

*Int Ord. 2006-09-21-1086*  
*Int Ord. 2006-09-21-1137*



CITY OF SAN ANTONIO  
CITY CLERK  
06 SEP 18 AM 8:56

OFFICIALLY POSTED  
ON THE WEB:  
9/18/2006 8:51 AM

Agenda  
City Council Meeting  
Municipal Plaza Building  
City Hall Complex  
103 S. Main Ave  
San Antonio, TX 78205  
September 21, 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
- 2:00PM: Neighborhood Plan and Zone Amendments
- 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 207-7080.

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 Rev. Robert Arevalo, Co-Pastor, Grace Tabernacle Church. Guest of Councilmember Roland Gutierrez, District 3.
2. Pledge of Allegiance.
3. Approval of Minutes for the September 7, 2006 City Council meeting.

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

**Action Items For Staff Briefing**

4. An Ordinance authorizing the issuance of approximately \$70,210,000 "City of San Antonio, Texas Hotel Occupancy Tax Subordinate Lien Revenue Refunding Bonds, Series 2006"; making provision for the payment of these bonds on a parity with certain obligations; enacting other provisions incident and related to the issuance, payment, sale and delivery of such bonds, including the approval and execution of a Paying Agent/Registrar Agreement, a Bond Purchase Agreement and an Escrow Deposit Letter and the approval and distribution of an official statement; providing for the defeasance of the bonds being refunded; and providing for an effective date. [Presented by Ben Gorzell, Director, Finance; Sheryl Sculley, City Manager]

2006-09-21-1116

5. Second Public Hearing on the proposed voluntary annexation of the Culebra/1604 area. [Presented by Emil R. Moncivais, Director, Planning; Jelynn LeBlanc Burley, Deputy City Manager]

6. An Ordinance authorizing a grant application, and acceptance of grant funds upon award, in an amount not to exceed \$1,128,045.00, from the Department of Defense Office of the Economic Adjustment to establish a Military Transformation Office to support the community's efforts in partnering with the military to implement the results of the 2005 Base Realignment and Closure Commission; authorizing the execution of related contracts; appropriating funds; approving a personnel complement; and authorizing the amendment of City Ordinance No. 2006-04-13-0464 [Presented by Ramiro Cavazos, Director, Economic Development; Jelynn LeBlanc Burley, Deputy City Manager].

2006-09-21-1117

**CONSENT AGENDA**

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

7. An Ordinance accepting the sole source offer submitted by GT Distributors, Inc. to provide the Police Department with 160 Taser X26E weapons and accessories for a total of \$145,842.65, from the Confiscated Property – Federal Account Fund. [Presented by Florencio Peña, Director, Administrative Services; Pat DiGiovanni, Deputy City Manager]

2006-09-21-1086

8. An Ordinance accepting the bid submitted by Cortes Distributing to provide the Public Works Department with two box culvert crossing sections for a total cost of \$33,825.62, from funds provided by a developer through an irrevocable letter of credit. [Presented by Florencio Peña, Director, Administrative Services; Pat DiGiovanni, Deputy City Manager]

2006-09-21-1087

9. An Ordinance accepting the bid submitted by Med-Eng Systems, Inc. to provide the Police Department with 3 bomb suits with helmets, 5 bomb search suits with helmets and 3 additional bomb cooling units for a total cost of \$115,367.00, from the 2005 Homeland Security Law Enforcement Terrorism Prevention Program. [Presented by Florencio Peña, Director, Administrative Services; Pat DiGiovanni, Deputy City Manager]

2006-09-21-1088

10. An Ordinance authorizing the execution of a of \$41,749.00 Maintenance Agreement with Ungerboeck Systems International to provide maintenance for the Event Business Management Software utilized for booking by the Alamodome, Convention and Visitors Bureau and Convention Facilities for Fiscal Year 2006-2007. [Presented by Michael J. Sawaya, Director, Convention Facilities; Roland A. Lozano, Assistant to the City Manager]

2006-09-21-1119

11. An Ordinance authorizing the execution of a one-year extension to the contract with Alcohol and Drug Tests, Inc. to provide random and reasonable suspicion drug-testing services to the San Antonio Fire Department in an amount not to exceed \$35,000.00. [Presented by Robert Ojeda, Fire Chief, Erik J. Walsh, Assistant City Manager]

2006-09-21-1089

12. An Ordinance authorizing the execution of a one-year extension to the contract with Alcohol and Drug Tests, Inc. to provide random and reasonable suspicion drug testing services to the San Antonio Police Department in an amount not to exceed \$35,000.00. [Presented by William McManus, Police Chief; Sheryl Sculley, City Manager]

2006-09-21-1090

13. An Ordinance authorizing an annual contract not to exceed \$544,865.00, selecting Clean Harbors Environmental Services, Inc., to perform professional services necessary to household hazardous waste collection, characterization, packaging, transportation and disposal, with options in favor of the City to extend the term of the agreement for two (2) additional (1) one year performance periods, from the Solid Waste Operating Fund. [Presented by Daniel V. Cardenas, Director, Environmental Services Department; Frances A. Gonzalez, Assistant City Manager]

2006-09-21-1091

**Capital Improvements Items**

14. An Ordinance approving a total estimated cost not to exceed \$800,000; selecting Arias &

Associates, Drash Consulting Engineers, Inc., Fugro South, Inc., and Raba-Kistner Consultants, Inc. to provide construction materials testing and professional consulting services, and authorizing the negotiation and execution of four indefinite delivery construction materials testing and professional consulting contracts, in connection with City-owned property and construction projects. [Presented by Thomas Wendorf, Director, Public Works; Jelynn LeBlanc Burley Deputy City Manager]

2006-09-21-1092

- 15. An Ordinance appropriating funds in the amount of \$350,000, in support of the Main Plaza Redevelopment Project, located in District 1, and authorizing funds for the relocation of bus routes and passenger facilities currently located on North Main Street and Main Plaza/Soledad Street to Flores Street between Durango and Martin Street; authorizing the execution of a Memorandum of Understanding with VIA Metropolitan Transit (VIA), and authorizing an amendment to extend for ten (10) years the Advertising Shelter Placement Agreement with VIA, an authorized Certificates of Obligation funded project. [Presented by Thomas Wendorf, Director, Public Works; Jelynn LeBlanc Burley Deputy City Manager]

2006-09-21-1093

**Purchase, Sale or Lease of Real Property**

- 16. An Ordinance approving a 10-year license to Brackenridge Park/Broadway Developments, Ltd. in a total amount of \$6,669 for the use of a portion of Brackenridge Ave. near Broadway for parallel parking spaces, District 2. [Presented by Shawn Eddy, Acting Director, Asset Management; Erik J. Walsh, Assistant City Manager]

2006-09-21-1094

- 17. An Ordinance approving an indefinite term joint use agreement with O'Haver Development, LLC for \$5,000 payable to the City, for a sewer lateral in a drainage right of way in the Valencia Unit 4 Subdivision near O'Connor Road, District 10. [Presented by Shawn Eddy, Interim Director, Asset Management; Erik J. Walsh, Assistant City Manager]

2006-09-21-1095

- 18. An Ordinance declaring 614 Albert Street, District 1, as surplus and authorizing its sale to Rudy R. Rivas, for a total price of \$501, the City's share being \$236 and the balance going to other taxing authorities. [Presented by Shawn Eddy, Acting Director, Asset Management; Erik J. Walsh, Assistant City Manager]

2006-09-21-1096

**Grant Applications and Awards**

- 19. An Ordinance authorizing the execution of a contract with the Texas Department of State Health Services for \$279,082.00 to renew funding for the Local Health Services/Health Education Program of the San Antonio Metropolitan Health District for the period September 1, 2006 through August 31, 2007; approving the personnel complement; and approving the program budget. [Presented by Dr. Fernando A. Guerra, Director, Health; Frances A. Gonzalez, Assistant City Manager]

2006-09-21-1097

- 20. An Ordinance authorizing the execution of a contract with the Texas Department of State

Health Services for \$135,000.00 to renew funding for the ongoing Breast and Cervical Cancer Control Program of the San Antonio Metropolitan Health District through June 30, 2007; authorizing the execution of a contract with Christus Santa Rosa Healthcare for mobile and diagnostic mammography services through November 30, 2009; adopting the program budget; and approving the personnel complement. [Presented by Dr. Fernando A. Guerra, Director, Health; Frances A. Gonzalez, Assistant City Manager]

2006-09-21-1098

21. An Ordinance authorizing the execution of a contract change with the Texas Department of State Health Services for \$357,628.00 to fund the ongoing Title XX Family Planning Program of the San Antonio Metropolitan Health District for the period September 1, 2006 through August 31, 2007; adopting the program budget; and approving the personnel complement. [Presented by Dr. Fernando A. Guerra, Director, Health; Frances A. Gonzalez, Assistant City Manager]

2006-09-21-1099

22. An Ordinance authorizing the execution of a contract change with the Texas Department of State Health Services for an additional \$300,000.00 to augment funding for the Public Health Emergency Preparedness Laboratory Program of the San Antonio Metropolitan Health District and extend the contract period through August 31, 2007; revising the program budget; and adopting the personnel complement. [Presented by Dr. Fernando A. Guerra, Director, Health; Frances A. Gonzalez, Assistant City Manager]

2006-09-21-1100

23. An Ordinance authorizing the execution of a contract change with the Texas Department of State Health Services for \$129,649.00 to renew funding for the ongoing Title V Family Planning Program of the San Antonio Metropolitan Health District for the period September 1, 2006 through August 31, 2007; adopting the program budget; and approving the personnel complement. [Presented by Dr. Fernando A. Guerra, Director, Health; Frances A. Gonzalez, Assistant City Manager]

2006-09-21-1120

24. An Ordinance authorizing the execution of a contract with the Texas Department of State Health Services for \$33,841.00 to renew funding for the Title X Family Planning Program of the San Antonio Metropolitan Health District for the period September 1, 2006 through August 31, 2007; adopting the program budget; and approving the personnel complement. [Presented by Dr. Fernando A. Guerra, Director, Health; Frances A. Gonzalez, Assistant City Manager]

2006-09-21-1101

25. An Ordinance authorizing the execution of a contract with the Texas Department of State Health Services for \$45,000.00 to renew funding for the Milk and Dairy Laboratory Sample Testing Program of the San Antonio Metropolitan Health District for the period September 1, 2006 through August 31, 2007; and approving the program budget. [Presented by Dr. Fernando A. Guerra, Director, Health; Frances A. Gonzalez, Assistant City Manager]

2006-09-21-1102

**Miscellaneous Items**

26. An Ordinance authorizing the execution of a local transportation project advance funding

agreement with the Texas Department of Transportation (TXDOT) for the installation and maintenance of additional trees to the *Camino Verde* planting program along the US 281 Corridor from Basse to St. Mary's Street in City Council District 9 and authorizing payment in an amount not to exceed \$100,000.00 from FY 2005-06 Tree Mitigation Fund. [Presented by Roderick Sanchez, Interim Director, Development Services; Jelynne LeBlanc Burley, Deputy City Manager]

2006-09-21-1103

27. An Ordinance amending the City Code of San Antonio, Texas, to include provisions for demolition of structures, licensing and bonding requirements. [Presented by Roderick Sanchez, Interim Director, Development Services; Jelynne LeBlanc Burley, Deputy City Manager]

2006-09-21-1121

28. An Ordinance approving an Investment Policy for the City of San Antonio, Texas, in accordance with the requirements of the Texas Public Funds Investment Act, as amended, for the City Council to review and approve the City's Investment Policy; designating certain employees as Investment Officers for the City of San Antonio; and providing an effective date. [Presented by Ben Gorzell, Director, Finance; Sheryl Sculley, City Manager]

2006-09-21-1104

29. Consideration of the following matters in connection with the 2006 Master Lease Purchase Agreement with Banc Of America Public Capital Corp. [Presented by Ben Gorzell, Director, Finance; Sheryl Sculley, City Manager]

A. An Ordinance authorizing the execution of a Master Lease Purchase Agreement with Banc Of America Public Capital Corp, to fund various personal property acquisition requirements, with a term beginning on October 1, 2006, and ending on September 30, 2007, with options to renew for four (4) additional one (1) year terms, providing for an annual lease financing amount not to exceed \$25,000,000.00 in the first year and not to exceed \$5,000,000.00 in each of the remaining four (4) years, for a total of \$45,000,000.00, and an amortization period between three (3) and seven (7) years at the City's discretion; authorizing the payment of the costs of financing; enacting other provisions incident and related to the subject and purpose of this Ordinance; and providing an effective date.

2006-09-21-1105

B. A Resolution authorizing the reimbursement of funds previously expended from the proceeds of the Master Lease Purchase Agreement entered into between the City of San Antonio and Banc Of America Public Capital Corp; and enacting other provisions incident and related to the subject and purpose of this Resolution.

2006R-09-21-1106

30. An Ordinance authorizing the execution of an agreement with HUMANA Health Inc. allowing the San Antonio Metropolitan Health District to receive up to \$55,000.00 for providing influenza immunizations to HUMANA health insurance enrollees for the period October 1, 2007 through September 30, 2007. [Presented by Dr. Fernando A. Guerra, Director, Health; Frances A. Gonzalez, Assistant City Manager]

2006-09-21-1107

31. An Ordinance authorizing the execution of a professional services agreement with Earth Tech, Inc. for \$90,004.00 to provide the San Antonio Metropolitan Health District with a Public Health Crisis and Emergency Risk Communications Plan for the period October, 1, 2006 through December 29, 2006. [Presented by Dr. Fernando A. Guerra, Director, Health; Frances A. Gonzalez, Assistant City Manager]

2006-09-21-1108

32. An Ordinance authorizing the execution of an Interlocal Contract with the Texas Department of Criminal Justice for \$2,100.00 for the San Antonio Metropolitan Health District to provide death certificates of deceased parolees from September 1, 2006 through August 31, 2007. [Presented by Dr. Fernando A. Guerra, Director, Health; Frances A. Gonzalez, Assistant City Manager]

2006-09-21-1109

33. An Ordinance authorizing the execution of an interlocal agreement with Bexar County to provide forensic science services to the City of San Antonio, effective October 1, 2006, through September 30, 2007, with automatic annual renewals for four additional one-year terms; and authorizing a minimum guaranteed amount for FY 2007 of \$1,087,571.00. [Presented by Andrew Smith, Director, Intergovernmental Relations; Erik J. Walsh, Assistant City Manager]

2006-09-21-1110

34. An Ordinance authorizing the execution of a City-County Interlocal Agreement with University Health System (UHS) for the San Antonio Metropolitan Health District to provide preventative and emergency preparedness services, purchase medical support services and continue collaboration with UHS for the period October 1, 2006 through September 30, 2009; and authorizing the execution of an agreement with the Centers for Disease Control and Prevention for the services of a Public Health Prevention Specialist for approximately two years. [Presented by Dr. Fernando A. Guerra, Director, Health; Frances A. Gonzalez, Assistant City Manager]

2006-09-21-1111

35. An Ordinance authorizing the execution of one-year interlocal agreements for emergency medical services with the suburban cities of Castle Hills, Helotes, Hill Country Village, and Windcrest, effective October 1, 2006 through September 30, 2007. [Presented by Andrew Smith, Director, Intergovernmental Relations; Erik J. Walsh, Assistant City Manager]

2006-09-21-1112

36. An Ordinance carrying forward certain funds; closing accounting records in certain funds; amending prior appropriations; appropriating funds for requirements in City projects and departments; and appropriating certain capital project funds. [Presented by Peter Zanoni, Director, Management & Budget; Erik J. Walsh, Assistant City Manager]

2006-09-21-1113

37. An Ordinance accepting the resignation of Peter Zamora, part-time Municipal Court Judge, and appointing a part-time Municipal Court Judge as recommended by the Quality of Life City Council Committee for the remainder of a term of office that will expire on April 30, 2008. [Presented by John Bull, Presiding Judge, Municipal Court; Sheryl Sculley, City Manager]

2006-09-21-1118

✓ 38. An Ordinance amending and enacting sections of Chapter 16 of the City Code to decriminalize violations of garage sale permit requirements; and enacting civil penalties and administrative hearing procedures for violations. [Presented by David D. Garza, Director, Neighborhood Services; Jelyne LeBlanc Burley, Deputy City Manager]

2006-09-21-1122

39. An Ordinance authorizing the execution of extensions through August 31, 2007, of four interlocal agreements with the Texas Department of State Health Services (DSHS) for the storage of emergency health services equipment and material at various San Antonio Police Department facilities for a combined fee of \$20,000.00. [Presented by William McManus, Police Chief; Sheryl Sculley, City Manager]

2006-09-21-1114

40. A Resolution requesting the Texas Commission on Environmental Quality (TCEQ) to require an impacts analysis for new air permits to determine respective impacts on the state's air quality and to address ground-level ozone in the San Antonio region. [Presented by Daniel V. Cardenas, Director, Environmental Services Department; Frances A. Gonzalez, Assistant City Manager]

2006R-09-21-1115

41. A Resolution supporting the national "Plug-In Hybrid Electrical Vehicle (PHEV)" campaign. [Presented by Daniel V. Cardenas, Director, Environmental Services Department; Frances A. Gonzalez, Assistant City Manager]

2006R-09-21-1123

42. A Resolution requesting Texas 80th Legislature to appropriate all funds collected for implementation of the Texas Emissions Reduction Plan (TERP) program and for the Texas Commission on Environmental Quality to use such funding for the benefit of regional clean air attainment. [Presented by Daniel V. Cardenas, Director, Environmental Services Department; Frances A. Gonzalez, Assistant City Manager]

2006R-09-21-1124

**Boards, Commissions and Committee Appointments**

43. Consideration of District Board and Commission Appointments: [Presented by Leticia M. Vacek, City Clerk]

A. Appointing Victoria C. Rodriguez (District 5) and Maggie A. Tonra (District 7) to the San Antonio Youth Commission for terms of office to expire May 31, 2007.

B. Appointing Ernest Garcia (District 2) to the Linear Creekway Parks Advisory Board for a term of office to expire May 31, 2007.

C. Appointing Kathleen A. White (District 7) to the Transportation Advisory Board (Category: Consumer) for a term of office to expire May 31, 2007.

*Approved*

44. Consideration and Appointment of 16 individuals to the San Antonio Empowerment Zone Governance Board (EZGB) to fill terms commencing on October 1, 2006 and expiring on September 30, 2008. [Presented by Ramiro Cavazos, Director, Economic Development; Jelynne LeBlanc Burley, Deputy City Manager]

45. City Manager's Report

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

**The City Council will recess into an executive session to discuss the following:**

A. Deliberate the appointment, employment and duties of applicants for the position of City Auditor pursuant to Texas Government Code Section 551.074 (personnel matters).

B. Discuss legal issues related to two lawsuits styled *Encore Videos, Inc. v. City of San Antonio*; Civil Action No. SA-97-CA-1139-FB; and *AVM-HOU, Ltd. and AVW, Inc., et al. v. City of San Antonio, et al.*, Civil Action No. SA-03-CA-1288-OG, both pending in United States District Court, Western District of Texas, San Antonio Division, pursuant to Texas Government Code Section 551.071 (consultation with attorney).

C. Discuss legal issues related to the Police and Fire Collective Bargaining Agreements, pursuant to Texas Government Code Section 551.071 (consultation with attorney).

**CULLED**

**Planning and Zoning**

**2:00 P.M. TIME CERTAIN ITEMS (may be heard after this time):** Public Hearing and Consideration of the following Adoption and Amendments of the Neighborhood, Community and Perimeter Plans as Components of the Master Plan and Zoning Cases. [Land Use Plan Amendments presented by Emil R. Moncivais, Director, Planning; Jelynne LeBlanc Burley, Deputy City Manager; and Zoning Cases presented by Roderick Sanchez, Interim Director, Development Services; Jelynne LeBlanc Burley, Deputy City Manager].

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**P-1. PLAN AMENDMENT #06011 (District 1):** An Ordinance amending the Land Use Plan contained in the North Central Neighborhoods Community Plan, a component of the Master Plan of the City, by changing the use of approximately 0.51 acres of land located at 3910 McCullough from Neighborhood Commercial land use to Community Commercial land use. Staff and Planning Commission recommend Denial. **Associated Zoning Case: Z2006136**

**P-2. PLAN AMENDMENT # 06009 (District 2) :** An Ordinance amending the Land Use Plan contained in the IH 10 East Corridor Perimeter Plan, a component of the Master Plan of the

City, by changing the use of approximately 16 acres of land located at 8755 IH 10 East from Parks and Open space land use to Community Commercial land use. Staff and Planning Commission recommend Approval. **Associated Zoning Case: Z2006163CD**

2006-09-21-1125

P-3. **PLAN AMENDMENT #06010 (District 5)** : An Ordinance amending the Land Use Plan of the Nogalitos / S. Zarzamora Community Plan, a component of the Master Plan of the City, by changing the use of approximately 0.238 acres of land at 115 Ames Ave. Staff and Planning Commission recommend Approval. **Associated Zoning Case: Z2006133**

2006-09-21-1126

*Cont.  
30 days*

Z-1. **ZONING CASE #Z2006136 (District 1)**: An Ordinance changing the zoning district boundary from "MF-33" Multi-Family District and "R-4" Residential Single-Family District to "C-2" Commercial District on the East 80.4 feet of Lot 42, Block 9, NCB 2802, 200 Block of East Hildebrand Avenue as requested by Olmos Park Village, L. P. c/o Steward Capital Ventures, LLC, General Partner, Applicant, for Olmos Park Village, L. P. c/o Steward Capital Ventures, LLC, General Partner, Owner. Staff recommends Denial. Zoning Commission recommends Approval.

/Z-2. **ZONING CASE #Z2006163 CD (District 2)**: An Ordinance changing the zoning district boundary from "C-3" General Commercial District to "C-2" (CD-Oversize Vehicle Refrigeration Installation) Commercial District with a Conditional Use for Oversize Vehicle Refrigeration Installation on a 2.029 acre tract out of NCB 17991, 8755 Interstate Highway 10 East as requested by David Moody, Applicant, for David Moody, Owner. Staff and Zoning Commission recommend Approval contingent upon plan amendment.

2006-09-21-1127

/Z-3. **ZONING CASE #Z2006240 (District 3)**: An Ordinance changing the zoning district boundary from "C-2NA" Commercial Nonalcoholic Sales District to "R-6" Residential Single-Family District on Lot 8, Block 14, NCB 9314, 211 Verne, as requested by Jose G. Pena, Applicant for Jose G. Pena, Owner. Staff recommends Approval. Zoning Commission pending September 19, 2006.

2006-09-21-1128

/ Z-4. **ZONING CASE #Z2006247 (District 3)**: An Ordinance changing the zoning district boundary from "MF-33" Multi Family District to PUD "MF-33" Planned Unit Development Multi Family District on 21.758 acres out of NCB 11153 and NCB 11154, Ashley Road, west of Roosevelt Boulevard requested by Brown, P.C., Applicant for Ashley Heights Development Venture, Owner. Staff recommends Approval. Zoning Commission pending September 19, 2006.

2006-09-21-1129

/Z-5. **ZONING CASE #Z2006214 S (District 4)**: An Ordinance changing the zoning district boundary from "C-3" General Commercial District to "C-3NA" S General Commercial District, Nonalcoholic Sales with Specific Use Permit for a Welding Shop on Lot 19 and Lot 20, Block 34, NCB 8922, 125 Bynum Avenue and 129 Bynum Avenue, as requested by Miguel A. Perez, Applicant, for Betty Joe Brown Vacek, Owner. Staff and Zoning Commission recommend Approval.

2006-09-21-1130

✓ Z-6. **ZONING CASE #Z2006216 (District 6):** An Ordinance changing the zoning district boundary from "R-4" Residential Single-Family District to "C-2NA" General Commercial District, Nonalcoholic Sales on the West 91.43 feet of the following: Lot 157, Lot 158, Lot 159, Lot 160, Lot 161, and Lot 162, Block 3, NCB 8124, 912 South San Augustine, 914 South San Augustine, and 916 South San Augustine as requested by David Ikeler, Applicant, for Carmen Moreno, Owner. Staff recommends Denial. Zoning Commission recommends Approval.

2006-09-21-1131

✓ Z-7. **ZONING CASE #Z2006217 (District 5):** An Ordinance changing the district boundary from "I-2" HS Heavy Industrial Historic Significance District and "I-2" Heavy Industrial District to "MF-33" HS Multi Family Historic Significance District and "MF-33" Multi Family District on 0.322 acres out of NCB 271, 710 South Medina Street, as requested by Brown, P.C., Applicant, for Milmo Investments, LLC, Owner. Staff and Zoning Commission recommend approval.

2006-09-21-1132

✓ Z-8. **ZONING CASE #Z2006208 (District 6):** An Ordinance changing the zoning district boundary from "R-6" Residential Single Family District to "R-5" Residential Single Family District on Lot 57, Lot 60, Lot 61, Lot 65, Lot 68 and Lot 69, Block 41, NCB 17642, 9855 Gazelle Ford; 9930, 9926, 9910, 9842, and 9838 Sable Green, as requested by Brown P.C., Applicant, for Laredo Westover Ridge, Ltd., Owner. Staff and Zoning Commission recommend Approval.

2006-09-21-1133

✓ Z-9. **ZONING CASE #Z2006133 (District 5):** An Ordinance changing the zoning district boundary from "RM-4" Residential Mixed District to "C-1" Light Commercial District on 0.238 acres out of Lot 19, Block 19, NCB 8700, 115 Ames Avenue, as requested by Martin, Drought & Torres, Inc., Applicant, for Randall S. Vail, Owner. Staff and Zoning Commission recommend Approval pending a plan amendment.

2006-09-21-1134

✓ Z-10. **ZONING CASE #Z2006207 CD (District 7):** An Ordinance changing the zoning district boundary from "C-2" Commercial District to "C-2" (CD-Nightclub) Commercial District with Conditional Use for a Nightclub on Lot P-93, NCB 18314, 7350 Tezel Road, as requested by Chris Sanford, Applicant, for Sam Kobrinsky, Owner. Staff and Zoning Commission recommend Approval with conditions.

2006-09-21-1135

✓ Z-11. **ZONING CASE #Z2006205 (District 8):** An Ordinance changing the zoning district boundary from "C-1" Commercial District to "C-2" (CD-Sound and Recording Studio) Commercial District with a Conditional Use for a Sound and Recording Studio on Lot 10, NCB 14595, 8535 Fairhaven Street as requested by Richard M. Veliz, Applicant, for V Studio, Ltd/Richard M. Veliz, Owner. Staff and Zoning Commission recommend Approval.

2006-09-21-1136

✓ Z-12. **ZONING CASE #Z2006210 (District 8):** An Ordinance changing the zoning district boundary from "I-1" General Industrial District to "C-3" General Commercial District on 0.35 acres out of Lot 8, Block 2, NCB 19189, 12840 Interstate Highway 10 West as requested by Javad Bonakchi, Applicant, for Giovanni Enterprises, Inc., Owner. Staff and Zoning Commission recommend Approval.

2006-09-21-1137

*District*

**Z-13. ZONING CASE #Z2006159 (District 10):** An Ordinance changing the zoning district boundary from "R-6" Residential Single-Family District to "R-4" Residential Single-Family District on Lot P-3, NCB 16587, 15088 Toepperwein Road as requested by Sergio Tubilla, Applicant, for Bryan and Katina DeKay, Owners. Staff recommends Approval.

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discuss  
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**Z-14. ZONING CASE #Z2005289 (Districts 9 and 10):** An Ordinance changing the zoning district boundary from "R-6 ERZD" Edwards Recharge Zone Residential Single-Family District to "C-2 ERZD" Commercial Edwards Recharge Zone District on 13.194 acres, "O-2 ERZD" Office Edwards Recharge Zone District on 13.689 acres and "O-1 ERZD" Office Edwards Recharge Zone District on 2.74 acres all on 29.83 acres out of NCB 17727, 3500 Block to the 3600 Block of North Loop 1604 East as requested by Earl & Associates, Applicant, for The Sitterle Corporation, Owner. Staff and Zoning Commission recommend Approval.

*District*

**Z-15. ZONING CASE #Z2006122 CD (District 7):** An Ordinance changing the zoning district boundary from "R-6" Residential Single-Family District to "R-6" (CD-Multi-Family Dwellings) Residential Single-Family District with a Conditional Use for Multi-Family Dwellings not to exceed 14 Units per acre on P-33A, NCB 15479, Old Tezel Road as requested by Trinity Construction and Developments, Applicant, for William C. Hunger, Owner. Staff and Zoning Commission recommend Approval.

**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.*