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Agenda
City Council Meeting
Municipal Plaza Building
City Hall Complex
114 W. Commerce
San Antonio, TX 78205
June 25, 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

1:00PM: Public Hearing on Regional Business Disparity Causation Analysis Study

6:00PM: Citizens to be Heard

7:00PM: Adjourn

At any time during the Regular City Council Meeting, the City Council may meet in executive session for consultation concerning attorney-client matters (real estate, litigation, contracts, personnel and security) under Chapter 551 of the Texas Government Code.

DISABILITY ACCESS STATEMENT

This meeting site is wheelchair accessible. The accessible entrance is located at the Municipal Plaza Building / Main Plaza Entrance. Accessible Visitor Parking Spaces are located at City Hall, 100 Military Plaza, Northside. Auxiliary Aids and Services are available upon request (Interpreters for the Deaf must be requested forty-eight [48] hours prior to the meeting). For Assistance, Call (210) 207-7245 Voice/TTY.

For additional information on any item on this agenda, please visit www.sanantonio.gov or call 207-7080.

The City Council of San Antonio will convene in the Norma S. Rodriguez Council Chamber, Municipal Plaza Building in a Regular Council Meeting at 9:00 A.M.

1. Invocation by Rev. V. Jacob Espinoza, Pastor, New Testament Christian Church. Guest of Councilmember Jennifer Ramos, District 3.
2. Pledge of Allegiance.
3. Approval of Minutes for the June 11, 2009 City Council meeting.

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

ACTION ITEMS FOR STAFF BRIEFING

4. An Ordinance amending the Municipal Campaign Finance Code and Ethics Code. [Sheryl Sculley, City Manager; Michael Bernard, City Attorney]

2009-06-25-0553

CONSENT AGENDA

Purchase of Equipment and Supplies

5. An Ordinance accepting the following bids to provide the City with the following commodities and services on an annual contract basis for FY 2009 for a combined estimated cost of \$376,000.00, including: (A) Air Jireh Services for HVAC maintenance at branch libraries; (B) McCombs HFC, Ltd. for Toyota cars & light duty pick-up trucks collision repairs for city vehicles; (C) Labor Ready Central, Inc. for solid waste management labor services; (D) Red River Specialties, Inc. for herbicides; (E) Learning Express, LLC for Learning Express Library online subscription; (F) Recorded Books, LLC for Recorded Books online audio books services, appropriated in the FY 2009 Budget. [Sharon De La Garza, Assistant City Manager; Janie Cantu, Director, Purchasing & General Services]

2009-06-25-0554

6. An Ordinance accepting the bid from Tai Ping Carpets Americas, Inc. to replace approximately 45,000 square yards of ten year old carpet within the Henry B. Gonzalez Convention Center for a cost of \$1,639,669.54, funded with Hotel Occupancy and Tourism Funds. [Sharon De La Garza, Assistant City Manager; Janie Cantu, Director, Purchasing & General Services]

2009-06-25-0555

7. An Ordinance amending a contract with Southwest Texas Regional Advisory Council for software for the Fire Department Emergency Medical Services use of mobile licenses for patient care records, for an initial estimated cost of \$190,000.00 annually, funded from the FY 2009 Budget. [Sharon De La Garza, Assistant City Manager; Janie Cantu, Director, Purchasing & General Services]

2009-06-25-0556

8. An Ordinance authorizing a contract with Gershman, Brickner & Bratton, Inc., to provide

the Solid Waste Management Department with route optimization software licenses and maintenance, for an initial cost of \$129,450.00 and \$39,750.00 annually thereafter for an additional two years, funded from the FY 2009 Budget. [Sharon De La Garza, Assistant City Manager; Janie Cantu, Director, Purchasing & General Services]

2009-06-25-0557

9. An Ordinance authorizing a contract with CDW Government, Inc., to provide the Information Technology Services Department with SolarWinds Orion Network Management Suite software and maintenance for an initial cost of \$128,937.85 and \$24,000.00 annually thereafter for an additional two years, funded from the Communication Equipment Replacement and Upgrades fund. [Sharon De La Garza, Assistant City Manager; Janie Cantu, Director, Purchasing & General Services]

2009-06-25-0558

10. An Ordinance accepting the offer from GTSI Corp. to provide an audio/video backup system for the public, education and government access channels for a cost up to \$527,450.00, funded by the Public, Education and Government (PEG) Channels Fund, which are limited to only capital improvements for the City's Government Access Channel (TVSA) and Public Access Channel (PATV). [Sharon De La Garza, Assistant City Manager; Janie Cantu, Director, Purchasing & General Services]

2009-06-25-0559

Capital Improvements

11. An Ordinance authorizing a construction contract with V.K. Knowlton in the amount of \$393,195.00 to construct a new parking lot for the City Hall Annex Project, an authorized Certificates of Obligation funded project located on Dolorosa Street in Council District 1. [Penny Postoak Ferguson, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services]

2009-06-25-0560

12. An Ordinance authorizing a construction contract with N.G. Painting, L.P. in an amount up to \$400,000.00 for the Rehabilitation of the South Presa Bridge Project, a Certificates of Obligation and 2007-2012 General Obligation Bond Funded project located in Council District 1. [Penny Postoak Ferguson, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services]

2009-06-25-0561

13. An Ordinance authorizing a change order in the increased amount of \$50,000.00 to a \$260,000.00 construction contract with 3TI, Inc. for the Cortez Library Improvements Project, an authorized 2007-2012 Bond and Community Development Block Grant funded project located in Council District 4. [Penny Postoak Ferguson, Assistant City Manager, Mike Frisbie, Director, Capital improvements Management Services]

2009-06-25-0562

14. An Ordinance authorizing a change order in the increased amount of \$88,344.40 to the \$45,064,198.96 construction contract with Archer Western Contractors, Ltd. for completion of the FAA Access Driveway for the Airport Expansion Roadway & Utilities Project at the San Antonio International Airport, funded by authorized project contingency funds. [Penny Postoak Ferguson, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services]

2009-06-25-0563

15. An Ordinance authorizing an amendment to the Construction Manager at Risk contract and accepting the Guaranteed Maximum Price Proposal with Clark Construction Group LLC/Thos. Byrne, a Joint Venture, to add the Way-finding and Signage Services for the new Terminal B, under construction at the San Antonio International Airport, for the amount of \$140,862.00, funded by the Airport Passenger Facility Charge fund. [Penny Postoak Ferguson, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services]

2009-06-25-0564

16. An Ordinance authorizing three on-call professional services agreements each in an annual amount up to \$650,000.00 with Adams Environmental, Inc., Post, Buckley, Schuh, & Jernigan, Inc., and Poznecki-Camarillo, Inc. for environmental consulting services for transportation improvement projects. [Penny Postoak Ferguson, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services]

2009-06-25-0565

17. An Ordinance authorizing payment to CPS Energy in the amount of \$953,359.18 for electrical services performed at the San Antonio International Airport new parking garage, and \$78,825.00 for future work to be performed for the Airport Expansion Program, funded by the Airport Construction Fund. [Penny Postoak Ferguson, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services]

2009-06-25-0566

18. An Ordinance authorizing a professional services agreement with Facility Programming and Consulting in an amount up to \$840,900.00 for site evaluation and design services for the replacement of the Northwest Service Center as well as programming and assessment of the other existing service centers citywide for the City Facilities Renovations/Construction Project, funded with authorized Certificates of Obligation. [Penny Postoak Ferguson, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services]

2009-06-25-0567

19. An Ordinance authorizing two Advanced Funding Agreements with the Texas Department of Transportation for right of way acquisition and construction of Walters Street: IH 35 N to Fort Sam Houston Main Gate Project, a 2007-2012 Bond Program project, located in Council District 2. [Penny Postoak Ferguson, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services]

2009-06-25-0568

20. Consideration of the following Ordinances relating to the Police Department Property and Evidence Facility, a Certificates of Obligation funded project, located at 555 Academic Court in Council District 5: [Penny Postoak Ferguson, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services]

A. An Ordinance authorizing a professional services agreement in an amount up to \$830,000.00 with Debra J. Dockery, Architect, P.C. to provide architectural and engineering services.

2009-06-25-0569

B. An Ordinance authorizing Guaranteed Maximum Price Construction Phase Services Contracts with F.A. Nunnally Company for up to \$3,559,500.00.

2009-06-25-0570

- 21. An Ordinance authorizing a construction contract in the amount of \$236,877.68 with Degand Contracting, Inc. dba STI General Contracting for the Dellcrest Park Renovation Project, located in Council District 2, appropriated in the FY 2009 Budget. [A.J. Rodriguez, Deputy City Manager; Xavier Urrutia, Director, Parks & Recreation]

2009-06-25-0571

- 22. An Ordinance authorizing a construction contract in the amount of \$230,992.00 with ASD Consultants, Inc. for the Northridge Park Renovation Project, located in City Council District 10, appropriated in the FY 2009 Budget. [A.J. Rodriguez, Deputy City Manager; Xavier Urrutia, Director, Parks & Recreation]

2009-06-25-0572

- 23. An Ordinance authorizing a construction contract in an amount up to \$8,995,905.00 to San Antonio Constructors, Ltd., of which up to \$2,264,650.00 will be reimbursed by San Antonio Water System, for the 2009-2010 Indefinite Delivery Contract Package II for Public Works Infrastructure Maintenance and Construction projects. [Sharon De La Garza, Assistant City Manager; Majed A. Al-Ghafry, Director, Public Works]

2009-06-25-0573

- 24. An Ordinance authorizing a change order in the increased amount of \$2,194,443.68 to the contract with Clark Construction of Texas, Inc. for 22 additional asphalt overlay street rehabilitation projects funded in the FY 2009-2014 Capital Improvement Plan. [Sharon De La Garza, Assistant City Manager; Majed A. Al-Ghafry, Director, Public Works]

2009-06-25-0574

Acquisition, Sale or Lease of Real Property

- 25. An Ordinance authorizing a lease renewal of space to B&W Finance at the Houston St. downtown Parking Garage, located in Council District 1. [Pat DiGiovanni, Deputy City Manager; Paula X. Stallcup, Director, Downtown Operations]

2009-06-25-0575

- 26. An Ordinance authorizing an amendment to an existing lease with the Port of San Antonio that will allow for the permanent relocation of fire equipment and personnel to a building located at 103 Arts and Crafts Way in Council District 4. [Penny Postoak Ferguson, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services]

2009-06-25-0576

- 27. An Ordinance authorizing the City to convey approximately 0.251 acres in Concepcion Park, located in Council District 3, to the San Antonio River Authority for development of San Antonio River Improvements Project, Mission Reach, Phase II. [Pat DiGiovanni, Deputy City Manager / Director, Center City Development Office]

2009-06-25-0577

- 28. An Ordinance authorizing a five-year lease agreement with Palacio del Rio, Inc. d/b/a Hilton Palacio del Rio for River Walk space to be used for outdoor dining for a monthly rent of \$1,859.01. [Pat DiGiovanni, Deputy City Manager; Paula X. Stallcup, Director, Downtown Operations]

2009-06-25-0578

- 29. An Ordinance authorizing a lease agreement with the Alamo City Black Chamber of Commerce for Building 204 at HemisFair Park for a monthly rent of \$100.00. [Pat

DiGiovanni, Deputy City Manager; Paula X. Stallcup, Director, Downtown Operations]

2009-06-25-0579

- 30. An Ordinance authorizing the acceptance of a donation from Centex Homes of approximately 77.11 acres located near Bulverde Road north of Loop 1604 in Council District 10 to be designated for park land. [A.J. Rodriguez, Deputy City Manager; Xavier Urrutia, Director, Parks & Recreation]

2009-06-25-0580

- 31. An Ordinance authorizing the acquisition, donation and/or condemnation of approximately 62.757 acres of land located in NCB 14746, 14667, 16931, 18049, 18058, and 18083, in Council Districts 6, 7, & 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]

2009-06-25-0581

Grant Applications and Awards

- 32. An Ordinance authorizing a contract amendment with the Texas Department of State Health Services which will provide an additional \$55,848.00 to purchase and implement a new client information system for the Tuberculosis Prevention and Control Program. [Frances A. Gonzalez, Assistant City Manager; Dr. Fernando A. Guerra, Director, Health]

2009-06-25-0582

- 33. An Ordinance authorizing a contract amendment with Novartis Vaccines and Diagnostics, Inc. to increase the number of participants in a clinical vaccine study and increase compensation to the San Antonio Metropolitan Health District from \$62,875.00 up to \$135,100.00. [Frances A. Gonzalez, Assistant City Manager; Dr. Fernando A. Guerra, Director, Health]

2009-06-25-0583

- 34. An Ordinance authorizing a contract in an amount up to \$58,620.00 with Covance Periapproval Services, Inc. for the San Antonio Metropolitan Health District to conduct a clinical vaccine study; and authorizing payments to participants. [Frances A. Gonzalez, Assistant City Manager; Dr. Fernando A. Guerra, Director, Health]

2009-06-25-0584

- 35. An Ordinance accepting \$5,000.00 from The Texas Book Festival and the Texas Library Association for the purchase of books for young readers for Central Library and San Pedro Branch Library. [A.J. Rodriguez, Deputy City Manager; Ramiro S. Salazar, Director, Library]

2009-06-25-0585

Boards, Commissions and Committee Appointments

- 36. 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 Henry Brun (District 7, Category: Cultural Artist) to the Arts and Cultural Advisory Committee for the remainder of an unexpired term of office to expire May 31, 2011.
 - B. Reappointing Cynthia R. Mundy-Cobb (District 10) to the San Antonio Housing Trust Board of Trustees for the remainder of an unexpired term of office to expire May 31, 2011.
 - C. Appointing Marion Victorian (District 4) to Keep San Antonio Beautiful, Inc. for the remainder of an unexpired term of office to expire December 22, 2010.
 - D. Reappointing Gloria A. Merrell (District 4) to the Small Business Advocacy Committee for the remainder of an unexpired term of office to expire May 31, 2011.
 - E. Reappointing Albert Hinojosa (District 4) to the City Commission on Veterans Affairs for the remainder of an unexpired term of office to expire May 31, 2011.
 - F. Reappointing George Lynn Britton, Jr. (District 4) to the Joint City/County Commission on Elderly Affairs for the remainder of an unexpired term of office to expire May 31, 2011.
 - G. Reappointing Donald J. Malik (District 10, Category: Consumer of Handicapped Services) to the Disability Access Advisory Committee for the remainder of an unexpired term of office to expire May 31, 2011.
 - H. Reappointing Michelle M. Dionne-Vahalik (District 10) to the San Antonio Commission on Literacy for the remainder of an unexpired term of office to expire May 31, 2011.
 - I. Reappointing Joe C. Soules, Jr. (District 10) to the Linear Creekway Park Advisory Board for the remainder of an unexpired term of office to expire May 31, 2011.
 - J. Appointing Councilmember Mary Alice P. Cisneros, Jennifer V. Ramos, Ray Lopez, Phillip A. Cortez and Ivy Taylor to the Board of Directors of the San Antonio Housing Trust Finance Corporation (SAHTFC) for the remainder of an unexpired term of office to expire May 31, 2011.
37. An Ordinance expanding the Board of Directors for the Mission Drive-In TIRZ, Tax Increment Reinvestment Zone Number Thirty-two, from five to seven members and appointing Juan G. Gonzales and Rene Luna to the Board of Directors for the remainder of the unexpired Board terms, ending December 10, 2010. [T.C. Broadnax, Assistant City

Manager, David D. Garza, Director, Housing and Neighborhood Services]

2009-06-25-0586

Miscellaneous

- 38. A Resolution directing the Planning and Development Services Department to initiate a change in the Zoning District Boundary of properties located on West Avenue from Fredericksburg Road to Loop 410 to zoning districts compatible with the existing land use, as requested by Councilwoman Cisneros, District 1. [T.C. Broadnax, Assistant City Manager; Roderick Sanchez, Director, Planning and Development Services]

2009-06-25-0023R

- 39. A Resolution directing the Planning and Development Services Department to initiate a change in the Zoning District Boundary for property located at 2907 Fredericksburg Road from "C-3" General Commercial District to a use compatible with the existing surrounding land use, as requested by Councilman Rodriguez, District 7. [T.C. Broadnax, Assistant City Manager; Roderick Sanchez, Director, Planning and Development Services]

2009-06-25-0024R

- 40. An Ordinance scheduling Special City Council Budget Work Sessions in August and September 2009. [Leticia Vacek, City Clerk]

2009-06-25-0587

- 41. An Ordinance amending the matching funds requirement from 35 percent to 25 percent for delegate agencies receiving City funds of \$1,000,000.00 or more through the Consolidated Funding Process, currently Project Quest. [A.J. Rodriguez, Deputy City Manager / Interim Director, Economic Development]

2009-06-25-0588

- 42. Consideration of the following Ordinances relating to the Ticket System and Service Agreements for the City's Convention, Sports and Entertainment Facilities and the Carver Community Cultural Center: [Pat DiGiovanni, Deputy City Manager; Ben Gorzell, Jr., Director, Finance]

- A. An Ordinance authorizing Amendment No. 2 to the Merchant Banking Services Contract with Bank of America, N.A. to provide for the ability of Ticketmaster L.L.C. to process credit card transactions for Ticketmaster events held at additional City of San Antonio locations.

2009-06-25-0589

- B. An Ordinance authorizing 1) an agreement with Ticketmaster L.L.C. for the Convention, Sports and Entertainment Facilities Department and the Carver Community Cultural Center, for a five-year period with one additional five-year renewal option, and 2) an agreement terminating the existing contract between the City and Ticketmaster for the Carver Community Cultural Center.

2009-06-25-0590

- 43. An Ordinance authorizing an agreement for the San Antonio Metropolitan Health District to provide the Bexar County Hospital District d/b/a University Health System with vaccine management services for community-based immunization events. [Frances A. Gonzalez, Assistant City Manager; Dr. Fernando A. Guerra, Director, Health]

2009-06-25-0591

44. An Ordinance authorizing an agreement with Healthcare Access San Antonio regarding the exchange of patient information. [Frances A. Gonzalez, Assistant City Manager; Dr. Fernando A. Guerra, Director, Health]

2009-06-25-0592

45. An Ordinance authorizing a Memorandum of Agreement with the Greater San Antonio Builders Association outlining the parties' relationship and responsibilities for the Tierra del Sol Affordable Showcase of Homes Community Development Block Grant Project in Council District 7. [T.C. Broadnax, Assistant City Manager, David D. Garza, Director, Housing and Neighborhood Services]

2009-06-25-0593

46. An Ordinance authorizing a professional services agreement with Klotz Associates, Inc. in an amount up to \$250,000.00 for engineering services for the San Antonio River Water Quality and Clarity Study for the River Loop Flow Augmentation Project, located in Council Districts 1 and 2, funded by the FY 2009-2014 Capital Budget. [Sharon De La Garza, Assistant City Manager; Majed A. Al-Ghafry, Director, Public Works]

2009-06-25-0594

47. An Ordinance authorizing an interlocal agreement with the City of Alamo Heights to administer a joint bid contract for an estimated street construction cost of up to \$782,054.13 and estimated sidewalk construction cost of up to \$108,495.00, for three street projects, located in Council Districts 9 and 10. [Sharon De La Garza, Assistant City Manager; Majed A. Al-Ghafry, Director, Public Works]

2009-06-25-0595

48. An Ordinance adjusting the salary of the City Clerk. [Michael Bernard, City Attorney]

2009-06-25-0596

49. An Ordinance establishing and adopting a budget for the Fort Sam Houston Community Development Office, authorizing a lease for a monthly rate of \$5,291.00 with First States Investors 5000A LLC for office space at 1422 East Grayson, adopting the BRAC Transportation and Infrastructure Support Budget, and authorizing reimbursement totaling \$230,000.00 to AT&T, Time Warner Communications and Grande Communications for Walters Street underground utility conversion costs. [Pat DiGiovanni, Deputy City Manager; Robert Murdock, Director, Military Affairs]

2009-06-25-0597

50. Consideration of the following Ordinances regarding City activities related to the American Recovery and Reinvestment Act of 2009 (ARRA): [Sheryl Sculley, City Manager; Peter Zaroni, Director, Management and Budget]

- A. An Ordinance authorizing the submission of the State of Texas Byrne Justice Grant Application and the acceptance of funds upon award for approximately \$300,000.00 in Stimulus funding to support Police Canine Operations.

2009-06-25-0598

- B. An Ordinance authorizing execution of one (1) new and amendments to six (6) existing Advanced Funding Agreements with the Texas Department of Transportation (TxDOT) for identified Economic Stimulus Funded street related projects, and authorizing payment of \$165,058.53 using non-stimulus City Budgeted funds to TxDOT for administering Federal Economic Stimulus funds on

behalf of the City in connection with the following ARRA funded projects: 36th Street, US 90 north of Billy Mitchell; seven (7) Low Water Crossings Projects; Eagleland Riverwalk Link project; Jones Maltsberger, UPRR to US 281; Salado Creek Phase I Hike and Bike; and Salado Creek Phase II Hike and Bike.

2009-06-25-0599B1 + B2

- C. An Ordinance authorizing submission of applications and acceptance upon award for two Economic Development Administration ARRA funded grants, each requiring an equal amount of City matching contribution, with the first grant in the amount of \$1,505,879.00 to be used for water main conversion along the Walters Street corridor leading to Palmetto Street, repaving of intersecting streets and beautification planning and execution at Fort Sam Houston; and the second grant in the amount of \$250,000.00 for assistance in developing a current comprehensive Master Plan for HemisFair Park.

2009-06-25-0600

51. City Manager's Report

- A. Overview of the 81st State Legislative Session

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

1:00 P.M. TIME CERTAIN: (may be heard after this time)

- 52. Public Hearing and consideration of an Ordinance accepting the Regional Business Disparity Causation Analysis Study findings and recommendations for purposes of policy development. [A.J. Rodriguez, Deputy City Manager; / Interim Director, Economic Development]

2009-06-25-0601

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.