



Pally
 Int Ord. 93575
 Int Rev. 2001-11-14
 Last Ord 93597
 Last Rev. 2001-11-14

Agenda
City Council Meeting
Municipal Plaza Building
City Hall Complex
103 Main Plaza
San Antonio, Texas 78205
March 15, 2001

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 in Council Chambers, Municipal Plaza Building, in a Regular Council Meeting at 1:00 P.M.
1. Invocation by Cantor David Silverstein, Agudas Achim Congregation and Pledge of Allegiance.
2. Ceremonial Items. - *Resolution of Respect - Mary Row West - 2001-11-14*
- Swearing-in of Councilman Tim Bannwolf as Mayor Pro Tem for the period March 19, 2001 through May 31, 2001.
3. Approval of the Minutes of the Regular Council Meeting of January 11, 2001.

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/TDD for assistance.

Questions regarding this agenda notice should be directed to the City Agenda Coordinator at 207-7080.

THE FOLLOWING ITEMS WILL BE CONSIDERED AT THE TIMES INDICATED:

4. 4:00 P.M. – Public Hearing to receive Citizen comments on the City of San Antonio’s Department of Housing and Community Development’s Fiscal Year 2001-2002 Annual Consolidated Plan/Budget, (CDBG, HOME, ESG and HOPWA) consisting of the \$21 Million in Community Development Block Grant (CDBG) Funds, \$7.9 Million in HOME Entitlement Grant Funds; \$910,000.00 in Housing Opportunities for Persons with AIDS (HOPWA) Grant Funds; and \$712,000.00 in the Emergency Shelter Grant (ESG) Funds. [Presented by Andrew Cameron, Director, Housing & Community Development; George V. Pedraza, Assistant to the City Manager]

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

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

CONSENT AGENDA *Item 6-15 A*

Items Concerning the Purchase of Equipment, Supplies and Services

- 93575 6. An Ordinance accepting the bid from the State of Texas Department of Information Resources in accordance with the State of Texas cooperative Purchasing Program to provide the City of San Antonio Library Department with approximately seventy-three (73) personal desktop computers for a total of \$90,009.00. [Presented by Janie B. Cantu, Director of Purchasing & General Services; Travis M. Bishop, Assistant City Manager]

- 93581 7. An Ordinance accepting the proposal from Bank of America to provide the City of San Antonio with a Purchasing Card Program for an estimated cost of \$5,000.00. [Presented by Janie B. Cantu, Director of Purchasing & General Services; Travis M. Bishop, Assistant City Manager]

- 93578 8. An Ordinance accepting and ratifying the proposal from Timberline Technologies, L.L.C. and authorizing payment in the amount of \$28,374.72 to provide the City of San Antonio Public Works Department with the rental of hydro-axe with operator for the emergency clearing of a drainage channel. [Presented by Janie B. Cantu, Director of Purchasing & General Services; Travis M. Bishop, Assistant City Manager]

- 93577 9. An Ordinance accepting the low, qualified bid from Xerox Corporation to provide the City of San Antonio Information Services Department with a 72 month document publishing system lease for an estimated annual total of \$159,924.00 or \$959,544.00 over a 6 year period. [Presented by Janie B. Cantu, Director of Purchasing & General Services; Travis M. Bishop, Assistant City Manager]

Capital Improvement Items

93578

10. An Ordinance accepting the low qualified bid of Vital Link, Inc. in the amount of \$1,876,543.00 to construct Phase 2 of the Ground Run Up Enclosure at San Antonio International Airport; authorizing execution of a construction contract; authorizing \$93,827.00 for construction contingencies; designating the firm of Drash Consulting Engineers, Inc. to provide test services and authorizing negotiation and execution of a professional services agreement in an amount not to exceed \$25,550.00; appropriating funds; revising the budget; and providing for payment. [Presented by Kevin C. Dolliole, Aviation Director; Christopher J. Brady, Assistant City Manager]

Items Concerning the Purchase, Sale or Lease of Real Property

93579

11. An Ordinance authorizing the execution of Supplemental Agreement No. 1 amending the Reimbursement and Use Agreement #57-6395-073 pursuant to Ordinance No. 92576, dated September 28, 2000 with the United States Department of Agriculture, Animal & Plant Health Inspection Service, and Plant Protection and Quarantine for Facility Modification of the Federal Inspection Services Space at San Antonio International Airport; increasing the reimbursement to the City from \$100,000.00 to \$113,000.00 and adding a contingency of \$12,000.00. [Presented by Kevin C. Dolliole, Aviation Director; Christopher J. Brady, Assistant City Manager]

Miscellaneous Items

93580

12. An Ordinance authorizing the acceptance of a cash grant in the amount of \$304,770.00 from the Texas Department of Health to continue funding through August 31, 2001 the ongoing Ryan White Title II AIDS/HIV Program administered by the San Antonio Metropolitan Health District; authorizing the execution of a contract change notice with the Texas Department of Health; revising the budget for the Public Health State Support Project 2000/2001 established in Ordinance 91021, passed and approved on December 16, 1999; approving the personnel complement for the Ryan White Title II Project; authorizing the execution of Standard City Operating Agency Grant Fund Contracts totaling \$256,018.00 with AIDS/HIV service providers in connection with the Project; and authorizing payments for contractual services. [Presented by Dr. Fernando A. Guerra, Director of Health; Melissa Byrne Vossmer, Assistant City Manager]

93581 13. An Ordinance authorizing the execution of an agreement between the City of San Antonio and the San Antonio Tourism Council for the continued provision of resources in support of the Literacy for Life Program at the Margarita Huantes, St. Philip's, Columbia Heights and Support of Project TRIAD (Teaching Resources to Individuals Advocating Development) at St. Mary's Learning and Leadership Development Centers for the period of January 1, 2001 and ending December 31, 2001. [Presented by Dennis J. Campa, Director, Department of Community Initiatives; Melissa Byrne Vossmer, Assistant City Manager]

93582 14. An Ordinance authorizing the execution of an amendment to the Texas Department of Human Services Contract with the Department of Community Initiatives, Elderly and Disabled Services Division, Client Managed Program, authorized by Ordinance No. 92433, passed on August 31, 2000, changing the expiration date to February 28, 2001, and establishing a new agreement in the amount of \$960,025.00 for the Consumer Managed Personal Assistance Services Program (CMPAS), beginning March 1, 2001 through August 31, 2001; authorizing a budget and a personnel complement. [Presented by Dennis J. Campa, Director, Department of Community Initiatives; Melissa Byrne Vossmer, Assistant City Manager]

93583 15. **Boards, Commissions and Committee Appointments** [Presented by Norma Rodriguez, City Clerk; Travis M. Bishop, Assistant City Manager]

93583 An Ordinance appointing David G. Balmer (District 1) to the Cable Television Advisory Committee for a term of office to expire on December 31, 2002.

ITEMS FOR INDIVIDUAL CONSIDERATION

93585 16. An Ordinance appointing Terry M. Brechtel as City Manager Designee of the City of San Antonio, effective April 1, 2001, and establishing an effective date to assume the Office of City Manager; further approving a Management Memorandum agreement of Employment with Terry M. Brechtel setting out her benefits and duties as City Manager; and providing for an immediate effective date upon passage of eight (8) affirmative votes. [Presented by Frank J. Garza, City Attorney; Alexander E. Briseño, City Manager]

17. Consideration of the following Boards, Commissions and Committee Appointments: [Presented by Norma Rodriguez, City Clerk; Travis M. Bishop, Assistant City Manager]

93586 An Ordinance appointing one member to the Via Metropolitan Board of Trustees for a term of office to expire on December 31, 2002. (*JANIE ISABEL GONZALEZ-MARTINEZ*)

93587 An Ordinance appointing two members to the South Fort Sam Houston Development Advisory Board for a term of office to expire on January 28, 2003. (*Thomas Leverett;*

Jim A. McHitler)

93588 An Ordinance appointing one new alternate member to the Board of Adjustment for a term of office to expire on February 23, 2003. (Paul Klein)

93589 18. An Ordinance approving the terms and conditions and authorizing the execution of Project Documents related to the Convention Headquarters Hotel Project, to include a Project Agreement, Ground Lease, and Room Blocking agreement with Sheraton Riverwalk, L. P.; and authorizing the City Manager to negotiate and execute binding amendments to said documents and other related plans or agreements which are required under the Project Documents. [Presented by Ramiro Cavazos, Director, Economic Development Department; Christopher J. Brady, Assistant City Manager]

93591 19. An Ordinance amending Chapter 35 of the City Code by enacting Sections 35-4143 through 35-3150 to establish a zoning overlay classification "Neighborhood Conservation District" to address appropriateness of new construction for residential neighborhoods and commercial districts; identifying NCD criteria, process for initiation and designation of neighborhoods, and general design standards; recodifying subdivision numbers to accommodate the new sections and subdivision heading. [Presented by Emil R. Moncivais, Director, Planning Department; Christopher J. Brady, Assistant City Manager]

93592 20. An Ordinance amending Section 35-3258 (Entitled "Special Use Permit") of the Unified Development Code (UDC) to provide for the granting of QD (Quarry District) as a special use within certain business use zoning districts on an individual case basis, and providing for Civil Enforcement for violation of such Special Use Permits as well as criminal enforcement by a fine of not more than \$2,000.00 upon conviction. [Presented by Emil R. Moncivais, Director, Planning Department; Christopher J. Brady, Assistant City Manager]

93593 21. An Ordinance authorizing payment to Ticor Title Company as escrow agent for fee simple purchase of 207.79 acre tract of land situated along Luskey Road south of Huereman Road; authorizing payment to Alamo Title Company as escrow agent for fee simple purchase of a 592.9 acre tract of land situated along the eastern side of Government Canyon State Natural Area; authorizing payment of \$47,307.15 to The Trust for Public Land for its services in negotiating, investigating and purchasing said property; authorizing the execution of a real estate purchase contracts to accomplish said purchases under the auspices of the Proposition Three Edwards Land Acquisition and Park Expansion Project; authorizing payment of \$450.00 each to Ticor Title Company and Alamo Title Company for title policy and closing costs. [Presented by Susan V. Crane, Special Projects Manager; Christopher J. Brady, Assistant City Manager]

22. Consideration of the following Ordinances: [Presented by George V. Pedraza, Assistant to the City Manager; Alexander E. Briseño, City Manager]

93594 A) An Ordinance authorizing the City of San Antonio to acquire title to four (4) residentially-zoned properties (NCB 843, Block 2, Lot B-1; NCB 843, Block 2, Lot B-2 and B-3; NCB 844, Block 4, Lot 3; NCB 843, Block 2, West 47.5 Feet of North Irregular 170 Feet of 2 or B-5) from the Methodist Healthcare System of San Antonio for \$40,000.00 (Forty Thousand Dollars) for the public purpose of neighborhood revitalization and providing affordable housing in the community; authorizing the expenditure of an estimated \$5,000.00 for title and transaction costs; and authorizing the execution of any and all documents in connection therewith.

93595 B) An Ordinance authorizing the City of San Antonio to acquire title to ten (10) residentially-zoned properties (NCB 1207, Block 8, Lot 9; NCB 9535, Block 1, Lot West 56 Feet of 1; NCB 1482, Block 31, Lot 23; NCB 1433, Block 12, Lot E 33 Feet of 21; NCB 7620, Block 18, Lot 5 and West 25 Feet of 6; NCB 9173, Block 15, Lot East 20 Feet of 14 and West 30 Feet of 15; NCB 1519, Block 3, Lot 7, NCB 1519, Block 3, Lot 10, NCB 1522, Block 6, Lot East 30.5 Feet of 14 and West 12 Feet of 15; NCB 9552, Block 2, Lot 24A) from the San Antonio Housing Finance Corporation, the San Antonio Homeownership Opportunities Corporation, and the San Antonio Housing Authority for the public purpose of neighborhood revitalization and providing affordable housing in the community; authorizing the expenditure of an estimated \$5,000.00 for transaction and title costs; and authorizing the execution of any and all documents in connection therewith.

93596 23) An Ordinance authorizing payment in the additional amount of \$125,000.00 for services provided by Bracewell & Patterson; L.L.P. in connection with the preparation and negotiation of a Project Agreement and a Ground Lease with Starwood Hotels & Resorts Worldwide, Inc. and the Related Lodging Group in connection with the Convention Headquarters Hotel Project and authorizing additional services by Bracewell & Patterson; L.L.P. in connection with the preparation and negotiation of additional miscellaneous documents related to the Project for an amount not to exceed \$125,000.00 for total authorization of \$250,000.00 in additional funds. [Presented by Frank J. Garza, City Attorney; Alexander E. Briseño, City Manager]

93596 24) Ordinance authorizing the temporary closure of Cibolo between Buena Vista and Commerce on Saturday, March 24, beginning at 10:00 A.M. until 11:00 P.M. in order for the Victory Temple to hold it's Annual Family Day Event; as requested by Councilman David Garcia.

93597

25. An Ordinance authorizing the execution of an interjurisdictional agreement with the San Antonio Water System in the amount of \$244,305.00 to the City for the implementation of the San Antonio Water System Water Meter Discount Program through the Department of Community Initiatives (DCI), Community Action Division; and establishing a budget and approving a personnel complement in connection therewith. [Presented by Dennis J. Campa, Director, Department of Community Initiatives; Melissa Byrne Vossmer, Assistant City Manager]

✓ 26. Briefing regarding the Project Winter Assistance Relief Mobilization (WARM) Program. [Presented by Dennis J. Campa, Director, Department of Community Initiatives; Melissa Byrne Vossmer, Assistant City Manager]

✓ 27. City Manager's Report. *Police Chief Al Philippen - Crime Report*
George Redman - Housing Summit
Tony Bosman - Showcase

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

✓ A) Attorney/Client consultation regarding recovery of costs due to Change orders resulting from architectural errors and omissions on the Convention Center Expansion Project.

DUPLICATE Attorney/Client consultation regarding the lawsuit styled *City of San Antonio vs. Casino Club, Ltd.*, Cause No. 98-CI-04892, In the 150th Judicial District of Bexar County, Texas.

March 15, 2001

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

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

DATE

PETITIONER

February 27, 2001

Petition received from Mr. William M. Schur and residents of the Greens at Lincoln Heights requesting that a traffic signal be placed at the intersection of Treeline Park and Nottingham.