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Agenda
City Council Meeting
Municipal Plaza Building
City Hall Complex
114 W. Commerce
San Antonio, TX 78205
April 15, 2010

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
- 2:00PM: Neighborhood Plan and Zone Amendments
- 5:00PM: Ceremonial Recognitions
- 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 Dr. Jerry William Dailey, Pastor, Macedonia Baptist Church. Guest of Councilmember Ray Lopez, District 6.
- 2. Pledge of Allegiance.
- 3. Approval of Minutes for the April 1; 2010 City Council meeting.

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

ACTION ITEMS FOR STAFF BRIEFING

- 4. A Public Hearing and consideration of an Ordinance authorizing the reprogramming of Community Development Block Grant (CDBG) Program funds in the amount of \$105,000.00 available from City Council District 3, Billa Community Family Resource and Learning Center to Mission Drive In Marquee for a total reprogramming amount of \$105,000.00 and authorizing the amendment of the FY 2010-2015 Capital Budget to reflect said reprogramming; and authorizing the allocation and appropriation of said funds. [T.C. Broadnax, Assistant City Manager; Nina Nixon-Mendez, Grants Administrator, Grants Monitoring and Administration]

2010-04-15-0312

CONSENT AGENDA

Purchase of Equipment and Supplies

- 5. An Ordinance accepting the bids from Kinloch Equipment & Supply, Inc. and Grande Truck Center for the purchase of 2 vacuum, sewer and catch basin cleaning trucks for a total cost of \$628,304.00, funded from the Equipment Renewal and Replacement Fund. [Penny Postoak Ferguson, Assistant City Manager; Janie Cantu, Director, Purchasing & General Services]

2010-04-15-0313

Capital Improvements

- 6. Consideration of the following Ordinances relating to the Runway 3/21 Extension project at San Antonio International Airport located in Council District 9: [Penny Postoak Ferguson, Assistant City Manager; Frank Miller, Director, Aviation]

- A. An Ordinance authorizing a Memorandum of Agreement between the Federal Aviation Administration and the City of San Antonio.

2010-04-15-0314

- B. An Ordinance authorizing a Novation Agreement with AECOM Technical Services,

2010-04-15-0315

Inc.

C. An Ordinance amending the professional services agreement with AECOM Technical Services, Inc. in the total amount of \$1,993,787.00 for design and construction services.

2010-04-15-0316

2520-21-40-0105

7. An Ordinance authorizing the issuance of a \$235,008.60 job order to Alpha Building Corporation for the Alamodome Restroom Renovation Project, a Hotel Occupancy Tax Renewal Capital Facilities funded project, located in Council District 1. [Penny Postoak Ferguson, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services]

2010-04-15-0317

2520-21-40-0105

8. An Ordinance awarding a construction contract to R.L Jones Company, Inc. in the amount of \$2,168,451.75, of which \$602,020.00 will be reimbursed by the San Antonio Water System, for the N. Hein (W.W. White - W. Hein) and W. Hein (Rice - N. Hein) Project, an authorized 2007 General Obligation Bond funded project located in Council District 2. [Penny Postoak Ferguson, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services]

2010-04-15-0318

9. An Ordinance awarding a construction contract to J. Sanchez Contracting, Inc. in the amount of \$224,547.58 for the North New Braunfels Sidewalks from Eisenhower to Nacogdoches Project; an authorized 2007-2012 General Obligation Bond project located in Council District 10. [Penny Postoak Ferguson, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services]

2010-04-15-0319

Acquisition, Sale or Lease of Real Property

10. An Ordinance authorizing a ten-year license agreement with H.E. Butt Grocery Company to install bollards, narrow the north-bound motor vehicle lane, and move the bicycle lane five feet out from the curb so as to reserve a five-foot buffer between the bicycle lane and the curb, in Council District 1 for a fee of \$8,150.00. [Penny Postoak Ferguson, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services]

2010-04-15-0320

2520-21-40-0105

Grant Applications and Awards

11. An Ordinance authorizing the submission of a grant application and the acceptance of up to \$4,391,560 ~~\$4,365,185.00~~, upon award, from the Texas Department of Housing and Community Affairs for the 2010 Texas Neighborhood Stabilization Program Re-Allocation. [T.C. Broadnax, Assistant City Manager, Nina Nixon-Mendez, Grants Administrator, Grants Monitoring and Administration]

2010-04-15-0321

12. An Ordinance ratifying a grant application submitted by the San Antonio Metropolitan Health District to the Texas Department of State Health Services and authorizing the acceptance of up to \$300,000.00 for the eighteen month period of April 15, 2010 through October 31, 2011. [Sharon De La Garza, Assistant City Manager; Dr. Fernando A. Guerra]

2010-04-15-0322

Director, Health]

- 13. An Ordinance authorizing the submission of a grant application and the acceptance of up to \$500,000.00, upon award, from the Centers for Disease Control and Prevention to continue a health education and screening program in the community surrounding the former Kelly Air Force Base. [Sharon De La Garza, Assistant City Manager; Dr. Fernando A. Guerra, Director, Health] **2010-04-15-0323**

- 14. An Ordinance authorizing the submission of a grant application, and the acceptance of up to \$1,316,488.00 upon award, from the Texas Department of Agriculture to fund the 2010 Summer Food Service Program operated by the Parks and Recreation Department for the period of June 14, 2010 through August 20, 2010. [Sharon De La Garza, Assistant City Manager; Xavier Urrutia, Director, Parks & Recreation] **2010-04-15-0324**

Boards, Commissions and Committee Appointments

- 15. Appointing Mari Aguirre (Mayoral) to the San Antonio Public Library Board of Trustees for the remainder of an unexpired term of office to expire September 30, 2010 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] **Approved**

Miscellaneous

- 16. Consideration of the following relating to Friends of Animal Services: [T.C. Broadnax, Assistant City Manager; Gary Hendel, Director, Animal Care Services]

- A. A Resolution recognizing Friends of Animal Services as a collaborator with ACS as a fundraising organization to help achieve ACS' mission.

2010-04-15-0020R

- B. An Ordinance authorizing a contract with Friends of Animal Services which will provide \$25,000.00 for Animal Care Services (ACS) to provide spay/neuter services for the period of October 1, 2009 through July 4, 2010.

2010-04-15-0325

- 17. An Ordinance authorizing an amendment to an existing lease from Brooks Development Authority for kennel space to shelter animals for Animal Care Services at 2614 Enos Street within the Brooks City-Base development in Council District 3, and authorizing funding in an amount of \$125,000.00 to repair kennel facilities. [Penny Postoak Ferguson, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services]

PULLED

- 18. Consideration of the following Ordinances related to kennel space located at Brooks City Base for use by ACS and the Animal Care Adoption/Spay and Neuter Facility Project: [T.C. Broadnax, Assistant City Manager; Gary Hendel, Director, Animal Care Services]

PULLED

PULLED

A. An Ordinance amending the FY 2010 General Fund Budget and authorizing nine (9) additional authorized positions to the Animal Care Services Department.

PULLED

B. An Ordinance amending the FY 2010-2015 Capital Improvement Program (CIP) Budget by reallocating project funds to the Animal Care Adoption/Spay and Neuter Facility Project.

19. Consideration of the following Ordinances related to Haven for Hope and homeless transformation services: [Peter Zaroni, Assistant City Manager; Cindy Schoenmakers, Interim Director, Community Initiatives]

A. An Ordinance amending Chapter 21 of the San Antonio City Code expanding the boundaries to prohibit sitting or lying down in the right-of-way in public places.

2010-04-15-0326

B. An Ordinance amending Chapter 4, alcoholic beverages, of the San Antonio City Code to adjust the geographic boundaries to prohibit possession of an open container of any alcoholic beverage or the public consumption of alcoholic beverages in the central business district of the City of San Antonio and defining the intended area.

2010-04-15-0327

C. An Ordinance amending Chapter 4, alcoholic beverages, of the San Antonio City Code to prohibit open containers and public consumption of alcoholic beverages within 1,000 feet of the Haven for Hope campus as permitted by State Law.

2010-04-15-0328

D. A Public Hearing and Ordinance authorizing the reprogramming of FY 2009-2010 Emergency Shelter Grant (ESG) Program funds in the amount of \$222,000.00 available from the Dwyer Avenue Center to the Center for Health Care Services (CHCS) - Prospects Courtyard (PCY) and authorizing the close-out and cancellation of affected projects and the creation of new projects and project budgets; authorizing the reallocation of funds in the amount of \$115,258.00 available from the Dwyer Revenue Trust Fund to Haven for Hope of Bexar County for PCY security, and the reallocation of FY 2010 Adopted General Funds in the amount of \$216,000.00 available from Haven for Hope of Bexar County to CHCS; and authorizing the negotiation and execution of an interlocal agreement with CHCS for the operation of the PCY at the campus in the amount of \$438,000.00, beginning on April 15, 2010 through September 30, 2010, and a contract amendment with Haven for Hope of Bexar County for PCY security in the amount \$343,000.00, beginning on April 15, 2010 and ending September 30, 2010.

2010-04-15-0329

20. An Ordinance authorizing the reprogramming of Community Development Block Grant Recovery (CDBG-R) Program funds in the amount of \$189,315.00, available from City Council District 3, Topeka Street Sidewalks Project to the Mission Drive-In Library Project, for a total reprogramming amount of \$189,315.00; amending the FY 2010-2015 Capital Budget to reallocate \$189,315.00 in Certificates of Obligation from the Mission Drive-In Library Project to the Mission Drive-In Site Development Project. [T.C. Broadnax, Assistant City Manager; Nina Nixon-Mendez, Grants Administrator, Grants Monitoring and Administration]

2010-04-15-0330

21. An Ordinance authorizing a Memorandum of Agreement between the San Antonio Metropolitan Health District and the Bexar County Community Health Collaborative to formalize roles in relation to the 2010 Bexar County Community Health Assessment and Community Health Improvement Plan. [Sharon De La Garza, Assistant City Manager; Dr. Fernando A. Guerra, Director, Health] **2010-04-15-0331**

22. An Ordinance authorizing an insurance agreement with Star Insurance Company in an amount up to \$584,111.00 for Excess Workers' Compensation and Excess Liability Insurance for a one year policy beginning May 1, 2010 funded by the FY 2010 Budget. [A.J. Rodriguez, Deputy City Manager; Elizabeth Braune, Director, Human Resources]

2010-04-15-0332

23. An Ordinance authorizing an insurance agreement with ACE USA Insurance Company in an amount up to \$55,500.00 for Airport Owners and Operators Insurance for a three year policy beginning May 1, 2010 funded by the FY 2010 Budget. [A.J. Rodriguez, Deputy City Manager; Elizabeth Braune, Director, Human Resources]

2010-04-15-0333

24. An Ordinance authorizing an insurance agreement with ACE USA Insurance Company in an amount up to \$223,805.00 for Aircraft Hull and Liability Insurance for a one year policy beginning May 1, 2010 funded by the FY 2010 Budget. [A.J. Rodriguez, Deputy City Manager; Elizabeth Braune, Director, Human Resources]

2010-04-15-0334

25. An Ordinance adopting a Fleet Environmental Acquisition Policy, consistent with the City of San Antonio's "Mission Verde" Sustainability Plan, that will guide future vehicle and fuel acquisitions for the City's fleet. [Peter Zanoni, Assistant City Manager; Laurence Doxsey, Office of Environmental Policy]

2010-04-15-0335

26. City Manager's Report.

- A. Destination Marketing Accreditation Program
- B. Update on Efforts to develop a Plastic Shopping Bags Policy to improve the Environment
- C. 2010 Community Survey

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

2:00 P.M. TIME CERTAIN ITEMS (may be heard after this time): Public Hearing and Consideration of the following Adoption and Amendments of the Neighborhood, Community and Perimeter Plans as Components of the Master Plan and Zoning Cases. Planning and Zoning Cases presented by T.C. Broadnax, Assistant City Manager; Roderick Sanchez, Director, Planning and Development Services.

Z-1. ZONING CASE # Z2010049 HS (District 2): An Ordinance amending the Zoning District Boundary from "RM-4 AHOD" Residential Mixed Airport Hazard Overlay District to "HS RM-4 AHOD" Historic Significant Residential Mixed Airport Hazard Overlay District on the east 153.2 feet of the north 128 feet of Lot D, NCB 6399 located at 403 St. Anthony Avenue. Staff and Zoning Commission recommend approval.

2010-04-15-0336

Z-2. ZONING CASE # Z2010062 CD (District 2): An Ordinance amending the Zoning District Boundary from "C-2" Commercial District to "C-2NA CD" Commercial Nonalcoholic Sales District with a Conditional Use for Auto and Light Truck Repair on Lot 9, Block 9, NCB 18449 located at 5335 New Sulphur Springs. Staff and Zoning Commission recommend approval.

2010-04-15-0337

Z-3. ZONING CASE # Z2010065 (District 4): An Ordinance amending the Zoning District Boundary from "R-6 AHOD" Residential Single-Family Airport Hazard Overlay District to "C-2 AHOD" Commercial Airport Hazard Overlay District on 4.899 acres out of NCB 15299 located on the 5300 Block of West Military Drive. Staff and Zoning Commission recommend approval.

2010-04-15-0338

Z-4. ZONING CASE # Z2010070 (District 5): An Ordinance amending the Zoning District Boundary from "I-2 AHOD" Heavy Industrial Airport Hazard Overlay District to "MF-50 IDZ AHOD" Multi-Family Infill Development Zone Airport Hazard Overlay District on Lot 25, Block 4, NCB 2211 located at 724 North San Marcos. Staff and Zoning Commission recommend approval.

2010-04-15-0339

Z-5. ZONING CASE #Z2009165 HS (District 7): An Ordinance amending the Zoning District Boundary from "C-2 AHOD" Commercial Airport Hazard Overlay District to "HS C-2 AHOD" Historic Significant Commercial Airport Hazard Overlay District on the northeast 522 feet of Lot 6, NCB 8349 located at 3031 West Woodlawn Avenue. Staff and Zoning Commission recommend approval. Continuance from March 18, 2010.

continued

Z-6. ZONING CASE # Z2010061 CD (District 8): An Ordinance amending the Zoning District Boundary from "C-2 GC-1 MLOD-1" Commercial Hill Country Gateway Corridor Military Lighting Overlay District to "C-2 CD GC-1 MLOD-1" Commercial Hill Country Gateway Corridor Military Lighting Overlay District with a Conditional Use for Storage - Outside (Open With No Screening Required) on Lot 1, Block 1, NCB 18336 located at 21195 Interstate Highway 10 West. Staff and Zoning Commission recommend approval.

2010-04-15-0340

Z-7. ZONING CASE # Z2010057 (District 10): An Ordinance amending the Zoning District Boundary from "I-1 AHOD" General Industrial Airport Hazard Overlay District, "I-2 AHOD" Heavy Industrial Airport Hazard Overlay District and "C-3 AHOD" General Commercial Airport Hazard Overlay District to "BP AHOD" Business Park Airport Hazard Overlay District on 84.011 acres out of NCB 15683, located on a portion of 12065 Bulverde Road. Staff and Zoning Commission recommend approval.

2010-04-15-0341

Z-8. ZONING CASE # Z2010063 S (District 1): An Ordinance amending the Zoning District Boundary from "C-2 AHOD" Commercial Airport Hazard Overlay District to "C-2 S AHOD" Commercial Airport Hazard Overlay District with a Specific Use Authorization for a Pay Day Loan Agency on Lots 18 and 19, Block 4, NCB 9795 located at 4618 Blanco Road. Staff and Zoning Commission recommend approval.

2010-04-15-0342

5:00 P.M. (may be heard after this time) – Ceremonial Recognitions

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.

5010-04-12-0328

5010-04-12-0338

5010-04-12-0340

5010-04-12-0341

5010-04-12-0345