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First Ord. 2006-02-02-0147
Cont Ord. 2006-02-09-0169

Agenda
City Council Meeting
Municipal Plaza Building
City Hall Complex
103 S. Main Ave
San Antonio, Texas 78205
February 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 on Thursday of each week beginning at 9:00 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.

- 9:00AM:** Invocation and Approval of Minutes.
- 12:00PM:** Lunch Break
- 1:00PM:** Executive Session*
- 5:00PM:** Ceremonial Recognitions
- 6:00 PM** 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.*

***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.

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 Col. Gilley G. Richardson, Installation Chaplain, Fort Sam Houston, Guest of Mayor Phil Hardberger and Pledge of Allegiance.
2. Approval of Minutes for the January 19, 2006 City Council Meeting.

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

ITEMS FOR INDIVIDUAL CONSIDERATION

3. An Ordinance amending the Adopted Annual Capital Budget for FY 2006-2011 by including selected Advanced Transportation Program (ATD) Projects in the amount of \$9,830,400.00 for FY 2006 to provide a broad range of improvements in accordance with ATD objectives to reduce traffic congestion and improve transportation mobility in major transit corridors. [Presented by Thomas Wendorf, Director, Public Works; Jelynn LeBlanc Burley, Assistant City Manager]
2006 - 02 - 02 - 0147
4. An Ordinance accepting the proposal of and amending the Professional Services Agreement with 3D/International (3DI) to provide for preparation of design modifications for the New Terminal Expansion Project at San Antonio International Airport in an amount not to exceed \$913,544.78 which represents a 7.32% increase in fees to the original contract amount of \$12,638,227.00; appropriating funds; revising the budget, and providing for payment. Funds are available for this action in the Airport System Construction Fund and Carter Burgess will reimburse the City in the amount of \$113,178.95 to pay for a portion of the design modifications. [Presented by Mark H. Webb, Interim Director, Aviation; Roland A. Lozano, Assistant to the City Manager]
2006 - 02 - 02 - 0148
5. A Resolution consenting to the issuance of up to \$5,000,000.00 in tax-exempt bonds by the Fayette County Health Facilities Development Corporation for the benefit of the Barrio Comprehensive Family Health Care Center, Inc. to provide financing for the Dr. Frank Bryant Health Center. [Presented by Ramiro Cavazos, Director, Economic Development; Jelynn LeBlanc Burley, Assistant City Manager]
2006R-02-02-0149
6. An Ordinance authorizing the execution of a contract with Maverick Video Productions, Inc. for production services for City Council Meetings, City Council District Programs, City Department programs, and special events in an approximate amount of \$144,900.00 for the remainder of FY 2006 with two (2) one year renewal options in an approximate annual amount of \$161,700.00; accepting the bid submitted by Video Services of America D/B/A V.S.A. to provide the City with video production equipment and installation services for a total cost of \$162,421.50; appropriating start-up funds in the amount of \$100,000.00 received through the City's Franchise Agreement with a cable provider; and amending the general fund budget. [Presented by Ben Gorzell, Jr., CPA, Acting Finance Director; Sheryl Sculley, City Manager] 2006 - 02 - 02 - 0150
7. An Ordinance authorizing the execution of a contract with Keep San Antonio Beautiful (KSAB) for the continued support of KSAB for the period February 2, 2006 through September 30, 2006; and authorizing the allocation and expenditure of Human Development Services Funds, as requested by Councilmember Richard Perez, District 4. [Presented by Dennis Campa, Director, Community Initiatives; Frances A. Gonzalez, Assistant City Manager]

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 \$893,906.00, including: Ferrara fire truck parts and service; Toyota automotive parts and service; Honda automotive parts and service; Cisco networking equipment and service; contract and concession compliance software; and lamp ballasts. [Presented by Janie B. Cantu, Director, Purchasing & General Services; Michael Armstrong, Assistant City Manager/Chief Information Officer]

2006 - 0 2 - 0 2 - 0 1 6 8

9. An Ordinance accepting the low bid submitted by Industrial Disposal Supply to provide the Public Works Department with four replacement truck-mounted street sweepers for a total of \$576,924.00, 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 - 0 2 - 0 2 - 0 1 5 2

Capital Improvement Items

10. An Ordinance approving Field Alteration Number 13 in the amount of \$51,087.00 payable to W.G. Yates & Sons Construction Company, in connection with the Fire Fighting Training Academy Project, an authorized 1999-2004 General Obligation Public Safety Improvement Bond funded project, located in District 6. [Presented by Thomas Wendorf, Director, Public Works; Jelynne LeBlanc Burley, Assistant City Manager]

2006 - 0 2 - 0 2 - 0 1 5 3

11. An Ordinance accepting the lowest responsive bid, appropriating funds, and awarding a construction contract in the amount of \$107,627.00 payable to Sanford, Taylor, Turk, L.P. General Contractors, and authorizing \$10,762.00 for project contingency, \$7,534.00 for capital administrative costs and \$2,000.00 for advertising expenses, for a total amount of \$127,923.00 in connection with the Henry B. Gonzalez Convention Center Board Room Project located in District 1, from Hotel Occupancy Tax Subordinate Lien Revenue and Refunding Bond funds. [Presented by Thomas Wendorf, Director, Public Works; Jelynne LeBlanc Burley, Assistant City Manager]

2006 - 0 2 - 0 2 - 0 1 5 4

12. An Ordinance authorizing the execution of deductive Field Alteration No. 3 to reduce the amount of the contract with Yantis Company for the Construction Services for the East Air Cargo Phase II Ramp and Parking Project at the San Antonio International Airport in the amount of \$173,014.00; revising the project budget and transferring funds. [Presented by Mark H. Webb, Interim Director, Aviation; Roland A. Lozano, Assistant to the City Manager]

2006 - 0 2 - 0 2 - 0 1 5 5

13. An Ordinance authorizing the negotiation and execution of a Professional Services Contract with the firm of Professional Service Industries, Inc. (PSI) to provide construction and material testing services in connection with the Remain Over Night (RON) Apron Project at the San Antonio International Airport for an amount not to exceed \$56,012.00; appropriating funds, amending the budget and authorizing payment. [Presented by Mark H. Webb, Interim Director, Aviation; Roland A. Lozano, Assistant to the City Manager]

2006 - 0 2 - 0 2 - 0 1 5 6

Items Concerning the Purchase, Sale or Lease of Real Property

14. An Ordinance accepting deeds for signalization easements from Northside Independent School District in District 6; and Stanley L. Helmke in District 10; in connection with the HUD 108 Capital Improvements District Wide Access and Mobility Program Project. [Presented by Thomas Wendorf, Director, Public Works; Jelyne LeBlanc Burley, Assistant City Manager] 2006 - 02 - 02 - 0157
15. An Ordinance appropriating funds payable to Gerry Rickhoff, County Clerk for fee simple acquisition of an 0.060 acre tract of land (\$56,679.00) and court costs (\$2,977.00), for a total of \$59,656.00, in connection with the Stahl at O'Connor and Judson Project, an authorized 1999-2004 General Obligation Street Improvement Bond Project located in District 10; revising the budget and providing for payment. [Presented by Thomas Wendorf, Director, Public Works; Jelyne LeBlanc Burley, Assistant City Manager] 2006 - 02 - 02 - 0158
16. An Ordinance appropriating funds in the amount of \$13,513.66 payable to Bracewell & Giuliani, L.L.P. for legal services in connection with capital projects located in various City Council Districts from General Obligations of the City and Community Development Block Grant funds. [Presented by Thomas Wendorf, Director, Public Works; Jelyne LeBlanc Burley, Assistant City Manager] 2006 - 02 - 02 - 0159
17. An Ordinance approving an interlocal agreement with the South San Antonio Independent School District for the City's twenty-five (25) year rent-free non-exclusive use of 7.65 acres of land adjacent to Royalgate Elementary School in District 4 for public park purposes. [Presented by Malcolm Matthews, Director, Parks and Recreation; Frances A. Gonzalez, Assistant City Manager] 2006 - 02 - 02 - 0160

Miscellaneous Items

18. An Ordinance authorizing the acceptance of a grant award totaling \$416,283.00 from the Agency for Toxic Substances and Disease Registry for the Environmental Health and Wellness Center Program of the San Antonio Metropolitan Health District for the period September 30, 2005 through September 29, 2006; 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 - 02 - 02 - 0161
19. An Ordinance authorizing payment of annual membership dues, in an amount not to exceed \$100,000.00, to the Austin-San Antonio Corridor Council for the period of October 1, 2005 through September 30, 2006. [Presented by Ramiro Cavazos, Director, Economic Development; Jelyne LeBlanc Burley, Assistant City Manager] 2006 - 02 - 02 - 0169
20. An Ordinance authorizing payment, in the amount of \$29,199.00 to Airports Council International, North America, for 2006 annual dues, services and membership fees. [Presented by Mark H. Webb, Interim Director, Aviation; Roland A. Lozano, Assistant to the City Manager] 2006 - 02 - 02 - 0162
21. An Ordinance authorizing the City Manager, or her designee, on behalf of the City of San Antonio, to accept the donation from the Cessna Aircraft Company of a salvaged aircraft fuselage for use as a training aid for the fire and rescue personnel at San Antonio International Airport. [Presented by Mark H. Webb, Interim Director, Aviation; Roland A. Lozano, Assistant to the City Manager] 2006 - 02 - 02 - 0163
22. A Resolution waiving the State mandated "One Mile Rule" requirement by allowing the development and construction of the Artisan at Salado Heights Phase II Multi-family Housing 2006R-02 - 02 - 0164

Construction Project, pursuant to Section 2306.6703(b)(4) of the Texas Government Code, as requested by Councilmember Sheila McNeil, District 2. [Presented by Andrew Cameron, Housing and Community Development; Jelynn LeBlanc Burley, Assistant City Manager]

Approved
23. Confirmation of a Travel Authorization Request from Councilmember Richard Perez, District 4, to travel to Washington, DC as a federal representative regarding BRAC and other City issues from January 31, 2006 to February 3, 2006.

Board, Commissions and Committee Appointments.

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

- A. An Ordinance appointing Jan Van Den Hende (District 10) to the Arts and Cultural Advisory Committee (Category: Performing Arts/Music) for a term of office to expire May 31, 2007. **2006 - 02 - 02 - 0165**
- B. An Ordinance reappointing Cheryl (Sherry) Shaw (District 9) (Category: Consumer) and appointing Tom Daniels (District 3) (Category: Horse Carriage/Limousine) to the Transportation Advisory Board for terms of office to expire May 31, 2007. **2006 - 02 - 02 - 0166**
- C. An Ordinance appointing Charles Bartlett (District 3) to the Linear Creekway Parks Advisory Board for a term of office to expire May 31, 2007. **2006 - 02 - 02 - 0167**

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.

- A. Discuss legal issues related to *Alfred Castellano v. Chris Fragozo, et al*, Cause No. SA-96-CA-346, pursuant to the Texas Government Code Section 551.071 (consultation with attorney).
- B. Discuss legal issues related to *Borden Park, L.P. dba Star Storage Downtown San Antonio v. City of San Antonio*, Cause No SA-03-CA-0941-RF, pursuant to the Texas Government Code Section 551.071 (consultation with attorney).
- C. Discuss legal issues related to existing and possible litigation involving area cable providers, pursuant to the Texas Government Code Section 551.071 (consultation with attorney)
- D. Discuss legal issues related to CPS Energy's amendments to the Community Infrastructure and Economic Development (CIED) fund, pursuant to the Texas Government Code Section 551.071 (consultation with attorney)

25. City Manager's Report *[Signature]*

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

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.