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AGENDA
City Council Meeting
Municipal Plaza Building
City Hall Complex
114 W. Commerce
San Antonio, TX 78205
May 13, 2010
9:00 A.M.

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:** Utility Briefing by CPS Energy
- 5:15PM:** 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 Rev. Bill Tucker, Senior Pastor, Concordia Lutheran Church. Guest of Councilmember Elisa Chan, District 9.
- 2. Pledge of Allegiance.
- 3. Approval of Minutes for the April 29, 2010 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 FY 2010 Annual Operating Budget to adjust appropriation levels in certain funds based upon mid-year revenue and expenditure estimates. [Peter Zanoni, Assistant City Manager; Maria Villagomez, Director, Management and Budget]

2010-05-13-0400

- 5. A Public Hearing and consideration of an Ordinance accepting and adopting the Update to the 2009 Regional Business Disparity Causation Analysis Study. [A.J. Rodriguez, Deputy City Manager / Interim Director, International and Economic Development]

2010-05-13-0401

Consideration of the following ordinances related to economic development:

- 6. An Ordinance amending the Tax Abatement Guidelines to implement the Inner City Reinvestment/Infill Policy adopted by City Council on February 4, 2010. [A.J. Rodriguez, Deputy City Manager/Interim Director, International and Economic Development]

PULLED

- 7. An Ordinance approving the Certificate of Formation, Bylaws and board appointments to create the San Antonio Economic Development Corporation. [A.J. Rodriguez, Deputy City Manager / Interim Director, International and Economic Development]

2010-05-13-0402

- 8. An Ordinance approving a professional services agreement between the City of San Antonio and the Economic Development Foundation for economic development services. [A.J. Rodriguez, Deputy City Manager / Interim Director, International and Economic Development]

2010-05-13-0403

- 9. An Ordinance approving the release and transfer of South Texas Business Fund (STBF) assets, grant/loan funds and obligations to ACCION, Texas; terminating STBF agreements; transferring assets, grant funds and program income to the City from STBF; transferring assets to SAGE; and authorizing the negotiation and execution of documents necessary to effectuate a merger between STBF and ACCION, Texas. [A.J. Rodriguez, Deputy City

2010-05-13-0404

Manager / Interim Director, International and Economic Development]

CONSENT AGENDA

Purchase of Equipment and Supplies

10. An Ordinance accepting bids for the following contracts in the estimated annual amount of \$339,000.00: (A) Henry Schein Matrix Medical and Prescription Supply, Inc. for pre-filled disposable syringes, (B) Advanced Fire Protection, Inc. for inspection, maintenance and repair of fire sprinkler systems, (C) Creative Components for wood fiber playground chips, (D) Henry Schein Matrix Medical for disposable stretcher sheets, (E) McKesson Medical-Surgical Minnesota and Sanofi Pasteur, Inc. for Influenza vaccine and (F) West Government Services for CLEAR reports subscription. [Penny Postoak Ferguson, Assistant City Manager; Janie Cantu, Director, Purchasing & General Services] **2010-05-13-0405**

11. An Ordinance accepting an offer from Selrico Services, Inc. to provide the Parks and Recreation Department with summer food services for an annual estimated cost of \$1,017,100.00, funded by the Texas Department of Agriculture/Food Services Nutrition Grant. [Sharon De La Garza, Assistant City Manager; Janie Cantu, Director, Purchasing & General Services] **2010-05-13-0406**

12. An Ordinance accepting the bid from Philpott Motors for the purchase of 91 administrative sedans for a total cost of \$1,931,748.00, funded through the Equipment Renewal & Replacement Fund. [Peter Zanoni, Assistant City Manager; Janie Cantu, Director, Purchasing & General Services] **2010-05-13-0407**

13. An Ordinance accepting the bid from Rush Bus Centers to provide the Department of Community Initiatives with 2 propane powered shuttle buses for daily roundtrip transportation services to the seniors that will frequent Council Districts 4 and 5 for a total cost of \$112,282.00, funded with the FY 2010 Budget and the Department of Energy Grant with the Railroad Commission of Texas. [Peter Zanoni, Assistant City Manager; Janie Cantu, Director, Purchasing & General Services] **2010-05-13-0408**

14. An Ordinance accepting the bids from Philpott Motors and Westway Ford to provide the City with 47 propane-powered light duty trucks for a total cost of \$1,434,233.21, funded with the Equipment Renewal & Replacement Fund and the FY 2010 Budget. [Peter Zanoni, Assistant City Manager; Janie Cantu, Director, Purchasing & General Services] **2010-05-13-0409**

15. An Ordinance accepting the bids with Mac Haik FLM, Grande Truck Center, Philpott Ford Brasada Ford dba Northside Ford and Planet Ford to provide the City with 102 gasoline and diesel-powered light duty trucks for a total cost of \$2,214,669.63 funded with the Equipment Renewal & Replacement Fund and the FY 2010 Budget. [Peter Zanoni, Assistant City Manager; Janie Cantu, Director, Purchasing & General Services] **2010-05-13-0410**

Capital Improvements

16. An Ordinance awarding a construction contract to Crownhill Builders, Inc. in the amount of \$346,300.00 for the River Walk Improvements-Areas 5, 6, & 7 project, an authorized Certificate of Obligation and River Walk Capital Improvements Funded project, located in Council District 1. [Penny Postoak Ferguson, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services] 2010-05-13-0411

17. An Ordinance awarding a construction contract to Freyssinet, Inc. in the amount of \$150,829.00 for the Repairs to Stay Cables at the Alamodome Project, a Hotel Occupancy Tax Capital Facilities funded project, located in Council District 2. [Penny Postoak Ferguson, Assistant City Manager; Mike Frisbie, Director, Capital Improvement Management Services] 2010-05-13-0412

18. An Ordinance awarding a construction contract to Breda Construction, Inc. in the amount of \$238,975.00 for the McCreless Branch Library Improvements project, an authorized 2007-2012 General Obligation Bond funded project, located in Council District 3. [Penny Postoak Ferguson, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services] 2010-05-13-0413

19. Consideration of the following Ordinances related to the 36th Street Extension - Growdon to Billy Mitchell Project, an authorized Local Agency Management project funded by federal funds through the Metropolitan Planning Organization, the American Recovery and Reinvestment Act (ARRA) and 2007-2012 General Obligation Bonds, located in Council District 4. [Penny Postoak Ferguson, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services]

A. An Ordinance accepting the ARRA funds and awarding a construction contract to Ballenger Construction Company in the amount of \$18,951,777.00, of which \$16,933,214.15 will be reimbursed by the Texas Department of Transportation and \$1,105,368.31 will be reimbursed by San Antonio Water Systems. The remaining \$913,194.54 will be funded by 2007-2012 General Obligation Bonds. 2010-05-13-0414

B. An Ordinance authorizing an amendment in the increased amount of \$420,000.00 to the \$5,763,413.00 professional services contract with CH2M Hill for Construction Program Management Services. 2010-05-13-0415

C. An Ordinance authorizing agreements with the San Antonio Water System (SAWS) for joint-bid work for this project. 2010-05-13-0416

D. An Ordinance authorizing the acquisition, through negotiation, dedication or condemnation of a turnaround easement to a portion of Lot 1, Block 2, NCB 12608 through the Port Authority of San Antonio; and declaring it to be a public project; declaring a public necessity for the acquisition. 2010-05-13-0417

20. An Ordinance awarding a construction contract to Park Construction Company in the

amount of \$429,187.75, of which \$1,701.00 will be reimbursed by the San Antonio Water System for the West Military – Marbach to Westfield Project, an authorized 2007-2012 General Obligation Bond funded project located in Council District 6. [Penny Postoak Ferguson, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services] **2010-05-13-0418**

21. An Ordinance awarding a construction contract to Architectural Signing, Inc. in the amount of \$1,362,398.52 for the Airport Roadway Wayfinding project at the San Antonio International Airport, an Aviation Tax Notes, Series 2010 funded project located in Council District 9. [Penny Postoak Ferguson, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services] **2010-05-13-0419**

22. An Ordinance awarding a construction contract to Structure Tone Southwest, Inc. in the amount of \$915,000.00, of which \$200,000.00 is scheduled to be reimbursed by the General Services Administration for the Terminal B Airline Tenant Finish Out Project at the San Antonio International Airport, an Airport Revenue Bond Project located in Council District 9. [Penny Postoak Ferguson, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services] **2010-05-13-0420**

23. An Ordinance selecting Sabinal Group as Construction Manager at Risk, accepting the Guaranteed Maximum Price, authorizing a contract for preconstruction and construction phase services in an amount up to \$790,000.00 and amending the FY 2010-2015 Capital Budget to reallocate \$250,663.00 from the General Fund for the College Access Center Project, an authorized Certificate of Obligations funded project, located in Council District 1. [Peter Zaroni, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services] **2010-05-13-0421**

Acquisition, Sale or Lease of Real Property

24. An Ordinance authorizing the second amendment to a lease from B&B South Park Mall, LLC, for a 10-year term, for space at 2310 S.W. Military Drive, located in Council District 4, for use as a Community Link Service Center for a monthly rental rate of \$3,796.58 in the first year and increasing to \$5,068.25 in year 10. [Penny Postoak Ferguson, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services] **2010-05-13-0422**

Grant Applications and Awards

25. An Ordinance authorizing the acceptance of grant funds in the amount of \$29,167.20 from the Southwest Texas Regional Advisory Council for Trauma (STRAC) to be used by the San Antonio Fire Department for EMS equipment. [Erik J. Walsh, Assistant City Manager, Charles N. Hood, Fire Chief] **2010-05-13-0423**

Boards, Commissions and Committee Appointments

26. Consideration of the following Board, Commission and Committee appointments for the

remainder of unexpired terms of office to expire May 31, 2011, 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; or for terms and effectiveness as otherwise indicated below: [Leticia M. Vacek, City Clerk]

A. Appointing Homer J. Rodriguez (District 6, Category: Consumer of Handicapped Services) to the Disability Access Advisory Committee. *Approved*

B. Reappointing Javier A. Flores (District 6, Category: Performing Arts/ Theater) to the Arts and Cultural Advisory Committee. *Approved*

C. Appointing Antonio J. Zavala (District 6) to the Parks and Recreation Board. *Approved*

D. Appointing Kristin Sramek (District 6) to the Citizens' Environmental Advisory Committee. *Approved*

E. Appointing Neil H. Stone (Mayoral, Category: Member Airport Advisory Commission) to the Transportation Advisory Board. *Approved*

PULLED F. Appointing Dr. Anthony Rogers (District 4) to the Ethics Review Board for the remainder of an unexpired term of office to expire April 25, 2012.

G. An Ordinance reappointing Andre Garabedian (District 4, Category: Structural Engineer) to the Building and Fire Code Board of Appeals and waiving the residency requirement in Section 2-529 (b) of the City Code. **2010-05-13-0424**

Miscellaneous

27. 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. [T.C. Broadnax, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services] **2010-05-13-0425**

28. 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]

A. An Ordinance amending the FY 2010 General Fund Budget and authorizing nine (9) additional authorized positions to the Animal Care Services Department. **2010-05-13-0426**

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.

2010-05-13-0427

- 29. An Ordinance amending the February 2009 Cooperative Agreement between the City of San Antonio, SARA, and Bexar County for the completion of the San Antonio River Improvements Project (SARIP). [Pat DiGiovanni, Deputy City Manager / Interim Director, Center City Development]

2010-05-13-0428

- 30. An Ordinance authorizing a Memorandum of Understanding between the City of San Antonio, San Antonio River Authority and the MidTown Tax Increment Reinvestment Zone Number 31 Board of Directors. [Pat DiGiovanni, Deputy City Manager / Interim Director, Center City Development]

2010-05-13-0429

- 31. An Ordinance ratifying services and expenditures for a professional services agreement with Civitas Consultants, LLC in the amount of \$49,554.03. [Pat DiGiovanni, Deputy City Manager/Interim Director, Center City Development Office]

2010-05-13-0430

- 32. An Ordinance authorizing a settlement in the claim filed by Darrell Lampkin for the amount of \$250,000.00. [Sheryl Sculley, City Manager; Michael Bernard, City Attorney]

2010-05-13-0431

- 33. An Ordinance appropriating \$41,781.02 to construct a Korean Monument to be built at Denman Estates Park; and authorizing a Memorandum of Understanding (MOU) with the University of the Incarnate Word (UIW), the City of Gwangju, Korea and the Construction Development Committee, funded by Unified Development Code (UDC) fees in lieu of parkland dedication and the International Affairs' Hotel Occupancy Tax Fund. [Sharon De La Garza, Assistant City Manager; Xavier Urrutia, Director, Parks & Recreation]

2010-05-13-0432

- 34. An Ordinance authorizing an amendment to the agreement with Aramark Sports and Entertainment Services of Texas, L.L.C., to provide for up to \$500,000.00 in concession stand improvements at the Alamodome to be paid through the State Events Trust Fund reimbursement program; and authorizing payment in an amount not to exceed \$500,000.00 to Aramark. [Penny Postoak Ferguson, Assistant City Manager; Michael Sawaya, Director, Convention, Sports, and Entertainment Facilities]

2010-05-13-0433

- 35. An Ordinance authorizing the City to utilize a cooperative contract for the purchase of 1,100 contour chairs and 22 chair storage carts from Clarin Seating, for the Convention, Sports and Entertainment Facilities Department for a total cost of \$145,630.00, available within the Hotel Occupancy Tax Capital Improvement Facilities Fund. [Penny Postoak Ferguson, Assistant City Manager; Michael J. Sawaya, Director, Convention, Sports and Entertainment Facilities]

2010-05-13-0434

- 36. A Resolution to proceed with the landmark designation of 907 W. Theo Avenue, located in Council District 5. [T.C. Broadnax, Assistant City Manager; Shanon Peterson Wasielewski, Historic Preservation Officer, Office of Historic Preservation]

PULLED

37. An Ordinance authorizing a three-year contract with Industrial/Organizational Solutions Inc., for the preparation of validated, written, entrance examinations for the positions of Firefighter Trainee and Police Cadet, for annual compensation in the amount of \$60,715.00 for the first year and \$41,625.00 for each of the following two years, funded by the General Fund. [A.J. Rodriguez, Deputy City Manager; Elizabeth Braune, Director, Human Resources]

2010-05-13-0435

38. City Manager's Report

- A. Volunteer Income Tax Assistance (VITA) Update
- B. Walk & Roll Rally

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

2:00 P.M. TIME CERTAIN ITEM: (may be heard after this time)

39. Utility briefing by CPS Energy.

5:15 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.

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