



First Ord. 94474  
First Res. 2001-33-36  
Last Ord. 94505

**Agenda  
City Council Meeting  
Municipal Plaza Building  
City Hall Complex  
103 Main Plaza  
San Antonio, Texas 78205  
September 6, 2001**

*At any time during the "B" Session or 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).*

I. The City Council will convene for a "B" Session in the B Room of the Municipal Plaza Building at 10:00 A.M. for the following:

A) Budget Work Session. [Presented by Louis A. Lendman, Director of Management & Budget; Terry M. Brechtel, City Manager]

- Human Development: - Better Jobs
  - Community Initiatives
  - Economic Development
  - Health - *Evening "B" session*

II. The City Council will convene in Council Chambers, Municipal Plaza Building in a Regular Council Meeting at 1:00 P.M.

1. Invocation by Pastor Kim DeVries, Mt. Calvary Lutheran Church and Pledge of Allegiance.
2. Ceremonial Items.
3. Approval of the minutes of the Regular Council Meeting of August 2, 2001.

**DISABILITY ACCESS STATEMENT**

This meeting is wheelchair accessible. The accessible entrance is located at 103 Main Plaza. 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/TDD for assistance. Closed captioning is available on broadcasts of the Council meetings on 21-CHIC.

Questions regarding this agenda notice should be directed to the City Agenda Coordinator at 207-7080.

**THE FOLLOWING ITEMS WILL BE CONSIDERED AT THE TIMES INDICATED:**

4. 3:00 P.M. - Public Hearing on the Proposed Tax Rate of 0.57979 cents per \$100.00 valuation for the tax year beginning January 1, 2001 and ending December 31, 2001. [Presented by Louis A. Lendman, Director, Office of Management and Budget; Terry M. Brechtel, City Manager]
5. 4:00 P.M. - Library Board Presentation of the FY 2002 Library Proposed Budget. [Presented by Don Counts, Chairman of the Library Board of Trustees]
6. 5:00 P.M. - Citizens to Be Heard.

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

**CONSENT AGENDA** *Item 7-27*

**Items Concerning the Purchase of Equipment, Supplies and Services**

7. An Ordinance ratifying, accepting and authorizing payment to Acushnet Company d/b/a Titleist in the amount of \$16,607.15; Acushnet Company d/b/a Footjoy in the amount of \$17,681.28; and Spalding Sports Worldwide, Inc. in the amount of \$17,618.49 to provide the City of San Antonio Parks & Recreation Department with golf supplies and accessories for resale in the pro shops for a total sum of \$51,906.92. [Presented by Janie B. Cantu, Director of Purchasing & General Services; Travis M. Bishop, Assistant City Manager]
8. An Ordinance accepting the low, qualified bids from AMC Industries, Inc., Bid No. 1, Items 6A and B for a total of \$30,530.00; River City Marketing d/b/a Mission Golf Cars & Industrial Vehicles f/k/a Mission Equipment, Bid No. 1, Item 10 for a total of \$59,664.00; and John H. Sorola, Inc., a WBE/MBE Company, Item 11, for a total of \$8,480.00 to provide the City of San Antonio Parks & Recreation and Police Departments with utility equipment for a total sum of \$98,674.00. [Presented by Janie B. Cantu, Director of Purchasing & General Services; Travis M. Bishop, Assistant City Manager]
9. An Ordinance accepting the bids of various companies to provide the City of San Antonio with various materials and services on an annual contract basis for the 2001-2002 Fiscal Year for a total sum of approximately \$527,288.00. (Copies of bid packets are available for review in the Purchasing Department and a list of successful bidders are available for review in the City Clerk's Office.) [Presented by Janie B. Cantu, Director of Purchasing & General Services; Travis M. Bishop, Assistant City Manager]

**Capital Improvement Items**

- 94477 10. An Ordinance approving Field Alteration No. 9 in the amount of \$140,529.24 payable to Yantis Corporation, for construction expenses in connection with the Babcock Road from Hausman Road to DeZavala Road Project in Council District 8; appropriating funds and providing for payment. [Presented by Thomas G. Wendorf, Director of Public Works; Melissa Byrne Vossmer, Assistant City Manager]
- 94478 11. An Ordinance authorizing payment in the amount of \$72,968.02, related to the City's share of twenty (20) percent of construction costs, payable to the Texas Department of Transportation (TXDOT) in connection with the East Houston Street from Walters to Onslow Metropolitan Planning Organization Project in Council District 2; appropriating funds and providing for payment. [Presented by Thomas G. Wendorf, Director of Public Works; Melissa Byrne Vossmer, Assistant City Manager]

**Items Concerning the Purchase, Sale or Lease of Real Property**

- 94479 12. An Ordinance accepting two Dedications from Alamo Park, Inc. in connection with the North East Service Center Access Street Acquisition Project in Council District 10. [Presented by Thomas G. Wendorf, Director of Public Works; Melissa Byrne Vossmer, Assistant City Manager]
- 94480 13. An Ordinance authorizing payment in the amount of \$500.00 to Virginia P. Valdez for relocation expenses in connection with the Mission Trails Parkway, Package IV Project in Council Districts 1 & 3; appropriating funds and providing for payment. [Presented by Thomas G. Wendorf, Director of Public Works; Melissa Byrne Vossmer, Assistant City Manager]
- 94481 14. An Ordinance authorizing the ratification of a professional services contract with Dugger, Canaday & Grafe, Inc. for an amount not to exceed \$17,000.00 for the preparation of a professional real estate appraisal related to the Friedrich Building Project, located in Council District 2; appropriating funds and providing for payment. [Presented by Thomas G. Wendorf, Director of Public Works; Melissa Byrne Vossmer, Assistant City Manager]
- 94482 15. An Ordinance declaring a public necessity for the acquisition of fee simple title to Lot 9, Block 5, New City Block 10731, Brookdale Subdivision, City of San Antonio, Bexar County, Texas, for a public purpose, namely the Salado Creek Hike and Bike Trail Project; and authorizing the City Attorney to file eminent domain proceedings. [Presented by Thomas G. Wendorf, Director of Public Works; Melissa Byrne Vossmer, Assistant City Manager]

94483 16. An Ordinance authorizing execution of a: 1) Parking Lease Estoppel & Attornment Agreement between the City of San Antonio, Palacio Del Rio, Ltd., and Massachusetts Mutual Life Insurance Company ("Lender"), related to a River Bend Garage Parking Lease Agreement and First Addendum to River Bend Garage Parking Lease Agreement; and an 2) Estoppel Certificate from the City to Lender, related to a Lease Agreement for River Walk space, being loan documents required by the lender in connection with refinancing the debt of the Hilton Palacio Del Rio Hotel; and approving amendments to the First Addendum to River Bend Garage Parking Lease Agreement and Lease Agreement for River Walk Space to provide for execution of similar loan documents, as first reviewed and approved by the City Attorney, in connection with possible future refinancing of the debt of the Hilton Palacio Del Rio Hotel. [Presented by Malcolm Matthews, Director of Parks & Recreation; Melissa Byrne Vossmer, Assistant City Manager]

94484 17. An Ordinance authorizing the execution of a Business Center Lease Agreement with F. Kellogg Business Enterprises Inc., a franchisee of Mail Boxes, Etc., to finish out 1,386 square feet of shell space and operate a full service business center in the Henry B. Gonzalez Convention Center at a minimum monthly rent based on the greater of (1) a flat rental fee of \$1.55 per gross square foot for a total of \$2,148.30 (\$25,779.00 annually) or (2) 10% of net monthly sales from minimum business services, and also a percentage rent of 40% percent of gross margin from sales of non-exclusive products and services, such Lease for a five (5) year term, with one (1) three (3) year renewal option subject to City Council approval. [Presented by Edward C. Garcia, Convention Facilities Director; Roland A. Lozano, Assistant to the City Manager]

#### Miscellaneous

94485 18. An Ordinance authorizing the execution of a seven (7) month extension from September 30, 2001 to April 30, 2002 of the existing Interlocal Agreement under which the City of San Antonio provides Animal Control Services to Bexar County. [Presented by Jim Campbell, Director, External Relations; Terry M. Brechtel, City Manager]

94486 19. An Ordinance authorizing the execution of a seven (7) month extension from September 30, 2001 to April 30, 2002 of the existing Interlocal Agreement under which the City of San Antonio provides Library Services to Bexar County. [Presented by Jim Campbell, Director, External Relations; Terry M. Brechtel, City Manager]

94487 20. An Ordinance authorizing the Aviation Director to renew contracts, not to exceed a total cost of \$45,000.00, with Southwestern Bell Telephone Company, Verizon, Sprint Yellow Pages, and Consolidated Communications Directories for placement of airport information in local and surrounding community telephone directories. [Presented by Kevin C. Dolliole, Director, Aviation Department; Christopher J. Brady, Assistant City Manager]

21. An Ordinance authorizing the San Antonio Fire Department to accept a \$10,000.00 donation from State Farm Insurance for the Smoke Detector Installation Program that provides smoke detectors to needy families and individuals. [Presented by Robert Ojeda, Chief, Fire Department; J. Rolando Bono, Deputy City Manager]

22. An Ordinance authorizing the City Manager or her representative to accept a \$687,739.00 Local Law Enforcement Block Grant from the U.S. Department of Justice, Bureau of Justice Assistance; establishing a budget, and appropriating and authorizing expenditure of all project accrued interest. [Presented by Al A. Philippus, Chief of Police; J. Rolando Bono, Deputy City Manager]

23. An Ordinance authorizing the execution of an agreement not to exceed the amount of \$50,000.00 with Clearwater Research, Inc. to conduct a community-wide telephone survey and data analysis to assess the prevalence of diabetes and related conditions in San Antonio and Bexar County for the San Antonio Metropolitan Health District from the date of execution through December 31, 2001; and approving payments for contractual services. [Presented by Dr. Fernando A. Guerra, Director of Health; Melissa Byrne Vossmer, Assistant City Manager]

24. An Ordinance authorizing payment in the amount of \$690,000.00 as settlement of the lawsuits styled The Farmco Trust v. City of San Antonio Planning Commission, Cause No. 99-CI-16047, in the 288<sup>th</sup> District Court of Bexar County, Texas ("Plat Case"); and Survivor, Inc. and Brooks Hardee, for and on behalf of the Farmco Trust v. City of San Antonio, Cause No. 2000-CI-05220, in the 224<sup>th</sup> Judicial District Court of Bexar County, Texas ("Vested Rights Case"). [Presented by Frank Garza, City Attorney; Terry M. Brechtel, City Manager]

**Approval of Temporary Street Closures and Traffic Control Procedures for Special Events**

25. An Ordinance authorizing the temporary closure of certain streets in connection with the Diez Y Seis Parade being held on Saturday, September 15, 2001 from 9:00 A.M. until 2:30 P.M., sponsored by the Avenida Guadalupe Association. [Presented by Travis M. Bishop, Assistant City Manager; Terry M. Brechtel, City Manager]

26. **Board, Commissions and Committee Appointments** [Presented by Norma Rodriguez, City Clerk, Travis M. Bishop, Assistant City Manager]

A) An Ordinance appointing Jo Long (District 2) to the Clean-Up City Commission for a term of office to expire on February 24, 2002

B) An Ordinance reappointing Herbert Lawrence Brewer (District 2) to the Mechanical Board of Appeals for a term of office to expire on March 20, 2003.

94495 C) An Ordinance appointing James Miles Dye (District 2) to the Open Space Advisory Board for a term of office to expire on August 29, 2002.

94496 27. An Ordinance appointing Mr. Jan W. Sweetnam to the Board of Directors for the Tax Increment Financing (TIF) Reinvestment Zone Number 9, San Antonio for a two year term as a representative of the developer, Street Retail San Antonio. [Presented by Ramiro Cavazos, Director, Economic Development; Christopher J. Brady, Assistant City Manager]

**ITEMS FOR INDIVIDUAL CONSIDERATION**

94497 28. An Ordinance authorizing Amendment Number One to revocable License Agreement with the San Antonio Golf Association (GSA) for their renovation, restoration and use of the Brackenridge Golf Course Clubhouse to extend fundraising timeframe by additional 24 months. [Presented by Malcolm Matthews, Director of Parks & Recreation; Melissa Byrne Vossmer, Assistant City Manager]

94498 29. An Ordinance approving the FY 2002 Service and Assessment Plan for the Public Improvement District (PID) in the downtown area. [Presented by Melissa Byrne Vossmer, Assistant City Manager; Terry M. Brechtel, City Manager]

94499 30. First reading of the following ordinances: [Presented by Emil R. Moncivais, Director of Planning; Christopher J. Brady, Assistant City Manager]

94500 A) An ordinance providing for the extension of the San Antonio City Limits by the voluntary annexation of approximately 16 acres known as the Heights at Stone Oak Property, establishing an effective date and approving a service plan for such area.

94501 B) An ordinance providing for the extension of the San Antonio City Limits by the voluntary annexation of approximately 95 acres out of a 122.6 acre commercial tract, herein referred to as the I.H. 10 West/Boerne Stage Road Property, establishing an effective date and approving a service plan for such area.

94502 31. An Ordinance authorizing the expenditure of \$250.00 from the Mayor's Contingency Fund payable to the Shrine Circus Fund to provide admission to the circus for those disadvantaged children and adults that otherwise would not be able to attend the circus, which is scheduled to be in town on October 5<sup>th</sup>, 6<sup>th</sup> and 7<sup>th</sup>, 2001; as requested by Mayor Ed Garza.

94503 32. An Ordinance authorizing reimbursement to Mayor Ed Garza from the Mayor's Administrative Budget in the total amount of \$500.00 for an Administrative Services Contract with Howard L. Mangold from September 1, 2001 through September 30, 2001; as requested by Mayor Ed Garza.

94502 33. An Ordinance authorizing the expenditure of \$500.00 from the District 7 Contingency Fund to the San Fernando Health & Safety Fair Committee for free health screenings at the 11<sup>th</sup> Annual San Fernando Cathedral Health & Safety Fair scheduled for Saturday, October 6, 2001 from 8:00 A.M. to 1:00 P.M.; as requested by Councilman Julian Castro.

94503 34. An Ordinance authorizing reimbursement to Councilman Julian Castro from the District 7 Administrative Budget Fund in the total amount of \$7,550.00 for Administrative Services Contracts with Vivian Mangold (\$2,750.00), Lisa Ruiz (\$2,050.00), Anna Napolitano (\$1,250.00) and Jennifer Cantu (\$1,500.00) from September 1, 2001 through September 30, 2001; as requested by Councilman Julian Castro.

94504 35. An Ordinance ratifying the execution of a contract modification with Texas Workforce Commission (TWC) through Alamo Workforce Development, Inc. (AWD) which pledges certification of local expenditures in the amount of \$3,370,120.00 to be used as matching funds to generate additional federal funds in the amount of \$5,176,976.00 in the Child Care Delivery System (CCDS) Program; authorizing certification of said expenditures in connection therewith; authorizing the acceptance of said additional funds in the amount of \$5,176,976.00 for the provision of child care services and quality initiatives; and adopting a revised Child Care Delivery System (CCDS) Program budget. [Presented by Dennis J. Campa, Director, Department of Community Initiatives; Melissa Byrne Vossmer, Assistant City Manager]

94505 36. An Ordinance authorizing the execution of a Lease Agreement between the City of San Antonio, as Tenant, and Lake Investment and Production Co., Ltd., as Landlord, for the rental of approximately 947 square feet of office space at 900 Isom, Suite 102, at a rental of \$1,000.00 per month, for a two (2) year term beginning September 14, 2001 through September 13, 2003; as requested by Councilman Carroll Schubert, District 9.

37. City Manager's Report. - *City Mgr introduced - District of Brooks Tom Reimora*

38. Executive Session: Consultation concerning attorney-client matters (real estate, litigation, contracts, personnel and security) may be discussed.

A) Attorney-Client consultation regarding the lawsuit styled *Esperanza Peace and Justice Center, et al, v. City of San Antonio*. Cause No. SA 98CA-696-OG.

III. The City Council will convene in a "B" Session at 7:00 P.M. or at the conclusion of the Council Meeting for a Budget Work Session.

- Charter Review/Governance: - City Attorney's Office
  - Asset Management
  - Internal Review