to the General Operating Agency Contract between the City of San Antonio and the Greater Kelly Development Authority for five capital projects (approved by Ordinance No. 98179 dated September 18, 2003) by extending the contract term one (1) year to September 30, 2005. [Presented by Ramiro A. Cavazos, Director, Economic Development; J. Rolando Bono, Deputy City Manager]

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

- 99778 23. An Ordinance approving a parade permit and authorizing the temporary closure of portions of certain streets near St. Francis Church in connection with the St. Francis 5K Run to be held from 6:30 A.M. until 9:30 A.M. on Saturday, October 2, 2004, sponsored by St. Francis Church. [Presented by Roland A. Lozano, Assistant to the City Manager; Terry M. Brechtel, City Manager]

99764
24. An Ordinance approving a parade permit and authorizing the temporary closure of portions of certain streets near Milam Park in connection with the Walk to Cure Juvenile Diabetes to be held from 7:00 A.M. until 12:00 noon. on Saturday, October 9, 2004, sponsored by the Juvenile Diabetes Foundation. [Presented by Roland A. Lozano, Assistant to the City Manager; Terry M. Brechtel, City Manager]

99765
25. An Ordinance approving a parade permit and authorizing the temporary closure of portions of certain streets near St. Pius X School in connection with the St. Pius X Rebel Walk to be held from 9:00 A.M. until 11:30 A.M. on Saturday, October 9, 2004, sponsored by St. Pius X PTO. [Presented by Roland A. Lozano, Assistant to the City Manager; Terry M. Brechtel, City Manager]

Board, Commissions and Committee Appointments.

99766
26. Consideration of the following board appointments: [Presented by Leticia M. Vacek, City Clerk; Erik J. Walsh, Assistant to the City Manager]

99767
A. An Ordinance appointing Barry Bankler (Layman/Consumer Category – District 2) to the Plumbing Appeals and Advisory Board for a term of office to expire on March 20, 2005.

99768
B. An Ordinance appointing Richard Bird (District 6) to the Ethics Review Board for a term of office to expire on February 21, 2006.

99769
C. An Ordinance appointing Ralph George Mehringer (District 2) to the Open Space Advisory Board for a term of office to expire on August 29, 2006.

99770
D. An Ordinance appointing Karla Chapa (District 6) and Melessa Rodriguez (District 6) to the San Antonio Youth Commission for terms of office to expire on June 1, 2006.

99771
E. An Ordinance appointing Ron Campos (Mayor) to the Affirmative Action Advisory Committee for a term of office to expire on January 31, 2006.

ITEMS FOR INDIVIDUAL CONSIDERATION

99782
27. An Ordinance bestowing the name “The Jo Long Theatre for the Performing Arts” upon the Carver Community Cultural Center Auditorium; and providing for an immediate effective date upon passage by eight affirmative votes; as requested by Councilman Joel Williams, District 2. [Presented by Dennis J. Campa, Director, Community Initiatives; Frances A. Gonzalez, Assistant City Manager]

28. Consideration of the following Ordinances: [Presented by Dennis J. Campa, Director, Community Initiatives; Frances A. Gonzalez, Assistant City Manager]

99784 A. An Ordinance authorizing the execution of fifteen (15) professional artist contracts in an aggregate amount not to exceed \$163,592.00 for performances related to the Carver Community Cultural Center's 2004-2005 season of events; authorizing the execution of professional services agreements for related technical services, and theatre rental agreements; authorizing the negotiation and execution of agreements with comparable contractors in the event of non-performance of services by an intended contractor; authorizing the execution of letters of intent to reserve, subject to City Council approval, performances for the 2005-2006 season; authorizing the transfer of revenue funds from the Community and Visitor Facility Fund and the Carver Community Cultural Center Trust Fund, to the Carver Organizational Support Project, in the aggregate amount of \$203,525.00; ratifying the use of the ticket price schedule for the 2004-2005 Carver season of events and approving the continued use of said schedule; adopting a budget and authorizing a personnel complement.

99785 B. An Ordinance authorizing the acceptance of \$41,500.00 in financial support from the Carver Development Board for the FY 2004/2005 Carver Community Cultural Center season; adopting a budget; and approving a personnel complement.

99786 C. An Ordinance authorizing the execution of a management services contract with the Carver Development Board in the amount of \$55,598.00 for management of the Carver Community Cultural Center for the period October 1, 2004 through September 30, 2005.

99787 D. An Ordinance establishing a \$1.00 preservation fee to be charged per Carver event ticket item that will be utilized in a Renewal and Replacement Fund.

99788 29. Presentation on CPS Base Rate Adjustment. [Presented by Ben Gorzell, Jr., Public Utilities Supervisor/Assistant Director, Finance; Melissa Byrne Vossmer, Assistant City Manager]

2004-03-27
No action
99789 30. A Resolution requesting that each member of the Municipal Civil Service Commission (not including alternate members) submit a resignation, as requested by the Governance Committee. [Presented by Sharon De La Garza, Director, Human Resources; Frances A. Gonzalez, Assistant City Manager]

99790 31. An Ordinance appointing the following individuals to the Head Start Commission for a one year term beginning October 1, 2004 and ending September 30, 2005: Talia Nye-Keif (mayor), Cathleen McAuliffe (Council District (CD)1), Linn Waiters (CD2), Angie Villela, (CD3), Jacqueline Martinez (CD4), Tammy Morales (CD5), Rosemary Perez, (CD6), Tivy Whitlock (CD7), Yolanda Cuellar (CD8), Ruben Cortez (CD9) and Donna Bauer (CD10). [Presented by Dennis J. Campa, Director, Community Initiatives; Frances A. Gonzalez, Assistant City Manager]

32. Consideration of the following Ordinances: [Presented by Dennis J. Campa, Director, Community Initiatives; Frances A. Gonzalez, Assistant City Manager]

99781 A. An Ordinance authorizing the acceptance of a grant from the Alamo Area Council of Governments ("AACOG") in the amount of \$1,677,092.00 for the continuation of the Comprehensive Nutrition Project ("CNP") from October 1, 2004 through September 30, 2005; authorizing the execution of grant contracts; adopting a budget and approving a personnel complement; appropriating funds; authorizing execution of vendor and lease agreements with non-profit agencies for operation of senior nutrition sites and use of facilities and authorizes the acceptance of supplemental funds; and authorizing the allocation of carry forward funds; and providing for an immediate effective date upon passage by eight affirmative votes.

99782 B. An Ordinance authorizing the City Manager or her designee to renew a contract with Selrico Services, Inc., to provide the Department of Community Initiatives with meal preparation and delivery services for the CNP for the period of October 1, 2004 through September 30, 2005 for an approximate cost of \$2,272,705.00; and providing for an immediate effective date upon passage by eight affirmative votes.

33. Consideration of the following Ordinances: [Presented by Dennis J. Campa, Director, Community Initiatives; Frances A. Gonzalez, Assistant City Manager]

99789 A. An Ordinance acknowledging a contract modification to the Alamo Area Child Care Delivery System (CCDS) contract with Alamo Workforce Development, Inc., which extends the contract through September 30, 2005 and which awards additional funding in the amount of \$32,696,357.00 for the period beginning October 1, 2004 through September 30, 2005; authorizing the acceptance of said funding; authorizing the execution of a delegate agency contract with the Alamo Area Development Corporation in the amount of \$617,614.00 to provide childcare services in connection with the operation of the Alamo Area CCDS Program; and adopting a 2004-2005 CCDS program budget and approving a personnel complement.

99790 B. An Ordinance authorizing the execution of a Child Care Local Match Contribution Agreement with Alamo Workforce Development, Inc. (AWD), which pledges certification of local expenditures in the amount of \$1,844,171.00 to be used as local match to generate federal funds of \$3,663,733.00 in connection with the operation of the Alamo Area Child Care Delivery System (CCDS) Program; authorizing certification of said expenditures in connection therewith; authorizing the acceptance of federal funds in the amount of \$3,663,733.00 for the provision of child care services; and revising the CCDS Program budget.

34. Consideration of the following Ordinances: [Presented by Milo D. Nitschke, Director, Finance; Melissa Byrne Vossmer, Assistant City Manager]

99791 A. An Ordinance amending Ordinance No. 93760, passed and approved on April 12, 2001, by authorizing the use of two facsimile signatures on checks written less than \$25,000.00 on the City's Controller Disbursement Depository Account.

99792 B. An Ordinance authorizing the Finance Director to consolidate and restructure the financial account records for Capital Project Bond Funds in order to enhance the future accounting and reporting for Capital Projects and facilitate the conversion of financial accounting information for Capital Projects to SAP.

99793 35. An Ordinance amending the contract with Deloitte Consulting, L.P. to revise the Phase III Waves A & B Development Services and Phase III Waves C, D, E, F & G ERP/CRM Statements of Work to incorporate changes in project scope; authorizing the transfer of funds in the amount of \$2,090,000.00 (\$1,900,000.00 for fees and \$190,000 for expenses) from the project contingency for the implementation of SAP Plant Maintenance Work Orders, reducing the amount payable to Deloitte Consulting, L.P. in the amount of \$215,424.00, and establishing an option for additional support hours to be executed by the Project Director as required. [Presented by Troy Elliott, Project Director, Enterprise Resource Management; J. Rolando Bono, Deputy City Manager]

99794 36. An Ordinance authorizing the City Manager, or her Designee, to execute a contract with Medical-Dental-Hospital Bureau of San Antonio, Inc. d/b/a Business and Professional Service (B&P) to provide billing and collection services of the San Antonio Fire Department's Emergency Medical Services (EMS) fees at a fixed fee of 10.9% of the net amount collected, for a five (5) year period, beginning October 1, 2004 and ending September 30, 2009, with the option for one additional two-year extension; and providing for an immediate effective date upon passage by eight affirmative votes. [Presented by Milo D. Nitschke, Director, Finance; Melissa Byrne Vossmer, Assistant City Manager]

99795 37. An Ordinance amending Chapter 35, Unified Development Code, of the City Code of San Antonio, Texas, by changing certain sections to conform to the City and County Interlocal Agreement regarding platting in the extraterritorial jurisdiction of the City of San Antonio. [Presented by Florencio Peña, Director, Development Services; Christopher J. Brady, Assistant City Manager]

99796 38. An Ordinance authorizing an Advisory Services Agreement in the amount of \$110,000.00 between the City of San Antonio and The Urban Land Institute (ULI), to develop a concept plan and recommend marketing and development strategies for the East Commerce Street corridor, between IH-37 and Monumental. [Presented by Emil R. Moncivais, Director, Planning; Jelynn LeBlanc Burley, Assistant City Manager]

39. Consideration of the following Resolutions. [Presented by David Garza, Director, Neighborhood Action; Jelynn LeBlanc Burley, Assistant City Manager]

2004-34-27
A. A Resolution expressing the City of San Antonio's intent to consider the creation of a Tax Increment Financing (TIF) Reinvestment Zone to finance public improvements in support of the Foster Meadow Residential Development (City Council District 2) bounded on the north by Rigsby Avenue, to the west near Lakeside Subdivision, to the south near Crest Lake Subdivision, and to the east near Foster Road for the purpose of supporting market rate housing and other amenities for the area; authorizing and directing distribution of a written notice of the City's intention to consider the creation of the proposed reinvestment zone to each taxing unit that levies a tax in the proposed zone; authorizing a request to each taxing entity for the appointment of a representative to meet with the City to discuss the project; and delegating authority to call and hold meetings with representatives of each taxing unit.

2004-34-28
B. A Resolution expressing the City of San Antonio's intent to consider the creation of a Tax Increment Financing (TIF) Reinvestment Zone to finance public improvements in support of the Rosillo Creek Residential Development (City Council District 2) located at the intersection of Eisenhower And Walzem Roads, for the purpose of supporting commercial development and other amenities for the area; authorizing and directing distribution of a written notice of the City's intention to consider the creation of the proposed reinvestment zone to each taxing unit that levies a tax in the proposed zone; authorizing a request to each taxing entity for the appointment of a representative to meet with the City to discuss the project; and delegating authority to call and hold meetings with representatives of each taxing unit.

2004-34-29
C. A Resolution expressing the City of San Antonio's intent to consider the creation of a Tax Increment Financing (TIF) Reinvestment Zone to finance public improvements in support of the Brooks City-Base Development (City Council District 3) located inside Loop 410, a half mile west of I-37, south of S.E. Military Drive and east of Old Corpus Christi Road, for the purpose of supporting infrastructure improvements, providing commercial, retail and technology-based office space and other amenities for the area; providing for a waiver of the \$31,000 processing fee; authorizing and directing distribution of a written notice of the City's intention to consider the creation of the proposed reinvestment zone to each taxing unit that levies a tax in the proposed zone; authorizing a request to each taxing entity for the appointment of a representative to meet with the City to discuss the project; and delegating authority to call and hold meetings with representatives of each taxing unit.

2004-34-30
D. A Resolution expressing the City of San Antonio's intent to consider the creation of a Tax Increment Financing (TIF) Reinvestment Zone to finance public improvements in support of the Hunters Pond Residential Development (City Council District 3) located south of SW Loop 410 and west of Zarzamora Road for the purpose of supporting market rate housing and other amenities for the area; authorizing and directing distribution of a written notice of the City's intention to consider the creation of the proposed reinvestment zone to each taxing unit that levies a tax in the proposed zone; authorizing a request to each taxing entity for the appointment of a representative to meet with the City to discuss the project; and delegating authority to call and hold meetings with representatives of each taxing unit.

2004-34-31
E. A Resolution expressing the City of San Antonio's intent to consider the creation of a Tax Increment Financing (TIF) Reinvestment Zone to finance public improvements in support of the Hallie Heights Development (City Council District 4) bounded on the west by Lackland Subdivision Unit 40, to the north by Sun Valley Elementary School, to the south by Ray Ellison Boulevard, and to the east by S.W. Loop 410 for the purpose of supporting market rate housing, commercial development and other amenities for the area; providing for waivers of the 2004 TIF Guidelines for Section VI (C), Use Patterns and Special Districts and Section VI (E), Limitations of the TIF Program; authorizing and directing distribution of a written notice of the City's intention to consider the creation of the proposed reinvestment zone to each taxing unit that levies a tax in the proposed zone; authorizing a request to each taxing entity for the appointment of a representative to meet with the City to discuss the project; and delegating authority to call and hold meetings with representatives of each taxing unit.

2004-34-32
F. A Resolution expressing the City of San Antonio's intent to consider the creation of a Tax Increment Financing (TIF) Reinvestment Zone to finance public improvements in support of the Heathers Cove Development (City Council District 4) bounded on the north by Valley High Subdivision, to the west by Loop 410, to the south by Medina Base Road, and to the east by Indian Creek Park for the purpose of supporting market rate housing, commercial development and other amenities for the area; providing for waivers of the 2004 TIF Guidelines for Section VI (C), Use Patterns and Special Districts and Section VI (E), Limitations of the TIF Program; authorizing and directing distribution of a written notice of the City's intention to consider the creation of the proposed reinvestment zone to each taxing unit that levies a tax in the proposed zone; authorizing a request to each taxing entity for the appointment of a representative to meet with the City to discuss the project; and delegating authority to call and hold meetings with representatives of each taxing unit.

2004-34-33
G. A Resolution expressing the City of San Antonio's intent to consider the creation of a Tax Increment Financing (TIF) Reinvestment Zone to finance public improvements in support of the Ridge Stone Development (City Council District 4) bounded on the north by Medina Base Road, to the west by Loop 410 South, to the south near Ray Ellison Boulevard, and to the east by Palm Valley Drive for the purpose of supporting market rate housing, and other amenities for the area; providing for a waiver of the 2004 TIF Guidelines for Section VI (C), Use Patterns and Special Districts and Section VI (E), Limitations of the TIF Program; authorizing and directing distribution of a written notice of the City's intention to consider the creation of the proposed reinvestment zone to each taxing unit that levies a tax in the proposed zone; authorizing a request to each taxing entity for the appointment of a representative to meet with the City to discuss the project; and delegating authority to call and hold meetings with representatives of each taxing unit.

2004-34-34
H. A Resolution expressing the City of San Antonio's intent to consider the creation of a Tax Increment Financing (TIF) Reinvestment Zone to finance public improvements in support of the Meadow Way Residential Development (City Council District 6) bounded on the north by Meadow Village Subdivision, to the west by Meadow Way Street, to the south near Marbach Road, and to the east by John Jay High School for the purpose of supporting market rate housing and other amenities for the area; providing for a waiver of the 2004 TIF Guidelines for Section VI (C), Use Patterns and Special Districts and Section VI (E), Limitations of the TIF Program; authorizing and directing distribution of a written notice of the City's intention to consider the creation of the proposed reinvestment zone to each taxing unit that levies a tax in the proposed zone; authorizing a request to each taxing entity for the appointment of a representative to meet with the City to discuss the project; and delegating authority to call and hold meetings with representatives of each taxing unit.

99797
40. An Ordinance amending the contract between the City of San Antonio and Mainstreet Alliance of San Antonio/Southtown to extend the term of the contract for two years through December 31, 2006 in the amount of \$50,000.00 per year and authorizing Community Development Block Grant (CDBG) funds in the amount of \$50,000.00 for FY 2004-2005 available from the City's Neighborhood Commercial Revitalization Program in connection with the Mainstreet Alliance of San Antonio/Southtown Community Development Block Grant (CDBG) Project, located in District 1; appropriating funds; and providing for payment. [Presented by David Garza, Director, Neighborhood Action; Jelynne LeBlanc Burley, Assistant City Manager]

99798
41. An Ordinance approving the administrative services budget of the San Antonio Housing Trust Foundation, Inc. in the amount of \$359,930.00 for staffing and administration of the City of San Antonio Housing Trust for Fiscal Year 2004-2005; approving the personnel complement and contract for services; and authorizing the City Manager, or her designee, to execute all documents in connection therewith. [Presented by David Garza, Director, Neighborhood Action; Jelynne LeBlanc Burley, Assistant City Manager]

99799
42. An Ordinance approving a San Antonio Housing Trust Board Resolution to initiate the 2004 Funding Round request for proposal process to make available \$1,250,000.00 in trust funds and other funding sources for disbursement as an award of trust assistance for eligible housing projects. [Presented by David Garza, Director, Neighborhood Action; Jelynne LeBlanc Burley, Assistant City Manager]

99800
43. An Ordinance approving revisions to the Declaration of Trust for the City of San Antonio Housing Trust established in 1988 and revisions to the Final Rules and Regulations for the operations of the San Antonio Housing Trust as recommended by the San Antonio Housing Trust Board of Trustees by Resolution T0408-01 approved on August 16, 2004. [Presented by David Garza, Director, Neighborhood Action; Jelynne LeBlanc Burley, Assistant City Manager]

99801
44. An Ordinance rescheduling the City Council meetings and Subcommittee meetings of October 28, 2004; November 11 and 25, 2004; and December 2, 23 and 30, 2004. [Presented by Leticia M. Vacek, City Clerk; Erik J. Walsh, Assistant to the City Manager]

99802
45. An Ordinance approving a Lease Agreement with Midtown Enterprises, Ltd., as Landlord, for approximately 750 rentable square feet at 1804 Blanco Road in the Midtown Merchants Building for the District 1 Constituent Office at a monthly rental of \$975.00 for twenty-four months commencing October 15, 2004 or the date of City's acceptance of the Premises after completion of improvements to the leased space, with an additional 24-month renewal term, subject to City Council approval and contingent upon appropriation of funds; authorizing funds in the amount of \$11,260.00 for rent in FY 04-05; and authorizing payment; as requested by Councilman Roger O. Flores, District 1.

46. City Manager's Report. *Introduction of new Directors selected for Budget & Management, and Contract office*

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

Pulled (A) Discuss legal issues related to *Minella v. City of San Antonio*, et al., CA SA-03-CA-246-FB, in the United States District Court for the Western District of Texas, San Antonio Division, pursuant to Texas Government Code Section 551.071 (consultation with attorney).

B. Discuss legal issues related to the resignation or removal of a member of the Municipal Civil Service Commission pursuant to Section 70, Paragraph 1 of the City Charter, pursuant to Texas Government Code Section 551.071 (consultation with attorney).

B.1. Deliberate the duties and evaluation of Isidro Cardenas as a member of the Municipal Civil Service Commission, pursuant to Texas Government Code Section 551.074 (personnel matters).

B.2. Deliberate the duties and evaluation of David Soto as a member of the Municipal Civil Service Commission, pursuant to Texas Government Code Section 551.074 (personnel matters).

- B.3. Deliberate the duties and evaluation of Henrietta LaGrange as a member of the Municipal Civil Service Commission, pursuant to Texas Government Code Section 551.074 (personnel matters).
- C. Discuss one or more competitive matters related to competitive activity by City Public Service, a public power utility, pursuant to Texas Government Code Section 551.086 (certain public power utilities: competitive matters), and related legal issues, pursuant to Texas Government Code Section 551.071 (consultation with attorney).
- D. Deliberate the appointment and employment of an Interim City Manager effective October 1, 2004, pursuant to Texas Government Code Section 551.074 (personnel matters), and discuss related legal issues, pursuant to Section 551.071 (consultation with attorney).