

Int Ord 2006-08-10-0889
Int Ord 2006-08-10-0915

CITY OF SAN ANTONIO
CITY CLERK

06 AUG -7 AM 8:58



OFFICIALLY POSTED:
8/7/2006 8:55 AM

Agenda
City Council Meeting
Municipal Plaza Building
City Hall Complex
103 S. Main Ave
San Antonio, TX 78205
August 10, 2006

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
- 5:30PM:** 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 is wheelchair accessible. The accessible entrance is located at 103 S. Main Ave. 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 207-5680.

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 Monsignor Kevin Ryan, St. Mark the Evangelist Catholic Church. Guest of Councilmember Kevin Wolff, District 9.
- 2. Pledge of Allegiance.
- 3. Approval of Minutes for the August 3, 2006 City Council Meeting.

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

Action Items For Staff Briefing

4. Presentation and consideration of the following Proposed 2007 Budget matters: [Presented by Sheryl Sculley, City Manager]

Sculley

A. Presentation of the FY2006-2007 Proposed Budget.

B. An Ordinance setting a proposed ad valorem tax rate for Fiscal Year 2007, also being Tax Year 2006 ("FY 2007"), which will include a Maintenance and Operations Tax Rate and a Debt Service Tax Rate; and providing that separate Ordinances adopting the Maintenance and Operations Tax Rate and the Debt Service Tax Rate for FY 2007 will be considered at the September 7, 2006 City Council meeting.

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C. An Ordinance setting the following date, time and location for the public hearing on the proposed budget for FY2006-2007: Wednesday, August 30, 2006, 6:00 p.m., in the City Council Chambers, 103 Main Plaza; and setting the following dates, times and locations for the first and second public hearings on the proposed tax rate for the Tax Year beginning January 1, 2006 and ending December 31, 2006: Thursday, August 24, 2006, at 3:00 p.m., and Thursday, August 31, 2006, at 3:00 p.m., in the City Council Chambers, 103 Main Plaza.

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Sculley

5. An Ordinance authorizing the execution of: (A) an Amended and Restated Lease of the Majestic and Empire Theaters with Las Casas for an initial term of fifteen (15) years with five (5) consecutive renewal periods of five (5) years each in consideration of two dollars (\$2.00) per Lease Year as well as the preservation, maintenance and operation of these historic facilities; (B) a Non-Disturbance and Attornment Agreement with Arts Center Enterprise; and (C) the negotiation and execution of an agreement between the City and the Symphony for its use of the "Citys Days at the Majestic" ; and authorizing the payment of

outstanding legal invoices to Goode, Casseb, Jones, Riklin, Choate & Watson in the amount of \$35,097.28 and approving a budget of \$9,500.00 for additional services to complete the project.[Presented by Shawn Eddy, Acting Director, Asset Management; Erik J. Walsh, Assistant City Manager]

CONSENT AGENDA

Items Concerning the Purchase of Equipment, Supplies and Services

6. An Ordinance accepting the offer submitted by Southwest Solutions Group, utilizing the Texas Multiple Award Schedule (TXMAS) contract, to provide the San Antonio Public Library with shelving for the Great Northwest branch library for a total cost of \$35,421.00, from the 1999 General Obligation Library Bond. [Presented by Janie B. Cantu, Director, Purchasing & General Services; Michael Armstrong, Assistant City Manager/Chief Information Officer]

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7. An Ordinance accepting the bids of various companies to provide the City with various types of commodities and services on an annual contract basis for FY 2006-2007 for a combined estimated cost of \$1,475,000.00, including: audio books; Spanish language books and video media; Chilton Library, Opposing Viewpoints, and Legal Forms Databases; automobile mufflers, catalytic converters, clamps, tail pipes, exhaust pipes and related items; vaccines; and 800 MHz speaker microphones. [Presented by Janie B. Cantu, Director, Purchasing & General Services; Michael Armstrong, Assistant City Manager/Chief Information Officer]

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8. An Ordinance accepting the bid submitted by NS Microwave to provide the Fire and Police Departments with radio receiver units for a total cost of \$121,100.00, from the State Homeland Security Program 2005 Grant Fund. [Presented by Janie B. Cantu, Director, Purchasing & General Services; Michael Armstrong, Assistant City Manager/Chief Information Officer]

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9. An Ordinance authorizing the acceptance of the bids submitted by Texana Machinery, item 2; Cooper Equipment Co., item 3; Waukesha-Pearce Industries, Inc., items 4 and 5; and Vermeer Equipment of Texas, Inc., item 6 to provide the Public Works and Environmental Services Departments with replacement heavy equipment on an annual contract basis for an estimated annual cost of \$1,549,913.00, from the Equipment Renewal and Replacement Fund. [Presented by Janie B. Cantu, Director, Purchasing & General Services; Michael Armstrong, Assistant City Manager/Chief Information Officer]

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Capital Improvement Items

10. An Ordinance approving a total estimated construction project amount of \$4,382,144.53, to include awarding a construction contract in the amount of \$2,644,582.25 with E-Z Bel Construction Ltd., \$74,260.00 of which will be reimbursed by San Antonio Water System and \$195,850.00 will be reimbursed by CPS Energy, in connection with the Medical Center Intersection Improvements Phase III Project, an authorized Certificate of Obligation and 2003 General Obligation Street Improvement Bond funded project, located in District 8, and

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appropriating funds. [Presented by Thomas Wendorf, Director, Public Works; Jelynne LeBlanc Burley, Deputy City Manager]

- 11. An Ordinance approving Change Order PW-2 in the amount of \$284,531.68 payable to E-Z Bel Construction, Ltd. in connection with the James Park Development and Holbrook Road Improvements Project, located in District 2, from 1999-2004 Flood Control with Park Improvements Bond funds. [Presented by Thomas Wendorf, Director, Public Works; Jelynne LeBlanc Burley, Deputy City Manager]

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- 12. An Ordinance amending the FY 2006 and 2007 Street Maintenance Program by adding and deleting street locations as requested by various council offices. [Presented by Thomas Wendorf, Director, Public Works; Jelynne LeBlanc Burley, Deputy City Manager]

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- 13. An Ordinance approving a total construction project amount of \$226,450.00 to include \$203,450.00 for in-house construction of a granite gravel trail, security and trail lighting, playground, grading, turf cover, and tree planting in connection with the Gateway Terrace Park Development Project in City Council District 4; and appropriating funds. [Presented by Malcolm Matthews, Director, Parks and Recreation; Frances A. Gonzalez, Assistant City Manager]

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- 14. An Ordinance approving a total of \$307,677.00, to include a \$214,826.00 amendment to a \$156,230.00 professional engineering services agreement with Fernandez, Frazier, White & Associates, Inc. (SBE/MBE/DBE), for preparation of construction documents, bidding administration services, permitting coordination and construction observation services in connection with the Southside Lions Dam and Spillway Replacement Project, an authorized 1999-2003 Park Bond and U.S. Department of Housing and Urban Development (HUD) 108 Loan Program funded Project in District 3; and appropriating funds. [Presented by Malcolm Matthews, Director, Parks and Recreation; Frances A. Gonzalez, Assistant City Manager]

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- 15. An Ordinance authorizing the expenditure of \$167,970.00 in support of payment for CH2M Hill, Inc. for environmental consulting services related to mitigation efforts at San Antonio International Airport, revising the budget and providing for payment from the Airport Capital Improvement Fund. [Presented by Mark H. Webb, Director, Aviation; Roland A. Lozano, Assistant to the City Manager]

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- 16. An Ordinance authorizing execution of an amendment to the Professional Services Contract with Joshua Engineering Group, Inc. in an amount not to exceed \$22,965.00 for additional electrical engineering services for the Taxiway R Extension at San Antonio International Airport. [Presented by Mark H. Webb, Director, Aviation; Roland A. Lozano, Assistant to the City Manager]

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- 17. An Ordinance approving Change Order Number 1 in the amount of \$38,758.57 payable to

R.L. Jones, L.P. and appropriating funds in connection with the Howard Drainage - Wildwood to El Monte Project, located in District 1, an authorized 1999-2004 General Obligation Drainage Improvement Bond funded project. [Presented by Thomas Wendorf, Director, Public Works; Jelynn LeBlanc Burley, Deputy City Manager]

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- 18. An Ordinance approving a total estimated construction project amount of \$380,751.00 and awarding a construction contract in the amount of \$264,500.00 payable to Restek, Inc.; authorizing Change Order Number 1 in the amount of \$36,300.00 with Restek, Inc. and authorizing payment of \$32,445.00 for additional engineering services; and authorizing the execution of a funding agreement with Union Pacific Railroad (UPRR) providing that UPRR will fund all costs associated with the South St. Mary's Street Railroad Underpass and San Antonio River Repairs Project, accepting payment and appropriating funds. [Presented by Thomas Wendorf, Director, Public Works; Jelynn LeBlanc Burley, Deputy City Manager]

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Purchase, Sale or Lease of Real Property

- 19. An Ordinance authorizing the execution of a four-year agreement with Washington Place Joint Venture DBA Washington Place, commencing September 1, 2006, for the lease of office space at the Washington Place Office Building, which is located at 215 S. San Saba, for use by the San Antonio Fire Department Applicant Processing Center at an average annual rental rate of \$29,043.83, for a total cost of \$118,175.70. [Presented by Robert Ojeda, Fire Chief, Erik J. Walsh, Assistant City Manager]

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- 20. An Ordinance authorizing the execution of a lease agreement with Family Service Association of San Antonio, Inc. (FSA) at a monthly rental rate of \$10,106.25 plus annual payment of any excess operating costs for the lease of 7,700 square feet of office space for use by the City's Child Care Delivery System program at the FSA Building, located at 702 San Pedro, for the period September 1, 2006 to August 31, 2009, with two renewal options; and appropriating funds. [Presented by Dennis J. Campa, Director, Community Initiatives, Frances A. Gonzalez, Assistant City Manager]

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- 21. An Ordinance authorizing the execution of an amendment to the Standard Concession Agreement between the City of San Antonio and FD Leasing Group, LLC to allow the addition of approximately 467 square feet of space in Terminal Two at San Antonio International Airport. [Presented by Mark H. Webb, Director, Aviation; Roland A. Lozano, Assistant to the City Manager]

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Grant Applications and Awards

- 22. An Ordinance authorizing the acceptance of grant funds in the amount of \$71,858.00 from the Texas Education Agency (TEA) for the continuation of the English Literacy - Civics Education Project (El/Civics) for the period July 1, 2006 through June 30, 2007; authorizing the execution of any and all related documents; appropriating funds; and approving a budget in connection with the award. [Presented by Dennis J. Campa, Director, Community

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Initiatives; Frances A. Gonzalez, Assistant City Manager]

23. An Ordinance authorizing the execution of an \$80,000.00 Delegate Agency Contract with the Southwest School of Art & Craft to provide funding for an Arts Education Coordinator staff position and to support the development of an arts education resource directory, a scholarship program for students and a continuing education program for artists in connection with the implementation of The Cultural Collaborative; and appropriating funds. [Presented by Felix Padron, Director, Office of Cultural Affairs; Roland A. Lozano, Assistant to the City Manager]

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24. An Ordinance authorizing the execution of a contract amendment with the Texas Commission on Environmental Quality for \$40,500.00 to augment support for the San Antonio Metropolitan Health District's Public Center for Environmental Health for the operation and maintenance of air quality monitors located at Lake Calaveras and extend the contract period through August 31, 2007; and revising the program budget. [Presented by Dr. Fernando A. Guerra, Director, Health; Frances A. Gonzalez, Assistant City Manager]

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25. An Ordinance authorizing the execution of an Interlocal Agreement with the Texas Commission on Environmental Quality totaling \$246,000.00 to provide support for the San Antonio Metropolitan Health District's Public Center for Environmental Health for the operation and maintenance of air samplers in the San Antonio area for the period September 1, 2006 through August 31, 2007; adopting a project budget; and approving a personnel complement. [Presented by Dr. Fernando A. Guerra, Director, Health; Frances A. Gonzalez, Assistant City Manager]

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26. An Ordinance authorizing the acceptance of a reimbursable grant in the amount of \$400,000.00 from the Transportation Security Administration for a stand alone closed circuit security camera system at San Antonio International Airport and authorizing the execution a contract concerning use of the funds. [Presented by Mark H. Webb, Director, Aviation; Roland A. Lozano, Assistant to the City Manager]

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27. An Ordinance authorizing the execution of a contract change with the Texas Department of State Health Services which will provide an additional \$3,000.00 to augment funding for the ongoing Milk and Dairy Laboratory Sample Testing Program of the San Antonio Metropolitan Health District through August 31, 2006; and revising the program budget. [Presented by Dr. Fernando A. Guerra, Director, Health; Frances A. Gonzalez, Assistant City Manager]

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28. An Ordinance authorizing the execution of a contract change with the Texas Department of State Health Services which will provide an additional \$50,000.00 to continue support for the ongoing Title XX Family Planning Program of the San Antonio Metropolitan Health District through August 31, 2006; and revising the program budget. [Presented by Dr. Fernando A. Guerra, Director, Health; Frances A. Gonzalez, Assistant City Manager]

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- 29. An Ordinance authorizing the execution of a contract change with the Texas Department of State Health Services which will provide an additional \$43,000.00 for the Public Health Emergency Preparedness Program of the San Antonio Metropolitan Health District and extend the grant termination date to December 31, 2006; and revising the program budget and personnel complement. [Presented by Dr. Fernando A. Guerra, Director, Health; Frances A. Gonzalez, Assistant City Manager]

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Miscellaneous Items

- 30. An Ordinance authorizing the execution of a contract with Delta Dental Insurance Company which will allow the San Antonio Metropolitan Health District to be reimbursed for services provided to dental patients enrolled in the Children's Health Insurance Program (CHIP). [Presented by Dr. Fernando A. Guerra, Director, Health; Frances A. Gonzalez, Assistant City Manager]

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Boards, Commissions and Committee Appointments

- 31. Consideration of the following District Board and Commission appointments [Presented by Leticia Vacek, City Clerk]:

- A. Appointing Karen Bennington (District 6) to the City Commission on Veterans Affairs for a term of office to expire May 31, 2007.

- B. Reappointing Eugene Gloria (District 6) to the Parks and Recreation Board for a term of office to expire May 31, 2007.

- C. Reappointing Arthur Sitterle (District 2) to the Electrical Examining and Supervising Board (Category: Master Sign Electrician) for the remainder of an unexpired term of office to expire July 31, 2007.

- D. Appointing Louis J. Agnese, III (District 10) to the San Antonio Public Library Board of Trustees for the remainder of an unexpired term of office to expire November 17, 2007.

Approval

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

32. City Manager's Report - *None*

✓ 5:30 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.*