



Int Ord. 98123
 Int Res. 2003-32-28
 Int Ord. 98152
 Int Res. 2003-32-28

RECEIVED
 CITY OF SAN ANTONIO
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Agenda
City Council Meeting
Municipal Plaza Building
City Hall Complex
103 Main Plaza
San Antonio, Texas 78205
September 11, 2003

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:

Budget Work Session. [Presented by Louis A. Lendman, Director, Management & Budget; Christopher J. Brady, Assistant City Manager]

➤ Development Services

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 Father Martin Elsner, S.J., Our Lady of Guadalupe Catholic Church, and Pledge of Allegiance.
2. Ceremonial Items.
3. Approval of the minutes of the Regular City Council Meeting of August 7, 2003.

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:

9/25/03
4. 1:30 P.M. – Presentation of a Report from the Mayor’s Commission on the Status of Women. [Introduced by Teresa Vasquez-Romero, Assistant for Administration to Mayor Edward D. Garza; Presented by Mary Briseno, Chair, Mayor’s Commission on the Status of Women]

5. 2:00 P.M. – Public Hearing and Consideration of the following Zoning Cases: [Presented by Florencio Pena, Director, Development Services; Christopher J. Brady, Assistant City Manager]

98134
A. ZONING CASE NUMBER Z2003116 C: The request of Haydn Cutler Company, Applicant, for Haydn Cutler Company, Owner(s), for a change in zoning from "C-2" Commercial District to "C-2C" Commercial District with a conditional use for automotive repair on Lots 17 thru 19, Block 3, NCB 3930, 1125 West Hildebrand Avenue. Staff's recommendation was for approval. Zoning Commission has recommended approval. (Council District 1)

98135
B. ZONING CASE NUMBER Z2003140: The request of Salah E. Diab/Seda Consulting Engineers, Inc., Applicant, for Antioch Church (Antioch Missionary Baptist Church), Owner(s), for a change in zoning from "O-2" Office District to "MF-33" Multi-Family District on Lots 4, 5, 12 & 13, Block 10, NCB 1356, southwest corner of Walters Street and Eross Street. Staff's recommendation was for approval. Zoning Commission has recommended approval. (Council District 2)

98136
C. ZONING CASE NUMBER Z2003147: The request of D F G G of Texas, Ltd., Applicant, for D F G G of Texas, Ltd., Owner(s), for a change in zoning from "I-1" General Industrial District and "R-6" Residential Single-Family District to "R-4" Residential Single-Family District (93.03 acres) and "MF-33" Multi-Family District (23.40 acres) on 116.43 acres out of NCB 17730, 6600 Block of Woodlake Parkway. Staff's recommendation was for approval. Zoning Commission has recommended approval. (Council District 2)

9/25/03
D. ZONING CASE NUMBER Z2003141: The request of Earl & Brown, P. C., Applicant, for S. A. Republic Properties, Ltd., Owner(s), for a change in zoning from "I-1" General Industrial District to "PUD RM-4" Planned Unit Development Residential Mixed District (Tract 1- 42.507 acre); "MF-33" Multi-Family District (Tract 4- 6.747 acre); "C-3" Commercial District (Tract 2- 8.425 acre & Tract 3- 1.333 acre) & "C-2" Commercial District (Tract 5 - 1.278 acre) on 60.29 acres out of NCB 10847, 4100 Block of South W.W. White Road. Staff's recommendation was for approval. Zoning Commission has recommended approval. (Council District 3)

10/9/03
E. ZONING CASE NUMBER Z2003142: The request of Thomas Phillips and Harry Urey, Applicant, for Thomas Phillips and Harry Urey, Owner(s), for a change in zoning from "NP-10" Neighborhood Preservation District and "DR" Development Reserve District to "MF-25" Multi-Family District on 16.069 acres of land out of NCB 16622, approximately 500 feet northwest of the intersection of I.H. 37 and Blue Wing Road. Staff's recommendation was for denial. Zoning Commission has recommended approval. (Council District 3)

10/19/03

ZONING CASE NUMBER Z2003099: The request of Bitterblue Inc., Applicant, for Barrett, Thurman Sr. and Jr., Owner(s), for a change in zoning from "R-5" Residential Single-Family District and "R-6" Residential Single-Family District to "RM-5" Residential Mixed District on 69.35 acre tract of land out of NCB 11186, West Hutchins Place (extension). Staff's recommendation was for approval. Zoning Commission has recommended approval. (Council District 4)

981331

ZONING CASE NUMBER Z2003127 C: The request of Gina Gaedke, Trustee, Applicant, for Frio Ranch Trust, R. Hardee, Trustee, Owner(s), for a change in zoning from "C-2" Commercial District to "C-2NA C" Commercial Nonalcoholic Sales District with conditional use for automobile/truck sales and repair on Lot 44, Block 19, NCB 12672, 8700 Block of IH 35. Staff's recommendation was for approval. Zoning Commission has recommended approval. (Council District 4)

981338

ZONING CASE NUMBER Z2003125 C A: The request of City of San Antonio, Applicant, for Porfirio and Minerva Juarez, Owner(s), for a change in zoning from "MF-33" Multi-Family District to "R-6" Residential Single-Family District on Lots 11 and 12, Block 7, NCB 8863, 359 North San Joaquin. Staff's recommendation was for approval. Zoning Commission has recommended approval. (Council District 5)

9/25/03

ZONING CASE NUMBER Z2002258: The request of City of San Antonio, Applicant, for WOH Holdings Inc. c/o Charles Martin Wender, Owner(s), for a change in zoning from "R-6" Residential Single-Family District to "PUD R-6" Planned Unit Development Residential Single-Family District on 92.34 acre tract of land out NCB 17642, 4100 Block of Wiseman Road. Staff's recommendation was for approval. Zoning Commission has recommended denial. (Council District 6)

981339

ZONING CASE NUMBER Z2003139: The request of Louis Arredondo, Applicant, for Louis Arredondo, Owner(s), for a change in zoning from "C-2 NA" Commercial Nonalcoholic Sales District to "C-2" Commercial District on Lots 23 through 26, Block 6, NCB 8129, 847 South General McMullen Street. Staff's recommendation was for approval. Zoning Commission has recommended approval. (Council District 6)

9/25/03

ZONING CASE NUMBER Z2003136: The request of A. S. M. Ferdous, DBA Investment Ideas, L. L. C., Applicant, for A. S. M. Ferdous, DBA Investment Ideas, L. L. C., Owner(s), for a change in zoning from "O-2" Office District & "NP-10" Neighborhood Preservation District to "R-6" Residential Single-Family District on Lot P-12C 2.618, P-15G 0.583, P-140 2.535 & P-214 3.748, NCB 15005, 15000 Block of Heath Road. Staff's recommendation was for approval. Zoning Commission has recommended approval. (Council District 7)

11/10/03

ZONING CASE NUMBER Z2003089: The request of Earl & Brown, P.C., Applicant, for Judith N. Morton, Contact: Sam Parnes, Owner(s), for a change in zoning from "R-6" Residential Single-Family District to "C-2" Commercial District on Lot 15, Parcel 63 and a portion of Parcel 64, Block 5, NCB 14705, Northwest side of Huebner Road. Staff's recommendation was for approval. Zoning Commission has recommended approval. (Council District 8)

12/4/03

M. ZONING CASE NUMBER Z2003090: The request of Earl & Brown, P.C., Applicant, for Judith N. Morton, Contact: Sam Parnes, Owner(s), for a change in zoning from "R-6" Residential Single-Family District to "C-2" Commercial District (22.44 acres) and "C-3R" General Commercial District, Restrictive Alcoholic Sales (3.47 acres) on 25.91 acres of land out of Block 2, NCB 14864, North of Huebner Road., south of Prue Road and west of the proposed New Prue Road. Staff's recommendation was for approval. Zoning Commission has recommended approval. (Council District 8)

8140

N. ZONING CASE NUMBER Z2003143: The request of Eva Jo Willett, Applicant, for Eva Jo Willett, Owner(s), for a change in zoning from "R-6" Residential Single-Family District to "RM-6" Residential Mixed District on Lot 4 and the southeast irregular 22.02 feet of Lot 3, Block 16, NCB 14726, 12107 Orsinger Lane. Staff's recommendation was for approval. Zoning Commission has recommended approval. (Council District 8)

8143

O. ZONING CASE NUMBER Z2003146: The request of Gabriel Q. Velasquez, Applicant, for LIG Investments, LLC, Owner(s), for a change in zoning from "C-3R" General Commercial District, Restrictive Alcoholic Sales to "C-3" General Commercial District on Lot 59; Block 1, NCB 14701, 5895 Babcock Road. Staff's recommendation was for approval. Zoning Commission has recommended approval. (Council District 8)

8141

P. ZONING CASE NUMBER Z2003151: The request of City of San Antonio, Applicant, for Multiple owners, Owner(s), for a change in zoning from "R-6" Residential Single Family District to "R-20" Residential Single Family District on portions of Lots 7, 8 and 10, NCB 34780, located on Old Camp Bullis Road near I.H. 10 West. Staff's recommendation was for approval. Zoning Commission has recommended approval. (Council District 8)

8142

Q. ZONING CASE NUMBER Z2003152: The request of City of San Antonio, Applicant, for Emanuel Church Inc., Owner(s), for a change in zoning from: "MF-33" Multi-Family District to "R-4" Residential Single-Family District on Lots 7 and 8, Block 10, NCB 13705, 3255 Rock Creek Run. Staff's recommendation was for approval. Zoning Commission has recommended approval. (Council District 8)

70

6. 3:00 P.M. - Library Board Presentation of the FY 2004 Library Proposed Budget. [Introduced by Frances A. Gonzalez, Assistant to the City Manager; Presented by Don Counts, Chair, Library Board of Trustees]

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

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

CONSENT AGENDA

Capital Improvement Items

- 98123
- 98124
- 98125
- 98126
8. An Ordinance selecting K.M. Ng and Associates, Inc. (SMBE) for professional electrical engineering services associated with the Westside YMCA HVAC Replacement Project located in Council District 5; authorizing the negotiation and execution of a professional services contract in an amount not to exceed \$26,596.64; authorizing \$2,700.00 for consultant contingency expenses; authorizing \$3,500.00 for asbestos survey; authorizing \$1,099.36 for printing/bid advertising expenses; appropriating \$33,896.00 in Facility Improvement and Maintenance Program (FIMP) funds; and providing for payment. [Presented by Malcolm Matthews, Director, Parks and Recreation; Melissa Byrne Vossmer, Assistant City Manager]
 9. An Ordinance amending a professional services contract and authorizing additional funds in the amount of \$32,000.00 payable to Bender Wells Clark Design (SWDBE) for additional architectural services in connection with the Crownridge Canyon Nature Area Improvements Project, located in Council District 8; authorizing \$5,000.00 for miscellaneous architectural contingency expenses, for a total amount of \$37,000.00 from 1999 Park Bond funds; appropriating funds; and providing for payment. [Presented by Malcolm Matthews, Director, Parks and Recreation; Melissa Byrne Vossmer, Assistant City Manager]
 10. An Ordinance accepting the low, qualified responsive bid from R.L. Jones, L.P., in the amount of \$4,171,109.35 for construction services in connection with the W.W. White Road from Rigsby to Lord, Phase I Project, located in Council District 2; authorizing the negotiation and execution of a construction contract; authorizing \$344,631.21 for miscellaneous construction contingency expenses, for a total amount of \$4,515,740.56; authorizing the reimbursement from San Antonio Water System (SAWS) in the amount of \$640,332.25 for sewer and water work; authorizing the reimbursement from City Public Service (CPS) in the amount of \$84,465.00 for gas line replacement; appropriating funds; and providing for payment. [Presented by Thomas G. Wendorf, Director, Public Works; Melissa Byrne Vossmer, Assistant City Manager]
 11. An Ordinance selecting 2Ten Architects, Inc. (MBE) to provide architectural services in connection with the Renovations to the Barbara Jordan Community Center Community Development Block (CDBG) Project, located in Council District 2, and the Bob & Jeanne Billa Learning & Leadership Development Center Community Development Block Grant (CDBG) Project, located in Council District 3; authorizing the negotiation and execution of a 28th Year Community Development Block Grant (CDBG) funded professional services contract in the amount not to exceed \$43,427.70; authorizing \$5,000.00 for reimbursable expenses; authorizing \$1,000.00 for advertising expenses; authorizing \$10,000.00 for miscellaneous contingency expenses for a total amount of \$59,427.70; revising the project budget; and providing for payment. [Presented by Thomas G. Wendorf, Director, Public Works; Melissa Byrne Vossmer, Assistant City Manager]

Miscellaneous

12. An Ordinance modifying the Time Warner Cable Franchise Agreement, which was passed by Ordinance No. 49433 and became effective on November 7, 1978, in order to extend the term of the Franchise to June 30, 2004. [Presented by Ben Gorzell, Public Utilities Supervisory/Assistant Director, Finance; Melissa Byrne Vossmer, Assistant City Manager]
13. An Ordinance authorizing the acceptance of a cash grant in the amount of \$750,000.00 from the Health Resources & Services Administration (HRSA) for the San Antonio Metropolitan Health District (SAMHD) to continue the Healthy Start Initiative Project for a third year to reduce the incidence of infant mortality and low birth weight in Bexar County for the grant period June 1, 2003 through May 31, 2004; adopting the budget; and approving the personnel complement; authorizing the renewal of a subcontract with Our Lady of the Lake University in connection with the project; and authorizing payments for contractual services. [Presented by Dr. Fernando A. Guerra, Director, Health; Frances A. Gonzalez, Assistant to the City Manager]

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

14. An Ordinance approving a parade permit and authorizing the temporary closure of certain streets near MacArthur High School in connection with the Spirit Parade to be held on Wednesday, October 8, 2003 from 5:45 P.M. until 7:00 P.M., sponsored by MacArthur High School. [Presented by Roland A. Lozano, Assistant to the City Manager; Terry M. Brechtel, City Manager]

Board, Commissions and Committee Appointments.

15. Consideration of the following board appointments: [Presented by Yolanda Ledesma, Acting City Clerk; Travis M. Bishop, Assistant City Manager]
- A. An Ordinance appointing Terry Bates (Consumer of Handicapped Services Category – District 2) and Daniel Rodriguez (Consumer of Handicapped Services Category – District 4) to the Disability Access Advisory Committee for terms of office to expire on June 30, 2005.
- B. An Ordinance reappointing William A. Sahn (District 2) to the Home Improvement Advisory Board for a term of office to expire on June 23, 2004.
- C. An Ordinance reappointing Hubert J. McVea (District 3) to the Joint City/County Commission on Elderly Affairs for a term of office to expire on September 30, 2005.
- D. An Ordinance appointing Maria Elena Torralva-Alonso (Mayor) to the Greater Kelly Development Authority for a term of office to expire on November 30, 2004.

ITEMS FOR INDIVIDUAL CONSIDERATION

16. Consideration of the following Ordinances: [Presented by Frances A. Gonzalez, Assistant to the City Manager; Terry M. Brechtel, City Manager]

A. An Ordinance approving the appointments of Dr. Bennie J. Wilson and Denise L. Powers to the Alamo Workforce Development Board for terms of office to expire on December 31, 2004 and December 31, 2005, respectively, for the purpose of filling vacancies in the Higher Education category and in the category of Private Sector Small/For Profit Business.

B. An Ordinance approving the annual operating budget for the Alamo Workforce Development Board for Fiscal Year 2003-2004 in the total amount of \$4,022,500.00.

17. A Resolution appointing Councilman Art Hall, District 8, as an Alternate Representative of the City of San Antonio to the Alamo Workforce Development Board Committee of Six for a term of office to expire on May 31, 2005; as requested by Mayor Edward D. Garza.

18. An Ordinance creating a Joint City-County Citizens Bond Oversight Commission to serve City Council and the County Commissioners Court in an advisory capacity on issues affecting Capital Improvement Projects; and appointing ten members, for terms of two years; as requested by Mayor Edward D. Garza.

19. An Ordinance authorizing the execution of a Memorandum of Agreement between the Transportation Security Administration and the City of San Antonio which outlines the responsibilities of each party in the installation of an in-line baggage screening system in conjunction with improvements included as part of the Terminal Expansion Project at San Antonio International Airport. [Presented by Kevin Dolliole, Director, Aviation; Christopher J. Brady, Assistant City Manager]

20. An Ordinance approving the City of San Antonio Investment Policy in accordance with the Texas Public Funds Investment Act, as amended; and designating certain employees as Investment Officers for the City of San Antonio. [Presented by Milo D. Nitshke, Director, Finance; Melissa Byrne Vossmer, Assistant City Manager]

21. An Ordinance amending Chapter 35, Unified Development Code, of the City Code of San Antonio by amending Article III to allow transfer of flex district standards between adjacent zoning districts. [Presented by Emil R. Moncivais, Director, Planning; Jelyne LeBlanc Burley, Assistant City Manager]

22. An Ordinance authorizing the City Manager or her designee to approve the terms and conditions of an amendment, effective September 18, 2003 through September 18, 2004, to the Forensic Science Services Agreement between the City of San Antonio and Bexar County for crime lab services the County provides to the San Antonio Police Department, which will accept the revised fee schedule for the current term and allow for the future revisions of the fee schedule without City Council approval, provided the revision results in less than a five percent (5%) change in the total annual fees owed to the County in the fiscal year in which the revised fee schedule would become effective. [Presented by Jim Campbell, Director, External Relations; Terry M. Brechtel, City Manager]

23. An Ordinance authorizing the execution of a Renewal and Extension of Lease Agreement (incorporating Amendments to Lease Agreement) for the continued rental of 947 square feet of office space at 900 Isom, Suite # 102 for use as a District 9 constituent office, for 2 years (+) from September 14, 2003 through September 30, 2005, at a rental of \$ 1,262.67 per month, with a right to a second renewal for two additional years, at a rental to be negotiated, subject to City Council approval; as requested by Councilman Carroll W. Schubert, District 9.

24. An Ordinance authorizing the appropriation of funds in the amount of \$1,210,000.00 for Unix Servers and accepting the bid of Commercial Data Systems to provide the City of San Antonio with hardware and software and maintenance on an annual contract basis for Fiscal Year 2003-2004 required for the Enterprise Resource Management Project implementation. [Presented by Troy Elliott, ERM Project Manager; Travis M. Bishop, Assistant City Manager]

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

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

- Library
- Neighborhoods/Housing
 - Code Compliance
 - Neighborhood Action
 - Planning
 - Housing & Community Development