



Jalley

1st Ord: 90424

1st Res: 99-36-38

**Agenda
City Council Meeting
Municipal Plaza Building
City Hall Complex
103 Main Plaza
San Antonio, Texas 78205
September 9, 1999**

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 Worksession:

- ◆ Housing & Community Development. [Presented by Andrew Cameron, Director, Housing & Community Development; George Pedraza, Assistant to the City Manager]
- ◆ Library Department. [Presented by Nancy Gandara, Acting Director; Melissa Byrne Vossmer, Assistant City Manager]

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 Reverend Jane Patterson, Episcopal Church of Reconciliation and Pledge of Allegiance.
2. Ceremonial Items.
3. Approval of the Minutes of the Regular Council Meeting of August 19, 1999.

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 twenty four (24) hours prior to the meeting) by calling (210) 207-7245 V/TDD for assistance.

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. 2:00 P.M. - Public Hearing and Consideration of the following Zoning Cases: [Presented by Emil Moncivais, Director of Planning; Christopher J. Brady, Assistant to the City Manager]

90448 A) ZONING CASE NO. Z99150: The request of Thomas Flores (owner: Jack Morrison Cato Drilling Co.), for a change in zoning from "A" Single Family Residence District to "B-3NA" SUP Non-Alcoholic Sales Business District with a special use permit for maintenance and storage of company vehicles on the north 178.8 feet of the east 160 feet of Lot 7A, NCB 10738, 355 Holmgreen Road. Staff's recommendation was denial and approval of "R-1". Zoning Commission has recommended approval of "B-3NA" SUP (Council District 2).

90449 B) ZONING CASE NO. Z99192: The request of David Dye (owner: AJ's Place, LP), for a change in zoning from Temporary "R-1" Single Family Residence District to "I-1" Light Industry District on 0.555 acres out of NCB 18087 and "B-3NA" Non-Alcoholic Sales Business District on 1.806 acres out of NCB 18087, 2114 S. W. Loop 410. Staff's recommendation was for denial as requested and approval of "B-2". Zoning Commission has recommended approval (Council District 4).

90450 C) ZONING CASE NO. Z99105: The request of L & A Michigan Partners, Ltd. (owner), for a change in zoning from "B-3" Business District to "B-2" Business District on 15.239 acres out of NCB 15329, 1658 Horal Drive. Staff's recommendation was for approval. Zoning Commission has recommended approval (Council District 6).

90451 D) ZONING CASE NO. Z99043: The request of Pill Box Pharmacy (owner: William Stalknecht), for a change in zoning from "P-1(B-2)" Planned United Development Business District to "B-2" Business District on 0.332 acres out of Lot 38, Block 2, NCB 12812, 7718 Louis Pasteur Drive. Staff's recommendation was for approval. Zoning Commission has recommended approval (Council District 8).

90452 E) ZONING CASE NO. Z99044: The request of George D. Vann (owner), for a change in zoning from Temporary "R-1" Single Family Residence District to "R-3" Multiple Family Residence District on P-67, NCB 14862, 6400 Block of Melissa Ann Road. Staff's recommendation was for denial as requested and approval of "R-1". Zoning Commission has recommended denial (Council District 8).

90453 F) ZONING CASE NO. Z99170: The request of S.A. Legacy Development Corp. (owner: Barrett Construction Co.), for a change in zoning from "B-3" Business District, to "R-3" Multiple Family Residence District on 3.6 acres and 6.2 acres out of Block 2, NCB 14864, 10400 Block of Huebner Road. Staff's recommendation was for approval. Zoning Commission has recommended approval (Council District 8).

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G) ZONING CASE NO. Z99187: The request of Harold Smith (owner), for a change in zoning from "B-2" Business District to "B-3" Business District on 2.3462 acres out of NCB 14614, Hausman Road and Prue Road. Staff's recommendation was for denial. Zoning Commission has recommended approval (Council District 8).

90454

H) ZONING CASE NO. Z99042-J: The City of San Antonio has under consideration changing the zoning of Camp Bullis, Ltd. (owner), from Temporary "R-1" Single Family Residence District and Temporary "R-1" (UC) Single Family Residence Urban Corridor District to "O-1" Office District and "O-1" (UC) Office Urban Corridor District on P-24B, NCB 34725 (CB 4725), 6900 Block of Camp Bullis Road. Staff's recommendation was for approval. Zoning Commission has recommended approval (Council District 8).

90455

I) ZONING CASE NO. Z99042-M: The City of San Antonio has under consideration changing the zoning of Brett and Lisa Smith (owner), from Temporary "R-1" Single Family Residence District and Temporary "R-1" UC Single Family Residence Urban Corridor District to "O-1" SUP Office District with Special Use Permit for a painting contractor with no outside storage and "O-1" (UC) SUP Office Urban Corridor District with Special Use Permit for a painting contractor with no outside storage on the west 60 feet of the east 287 feet of Lots 8A and 8B, NCB 18336 and the west irregular 178 feet of the east half of Lots 8A and 8B, NCB 35733 (CB 5733), 21195 I.H. 10 West. Staff's recommendation is for approval. Zoning Commission has recommended approval (Council District 8).

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J) ZONING CASE NO. Z99053: The request of Glen Westrom (owner: Reitmeyer Investment, Ltd.), for a change in zoning from Temporary "R-1" ERZD Single Family Residence Edwards Recharge Zone District to "R-3" ERZD Multiple Family Residence Edwards Recharge Zone District on 18.63 acres out of NCB 16334 and from Temporary "R-1" ERZD Single Family Residence Edwards Recharge Zone District to "B-2" ERZD Business Edwards Recharge Zone District on 2.08 acres out of NCB 16334, Huebner Road and Blanco Road. Staff's recommendation was for approval. Zoning Commission has recommended approval (Council District 9).

90456

K) ZONING CASE NO. Z99147: The request of SA/US 281 15.45 & 1/7 Ltd. (owner), for a change in zoning from Temporary "R-1" ERZD Single Family Residence Edwards Recharge Zone District to "B-2" ERZD Business Edwards Recharge Zone District on P-12, NCB 17586, 23700 Block of U.S. Highway 281 North. Staff's recommendation was for approval. Zoning Commission has recommended approval (Council District 9).

90457

L) ZONING CASE NO. Z97261-T: The City of San Antonio has under consideration changing the zoning of Fairway Huebner. LTD. (owner), from Temporary "R-1" ERZD Single Family Residence Edwards Recharge Zone District to "B-2" ERZD Business Edwards Recharge Zone District on Lot 1, NCB 19214, 19210 Huebner Road. Staff's recommendation was for approval. Zoning Commission has recommended approval (Council District 9).

DENIED

M) ZONING CASE NO. Z97261-O: The City of San Antonio has under consideration changing the zoning of Jane P. Super, Inc. (owner), from Temporary "R-1" ERZD Single Family Residence Edwards Recharge Zone District to "B-2" ERZD Business Edwards Recharge Zone District on P-38 and P-39, NCB 19216, in the 21900 Block of Wilderness Oak. Staff's recommendation was for denial and approval of "R-1" ERZD. Zoning Commission has recommended denial as requested and approval of "R-1" ERZD, (Council District 9).

90458

N) ZONING CASE NO. Z97261-P: The City of San Antonio has under consideration changing the zoning of Wilderness Oak, Ltd. (owner), from Temporary "R-1" ERZD Single Family Residence Edwards Recharge Zone District to "B-2NA" ERZD Non-Alcoholic Sales Edwards Recharge Zone District on Lot 2, Block 2, NCB 19216, in the 21700 Block of Wilderness Oak. Staff's recommendation was for denial as requested and approval of "R-1" ERZD. Zoning Commission has recommended denial as requested and approval of "B-1" ERZD, (Council District 9).

90459

O) ZONING CASE NO. Z99202 CC: The request of Kaufman and Associates, Inc for a change in zoning for (owners: Clarence S. Saver, Herbert Saver, Mildred Zimmerman and Kathleen Wolle, owners), from "I-1" Light Industry District and "B-3" Business District to "I-1" CC Light Industry District with City Council approval for a university on 12.755 acres out of NCB 14952, 11542 I.H. 35 North. (Council District 10)

5. 3:00 P.M. - Public Hearing and Presentations on the following:

No Ord. or Res. #

A) Presentation on the proposed Supplemental Assessments against properties in the Downtown Improvement Special Assessment District established in City Council Resolution No. 86-54-65, November 20, 1986. [Presented by Malcolm Matthews, Director of Parks & Recreation Department; Melissa Byrne Vossmer, Assistant City Manager]

No Ord. or Res. #

B) Presentation on the levying of a supplemental special assessment to fund services and improvements for the Public Improvement District in the Downtown Area. [Presented by Manuel Longoria, Jr., Acting Director, Economic Development Department; Christopher J. Brady, Assistant to the City Manager]

No Ord. or Res. #

6. 4:00 P.M. - Presentation by the San Antonio Public Library Board of Trustees. [Presented by Camille Fiorillo, Chairman of the Library Board of Trustees]

7. 5:00 P.M. - Citizens To Be Heard.

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

CONSENT AGENDA

Items Concerning the Purchase of Equipment, Supplies and Services

90424 8. An Ordinance accepting the low bid submitted by Software Plus (WBE), to provide the City of San Antonio Code Compliance Department with twenty-six (26) digital cameras for a total of \$11,206.00. [Presented by Janie Cantu, Director of Purchasing & General Services; Melissa Byrne Vossmer, Assistant City Manager]

90425 9. An Ordinance accepting the low bid submitted by Industrial Disposal Supply, Inc. to provide the City of San Antonio Public Works Department with dual steering installation on four (4) City sweeper vehicles for a total of \$20,000.00. [Presented by Janie Cantu, Director of Purchasing & General Services; Melissa Byrne Vossmer, Assistant City Manager]

90426 10. An Ordinance accepting the low bids submitted by Douglas W. King Co. and The Partnership of Batog, Business Access, The On-Line Group, (MBE/WBE) and Douglas W. King Co. to provide the City of San Antonio Parks & Recreation Department with grass seed for a total of \$256,128.00. [Presented by Janie Cantu, Director of Purchasing & General Services; Melissa Byrne Vossmer, Assistant City Manager]

90427 11. 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 1999/2000 fiscal year for a total of approximately \$3,827,500.00. (Copies of the 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 Cantu, Director of Purchasing & General Services; Melissa Byrne Vossmer, Assistant City Manager]

Capital Improvement Items

PULLED 12. An Ordinance selecting Lawrence Enyart Architects to provide professional architectural services in connection with the Fire Training Academy Project; authorizing the negotiation of a professional services contract in the amount of \$64,122.41; authorizing \$10,077.59 for architectural/engineering contingency; authorizing \$5,800.00 for miscellaneous expenses; and providing for payment. [Presented by John German, Director of Public Works; Christopher J. Brady, Assistant to the City Manager]

90428 13. An Ordinance amending a professional services contract with Civil Engineering Consultants and authorizing additional funds in an amount not to exceed \$52,601.28 for engineering design and authorizing \$5,000.00 for miscellaneous engineering contingency expenses in connection with the Goliad from Pecan Valley to S. W. Military Drive Project located in Council District 3; and providing for payment. [Presented by John German, Director of Public Works; Christopher J. Brady, Assistant to the City Manager]

90429
14. An Ordinance ratifying services and approving Field Alteration No. 4 in the amount of \$72,727.80 and approving Field Alteration No. 5 in the amount of \$335,912.00, in connection with the Lake/Woodlawn Lake Area Streets-Phase 1 payable to R.L. Jones Company, Inc.; amending the construction contingency in the amount of \$245,791.30; and providing for payment. [Presented by John German, Director of Public Works; Christopher J. Brady, Assistant to the City Manager]

90430
15. An Ordinance authorizing the City Manager to execute a Drainage Facility and WaterWay Agreement with Union Pacific Railroad Company in connection with the proposed construction of a Drainage Facility of the Railroad Company's Right-of-Way, in the Upper Six Mile Creek #83F Project located in Council District 4; authorizing \$2,962.00 payable to Union Pacific Railroad Company; and providing for payment. [Presented by John German, Director of Public Works; Christopher J. Brady, Assistant to the City Manager]

90431
16. An Ordinance authorizing the transfer of \$84,300.00 from the Facility Improvement and Maintenance Program (FIMP) Fund for the ventilation system at Arson's Evidence Storage Room located at Fire Station #1 in Council District 1, and city wide removal of existing hose towers for forty-four (44) fire stations and site modifications at Fire Station #28 in Council District 1. [Presented by Robert Ojeda, Fire Chief; J. Rolando Bono, Assistant City Manager]

Items Concerning the Purchase, Sale or Lease of Real Property

90432
17. An Ordinance authorizing the execution of a twenty-four (24) month office service agreement with Vantas King Street, Inc. for office space for the Convention & Visitors Bureau Washington Area Sales Office at 1800 Diagonal Road, Alexandria, Virginia, with rental and services in the amount of \$1,295.00 per month, for a monthly period starting October 1, 1999 and with an option to extend for an additional period of twelve (12) months on the same terms and conditions, except rent which will increase seven percent (7%) annually, such extension and rent increase subject to City Council approval; and authorizing payment after October 1, 1999. [Presented by Steve Moore, Director, Convention & Visitors Bureau; Roland A. Lozano, Executive Director, Facilities and Visitors Services]

PULLED
18. An Ordinance declaring a public necessity for the acquisition of fee simple title to a portion of Lot 15, New City Block 11185, San Antonio, Bexar County, Texas for a public purpose, namely the construction of a portion of the Six Mile Creek Project #83 (Upper); and authorizing the City Attorney to file eminent domain proceedings. [Presented by John German, Director of Public Works; Christopher J. Brady, Assistant to the City Manager]

90488
19. An Ordinance authorizing payment for appraisal services in the amount of \$6,515.00 to Dugger, Canaday, Grafe & Woelfel, Inc. in connection with the Higgins - Nacogdoches to Stahl Road Project (\$800.00), Wurzbach at I.H. 10 and Ironside Intersections Metropolitan Planning Organization Project (\$1,800.00), Babcock Road-De Zavala Road to Hausman Road Project (\$3,510.00), Basse Road at San Pedro Intersection Metropolitan Planning Organization Project (\$225.00) and the Pearsall Road Landfill Park Redevelopment Project (\$180.00) and the amount of \$13,200.00 to Eckmann, Groll, Runyan & Waters, Inc. for the Hi-Lions Drainage Project #80, Phases III & V (\$750.00), Alamo Street - Durango to Cedar Metropolitan Planning Organization Project (\$400.00), State Loop 1604 Metropolitan Planning Organization Project - S.H. 16 to F. M. 471 (\$5,750.00) and the Downtown Parking Garage Project (\$6,300.00); for a total sum of \$19,715.00 appropriating funds and providing for payment. [Presented by John German, Director of Public Works; Christopher J. Brady, Assistant to the City Manager]

90440
20. An Ordinance authorizing payment of \$656.66 to Stewart Title Company for title charges in connection with the Mission Trails Parkway Metropolitan Planning Organization Project, Package 2, and the amount of \$2,752.79 to Ticor Title Agency of San Antonio in the Hi-Lions Drainage Project #80, Phases III & V; for a total sum of \$3,409.45; appropriating funds and providing for payments. [Presented by John German, Director of Public Works; Christopher J. Brady, Assistant to the City Manager].

Miscellaneous Items

90484
21. An Ordinance authorizing the acceptance of a cash award in the amount of \$214,998.00 from Bexar County to fund the Ryan White Title I Supportive Services Program operated by the San Antonio Metropolitan Health District for the period August 1, 1999 through February 29, 2000; authorizing the execution of the Ryan White Care Act of 1990 Title I Program Management Agreement with Bexar County; establishing a fund; adopting a budget; approving the execution of subcontracts with AIDS/HIV service providers; and authorizing contractual services. [Presented by Dr. Fernando A. Guerra, Director of Health, Melissa Byrne Vossmer, Assistant City Manager]

90485
22. An Ordinance authorizing the acceptance of cash and in-kind support totaling \$1,764,900.00 from the Texas Department of Health (TDH) for ongoing programs of the San Antonio Metropolitan Health District (SAMHD); authorizing the use of said support for the following projects: STD Control \$77,046.00, Health Services/Education \$239,820.00, Public Health State In-kind Support \$107,414.00, Special TB Outreach \$197,979.00 Inner-City School Immunization \$327,757.00, AIDS/HIV Support \$550,849.00, and Core Public Health \$264,035.00; approving the execution of Contract Change Notice 07 with TDH; revising the budget for the Public Health State Support Project 1999/00 established in Ordinance 88976, passed and approved December 17, 1998; approving the execution of subcontracts with AIDS/HIV service providers; authorizing payments for contractual services; and approving personnel complements for the activities funded. [Presented by Dr. Fernando A. Guerra, Director of Health; Melissa Byrne Vossmer, Assistant City Manager]

90438
23. An Ordinance authorizing the acceptance of a grant in the amount of \$775,538.00 from the Texas State Library entitled Provision of Library Services to the Alamo Area Library System-State Grant FY 1999/2000 to provide grant administration equipment, continuing education, publicity, consulting, collection development, technological support, materials, and equipment; and authorizing changes in the personnel complement; and authorizing the execution of any necessary documents in connection therewith. [Presented by Nancy Gandara, Acting Library Director; Melissa Byrne Vossmer, Assistant City Manager].

90437
24. An Ordinance authorizing the acceptance of a grant in the amount of \$194,608.00 from the Texas State Library and Archives Commission entitled Interlibrary Loan Services-Federal Grant 2000 to provide Interlibrary Loan Services, consulting to special, academic, and public libraries in the Alamo Area Library System (AALS); and authorizing the execution of any necessary documents in connection therewith. [Presented by Nancy Gandara, Acting Library Director; Melissa Byrne Vossmer, Assistant City Manager].

90438
25. An Ordinance ratifying the submission of expansion grant application in the amount of \$792,000.00 to the U.S. Department of Health and Human Services for use in the Head Start-Early Child Care 1999-2000 Program Year under the operations of the delegate agency, Parent/Child, Inc. [Presented by Dennis J. Campa, Director, Department of Community Initiatives; Melissa Byrne Vossmer, Assistant City Manager].

90439
26. An Ordinance authorizing a one year extension of a concession contract between Wallace C. Harding, d/b/a River City Merchandising and the City of San Antonio, originally approved by Ordinance No. 85038, for the purpose of providing novelty and souvenir concessions at the Municipal Auditorium, such extension to commence October 1, 1999. [Presented by Edward C. Garcia, Convention Facilities Director; Roland A. Lozano, Executive Director, Facilities & Visitors Services]

ITEMS FOR INDIVIDUAL CONSIDERATION

99-36-38
27. A Resolution supporting and requesting the issuance of Industrial Development Bonds to the Southwest Research Institute (SRI) through the City of Tatum Industrial Development Corporation (CTIDC) for capital improvements to their San Antonio facility. [Presented by Manuel Longoria, Jr., Acting Director, Economic Development Department; Christopher J. Brady, Assistant to the City Manager]

90441
28. An Ordinance authorizing the submission of a preliminary application to the U.S. Department of Housing and Urban Development (HUD) to amend an agreement for an Urban Development Action Grant (UDAG) awarded for the Tiendas del Rio (Rivercenter Mall Project) in order to use the surplus grant balance of \$974,500.00 to fund River Walk and disability access improvements associated with the Crockett Street Redevelopment Project. [Presented by Manuel Longoria, Jr. Acting Director, Economic Development Department; Christopher J. Brady, Assistant to the City Manager]

90442 29. An Ordinance authorizing the expenditure of \$1,000.00 from the District 1 Contingency Account to the San Antonio - Mexico Friendship Council for the citywide "El Grito" celebration to help defray the cost of this event; as requested by Councilman Bobby Perez.

90443 30. An Ordinance authorizing the expenditure of \$750.00 from the District 1 Contingency Account to LULAC Council 648 for the 25th Anniversary of this year's Diez y Sies event at Market Square to help defray the cost of producing this event; as requested by Councilman Bobby Perez.

90444 31. An Ordinance authorizing the expenditure of \$250.00 from the District 1 Contingency Account to Midtown on Blanco for their Classic Days Street Festival to help defray the cost of this event; as requested by Councilman Bobby Perez.

NO ORD. or RES. # 32. Travel Authorization for Councilman Ed Garza to travel to Washington, D.C. to attend the Annual Greater San Antonio Chamber of Commerce trip to meet with senior government leaders on community issues beginning Sunday, October 3, 1999 through Tuesday, October 5, 1999.

NO ORD. or RES. # 33. Travel Authorization for Councilmembers, Debra Guerrero, José Menéndez, Bonnie Connor and David Carpenter to travel to Dallas, Texas on Tuesday, September 21, 1999, for a tour of the Dallas Area Rapid Transit (DART) System, VIA is exploring as an alternative to address traffic congestion, air quality concerns and land use issues; as requested by Councilman David Carpenter, District 10.

90445 34. An Ordinance authorizing the expenditure of \$500.00 from the District 1 Contingency Account for the Mexican American Business and Professional Women's Club of San Antonio for their Mariachi Showcase at the Arneson River Theatre, an official Diez y Seis event, to help defray the cost of the event; as requested by Councilman Bobby Perez.

90446 35. An Ordinance authorizing reimbursement from the District 8 Budget Account in the amount of \$2,000.00 to Councilwoman Bonnie J. Conner for an Administrative Services Contract with Dominick Dina (\$2,000.00) beginning September 1, 1999 to September 30, 1999; as requested to Councilwoman Bonnie J. Conner.

90447 36. An Ordinance authorizing the expenditure of \$535.00 from the District 7 Contingency Account to the Jefferson Neighborhood Association to help defray the costs of publishing their 2nd Annual State of the Neighborhood Meeting Newsletter to the neighborhood community for purposes of establishing new membership and informing the community of the different services provided by the Association; as requested by Councilman Ed Garza.

37. City Manager's Report.

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

A) Attorney-Client consultation regarding the filing of an Amicus Brief in the U.S. 5th Circuit Court of Appeals.

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.

- ◆ City Attorney [Presented by Frank J. Garza, City Attorney; Alexander E. Briseño, City Manager]
- ◆ Municipal Courts [Presented by Quentin Porter, Director, Municipal Court; Travis M. Bishop, Assistant to the City Manager]

September 9, 1999

Honorable Mayor and Members of the City Council of the City of San Antonio:

The following petitions were received in my office and forwarded to the appropriate departments for investigation and report to the City Council:

<u>DATE</u>	<u>DESCRIPTION</u>
August 31, 1999	Petition submitted by Mr. Steve St. Clair, President, ROSILLO CREEK, INC., requesting that the City of San Antonio annex the property described in this petition.