



First Ord 2006-03-02-0264
Last Ord 2006-03-02-0304
RECEIVED
CITY OF SAN ANTONIO
CITY CLERK

06 FEB 27 AM 9:08

**Agenda
City Council Meeting
Municipal Plaza Building
City Hall Complex
103 S. Main Ave
San Antonio, Texas 78205
March 2, 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 at 9:10 a.m. After the meeting is convened, the City Council shall consider the following time certain items in the following order no sooner than the designated times, but may consider them at a later time.

- 9:10AM:** Invocation and Approval of Minutes.
- 12:00PM:** Lunch Break
- 1:00PM:** Executive Session*
- 5:00PM:** Ceremonial Recognitions
- 6:00 PM:** Citizens to be Heard
- 6:30 PM:** Public Hearing- Annexation of the Timberwood Park Limited Purpose Area
- 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.*

***At 7:00 p.m., if the meeting is not yet adjourned, the presiding officer shall entertain a motion to recess the council meeting and reconvene at 9:00 a.m., or any other time designated by Council, on the following day. If no motion is made or if a motion is made and it fails, the meeting will continue until adjourned.*

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 207-7080.

2/27/2006 9:03 AM

The City Council of San Antonio will convene in the Norma S. Rodriguez Council Chamber, Municipal Plaza Building in a Regular Council Meeting at 9:10 A.M.

1. Invocation by Rev. John P. Feagins, Pastor, Chapel Hill Methodist Church, Guest of Councilmember Richard Perez, District 4 and Pledge of Allegiance.
2. Approval of Minutes for the February 16, 2006 City Council Meeting.

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

INDIVIDUAL CONSIDERATION

3. Consideration of the following Ordinances: [Presented by Michael D. Bernard, City Attorney; Sheryl Sculley, City Manager]

2006-03-02-0268

A. An Ordinance revising the City of San Antonio Code of Ethics.

B. An Ordinance revising the City of San Antonio Municipal Campaign Finance Regulations.

2006-03-02-0269

4. An Ordinance selecting SA Partnership, L.L.P. to provide architectural and engineering services in connection with the Downtown Restrooms Project located in the Riverbend Garage and other areas in District 1, appropriating funds, and authorizing the negotiation and execution of a professional services agreement in an amount not to exceed \$110,500.00; authorizing \$11,050.00 for project contingency, \$15,000.00 for design enhancements, \$8,508.50 for capital administrative costs, and \$2,000.00 for advertising costs, for a total amount of \$147,058.50, from Certificates of Obligation and Advanced Transportation District (ATD) funds. [Presented by Thomas Wendorf, Director, Public Works; Jelynn LeBlanc Burley, Deputy City Manager]

2006-03-02-0265

5. An Ordinance accepting the Competitive Sealed Proposal with the best value and awarding a construction contract in the amount of \$10,900,000.00 payable to F.A. Nunnally Company (SBE), authorizing \$1,198,970.00 for project contingency, \$586,465.00 for capital administrative cost, approving Field Alteration No. 1, and deducting \$1,666,000.00 for value engineering modifications, for a total amount of \$11,019,435.00 in connection with the Animal Care Facility Project located in District 6, from 2003-2007 General Obligation Public Health and Safety Improvement Bond funds. [Presented by Thomas Wendorf, Director, Public Works; Jelynn LeBlanc Burley, Deputy City Manager]

2006-03-02-0266

6. An Ordinance authorizing the execution of a contract amendment with Project Quest to decrease the allocation of funding from \$3,000,000.00 to \$2,774,817.00 for the period of October 1, 2005 through September 30, 2006; authorizing the execution of a contract with the YWCA SEED program in the amount of \$30,000.00 for the period of April 1, 2005 through September 30, 2006, in connection with the human development services consolidated funding process; allocating \$130,000.00 to the Community Court project; allocating \$65,183.00 to the Families Save Individual Development Account program and amending the related budget; and authorizing the execution of a contract amendment with Corazon Ministries to redirect funds from the mobile canteen project to the day center project for safety and monitoring. [Presented by Dennis Campa, Director, Community Initiatives; Frances A. Gonzalez, Assistant City Manager]

Failed

- 7. A Resolution supporting the free electronic filing services of the Volunteer Income Tax Assistance Program as an alternative to costly Refund Anticipation Loans, as requested by Councilmember Roger Flores, District 1. [Presented by Dennis Campa, Director, Community Initiatives; Frances A. Gonzalez, Assistant City Manager]

2006-03-02-0267

CONSENT AGENDA

Items Concerning the Purchase of Equipment, Supplies and Services

- 8. 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 for an estimated combined annual cost of \$1,310,239.00 including: golf course pro shops merchandise; type 170E controller and cabinet; cellular digital telephone service and equipment; automated flood warning system parts and service; and retroreflective & ceramic pavement markers. [Presented by Janie B. Cantu, Director, Purchasing & General Services; Michael Armstrong, Assistant City Manager/Chief Information Officer]

2006-03-02-0289

Rejected

- 9. An Ordinance accepting the bid submitted by Finishline Supply, Inc. to provide the Public Works Department with one hydro seeder trailer for a total cost of \$41,185.00 from the Equipment Renewal and Replacement Fund. [Presented by Janie B. Cantu, Director, Purchasing & General Services; Michael Armstrong, Assistant City Manager/Chief Information Officer]

2006-03-02-0290

- 10. An Ordinance accepting the bid submitted by Grande Truck Center, utilizing the Texas Buyboard contract, to provide the Public Works Department with one concrete mixer truck for a total cost of \$119,750.00, from the Equipment Renewal and Replacement Fund and the Storm Water Maintenance Fund. [Presented by Janie B. Cantu, Director, Purchasing & General Services; Michael Armstrong, Assistant City Manager/Chief Information Officer]

2006-03-02-0291

- 11. An Ordinance allocating \$69,400.00 from 2005B Certificates of Obligation for the purchase of furniture, fixtures and equipment to support the expansion and renovation of the Great Northwest Branch Library, located at 9050 Wellwood in District 6. [Presented by Ramiro S. Salazar, Director, Library; Frances A. Gonzalez, Assistant City Manager]

2006-03-02-0292

Capital Improvement Items

- 12. An Ordinance authorizing the acceptance of reimbursement from INSCO Distributing, Inc. in the amount of \$2,319.99 for the costs of removing a concrete median island located on Format Drive at the intersection of Silicon Drive in District 8. [Presented by Thomas Wendorf, Director, Public Works; Jelynn LeBlanc Burley, Deputy City Manager]

2006-03-02-0293

- 13. An Ordinance selecting the University of Texas at San Antonio to provide professional consulting services in connection with the Management Practices for Natural Waterways Project; and authorizing the negotiation and execution of a professional services contract with the University of Texas at San Antonio in an amount not to exceed \$50,000.00 from Tree Mitigation funds. [Presented by Thomas Wendorf, Director, Public Works; Jelynn LeBlanc Burley, Deputy City Manager]

2006-03-02-0294

14. An Ordinance accepting the lowest responsive bid, appropriating funds, and awarding a construction contract in the amount of \$247,292.55 payable to San Antonio Constructors, Ltd., authorizing \$21,291.33 for project contingency, \$16,394.32 for capital administration cost, and \$2,000.00 for advertising expenses, for a total amount of \$286,978.20, \$34,379.25 of which will be reimbursed by San Antonio Water System, in connection with the Hollyhock at Huebner Creek Drainage Structure project located in District 7, from 1994-1999 Drainage Improvement Bond funds. [Presented by Thomas Wendorf, Director, Public Works; Jelynn LeBlanc Burley, Deputy City Manager]

2006-03-02-0270

15. A Resolution recommending approval to City Public Service Energy to fund a total of \$349,453.00 from the Community Infrastructure and Economic Development (CIED) funds for the relocation/conversion of overhead electrical supply lines to underground in connection with the DeZavala at Vance Jackson (University United Methodist Church) Utility Project, located in District 8. [Presented by Thomas Wendorf, Director, Public Works; Jelynn LeBlanc Burley, Deputy City Manager]

2006R-03-02-0295

16. A Resolution recommending approval to City Public Service Energy (CPS) to fund a total of \$4,687,780.00 from the Community Infrastructure and Economic Development (CIED) funds for the relocation/conversion of overhead electrical supply lines to underground in connection with the Commerce Street Railroad to South Palmetto Project, located in District 2. [Presented by Thomas Wendorf, Director, Public Works; Jelynn LeBlanc Burley, Deputy City Manager]

2006R-03-02-0296

17. An Ordinance accepting the conveyance and rededication of all public improvements associated with the construction of the La Quinta Inn & Suites at the San Antonio Convention Center, in order to complete a project closeout provision stipulated in the Development Agreement approved by City Council in October 2002. [Presented by Ramiro Cavazos, Director, Economic Development; Jelynn LeBlanc Burley, Deputy City Manager]

2006-03-02-0271

18. An Ordinance appropriating funds in the amount of \$50,000.00 in Certificates of Obligation to facilitate the renovation of the Records Storage 'B' Building located at 131 El Paso to accommodate a training room for the Human Resources Department. [Presented by Shawn Eddy, Interim Director, Asset Management; Erik J. Walsh, Assistant City Manager]

2006-03-02-0297

Items Concerning the Purchase, Sale or Lease of Real Property

19. An Ordinance declaring Building 630 and Building 650 located at 8514 Mission Road, Stinson Municipal Airport, as surplus to the needs of the City of San Antonio, and authorizing demolition of such buildings. [Presented by Mark H. Webb, Interim Director, Aviation; Roland A. Lozano, Assistant to the City Manager]

2006-03-02-0272

20. An Ordinance authorizing an agreement between the United States of America (U.S. Army Corps of Engineers) and the City of San Antonio that facilitates the vacation and abandonment of a portion of North New Braunfels Avenue between East Grayson Street and Eleanor Avenue, and portions of Old Austin Road between Austin Road and Harry Wurzbach Highway, located within Fort Sam Houston Army Base in District 2. [Presented by Shawn Eddy, Interim Director, Asset Management; Erik J. Walsh, Assistant City Manager and Ramiro Cavazos, Director, Economic Development; Jelynn LeBlanc Burley, Deputy City Manager]

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21. An Ordinance authorizing the execution of a three year ground lease agreement with Jesse C. Moreno beginning February 20, 2006 and ending February 19, 2009 for an annual amount of \$6,000.00 in connection with the Fire Station No. 50 (temporary) project located in District 3; and authorizing the Public Works Department to provide construction services in the amount of \$184,702.50 and \$20,522.50 for project contingency, for a total amount of \$223,225.00; appropriating funds and providing for an effective date. [Presented by Robert Ojeda, Fire Chief; Erik J. Walsh, Assistant City Manager]

2006-03-02-0298

22. An Ordinance authorizing the execution of a five year lease agreement with S & S Shopping Centers, Ltd for clinic space for the San Antonio Metropolitan Health District Women, Infants and Children Clinic located at 3600 Fredericksburg Road for the period February 1, 2006 through January 31, 2011; and authorizing payments. [Presented by Dr. Fernando A. Guerra, Director, Health; Frances A. Gonzalez, Assistant City Manager]

2006-03-02-0273

23. An Ordinance authorizing the execution of an amendment to a lease agreement with the Ella Austin Community Center in order to extend the term through December 31, 2029 for the purpose of providing social services to children, youth, families, seniors and groups. [Presented by Dennis Campa, Director, Community Initiatives; Frances A. Gonzalez, Assistant City Manager]

2006-03-02-0299

24. An Ordinance authorizing a license to Keystone School, Inc. to use public right of way over East Craig Place for existing stone facing, stone cap, and stone columns with an iron grille at 119 East Craig Place in District 1, for a 10-year term and the consideration of \$5,000.00. [Presented by Shawn Eddy, Interim Director, Asset Management; Erik J. Walsh, Assistant City Manager]

2006-03-02-0300

25. An Ordinance authorizing a 10-year license agreement with NSHE TX Gainesville, LLC. for using and maintaining new balconies and an existing basement over and under a portion of the North St. Mary's St. right of way for the Marriott Courtyard Hotel, 207 N. St. Mary's Street, New City Block 404 in District 1, for a license fee in the amount of \$10,000.00. [Presented by Shawn Eddy, Interim Director, Asset Management; Erik J. Walsh, Assistant City Manager]

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26. Consideration of the following La Mansion and Watermark Hotel (District 1) sale items:

A. An Ordinance authorizing the execution of (1) a license agreement relating to the Watermark Hotel for air rights for architectural features and providing for a \$5,000.00 license fee; and (2) a consent to assignment of a parking license pertaining to the La Mansion Hotel and providing for a \$1,000.00 assignment fee; and authorizing the delivery of various documents in connection with the pending sale of the La Mansion and Watermark Hotels. [Presented by Shawn Eddy, Interim Director, Asset Management; Erik J. Walsh, Assistant City Manager]

2006-03-02-0274

B. An Ordinance authorizing the execution of (1) a consent to assignment of a lease of public patio space along the Riverwalk for Watermark dining use and providing for a \$1,000.00 assignment fee and (2) a consent to assignment of a lease of public patio space along the Riverwalk for La Mansion dining use and providing for a \$1,000.00 assignment fee; and authorizing the delivery of various documents in connection with the pending sale of the La Mansion and Watermark Hotels. [Presented by Malcolm Matthews, Director, Parks and Recreation; Frances A. Gonzalez, Assistant City Manager]

2006-03-02-0275

27. An Ordinance approving the price, terms and conditions of sale by the San Antonio Development Agency (SADA), also known as the Urban Renewal Agency of the City of San Antonio, of one (1) parcel of real property located within the Eastside Urban Renewal Area to George J. Saab with American Realty and Development, for a total disposition price of \$56,000.00, and authorizing the execution of any and all documents by SADA in connection therewith; providing for acceptance of payment into the Community Development Block Grant (CDBG) Program Income Account. [Presented by Andrew Cameron, Director, Housing and Community Development; Jelynne LeBlanc Burley, Deputy City Manager] 2006 - 03 - 02 - 0276

Miscellaneous Items

28. An Ordinance authorizing the submission of grant applications by the City of San Antonio to the Texas Department of Transportation (TxDOT) for Statewide Transportation Enhancement Program grants and authorizing the acceptance of such grants when offered. [Presented by Thomas Wendorf, Director, Public Works; Jelynne LeBlanc Burley, Deputy City Manager] 2006 - 03 - 02 - 0301

29. An Ordinance clarifying the ex officio status of certain members of the Boards of Directors for Tax Increment Reinvestment Zone Numbers Nine (Houston Street) and Eleven (Inner City), City of San Antonio, Texas. [Presented by David D. Garza, Director, Neighborhood Action; Jelynne LeBlanc Burley, Deputy City Manager] 2006 - 03 - 02 - 0277

30. An Ordinance amending the Tax Increment Reinvestment Zone Number Eleven, City of San Antonio, Texas Final Project and Final Financing Plans. [Presented by David D. Garza, Director, Neighborhood Action; Jelynne LeBlanc Burley, Deputy City Manager] 2006 - 03 - 02 - 0278

31. An Ordinance authorizing the execution of a Development Agreement between the City of San Antonio, Texas, the Board of Directors for Tax Increment Reinvestment Zone Number Eleven, City of San Antonio, Texas and the San Antonio Housing Authority (SAHA) for infrastructure improvements to Labor and Leigh Street and the incorporation of a Historical Marker at the former first Baptist Settlement site in support of the Victoria Commons Development Project. [Presented by David D. Garza, Director, Neighborhood Action; Jelynne LeBlanc Burley, Deputy City Manager] 2006 - 03 - 02 - 0302

32. An Ordinance authorizing the execution of a Development Agreement between the City of San Antonio, Texas, the Board of Directors for Tax Increment Reinvestment Zone Number Eleven, City of San Antonio, Texas and SSG Hotel, LLC, for infrastructure improvements on the project site located in the St. Paul Square area in support of the Staybridge Hotel Project. [Presented by David D. Garza, Director, Neighborhood Action; Jelynne LeBlanc Burley, Deputy City Manager] 2006 - 03 - 02 - 0279

33. An Ordinance authorizing the execution of a Public Use Agreement between the City of San Antonio, Texas, the Board of Directors for Tax Increment Reinvestment Zone Number Eleven, City of San Antonio, Texas and Barrio Comprehensive Family Health Care Center, Inc. for the provision of preventive health services at the Frank Bryant Health Clinic located in District 2. [Presented by David D. Garza, Director, Neighborhood Action; Jelynne LeBlanc Burley, Deputy City Manager] 2006 - 03 - 02 - 0280

34. n Ordinance approving the terms and conditions and authorizing the execution of an agreement with Bexar County which establishes certain terms by which the City of San Antonio will consent to the creation of Emergency Services District #7 within the City's extraterritorial jurisdiction (ETJ) for the provision by the District of fire suppression and emergency medical services for individuals residing within its boundaries. [Presented by Ray Baray, Intergovernmental Manager, External Relations; Michael D. Bernard, City Attorney]

2006-03-02-0264

35. An Ordinance authorizing the execution of a contract with the San Antonio Affiliate of the Susan G. Komen Breast Cancer Foundation, Inc. providing \$82,744.00 for the breast cancer case management project of the San Antonio Metropolitan Health District for the period October 1, 2005 through September 30, 2006; adopting the project budget; approving the personnel complement; and authorizing payments. [Presented by Dr. Fernando A. Guerra, Director, Health; Frances A. Gonzalez, Assistant City Manager]

2006-03-02-0281

36. An Ordinance authorizing the execution of an interlocal agreement with Bexar County for the San Antonio Metropolitan Health District to provide environmental health services in unincorporated areas of Bexar County for the period February 1, 2006 through January 31, 2011 for annual estimated payments from Bexar County of \$146,600.00 for food establishment inspections, \$1,116.50 for processing food establishment permits and \$10,888.80 for environmental health inspections. [Presented by Dr. Fernando A. Guerra, Director, Health; Frances A. Gonzalez, Assistant City Manager]

2006-03-02-0282

37. An Ordinance authorizing the execution of a contract change with the Texas Department of State Health Services totaling \$200,000.00 for the Cities Readiness Initiative of the San Antonio Metropolitan Health District for the period January 1, 2006 through August 31, 2006; adopting the project budget; and authorizing payments. [Presented by Dr. Fernando A. Guerra, Director, Health; Frances A. Gonzalez, Assistant City Manager]

2006-03-02-0283

38. An Ordinance authorizing the execution of an agreement with the March of Dimes Birth Defects Foundation providing \$33,705.00 for the "Learn, Eat and Enjoy" Program of the San Antonio Metropolitan Health District for the period March 1, 2006 through February 28, 2007; adopting the program budget; approving the personnel complement; and authorizing payments. [Presented by Dr. Fernando A. Guerra, Director, Health; Frances A. Gonzalez, Assistant City Manager]

2006-03-02-0284

39. An Ordinance authorizing the execution of a letter of agreement with the Caring for Children Foundation of Texas, Inc. for the San Antonio Metropolitan Health District to participate in the Care Van® Program whereby the City will obtain free use of a specially equipped van to support community immunization efforts and related public health activities. [Presented by Dr. Fernando A. Guerra, Director, Health; Frances A. Gonzalez, Assistant City Manager]

2006-03-02-0303

40. Consideration of the following contracts: [Presented by Ben Gorzell, Acting Director, Finance; Sheryl Sculley, City Manager]

A. An Ordinance authorizing the renewal of the Depository Services Contract with Frost National Bank, to provide depository banking and related financial services to the City of San Antonio, for an additional one (1) year term, commencing on July 1, 2006 through June 30, 2007, under the same terms and conditions.

2006-03-02-0304

- B. An Ordinance authorizing the extension of the Merchant Banking Services Contract with Chase Paymentech Solutions, LLC, for the authorization, capture, processing and settlement of credit cards, debit cards, stored value cards, and other non-cash payment card transactions, for an additional nine-month term, commencing October 1, 2006, and ending June 30, 2007.

2006-03-02-0285

Board, Commissions and Committee Appointments.

41. Consideration of the following Board Appointments: [Presented by Leticia M. Vacek, City Clerk]

- A. An Ordinance appointing Daniel Delgado (District 5) to the City Commission on Veterans Affairs for a term of office to expire May 31, 2007.

2006-03-02-0286

- B. An Ordinance appointing Maitland Rutledge, Jr. (District 4) to the San Antonio Local Development Company, Inc., dba South Texas Business Fund (Category: Trustee) for the remainder of an unexpired term of office to expire November 30, 2008.

2006-03-02-0287

- C. An Ordinance appointing Victor Gomez (District 3) to the Plumbing Appeals and Advisory Board (Category: Master Plumber – Union Rep.) for the remainder of an unexpired term of office to expire March 20, 2007.

2006-03-02-0288

THE CITY COUNCIL WILL RECESS FOR LUNCH AT NOON AND MAY RECONVENE AT 1 P.M. TO CONSIDER EXECUTIVE SESSION ITEMS AND ANY UNFINISHED COUNCIL BUSINESS.

42. City Manager's Report - *None*

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

6:30 P.M. (*may be heard after this time*) –First Public Hearing regarding the proposed annexation of the Timberwood Park Area as required under Chapter 43 of the Texas Local Government Code.

ADJOURN

7:00 P.M. – If Council has not yet adjourned, the presiding officer shall entertain a motion to recess the council meeting and reconvene at 9:00 a.m., or any other time designated by Council, on the following day. If no motion is made or if a motion is made and it fails, the meeting will continue until adjourned.