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**Agenda  
City Council Meeting  
Municipal Plaza Building  
City Hall Complex  
103 Main Plaza  
San Antonio, Texas 78205  
April 20, 2000**

*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 in Council Chambers, Municipal Plaza Building, in a Regular Council Meeting at 1:00 P.M.
1. Invocation by Reverend Kenneth Allen, Mount Zion First Baptist Church and Pledge of Allegiance.
2. Ceremonial Items.
3. Approval of the minutes of the Regular City Council Meeting of March 16, 2000.

**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 twenty-four (24) hours prior to the meeting) by calling (210) 207-7245 V/TDD for assistance.

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. 5:00 P.M. - Citizens To Be Heard.

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

**CONSENT AGENDA (5-22e)**

**Items Concerning the Purchase of Equipment, Supplies and Services**

- 9 16 3 2 ✓5. An Ordinance accepting the low bid submitted by Davis Truck & Equipment of San Antonio, Inc., (WBE) to provide the City of San Antonio Public Works Department with eight hydraulic crane loaders with truck bodies for a total of \$256,288.00. [Presented by Janie B. Cantu, Director of Purchasing & General Services; Terry M. Brechtel, Executive Director of Administrative and Financial Services]
- 9 16 3 3 ✓6. An Ordinance authorizing the City of San Antonio to execute an Interlocal agreement with the San Antonio Housing Authority (SAHA) to provide fuel, maintenance and other automotive related services for SAHA's fleet for one year and providing for one to five one-year renewals and designating the City Manager to execute said renewals. [Presented by Janie B. Cantu, Director of Purchasing & General Services; Terry M. Brechtel, Executive Director of Administrative and Financial Services]
- 9 16 3 4 ✓7. An Ordinance ratifying and accepting the proposal of Pearson Education to provide the City of San Antonio Police Department with detective/investigator examination textbooks for a total of \$28,305.00. [Presented by Janie B. Cantu, Director of Purchasing & General Services; Terry M. Brechtel, Executive Director of Administrative and Financial Services]

**Capital Improvement Items**

- 9 16 3 5 ✓8. An Ordinance amending the professional services contract and authorizing 24<sup>th</sup> Year Community Development Block Grant funds in an amount not to exceed \$11,588.70 payable to Rosin Group for additional engineering design services in connection with the Eastlawn Neighborhood Streets Community Development Block Grant (CDBG) Project located in Council District 2; authorizing \$1,159.00 for miscellaneous engineering contingency expenses; revising the project's budget; and providing for payment. [Presented by John German, Director of Public Works Department; Christopher J. Brady, Assistant City Manager]

*(Handwritten mark)*

- 9 1 6 3 6 ✓9. An Ordinance accepting the low qualified Base Bid 2 of SICorp, Inc. in the amount of \$153,959.68 in connection with the environmental remediation of contaminated materials at the site of the new St. Mary's Street Parking Garage to be located at St. Mary's between Travis and Pecan Streets, located in Council District 1; authorizing \$38,489.32 for construction contingency; authorizing \$60,000.00 payable to Browning Ferris, Inc. for disposal services; authorizing an additional \$15,000.00 for contingency; authorizing \$600.00 for advertising expenses; and providing for payment. [Presented by John German, Director of Public Works Department; Christopher J. Brady, Assistant City Manager]
  
- 9 1 6 3 7 ✓10. An Ordinance authorizing payment in the amount of \$84,535.11 from MPO matching funds to the Texas Department of Transportation (TxDOT) in connection with a Metropolitan Planning Organization (MPO) Sidewalk Project at Henderson Pass from Thousand Oaks to Gold Canyon, located in Council District 10; authorizing \$39,630.00 for miscellaneous construction contingency expenses; and providing for payment. [Presented by John German, Director of Public Works Department; Christopher J. Brady, Assistant City Manager]
  
- 9 1 6 3 8 ✓11. An Ordinance approving SAWS Field Alteration No. 1 in the amount of \$35,949.00 payable to Service Stations Constructors & Fuel Systems, Inc. in connection with the Science Park Drainage Project 58H, I and J, Phase III Project located in Council District 5; authorizing additional miscellaneous construction contingency funds in an amount not to exceed \$3,595.00; and providing for payment. [Presented by John German, Director of Public Works Department; Christopher J. Brady, Assistant City Manager]
  
- 9 1 6 3 9 ✓12. An Ordinance authorizing staff to negotiate and execute terms and conditions of an agreement between the City of San Antonio and the University of Texas at San Antonio Center for Archaeological Research (UTSA-CAR) in an amount not to exceed \$18,548.00 to perform archaeological monitoring during excavation activities associated with the River Extension Phase of the Convention Center Expansion Project; ratifying services performed to date; and providing for payment. [Presented by Jelynn LeBlanc Burley, Director, Convention Center Expansion Office; Roland A. Lozano, Executive Director of Facilities and Visitor Services]

**Items Concerning the Purchase, Sale or Lease of Real Property**

- 9 1 6 4 0 ✓13. An Ordinance declaring a public necessity for the acquisition of a temporary easement consisting of a 0.067 acre tract of land out of and a part of Lot 41, New City Block 12599, Dellcrest Subdivision, Unit 1, San Antonio, Bexar County, Texas for a public purpose, namely the construction of a portion of the W.W. White Road – Rigsby to Lord Road Project; and authorizing the City Attorney to file eminent domain proceedings. [Presented by John German, Director of Public Works Department; Christopher J. Brady, Assistant City Manager]



9 1 6 4 1

✓14. An Ordinance authorizing the expenditure of \$110.00 in Community Development Block Grant (CDBG) funds for the execution of a partial release in connection with the Dell Place Drainage Community Development Block Grant (CDBG) Project; revising the project budget; appropriating funds and providing for payment. [Presented by John German, Director of Public Works Department; Christopher J. Brady, Assistant City Manager]

9 1 6 4 2

✓15. An Ordinance authorizing the acquisition of two (2) temporary easements and title to two (2) parcels and authorizing the expenditure of \$1,540.00 in Community Development Block Grant (CDBG) funds for such acquisitions in connection the McKay Street – Conner to Grand Jean Community Development Block Grant (CDBG) Project; authorizing the acquisition of title to two (2) parcels and two (2) temporary easements and authorizing the expenditure of \$12,085.00 in Community Development Block Grant (CDBG) funds for such acquisitions in connection with the Dell Street Drainage Community Development Block Grant (CDBG) Project; authorizing the acquisition of one (1) temporary easement and authorizing the expenditure of \$725.00 in Community Development Block Grant (CDBG) funds for such acquisition in connection with the Glider and Landing – Gunsmoke to Loop 410 Community Development Block Grant (CDBG) Project; and providing for payment. [Presented by John German, Director of Public Works Department; Christopher J. Brady, Assistant City Manager]

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✓16. An Ordinance authorizing payment of the amount of \$74,970.00 to Ticor Title Agency of San Antonio as escrow agent for Hector Oyarzabal, M.D., P.A., for one parcel (\$54,000.00) and Boat 'N Net, Inc., A Texas Corporation, for one parcel (\$20,970.00) in connection with the Pleasanton Road – Mayfield to Southcross Project; the amount of \$6,220.00 to Lawyer's Title of San Antonio as escrow agent for Bradley J. Parman, Trustee, for one parcel in connection with the Higgins Road – Nacogdoches to Stahl Road Project; and the amount of \$100.00 to Mario A. Fuentes and wife, Maria T. Ballesteros Fuentes, for one temporary easement in connection with the Escalon Drainage Project #1008; for a grand total of \$81,290.00; appropriating funds and providing for payment. [Presented by John German, Director of Public Works Department; Christopher J. Brady, Assistant City Manager]

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✓17. An Ordinance authorizing payment in the amount of \$2,813.96 to Ticor Title Agency of San Antonio for title charges in connection with the Martinez Creek Flood Area Project (\$2,139.22) and the Wheatley Heights Flood Area Project (\$674.74); appropriating funds and providing for payment. [Presented by John German, Director of Public Works Department; Christopher J. Brady, Assistant City Manager]

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9 1 6 4 5 ✓18. An Ordinance authorizing the expenditure of the sum of \$5,000.00 to Ticor Title Agency of San Antonio as escrow agent for Nuiko Lalley, a Feme Sole, as an additional payment for fee simple title to one parcel in connection with the Hildebrand Avenue – I.H. 10 to Breeden Project; appropriating funds; and providing for payment. [Presented by John German, Director of Public Works Department; Christopher J. Brady, Assistant City Manager]

9 1 6 4 6 ✓19. An Ordinance authorizing the purchase, from Harlandale Housing Corporation, of Lot 15 New City Block 11185 Harlandale Housing Corporation Subdivision Unit 1, in Bexar County, San Antonio, for the amount of \$125,000.00, payable to Lawyers Title of San Antonio as escrow agent for Harlandale Housing Corporation, in connection with the Upper Six Mile Creek Drainage Project #83; appropriating funds and providing for payment. [Presented by John German, Director of Public Works Department; Christopher J. Brady, Assistant City Manager]

**Miscellaneous Items**

9 1 6 4 7 ✓20. An Ordinance amending a professional services contract authorized by Ordinance No. 89801, passed and approved on May 20, 1999 with Morrison & Foerster, LLP to provide legal services in connection with the City of San Antonio's efforts to investigate whether the Aviation Department funds may be used in support of the development of Kelly Air Force Base; ratifying the actions taken by City staff; authorizing additional professional fees in the amount of \$22,078.87; revising the budget and providing for payment. [Presented by Frank J. Garza, City Attorney; Alexander E. Briseño, City Manager]

9 1 6 4 8 ✓21. An Ordinance authorizing the submission of a \$600,195.00 grant application to the Texas Department of Human Services for the 2000 Summer Food Service Program operated by the Department of Parks and Recreation; authorizing the acceptance of the grant if awarded; appropriating funds; approving a budget and personnel complement; authorizing the payment of \$8,000.00 in dumpster fees in connection with this project; and authorizing the acceptance of additional food support, if awarded, during the term of this project. [Presented by Malcolm Matthews, Director, Parks & Recreation Department; Melissa Byrne Vossmer, Assistant City Manager]

✓22. **Boards, Commissions and Committee Appointments** [Presented by Norma Rodriguez, City Clerk; Travis M. Bishop, Assistant City Manager]

9 1 6 4 9 ✓A) An Ordinance appointing Patricia Santiago (District 8) to the Affirmative Action Advisory Committee for a term of office to expire on January 31, 2002.

9 1 6 5 0 ✓B) An Ordinance appointing Josh Copeland (District 8) to the Board of Adjustment for a term of office to expire on February 22, 2002.

9 1 6 5 1 ✓C) An Ordinance appointing Walter Ague (District 8) to the Commission for Children and Families for a term of office to expire on June 27, 2002.

9 1 6 5 2 ✓D) An Ordinance re-appointing Scott Barr (District 8) to the Home Improvement Advisory Board for a term of office to expire on June 23, 2002.

9 1 6 5 3 ✓E) An Ordinance appointing Constance Beck (District 8) to the San Antonio Public Library Board of Trustees for a term of office to expire on September 30, 2002.

**ITEMS FOR INDIVIDUAL CONSIDERATION**

PULLED

✓23. An Ordinance authorizing the City Manager or his designated representative to execute a one year option renewing the state governmental affairs representation contracts between the City and the firms of (1) Christopher S. Shields, P.C., (2) Lloyd, Gosselink, Fowler, Blevins & Mathews, P.C., and (3) Denton, McKamie & Navarro for state legislative services during the 77<sup>th</sup> Texas Legislative Session; providing for an extension of the contracts for an additional four (4) months subsequent to the end of the option period for the purpose of addressing the need for representation immediately following the end of the Legislative Session; and appropriating and providing for payment collectively to the three firms of \$232,000.00. [Presented by Jim Campbell, Intergovernmental Relations Director; Melissa Byrne Vossmer, Assistant City Manager]

✓24. Consideration of the following board and commissions appointments: [Presented by Norma Rodriguez, City Clerk; Travis M. Bishop, Assistant City Manager]

9 1 6 5 4 ✓A) An Ordinance appointing members to the Citizen Advisory Action Board. [Nominees: Robert Beltran, Leonard James Gaines, Maria Elena Garza, Col. Raymond Hamilton, Bess Marie Hart, Oliver Hill, Trent Miracle, Michael Morrow, David Ochoa, Robert Richard Ressman, Leo Rodriguez, Harry Stevenson and Bennie J. Wilson]

*REWRITE!*

9 1 6 5 5 ✓B) An Ordinance appointing a member to the Noise Abatement Advisory Committee. [Nominee: Jennifer Bazajou]

9 1 6 5 6 ✓25. An Ordinance accepting the low, qualified responsive bid of R. L. Jones Company, Inc. in the amount of \$1,612,942.40 in connection with the 1999 General Obligation (G.O.) Drainage Bond and 21<sup>st</sup> and 24<sup>th</sup> Year Community Development Block Grant (CDBG) funded Rip Rap #69 Phase II C, Part 3 Project, located in Council District 4; authorizing a construction contract; revising the project budget; authorizing \$71,760.98 for miscellaneous construction contingency expenses; authorizing an additional \$16,317.00 payable to Sinclair & Associates for design expenses; authorizing \$1,631.00 in miscellaneous engineering contingency expenses; authorizing reimbursement from the sale of 1999 Bonds; appropriating funds; and providing for payment. [Presented by John German, Director of Public Works Department; Christopher J. Brady, Assistant City Manager]

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91657

✓26. An Ordinance authorizing the City Manager, or his designee, to execute a professional services contract with Watson, Wyatt & Company in an amount not to exceed \$128,650.00 to conduct a study of the City's current Employee Performance Appraisal (E.P.A.) System and Performance Pay Program, to design a new performance appraisal and pay program and a presentation of their final report. [Presented by Elisa Peña Bernal, Acting Human Resources Director; Terry M. Brechtel, Executive Director of Administrative & Financial Services]

2000-1678

✓27. A Resolution supporting the application submitted to the Department of Housing and Urban Development by the San Antonio Housing Authority for \$35 Million Dollars under the Hope VI Program to assist with the redevelopment of the Victoria Courts site. [Presented by Andrew Cameron; Director Housing & Community Development; George V. Pedraza, Assistant to the City Manager] (#32)

91628

✓28) An Ordinance declaring a public necessity for the acquisition of that one certain leasehold interest in the leased premises within a structure commonly known as the HemisFair Parking Garage located on Lot 12, Block 3, New City Block 13814, Civic Center Project No. 5, in the City of San Antonio, Bexar County, Texas, also known as 600 East Market Street, No. 105, for a public purpose, namely the construction and operation of a headquarters hotel in connection with the expansion and operation of the Henry B. Gonzalez Convention Center; and the construction and operation of a public parking garage due to the expansion of the Henry B. Gonzalez Convention Center and construction of the hotel; authorizing the City Attorney to file eminent domain proceedings; and providing for an immediate effective date upon passage of eight (8) affirmative votes. [Presented by John German, Director, Public Works Department; Christopher J. Brady, Assistant City Manager]

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✓29) An Ordinance approving the terms and conditions and authorizing the execution of a Letter of Intent (LOI) with Starwood Hotels & Resorts Worldwide, Inc., ("Starwood"), the Related Lodging Group and The Related Companies, L.P. in connection with the construction of a Convention Headquarters Hotel adjacent to the Henry B. Gonzalez Convention Center, which LOI includes the terms under which the City would lease the land to an entity to be created by Starwood and The Related Lodging Group for the design, development, construction and operation of a first-class, multi-story, Convention Headquarters Hotel, and related improvements, including a New Public Parking Garage which will be dedicated to the City of San Antonio upon completion. [Presented by Manuel Longoria, Jr., Acting Director, Economic Development Department; Christopher J. Brady, Assistant City Manager]

9 1 6 3 0 ✓30. An Ordinance approving the terms and conditions and authorizing the execution of a ten (10) year, 50% Tax Phase-In Agreement with an entity to be formed by Starwood Hotels & Resorts Worldwide, Inc. and The Related Lodging Group to partially exempt from ad valorem taxation certain new real and personal property improvements to be constructed in connection with the proposed Convention Headquarters Hotel adjacent to the Henry B. Gonzalez Convention Center, which Agreement includes standards related to the payment of certain hourly wages and the hiring of a percentage of individuals who qualify as economically disadvantaged. [Presented by Manuel Longoria, Jr., Acting Director; Economic Development Department; Christopher J. Brady, Assistant City Manager]

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HOTEL*

9 1 6 3 1 ✓31. An Ordinance approving the payment of \$102,262.23 to Bracewell & Patterson for legal services performed in connection with the negotiation of a Letter of Intent with Starwood Hotels & Resorts Worldwide, Inc., The Related Lodging Group, and payment in the amount of \$17,386.60 to McCall, Parkhurst and Horton for legal services related to municipal financing, firms which were first approved on March 13, 1997 pursuant to Ordinance 85740; authorizing the payment to Bracewell & Patterson of an additional \$200,000.00 for the negotiation and completion of definitive documents, including a Development Agreement and a Long Term Lease; and retaining Davidson & Triolo for legal services related to the condemnation of certain leasehold interests within a structure commonly known as the HemisFair Parking Garage, ratifying services, and authorizing payment in the amount of \$12,057.94 for services performed to date and an additional amount up to \$40,000.00 to complete actions related to said condemnation. [Presented by Frank J. Garza, City Attorney; Alexander E. Briseño, City Manager] *(75 CONFIDENTIAL)*

9 1 6 5 8 ✓32. An Ordinance authorizing reimbursement from the District 3 Budget Account in the total amount of \$13,000.00 to Councilwoman Debra Guerrero for Administrative Services Contracts with Prisciliano Cantu (\$1,000.00) from April 1, 2000 through April 30, 2000; Madeline De La O (\$6,000.00); Daniel Geisler (\$3,000.00) and Alex Brightman (\$3,000.00) from April 1, 2000 through May 31, 2000; as requested by Councilwoman Debra Guerrero.

9 1 6 5 9 ✓33. An Ordinance authorizing the expenditure of \$200.00 from the District 4 Contingency Budget Account to the San Antonio Blue Devils basketball team to assist in their travel to Detroit, Michigan where they will be competing in the National Championship Tournament; as requested by Councilman Raul Prado.

✓34. An Ordinance authorizing the temporary street closure of Callaghan Road, from Centerview Drive to Mantou Drive on Sunday, April 30, 2000 beginning at 4:00 P.M. to 10:00 P.M. to allow more control of the crowds attending the St. Luke Festival Finale event; as requested by Councilman Ed Garza.

**PULLED**

✓35. Travel Authorization for Councilmember Ed Garza to attend the National League of Cities 2000 Conference Program Committee Meeting and the Hispanic Elected Local Officials (HELO) Board of Directors Strategic Planning Meeting, to be held in Boston, Massachusetts and El Paso, Texas, respectively, on Thursday, April 27, 2000 through Monday, May 1, 2000; as requested by Councilman Ed Garza.

81884 ✓36. An Ordinance authorizing the expenditure of \$500.00 from the District 8 Contingency Budget Account payable to Hemisphere Institute for Public Service, Inc. to help defray the travel expenses associated with the attendance of Dominique and Randolph Shelton at the Intell International Science and Engineering Fair (Intel ISEF), to be held in Detroit, Michigan, in May 2000; as requested by Councilwoman Bonnie Conner.

91662 ✓37. An Ordinance authorizing the expenditure of \$500.00 from the District 9 Contingency Budget Account and funds from various Council Contingency Accounts payable to the San Antonio Teachers Council to help support the annual "Teacher Day" celebration on Friday, May 5, 2000 honoring the teachers of the San Antonio Independent School District; as requested by Councilman Tim Bannwolf.

✗38. City Manager's Report.

✗39. Executive Session: Consultation concerning attorney-client matters (real estate, litigation, contracts, personnel and security) may be discussed.

① YANAGAWA CRUISES, INC