



First Ord 96809  
 First Rec. 2002-44-44  
 Last Ord. 96914  
 Last Rec. 2002-44-45

RECEIVED  
 CITY OF SAN ANTONIO  
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 2002 DEC 12 AM 10:32

**Agenda**  
**City Council Meeting**  
**Municipal Plaza Building**  
**City Hall Complex**  
**103 Main Plaza**  
**San Antonio, Texas 78205**  
**December 12, 2002**

*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. Boards and Commissions Work Session. [Presented by Yolanda Ledesma, Acting City Clerk; Travis M. Bishop, Assistant City Manager]
  - B. Staff presentation on City of San Antonio 108 Policies. [Presented by Andrew Cameron, Director, Housing and Community Development; Jelyne LeBlanc Burley, 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 Juan Valenzuela and John Valenzuela from Capillo Del Pueblo Church, and Pledge of Allegiance.
  - 2. Ceremonial Items.
  - 3. Approval of the minutes for the regular City Council meeting of October 10, 2002 and November 7, 2002.

**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/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 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 Florencio Pena, Director, Development Services Department; Christopher J. Brady, Assistant City Manager]

*Continued to 2/27/03*  
A. ZONING CASE NUMBER Z2001223-2A: The request of City of San Antonio, Applicant, for Borden Park LP, Owner(s), for a change in zoning to designate those properties as part of River Overlay District 2 on Lots 11, 12, 12A, 12B, 12C, 13, 14, NCB 3053, 815, 825, 835, 837, 841, 875 East Ashby Place. Staff's recommendation was for approval. Zoning Commission has recommended approval. (Council District 1)

*Continued to 2/27/03*  
B. ZONING CASE NUMBER Z2002156: The request of COSA-HPO-Ann B. McGlone, Applicant, for Larry Polinard, Owner(s), for a change in zoning to designate Historic Significance on Lots 3 & 4, and east 114.6 feet of Lot 14, Block 3, NCB 1726, 2011 McCullough Avenue & 211, 215 Courtland Place East. Staff's recommendation was for approval. Zoning Commission has recommended approval. (Council District 1)

*Denial*  
C. ZONING CASE NUMBER Z2002189 C: The request of The Watermill Express, Applicant, for The Watermill Express, Owner(s), for a change in zoning from "O-2" Office District to "O-2 C" Office District with a conditional use for a self-service water dispensing machine on the existing parking lot on Lots 14, 15, 16, Block 10, NCB 10210, 807 and 811 Lovera Blvd. Staff's recommendation was for approval. Zoning Commission has recommended approval. (Council District 1)

*96872*  
D. ZONING CASE NUMBER Z2002210: The request of Robert A. Marotta, Sr., Applicant, for Robert A Marotta Sr., Owner(s), for a change in zoning from "C-3 NA" Commercial Non-Alcoholic Sales District to "C-1" Commercial District on the east irregular 229.7 feet of Lot A-1, Block 3, NCB 3029, 2106 North St. Mary's Street. Staff's recommendation was for approval. Zoning Commission has recommended approval of "C-1". (Council District 1)

*Continued to Jan 9, 2003*  
E. ZONING CASE NUMBER Z2002211: The request of Xenia Aguilar, Applicant, for Xenia Aguilar, Owner(s), for a change in zoning from "C-3 NA" Commercial Non-Alcoholic Sales District to "C-2" Commercial District on Lot 3, NCB 11691, 3454 West Avenue. Staff's recommendation was for approval. Zoning Commission has recommended approval. (Council District 1)

*96872*  
F. ZONING CASE NUMBER Z2002237: The request of Gary M. Carter, Applicant, for Gary M. Carter, Owner(s), for a change in zoning from "C-2" Commercial District to "R-6" Residential Single Family District on Lots 6 and 7, Block 8, NCB 1730. 225 E. Locust Street. Staff's recommendation was for approval. Zoning Commission has recommended approval. (Council District 1)

96874  
G. ZONING CASE NUMBER Z2002076 A: The request of City of San Antonio, Applicant, for Theissen Family Ltd, Partnership, Rosillo Creek Inc., Owner(s), for a change in zoning from "I-1" General Industrial District to "C-2" Commercial District on Lot 6, P-32B, P-32D, P-34 save and except the northwest 100 feet and all of P-32, Block 1, NCB 17322; and P-32A save and except the northwest 100 feet and all of P-33, NCB 17992, P-32C, P-34, P-34B, P-34C, P-63 save and except the northwest 100 feet, NCB 17993, from "I-1" General Industrial District to "R-6" Residential Single Family District P-38, P-38B and P-36B, NCB 12867 on IH 10 East Expressway. Staff's recommendation was for approval. Zoning Commission has recommended denial. (Council District 2)

Continued  
to 2/13/03  
H. ZONING CASE NUMBER Z2002200: The request of KB Home, Applicant, for Rosillo Creek, Inc., James W. Woodward III, Owner(s), for a change in zoning from "R-6" Residential Single Family District to "R-4" Residential Single Family District on 58.363 acres out of NCB 35098, 1100 block of Foster Road. Staff's recommendation was for approval. Zoning Commission has recommended send to City Council for consideration. (Council District 2)

withdrawn  
I. ZONING CASE NUMBER Z2002215: The request of Ethel V. Duncan/Roger De La Cruz, Real Estate Supervisor, City of San Antonio, Applicant, for Ethel V. Duncan, Owner(s), for a change in zoning from "C-2" Commercial District to "R-4" Residential Single Family District on East 31 ft of Lot 4, Block 7, NCB 603, 212 Idaho Street. Staff's recommendation was for approval. Zoning Commission has recommended approval. (Council District 2)

96875  
J. ZONING CASE NUMBER Z2002217: The request of Kaufman & Associates, Inc. , Applicant, for SSI Investments, Ltd., Owner(s), for a change in zoning from "R-4" Residential Single Family District to "C-3" Commercial District on the West 150 feet of Lot 11, NCB 10594 and from "R-4" Residential Single Family District "C-3 S NA" Commercial Non Alcoholic Sales District with a specific use authorization for a Recreational Vehicle Park on the east 364.8 feet of Lot 10 and the east 291.92 feet of Lot 11 on 1.997 acre tract of land out of NCB 10594,570 North WW White Road. Staff's recommendation was for approval. Zoning Commission has recommended approval. (Council District 2)

96876  
K. ZONING CASE NUMBER Z2002206: The request of Andrew C. Guerrero, Applicant, for Curtis C. Gunn, Inc., Owner(s), for a change in zoning from "C-3 NA" Commercial District, Nonalcoholic Sales to "C-3" Commercial District on Lots E through K and Lot 105 save & except the east 62 feet of south 115 feet out of NCB 11178, 3550 Roosevelt Avenue and the 300 Block of East Harding Boulevard. Staff's recommendation was for approval. Zoning Commission has recommended approval. (Council District 3)

9 6877  
I. ZONING CASE NUMBER Z2002218: The request of Kaufman & Associates, Inc., Applicant, for Dufner, Romie M II & Patricia A, Owner(s), for a change in zoning from "O-2" Office District to "C-2 NA C" Commercial District, Nonalcoholic Sales with a conditional use for automobile sales lot on Lot 16, Block 19, NCB 12047, 1907 Goliad Road. Staff's recommendation was for approval. Zoning Commission has recommended approval with conditions. (Council District 3)

9 6878  
M. ZONING CASE NUMBER Z2002226: The request of Irma Alonzo, Applicant, for Dolores Alonzo, Owner(s), for a change in zoning from "R-4" Residential Single-Family District to "MH" Manufactured Housing District on Lot 30, Block 13, NCB 10895, 219 San Juan Road. Staff's recommendation was for approval. Zoning Commission has recommended approval. (Council District 3)

9 6879  
N. ZONING CASE NUMBER Z2002227: The request of City of San Antonio, Applicant, for Johnny J. Valadez, Owner(s), for a change in zoning from "R-6" Residential Single-Family District to "C-3NA" Commercial Non-Alcoholic Sales District on the north 100 feet of Lot 4, Block 14, NCB 3232, 116 East Malone Avenue. Staff's recommendation was for approval. Zoning Commission has recommended approval. (Council District 3)

9 6880  
O. ZONING CASE NUMBER Z2002027: The request of Mohammed Ali Rafati, Applicant, for Mohammed Ali Rafati, Owner(s), for a change in zoning from "C-3 R" Commercial Restrictive Alcoholic Sales District to "MF-25" Multi-Family District on 15.00 acres out of NCB 14491, 10400 block of Old Pearsall Road. Staff's recommendation was for approval. Zoning Commission has recommended denial. (Council District 4)

9 6881  
P. ZONING CASE NUMBER Z2002205: The request of David & Donna Ann Ruiz, Applicant, for David & Donna Ann Ruiz, Owner(s), for a change in zoning from "R-6" Residential Single Family District to "MH" Manufactured Housing District on Lot 8, Block 1, NCB 15632, 5411 Sherry Drive. Staff's recommendation was for approval. Zoning Commission has recommended approval. (Council District 4)

9 6882  
Q. ZONING CASE NUMBER Z2002233: The request of Big Fish Development One, Applicant, for Turner Bowman, Owner(s), for a change in zoning from "R-6" Residential Single-Family District to "R-4" Residential Single-Family District on Parcel 3C and Parcel 3E, NCB 16001, 6600 Block of South West Loop 410. Staff's recommendation was for approval. Zoning Commission has recommended approval. (Council District 4)

9 6883  
R. ZONING CASE NUMBER Z2002203: The request of City of San Antonio, Applicant, for City of San Antonio, Owner(s), for a change in zoning from "C-3 R" Commercial District, Restrictive Alcohol Sales to "H" Historic Significance and an "IDZ" Infill Development Zone with uses permitted in a "C-1" Commercial and "MF-25" Multi-Family District on Lot 14, Block 32, NCB 6275, 1519 Nogalitos Street. Staff's recommendation was for approval. Zoning Commission has recommended approval. (Council District 5)

96882  
S. ZONING CASE NUMBER Z2002207C: The request of Arturo Martinez, Applicant, for Arturo Martinez, Owner(s), for a change in zoning from "R-6" Residential Single Family District to "C-1 C" Commercial District, with conditional use for Auto & Vehicle Sales - New and Used - Small Scale (No More than 15 Vehicles Currently Licensed and in Running Condition on Site at any Given Time For Storage And/or Sale) with the following conditions: 1. Hours of Operation shall not exceed 8:00 A.M. to 7:00 P.M. on Lots 8 and 9, Block 28, NCB 8789, 1302 Quintana Road. Staff's recommendation was for approval. Zoning Commission has recommended approval. (Council District 5)

96883  
T. ZONING CASE NUMBER Z2002212: The request of Alfred Castellano, Applicant, for Alfred Castellano, Owner(s), for a change in zoning from "R-6" Residential Single Family District to "C-3 R" Commercial District on Lot 3, Block 1, NCB 8973, 1542 W. Harlan Avenue. Staff's recommendation was for approval. Zoning Commission has recommended approval. (Council District 5)

96884  
U. ZONING CASE NUMBER Z2002228: The request of James A. Donnel, D.D.S., Applicant, for Dr James A. Donnell, Owner(s), for a change in zoning from "R-5" Residential Single-Family District to "O-1" Office District on Lots 7 and 8, Block 17, NCB 6260, 114 Oriental Avenue. Staff's recommendation was for approval. Zoning Commission has recommended approval. (Council District 5)

96885  
V. ZONING CASE NUMBER Z2002213: The request of Mike Hashim, Applicant, for Norina Properties Inc., Owner(s), for a change in zoning from "RM-4" Residential Mixed District to "C-2" Commercial District on west 91.43 feet of lots 175, 176 and 177 and the south 15 feet of the west 91.43 feet of Lot 174, Block 3, NCB 8124, 946 and 950 S. San Augustin. Staff's recommendation was for approval of "C-2". Zoning Commission has recommended approval. (Council District 6)

Continued  
2 weeks  
96886  
W. ZONING CASE NUMBER Z2002222: The request of Earl & Brown, P.C., Applicant, for Dittmar Family Partnership, Ltd.; Attn: Joseph E. Dittmar, Owner(s), for a change in zoning from "C-3" Commercial District and "C-3R" Commercial District, Restrictive Alcoholic Sales to "RM-4" Residential Mixed District on Parcels P-7 and P-10, NCB 1787, 1300 Block of Horal Drive. Staff's recommendation was for approval. Zoning Commission has recommended approval. (Council District 6)

96886  
X. ZONING CASE NUMBER Z2002223: The request of City of San Antonio Neighborhood Action Department, Applicant, for Victoria E. Lara, Owner(s), for a change in zoning from "C3-NA" Commercial, Nonalcoholic Sales District to "R-4" Residential Single-Family District on Lot 82, Block 6, NCB 13948, 1611 South Callaghan Road. Staff's recommendation was for approval. Zoning Commission has recommended approval. (Council District 6)

96887  
Y. ZONING CASE NUMBER Z2002224: The request of Augusto Fors, Applicant, for Augusto Fors, Owner(s), for a change in zoning from "R-4" Residential Single Family District to "C-3 NA" Commercial District, Nonalcoholic Sales on Lot 3G, Block 15, NCB 8988, 4818 Eldridge Ave. Staff's recommendation was for denial. Zoning Commission has recommended approval of "C-3 NA". (Council District 6)

9689  
Z. ZONING CASE NUMBER Z2002235: The request of Andrew C. Guerrero, Applicant, for Cable Ranch Ltd., Owner(s), for a change in zoning from "C-3 NA" Commercial Non Alcoholic Sales District to "MF-25" Multi Family District on 12.564 acres out P-4C, NCB 17332, 1400 Cable Ranch Drive. Staff's recommendation was for approval. Zoning Commission has recommended approval. (Council District 6)

Continued to 1/9/23  
AA. ZONING CASE NUMBER Z2002195: The request of Joe Nix, Applicant, for Dallas Daughtry & Associates, Owner(s), for a change in zoning from "O-2" Office District to "C-1" Commercial District on Lot 25, NCB 18230, 9599 Braun Road. Staff's recommendation was for approval. Zoning Commission has recommended approval. (Council District 8)

6888  
BB. ZONING CASE NUMBER Z2002199C: The request of Esther Garcia, Applicant, for Southwest Key Program, Inc. A Texas Corporation, Owner(s), for a change in zoning from "MF-33" Multi Family District to "MF-33 C" Multi Family District with a conditional use for a beauty salon on northwest irregular 131 feet of Lot 18, Block 18, NCB 14273, 11643 Vance Jackson Road. Staff's recommendation was for approval. Zoning Commission has recommended approval. (Council District 8)

9689  
CC. ZONING CASE NUMBER Z2002208: The request of Chesley I. Swann, Applicant, for Milestone Braun Willow L.L.C., Owner(s), for a change in zoning from "C-2" Commercial District to "R-6" Residential Single Family District on 2.46 acres out of NCB 19174 on 8400 Block of Braun Path. Staff's recommendation was for approval. Zoning Commission has recommended approval. (Council District 8)

Continued to 1/9/23  
DD. ZONING CASE NUMBER Z2002229: The request of City of San Antonio, Applicant, for Dallas Daughtry, Owner(s), for a change in zoning to designate Historic Exceptional on Lot 25, NCB 18230, 9599 Braun Road. Staff's recommendation was for approval. Zoning Commission has recommended approval. (Council District 8)

9689  
EE. ZONING CASE NUMBER Z2002232: The request of Kaufman & Associates, Inc., Applicant, for Ronald F. Lammert, Dalton Evans, III and Betty Jane Evans, Owner(s), for a change in zoning from "C-2 NA C" Commercial District, Nonalcoholic Sales with conditional approval of a plant nursery & "C-3 NA C" Commercial District, Nonalcoholic Sales with conditional approval of a print shop to "C-3 NA S" Commercial District, Nonalcoholic Sales with specific use authorization for a mini-storage facility exceeding 2.5 acres on 4.16 acres out of NCB 16051, 8443 and 8491 Leslie Road. Staff's recommendation was for approval. Zoning Commission has recommended approval. (Council District 8)

FF. ZONING CASE NUMBER Z2002082: The request of George Gervin Academy, Barbara Hawkins, Applicant, for George Gervin Academy, Owner(s), for a change in zoning from "C-3 R" Commercial Restrictive Alcoholic Sales District to "MF-33" Multi-Family District on Lot 1, Block 2, NCB 16889, 6900 Block of East Sunbelt Drive. Staff's recommendation was for denial. Zoning Commission has recommended approval. (Council District 10)

GC. ZONING CASE NUMBER Z2002190C: The request of David & Stefanie Baller, Applicant, for Dos Amigos, Owner(s), for a change in zoning from "C-2" Commercial District to "C-2 C" Commercial District with a conditional use for an office warehouse on Lot 18 and P-100, Block 1, NCB 15864, 5030 La Posita Drive. Staff's recommendation was for approval. Zoning Commission has recommended approval. (Council District 10)

HH. ZONING CASE NUMBER Z2002204: The request of Judson - Lookout LTD, Applicant, for Benny Steinhauer and Hartman Associates, Inc., Owner(s), for a change in zoning from "R-6" Residential Single Family District to "R-5" Residential Single Family District on 29.97 acres tract of land out of NCB 17810, 14040 Judson Road. Staff's recommendation was for approval. Zoning Commission has recommended approval. (Council District 10)

II. ZONING CASE NUMBER Z2002225: The request of Chesley I. Swann, Applicant, for C & B Homes, Ltd., Owner(s), for a change in zoning from "R-6" Residential Single Family District and "C-2 NA" Commercial Non Alcoholic Sales District to "MF-33" Multi Family District on 0.95 acres out of NCB 15831, 5000 block of Stahl Road. Staff's recommendation was for approval. Zoning Commission has recommended approval. (Council District 10)

5. 3:30 P.M. – Consideration of the following ordinances: [Presented by Dennis J. Campa, Director of Community Initiatives; Frances A. Gonzalez, Assistant to the City Manager]

(A) An Ordinance authorizing the reprogramming of FY 2000 Housing Opportunities For Persons With AIDS (HOPWA) Grant funds in the amount of \$111,003.08 available from the Alamo Area Resource Center (AARC) in the amount of \$46,651.08 and the San Antonio Metropolitan Health District (SAMHD) in the amount of \$64,352.00; authorizing the close-out and cancellation of the affected projects and the creation of the appropriate project and project budget; authorizing the execution and submission of contracts and other documents as necessary in connection therewith; authorizing the appropriation and allocation of said funds to the San Antonio AIDS Foundation (SAAF) to provide Tenant Based Rental Assistance (TBRA) to individuals who have HIV/AIDS and their family members; and providing for payment.

(B) An Ordinance authorizing the reprogramming of FY 2002-2003 Emergency Shelter Grant (ESG) funds in the amount of \$45,215.00 available from the San Antonio Metropolitan Ministry (SAMM) Dwyer Avenue Overflow Shelter; authorizing the appropriation and allocation of said funds to the SAMM Shelter on Commerce Street; authorizing revisions of appropriate project budgets; authorizing the execution and submission of contracts and other documents as necessary in connection therewith; and providing for payment.

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**

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

- 96810
7. An Ordinance accepting the proposal from the Houston/Galveston Area Council of Governments for a contract with Texas Fire Rescue to provide the City of San Antonio Fire Department with an aerial ladder platform truck for a total of \$670,000.00. [Presented by Janie B. Cantu, Director of Purchasing & General Services; Travis M. Bishop, Assistant City Manager]
- 96811
8. An Ordinance accepting the best value bid from The Colonnade Group, Inc. to provide rental of portable seating for the NCAA Men's South Regional Basketball Tournament to be held in 2003, and the Men's Final Four Basketball Tournament to be held in 2004, at the Alamodome for a total cost of \$303,800.00. [Presented by Janie B. Cantu, Director of Purchasing & General Services; Travis M. Bishop, Assistant City Manager]
- 96812
9. An Ordinance accepting the bids of various companies to provide the City of San Antonio with maintenance agreement for matrix automated access control system, police pursuit tires and acquisition services, library books and non-print media on an annual contract basis for FY2002-2003 for a total of approximately \$3,800,625.00. [Presented by Janie B. Cantu, Director of Purchasing & General Services; Travis M. Bishop, Assistant City Manager]

**Capital Improvement Items**

- 96813
10. An Ordinance accepting the low bid submitted by V.W. Brooks, Incorporated in the amount of \$711,000.00 for construction work in connection with the Lady Bird Johnson Park Skate/Aquatics Facility Project located in Council District 10; appropriating \$789,085.00 in 1994 and 1999 Park Bond Funds; authorizing the negotiation and execution of a standard construction contract; authorizing \$71,100.00 for construction contingency expenses; authorizing \$5,000.00 for architect contingency expenses, \$135.00 for bid advertising/printing expenses and \$1,850.00 for permit fees; and providing for payment. [Presented by Malcolm Matthews, Director of Parks and Recreation; Melissa Byrne Vossmer, Assistant City Manager]
- 96814
11. An Ordinance accepting the low bid submitted by 3TI, Inc. in the amount of \$149,987.00 for construction work in connection with the Riverwalk ADA Improvements Project located in Council District 1; appropriating \$169,340.00 in issued certificates of obligation; authorizing the execution of a standard construction contract; authorizing \$19,353.00 for construction contingency expenses; and providing for payment. [Presented by Malcolm Matthews, Director of Parks and Recreation; Melissa Byrne Vossmer, Assistant City Manager]

9 6 8 1 5  
12. An Ordinance selecting Independent Design to provide professional architectural services in connection with the Presa Community Center Covered Basketball Court Project located in Council District 3; authorizing the negotiation and execution of a professional services contract in an amount not to exceed \$9,950.00; authorizing the execution of a license agreement allowing for the construction of a basketball court to be used by the public on Presa Community Center Property; establishing a the project budget; appropriating \$14,385.00 Park Bond Funds; authorizing \$2,485.00 for architect contingency funds; authorizing \$1,200.00 for bid advertising and printing fees and \$750.00 for permit fees; and providing for payment. [Presented by Malcolm Matthews, Director of Parks and Recreation; Melissa Byrne Vossmer, Assistant City Manager]

9 6 8 1 6  
13. An Ordinance approving Field Alteration No. 1 in the amount of \$58,830.00 and Field Alteration No. 2 in the amount of \$3,997.50 payable to San Antonio Constructors, Ltd., for construction expenses in connection with the St. Francis – Dowdy to Probandt Community Development Block Grant (CDBG) Project, located in Council District 5; revising the project budget; appropriating funds; and providing for payment. [Presented by Thomas G. Wendorf, Director of Public Works; Melissa Byrne Vossmer, Assistant City Manager]

9 6 8 1 7  
14. An Ordinance ratifying services and authorizing payment in the amount of \$48,551.32 from general obligations of the City to the Texas Department of Transportation for the City's share of twenty percent (20%) of construction costs in connection with the Metropolitan Planning Organization Gevers Street from I.H. 10 to Southcross (Sidewalks) Project, located in Council District 3; appropriating funds; and providing for payment. [Presented by Thomas G. Wendorf, Director of Public Works; Melissa Byrne Vossmer, Assistant City Manager]

9 6 8 1 8  
15. An Ordinance selecting 3D/International, Inc. to provide professional architectural services in connection with the Fire Station No. 7 Project, located on South St. Mary's Street with street frontage also on South Presa and Florida Streets, in Council District 1; authorizing the negotiation and execution of a professional services contract in an amount not to exceed \$163,637.00; authorizing \$15,000.00 for miscellaneous contingency expenses; authorizing \$4,000.00 for reimbursable and printing expenses and \$800.00 for advertising expenses; for an overall total of \$173,437.00 from 2001 Certificates of Obligation; appropriating funds; and providing for payment. [Presented by Thomas G. Wendorf, Director of Public Works; Melissa Byrne Vossmer, Assistant City Manager]

9 6 8 1 9  
16. An Ordinance selecting CDS/Muery Services, Inc. to provide professional engineering services in connection with the Howard Drainage – Wildwood to El Monte Project, located in Council District 1; authorizing the negotiation and execution of a professional services contract in an amount not to exceed \$90,923.00; authorizing \$10,000.00 for miscellaneous engineering contingency expenses; for an overall total of \$100,923.00 from 1999 General Obligation Drainage Improvement Bond funds; appropriating funds; and providing for payment. [Presented by Thomas G. Wendorf, Director of Public Works; Melissa Byrne Vossmer, Assistant City Manager]

96820  
17. An Ordinance amending a professional services contract and authorizing additional funds from 1999 General Obligation Street Improvement Bonds in the amount of \$14,250.00 payable to Bury + Partners-SA, Inc. for additional engineering services in connection with the Thousand Oaks Intersections Project, located in Council Districts 9 and 10; authorizing \$1,425.00 for miscellaneous engineering contingency expenses; revising the budget; appropriating funds; and providing for payment. [Presented by Thomas G. Wendorf, Director of Public Works; Melissa Byrne Vossmer, Assistant City Manager]

96821  
18. An Ordinance ratifying services and authorizing payment in the total amount of \$5,566.00 from 2001 Street Certificates of Obligation payable to Chemron, Incorporated for environmental laboratory services in connection with the Mission Trails, Package II Project, located in Council District 3; and providing for payment. [Presented by Thomas G. Wendorf, Director of Public Works; Melissa Byrne Vossmer, Assistant City Manager]

96822  
19. An Ordinance ratifying services and authorizing payment in the total amount of \$1,881.00 from 1999 General Obligation Bond funds payable to Chemron, Incorporated for environmental laboratory services in connection with the Salado Creek Phase I (Hike and Bike) Project, located in Council District 2; and providing for payment. [Presented by Thomas G. Wendorf, Director of Public Works; Melissa Byrne Vossmer, Assistant City Manager]

96823  
20. An Ordinance ratifying services and authorizing payment in the total amount of \$1,918.00 from 1996 Certificates of Obligation funds payable to Chemron, Incorporated for environmental laboratory services in connection with the Flores from Durango to Franciscan Project, located in Council Districts 1, 3 and 5; and providing for payment. [Presented by Thomas G. Wendorf, Director of Public Works; Melissa Byrne Vossmer, Assistant City Manager]

96824  
21. An Ordinance authorizing payment in the amount of \$16,545.00 from 1999 General Obligation Drainage Improvement Bond funds to Drash Consulting Engineers, Inc. for environmental services under an existing Environmental Professional Service Consulting Contract in connection with the Military Ditch #65 Project, located in Council District 4; Byrne Vossmer, Assistant City Manager]

96825  
22. An Ordinance authorizing payment in the amount of \$12,443.00 from 1999 General Obligation Drainage Bond funds to KEI, Inc. for environmental services under an existing Environmental Professional Service Consulting Contract in connection with the Octavia Drainage #63 Phase II Project, located in Council District 5; and providing for payment. [Presented by Thomas G. Wendorf, Director of Public Works; Melissa Byrne Vossmer, Assistant City Manager]

96826  
23. An Ordinance authorizing payment in the amount of \$6,440.00 from 1999 General Obligation Street Improvement Bond funds to ATC Associates, Inc. for environmental services under an existing Environmental Professional Service Consulting Contract in connection with the Tezel from Old Tezel to Timber Path Project, located in Council Districts 6 and 7; and providing for payment. [Presented by Thomas G. Wendorf, Director of Public Works; Melissa Byrne Vossmer, Assistant City Manager]

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- 96828
- 96829
- 96830
- 96831
- 96832
24. An Ordinance authorizing payment in the amount of \$11,580.84 from 1999 General Obligation Street Improvement Bond funds to Geo-Marine, Inc. for environmental services under an existing Environmental Professional Service Consulting Contract in connection with the Fay Avenue Phases I and II: Quintana Road to Creighton and Creighton to New Laredo Highway Project, located in Council District 5; and providing for payment. [Presented by Thomas G. Wendorf, Director of Public Works; Melissa Byrne Vossmer, Assistant City Manager]
  25. An Ordinance authorizing payment in the amount of \$5,200.00 payable to ATC Associates, Inc. for environmental services in connection with the F Street from Pecan Valley to I.H. 10 Community Development Block Grant (CDBG) Project, located in Council District 2; revising the project budget; and providing for payment. [Presented by Thomas G. Wendorf, Director of Public Works; Melissa Byrne Vossmer, Assistant City Manager]
  26. An Ordinance appropriating \$17,609.66 from 1999 General Obligation Drainage Improvement Bond funds to the City of San Antonio Public Works Department to provide construction services for the Dijon Court Drainage Project, located in Council District 1. [Presented by Thomas G. Wendorf, Director of Public Works; Melissa Byrne Vossmer, Assistant City Manager]
  27. An Ordinance approving a cooperative agreement with the Texas Department of Transportation for the reimbursement of \$18,130.00 to the City for the cost of furnishing and installing traffic signal equipment on Isom Road at Sahara and on Isom Road at Oasis/Portland in conjunction with MPO Project STP 2001(147)MM; and authorizing City staff to acquire and install the traffic signal equipment. [Presented by Thomas G. Wendorf, Director of Public Works; Melissa Byrne Vossmer, Assistant City Manager]
  28. An Ordinance authorizing payment from 1996 Certificates of Obligation in the amount of \$9,236.54 to PAR Construction, Inc. for construction services and \$1,926.30 to Sprinkle Robey Architects, AIA, L.L.C. for design services in connection with the Fire Station No. 8 Project, located at 619 S. Hamilton in Council District 5; appropriating funds; and providing for payment. [Presented by Thomas G. Wendorf, Director of Public Works; Melissa Byrne Vossmer, Assistant City Manager]
  29. An Ordinance amending a professional services contract and authorizing additional funds in the amount of \$24,110.00 payable to Madeline Anz Slay Architecture, P.L.L.C. (D/WBE) for additional architectural services in connection with the Replacement of Bullet Traps at the Firing Range of the Police Training Academy located at 12200 S.E. Loop 410 in Council District 3; authorizing \$5,000.00 for architectural contingency expenses; for an overall total of \$29,110.00 from 2002 Police Improvements Certificates of Obligation; revising the budget; 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

- 96839
36. An Ordinance authorizing payment in the amount of \$900.00 from 1994 General Obligation Sheet Improvement Bond funds to Dugger, Canaday, Grafe, Inc. for appraisal services in connection with the Babcock Road/Leon Creek Improvements – Hausman to DeZavala Project, located 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]
- 96840
37. An Ordinance authorizing payment in the amount of \$1,600.00 from Certificates of Obligation to Margaret Persyn Cadena and husband, Gilbert Cadena, for a Right of Entry Agreement in connection with the Grissom-FM 471 (Loop 1604 to FM 1560) Project, located in Council Districts 6 and 8; appropriating funds; and providing for payment. [Presented by Thomas G. Wendorf, Director of Public Works; Melissa Byrne Vossmer, Assistant City Manager]
- 96841
38. An Ordinance authorizing payment in the amount of \$966.88 to Ticor Title Agency of San Antonio for title fees in connection with the Hi-Lions Drainage Project #80, Phases III & V (\$458.74) and the Higgins – Nacogdoches to Stahl Project (\$508.14); revising the project budgets; appropriating funds; and providing for payment. [Presented by Thomas G. Wendorf, Director of Public Works; Melissa Byrne Vossmer, Assistant City Manager]
- 96842
39. An Ordinance authorizing additional funds in the amount of \$10,000.00 for fee simple title to one parcel and \$12,000.00 for miscellaneous expenses related to construction of utilities for a total amount of \$22,000.00 from 2000 Certificates of Obligation payable to Commercial Abstract & Title Company d/b/a Lawyers Title of San Antonio as escrow agent for HM Dominion Ridge, Ltd. in connection with the Fire Station No. 47 Project, located 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]
- 96843
40. An Ordinance authorizing payment in the amount of \$4,343.49 payable to Davidson & Troilo, P.C., for legal services in connection with the Babcock Road/Leon Creek Improvements-Hausman to DeZavala (\$416.10), Basse Road and San Pedro Intersection Metropolitan Planning Organization Project (\$90.00), Bitters Road – West Avenue to Heimer Metropolitan Planning Organization Project (\$2,617.80), Pleasanton Road – Southcross to Mayfield Metropolitan Planning Organization Project (\$183.75), and the Salado Creek Greenway (Hike & Bike) Project (\$1,035.84); revising the project budgets; appropriating funds; and providing for payment. [Presented by Thomas G. Wendorf, Director of Public Works; Melissa Byrne Vossmer, Assistant City Manager]
- 96844
41. An Ordinance authorizing payment in the amount of \$2,100.00, from 1999 General Obligation Drainage Improvement Bond funds to Eckmann Groll, Inc. for appraisal services in connection with the Octavia Drainage #63, Phase II Project located in Council District 5; appropriating funds; and providing for payment. [Presented by Thomas G. Wendorf, Director of Public Works; Melissa Byrne Vossmer, Assistant City Manager]



**Miscellaneous**

- 96849
48. An Ordinance authorizing two extra commercial events at Alamo Plaza, located in Council District 1, to be held in January 2003, in addition to the two events previously approved administratively, superseding the stated limit in section 22-17 of the City Code of two commercial events per month as requested by the Convention and Visitors Bureau. [Presented by Malcolm Matthews, Director of Parks and Recreation; Melissa Byrne Vossmer, Assistant City Manager]
- 96850
49. An Ordinance authorizing the execution of standard City Delegate Agency Contracts by the Director of Parks and Recreation Department with the Bethel Neighborhood Center, the Madonna Neighborhood Center, Positive Beginnings Incorporated and the YMCA of San Antonio and the Hill Country for the operation of a total of ten (10) program sites under the Department of Parks and Recreation's After School Challenge Program at a total annual cost of \$132,350.00; and authorizing reimbursement for program contractors. [Presented by Malcolm Matthews, Director of Parks and Recreation; Melissa Byrne Vossmer, Assistant City Manager]
- 96851
50. An Ordinance authorizing the execution of a License Agreement with Christus Santa Rosa Hospital (CSRH) to allow for the periodic stationing of CSRH's mobile unit at the parking lot of Pearsall Park Community Center located at 5102 Old Pearsall Road for the purpose of providing pre-natal and related health services to the surrounding communities for the period of October 1, 2002 through September 30, 2003. [Presented by Dennis J. Campa, Director of Community Initiatives; Frances A. Gonzalez, Assistant to the City Manager]
- 96852
51. An Ordinance authorizing the acceptance of a continuation grant in the amount of \$27,854.00 from the U.S. Department of Housing and Urban Development for the Housing Counseling Program of the Department of Community Initiatives, Community Action Division, Fair Housing Program, for the period October 1, 2002 through September 30, 2003; authorizing execution of a contract; establishing a budget; and approving a personnel complement. [Presented by Dennis J. Campa, Director of Community Initiatives; Frances A. Gonzalez, Assistant to the City Manager]
- 96853
52. An Ordinance authorizing the submission of a continuation grant application by the City of San Antonio's Department of Community Initiatives to the Office of the Governor, Criminal Justice Division for the Juvenile Accountability Incentive Block Grant (JAIBG) in the amount of \$413,493.00 to support the Neighborhood Conferencing Committees and Striving Together to Achieve Rewarding Tomorrows Programs from August 1, 2003 to July 31, 2004. [Presented by Dennis J. Campa, Director of Community Initiatives; Frances A. Gonzalez, Assistant to the City Manager]

96854  
53. An Ordinance authorizing the acceptance of a cash grant award in the amount of \$224,968.61 from the Patrician Movement for the San Antonio Metropolitan Health District to administer the ongoing San Antonio Regional Detoxification Program during the period September 1, 2002 through August 31, 2003; approving the execution of a contract with the Patrician Movement; establishing a fund; adopting a budget; and approving a personnel complement. [Presented by Dr. Fernando A. Guerra, Director of Health; Frances A. Gonzalez, Assistant to the City Manager]

96870  
54. An Ordinance authorizing the acceptance of an additional \$32,000.00 in cash support from the Texas Department of Health (TDH) to augment the ongoing HIV/Hepatitis C Screening/Intervention Project of the San Antonio Metropolitan Health District; extending the grant period through August 31, 2003; approving the execution of a change to the contract with TDH; and revising the budget for the Public Health State Support Project 2002/2003 (State) Fund. [Presented by Dr. Fernando A. Guerra, Director of Health; Frances A. Gonzalez, Assistant to the City Manager]

96855  
55. An Ordinance authorizing the execution of a Memorandum of Understanding between the Department of Transportation Federal Aviation Administration and the City of San Antonio to develop the Environmental Impact Statement for San Antonio International Airport pursuant to the National Environmental Policy Act of 1969 and the Council on Environmental Quality. [Presented by Kevin C. Dolliole, Aviation Director; Christopher J. Brady, Assistant City Manager]

96856  
56. An Ordinance authorizing the execution of a contract with "Keep San Antonio Beautiful, Inc." to provide assistance to the City in conducting neighborhood clean up programs and public education; and authorizing payment of \$20,000.00 from the Solid Waste Operating Fund for these services for FY 2002-2003. [Presented by Daniel V. Cardenas, Director, Environmental Services Department; Melissa Byrne Vossmer, Assistant City Manager]

96871  
57. An Ordinance authorizing the City's consent, subject to certain conditions, to the transfer and assignment of the cable television franchise and the cable system held by Paragon Communications d/b/a Time Warner Cable to Time Warner Cable, Inc. and waiving the procedural requirements of Section 6 of the Cable Franchise Agreement regarding the transfer of rights through a bill of sale. [Presented by Ben J. Gorzell, Public Utilities Supervisor/Assistant Director of Finance; Melissa Byrne Vossmer, Assistant City Manager]

PULLED  
58. An Ordinance authorizing payment in the amount of \$27,000.00 for the City of San Antonio's annual membership dues to Public Technologies, Inc. for the period of December, 2002 through November 2003. [Presented by Gary Moeller, Director, Information Technology Services Department; Travis M. Bishop, Assistant City Manager]

59. An Ordinance authorizing the execution of an amendment to the Professional Legal Services Agreement with Davidson & Troilo, P.C., in association with Escamilla & Poneck, Inc., approved on August 17, 2000 pursuant to Ordinance No. 92329, to increase the amount of the agreement by an additional amount of \$47,533.61 for the purpose of providing payment for services rendered during Fiscal Year 2002; authorizing the assignment of said agreement to the Brooks Development Authority. [Presented by Thomas Rumora, Director, Brooks City-Base Office; Christopher J. Brady, Assistant City Manager]

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

60. An Ordinance approving a parade permit to the City of San Antonio's Martin Luther King Jr. Commission to hold the "2003 Martin Luther King Jr. March and Celebration Program" and authorizing the temporary closure of New Braunfels from Crockett to Gulf and of Houston from St. James to Polaris Streets on Sunday, January 19, 2003 at 1:00 P.M. to prepare a stage for the event and the closure of Martin Luther King from the 3500 block of Martin Luther King to New Braunfels and from Martin Luther King to Martin Luther King Plaza beginning at 9:00 A.M. until 7:00 P.M. on Monday, January 20, 2003 for said event. [Presented by Travis M. Bishop, Assistant City Manager; Terry M. Brechtel, City Manager]

#### **Board, Commissions and Committee Appointments.**

61. Consideration of the following board appointments: [Presented by Yolanda Ledesma, Acting City Clerk; Travis M. Bishop, Assistant City Manager]

A. An Ordinance appointing David De La Garza (District 4) to the Ethics Review Board for a term of office to expire on February 21, 2005.

B. An Ordinance reappointing John Nicholas (District 8) and Catherine A. Dean (District 3) to the San Antonio Public Library Board of Trustees for terms of office to expire on September 30, 2004.

C. An Ordinance appointing Carrie Camus (District 6) to the San Antonio Local Development Company for a term of office to expire on May 9, 2004.

D. An Ordinance reappointing Pete Gonzales, Jr. (District 6) to the Greater Kelly Development Authority for a term of office to expire on November 30, 2004.

E. An Ordinance appointing Roland Salazar (District 4) to the Board of Appeals for a term of office to expire on July 31, 2004.

F. An Ordinance reappointing Christopher Brady (City Manager's Designee - District 10) and Howard W. Peak (Technology and Research Category - District 6) to the Brooks Development Authority for terms of office to expire on November 4, 2004.



2002-44-45  
96901  
66. A Resolution adding the Kyle Seale/Loop 1604 area, Helotes Park Terrace & The Park at French Creek Area, the Canyon Springs/Summerglen area, Oliver Ranch area, Sendero Ranch area, Indian Springs area, Evans/Bulverde Road area, and the Southside Annexation areas 1 through 6 to the Three Year Annexation Plan, for full purposes annexation under the provision of SB 89 as adopted by the 76<sup>th</sup> Texas Legislature. [Presented by Emil Moncivais, Director of Planning and Jelynne Burley, Assistant City Manager]

96902  
67. An Ordinance authorizing the City Manager to accept Linebarger, Goggan, Blair and Sampson's offer to withdraw immediately from the contract for the Collection of Delinquent Adjudicated Class C Misdemeanor Fines and negotiate a contract with Municipal Services Bureau for same. [Presented by Quentin B. Porter, Director, Municipal Courts; Melissa Byrne Vossmer, Assistant City Manager]

96903  
68. An Ordinance revising Ordinance No. 96399, the FY2003 Budget Ordinance, by reallocating \$795,016 included in the budget for the provision of services to projected annexation areas that were subsequently not annexed as a result of City Council action on November 21, 2002. [Presented by Lou Lendman, Director, Management and Budget; Christopher J. Brady, Assistant City Manager]

96904  
69. An Ordinance authorizes the City Manager or her designee to execute an Interlocal Agreement with Bexar County and the San Antonio River Authority (SARA) in connection with the Regional Flood Control Management Program. [Presented by Thomas G. Wendorf, Director of Public Works; Melissa Byrne Vossmer, Assistant City Manager]

96905  
70. An Ordinance authorizing the expenditure of \$275.00 from the District 1 Contingency Account Fund, payable to the Sacred Heart Catholic Church Basketball Organization to be used to help defray the cost associated with the youth sports program; as requested by Councilman Bobby Perez.

96906  
71. An Ordinance authorizing the expenditure of \$500.00 from the District 2 Contingency Account Fund, payable to the San Antonio Alumni Chapter/Huston-Tillotson College, to be used the help defray the cost of renting a bus to transport high school students to Huston-Tillotson College for a tour of the campus; as requested by Councilman John H. Sanders.

96907  
72. An Ordinance authorizing the expenditure of \$554.47 from the District 3 Contingency Account Fund, payable to the Southside Neighbors Against Crime, to be used to help defray the costs of purchasing a digital camera, tripod and accessory package to use in conjunction with the Child Identification/DNA Sampling done in schools and churches; as requested by Councilwoman Antoniette Moorhouse.

96908  
73. An Ordinance authorizing the expenditure of \$1,000.00 from the District 3 Contingency Account Fund, payable to the Highland Rockets Pop Warner Football and Cheerleading Organization, Junior PeeWee Division, to be used to help offset costs for traveling expenses for the National Pop Warner Playoffs in Florida; as requested by Councilwoman Antoniette Moorhouse.



96916  
82. An Ordinance authorizing the expenditure of \$1,000.00 from the District 6 Contingency Account Fund, payable to the Earl Warren High School PTA, to be used to offset the costs associated with the purchase or construction of a security and display case for former United States Supreme Court Justice Earl Warren's robe; as requested by Councilman Enrique M. Barrera.

96916  
83. An Ordinance authorizing the transfer of \$35,408.00 to the District 10 Administrative Assistant Fund from savings identified in the following One Time Projects: \$1,136.00 from Code Compliance - Surveillance Equipment; \$5,000.00 from Parks & Recreation - Friends of Comanche Lookout; \$1,976.00 from Police - Police Equipment; \$285.00 from Police - Bike Equipment; \$933.00 from Police - Radar Units; \$1,750.00 from Police - Hand Held Radar Guns; \$11,468.00 from Public Works - Flasher Lights; \$12,860.00 from Public Works - Speed Humps; as requested by Councilman David Carpenter.

Restatement  
2007-44-44  
84. A Resolution supporting the passage of an Educational Bond offered by the North East Independent School District to the residents of the district; as requested by Councilman Carroll W. Schubert, District 9.

85. City Manager's Report. - *None*

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

✓ A. Attorney-client consultation pursuant to §551.071 of the Texas Gov't Code to discuss legal issues related to collective bargaining negotiations with the San Antonio Police Officers Association.

✓ B. Attorney-client consultation pursuant to Sec. 551.071 of the Texas Government Code, to discuss legal issues relating to possible litigation against the city by Heatherwilde Estates Housing, L.P., in connection with property located in the 10400 block of Old Pearsall Road (related to Agenda Item 4(O) on this agenda).

✓ C. Attorney-client consultation pursuant to Sec. 551.071 of the Texas Government Code, to discuss legal issues related to a boundary dispute affecting city property east of the San Antonio River and immediately south of East Hildebrand Avenue.

Postford  
D. Attorney-client consultation pursuant to Sec. 551.071 of the Texas Government Code, to discuss legal issues relating to *City of San Antonio vs. Greg Abbott*, GV 204394, in the District Court of Travis County, Texas.