



OFFICIALLY POSTED ON THE
WEB:
4/13/2009 8:48 AM

Agenda
City Council Meeting
Municipal Plaza Building
City Hall Complex
114 W. Commerce
San Antonio, TX 78205
April 16, 2009

09 APR 13 AM 8:50

RECEIVED
CITY OF SAN ANTONIO
CITY CLERK

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
5:15PM: 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 site is wheelchair accessible. The accessible entrance is located at the Municipal Plaza Building / Main Plaza Entrance. Accessible Visitor Parking Spaces are located at City Hall, 100 Military Plaza, Northside. Auxiliary Aids and Services are available upon request (Interpreters for the Deaf must be requested forty-eight [48] hours prior to the meeting). For Assistance, Call (210) 207-7245 Voice/TTY.

For additional information on any item on this agenda, please visit www.sanantonio.gov or call 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 Pastor Forest Jones, Leon Valley Baptist Church. Guest of Councilmember Delicia Herrera, District 6.
2. Pledge of Allegiance.
3. Approval of Minutes for the April 2, 2009 City Council meeting and Approval of revisions to the Minutes of the November 29, 2007 City Council Meeting.

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

ACTION ITEMS FOR STAFF BRIEFING

4. Appointing Chris Martinez (Southwest Quadrant), Bob Leonard (Northwest Quadrant) and Louis Rowe (Northeast Quadrant) to the San Antonio Water System (SAWS) Board of Trustees for terms of office effective June 1, 2009 through May 31, 2013. [Leticia Vacek, City Clerk]

Continued to May 7, 2009

5. Public hearing and consideration of an Ordinance authorizing the closure, vacation, and abandonment of a paper portion of Anita Street between Rigsby and Kayton Avenues adjacent to NCB 3186, Council District 3, as requested by Tek-SA, Ltd., Ramon Quintero and Ricardo Quintero for a fee of \$13,030.00. [Penny Postoak Ferguson, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services]

2009-04-16-0284

6. Update and consideration of the following matters regarding City activities related to the American Recovery and Reinvestment Act of 2009: [Sheryl Sculley, City Manager; Peter Zanoni, Director, Management and Budget]

- A. An Ordinance authorizing the submission of a joint grant application and acceptance of funds upon award for a Justice Assistance Grant from the U.S. Department of Justice for up to \$4,129,105.00; authorizing interlocal agreements with participating entities; designating the San Antonio Police Department as the grant fiscal agent; and authorizing payment of \$2,022,580.50 in ARRA funds to Bexar County and \$20,986.00 in ARRA funds each to the City of Balcones Heights, City of Leon Valley, Universal City, and City of Live Oak.

2009-04-16-0285

- B. Briefing and an Ordinance authorizing the submission of an application for an Assistance for Law Enforcement along the Southern Border and in High Intensity Drug Trafficking Areas Grant in the amount up to \$5,498,994.00 over a two-year period, to provide 17 law enforcement officers, four civilian crime analysts, two police canines, and associated equipment, to combat criminal narcotics activity, made available from the American Recovery and Reinvestment Act.

2009-04-16-0286

C. Briefing on the progress of the Funding Strategy for City Council Prioritized Federal Economic Stimulus Projects ("Funding Strategy Plan") including the City's application for funds provided in the American Recovery and Reinvestment Act of 2009 (Federal Economic Stimulus Bill). Briefing will also include status updates on agency guidelines and funding amounts allocated to the City from the American Recovery and Reinvestment Act.

no action required

7. Briefing and possible action on legislation filed in the State and Federal Legislative Sessions and potential amendments to the City's Legislative Programs. [A.J. Rodriguez, Deputy City Manager; Carlos Contreras, Director, Intergovernmental Relations]

NO ACTION TAKEN

CONSENT AGENDA

Purchase of Equipment and Supplies

8. An Ordinance accepting the following bids to provide the City with the following commodities and services on an annual contract basis for FY 2009 for a combined estimated cost of \$290,000.00, including: (A) Universal Automatic Doors for automatic door maintenance; (B) S.W. Public Safety for police vehicle graphic kits; (C) Blond Lighting & Fixture (Items 1A-H; 5A-H; 13A-F; 15.7-11, 15-19, 21, 22, 24, 26-34, 36, 37, 40, 49 and 51); Crawford Electric Supply Company, Inc. (Items 3A-H; 11; 15.1-6, 12-14, 42, 43, 50, 54, 55 and 57-59); and Graybar Electric Co. (Items 2A-H; 6-10; 12; 15.39 and 44) for electrical parts and fixtures; and (D) R.R. Bowker LLC for catalog enrichment services. [Sharon De La Garza, Assistant City Manager; Janie Cantu, Director, Purchasing & General Services]

2009-04-16-0287

9. An Ordinance accepting the bids from Ancira Motor Company, Caldwell Country Chevrolet, Henna Chevrolet, Inc., North Park Toyota of San Antonio, and Tom Benson Chevrolet to provide the City with 37 replacement and 31 new vehicles for various City departments for a total cost of \$1,294,358.50. [Sharon De La Garza, Assistant City Manager; Janie Cantu, Director, Purchasing & General Services]

2009-04-16-0288

Capital Improvements

10. An Ordinance authorizing an amendment to a professional services agreement with DMJM Aviation, Inc. in an amount up to \$241,788.00 for inspection and construction materials testing services for the extension of Taxiway Romeo Charlie at San Antonio International Airport. [Penny Postoak Ferguson, Assistant City Manager; Michael J. Sawaya, Interim Director, Aviation]

2009-04-16-0289

11. An Ordinance ratifying a Change Order in the amount of \$81,795.00 to the construction contract with Constructors & Associates, Inc. for remobilization costs to complete the demolition of the east end of Terminal 2 at San Antonio International Airport. [Penny Postoak Ferguson, Assistant City Manager; Michael J. Sawaya, Interim Director, Aviation]

2009-04-16-0290

12. An Ordinance selecting F.A. Nunnelly Company as Construction Manager at Risk for negotiation and execution of a construction manager at risk contract in an amount up to \$90,000.00 for pre-construction services and up to \$4,452,000.00 for construction phase services for the Central Library Weatherization Project, and amending a professional service agreement with Raba Kistner Consultants, Inc. in an amount up to \$543,000.00, located in City Council District 1. [Penny Postoak Ferguson, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services]

2009-04-16-0291

13. An Ordinance awarding a construction contract in the amount of \$585,000.00 to 3TI, Inc., for the St. Mary's Garage Lease Space Finish-Out Project, an authorized River Bend Garage Sale funded project located in Council District 1. [Penny Postoak Ferguson, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services]

2009-04-16-0292

14. An Ordinance selecting Pape-Dawson Engineers, Inc., HDR, Engineering, Inc., and Lockwood, Andrews & Newnam, Inc. for negotiation and execution of three Indefinite Delivery Professional Engineering Services Agreements, in an amount up to \$1,000,000.00 each for professional traffic engineering services for City-owned facilities and improvements, construction projects and emergency situations, located city-wide. [Sharon De La Garza, Assistant City Manager; Majed A. Al Ghafry, Director, Public Works]

2009-04-16-0293

15. An Ordinance awarding a construction contract in the amount of \$2,267,215.00 to Interstate Barricades & Markings, Inc. to perform construction work for the City Wide Pavement Markings Project. [Sharon De La Garza, Assistant City Manager; Majed A. Al Ghafry, Director, Public Works]

2009-04-16-0294

Acquisition, Sale or Lease of Real Property

16. An Ordinance authorizing a 10-year lease from Cronus Enterprises LLC of approximately 7,000 square feet at 5502 SW Military Drive, Council District 4, for \$11,083.00 monthly during the first five-years and \$11,667.00 monthly during the second five years, the space to be used by the Department of Community Initiatives, and providing for the possibility of renewal. [Penny Postoak Ferguson, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services]

2009-04-16-0295

17. An Ordinance renewing a lease with River Valley Investors, LLC for 28,242 square feet of office space with parking spaces for the Grants Monitoring Administration and Neighborhood Housing Services at 1400 South Flores Street, Council District 5, at an initial monthly rent of \$34,285.79. [Penny Postoak Ferguson, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services]

2009-04-16-0296

Grant Applications and Awards

18. An Ordinance authorizing the submission of a grant application, and acceptance of funds upon award, from the Texas Department of Agriculture for \$1,563,443.00 to fund the 2009 Summer Food Service Program operated by the Parks and Recreation Department for the

period of June 15, 2009 through August 21, 2009. [A.J. Rodriguez, Deputy City Manager; Xavier Urrutia, Director, Parks & Recreation]

2009-04-16-0297

Boards, Commissions and Committee Appointments

19. Reappointing Norma Gonzales (Citizen Category), Chip Haass (Citizen Category), Lamont Jefferson (San Antonio Bar Association Representative), and Judge Irene Rios (Judge - not a member of Municipal Court) to the Municipal Court Advisory Committee for terms of office effective July 1, 2009 through June 30, 2011. [Leticia M. Vacek, City Clerk]

20. An Ordinance approving the appointment of Robert Hoek (Place 2) to the Workforce Solutions-Alamo Board of Directors for the remainder of a term to expire December 31, 2009. [A.J. Rodriguez, Deputy City Manager / Interim Director, Economic Development]

2009-04-16-0298

Miscellaneous

21. An Ordinance combining the existing Incubator and Technical Assistance Programs to create the Technical and Economic Development Assistance for the Arts Program; approving guidelines; and reallocating funds in the amount of \$20,000.00. [Penny Postoak Ferguson, Assistant City Manager; Felix Padron, Director, Cultural Affairs]

2009-04-16-0299

22. An Ordinance approving an amendment to the Dolph and Janie Briscoe Western Art Museum lease agreement for the use of the former Hertzberg Circus Museum building to provide for the remediation of water penetration into the basement of the building and adjusting certain benchmarks associated with the project. [A.J. Rodriguez, Deputy City Manager; Ramiro S. Salazar, Director, Library]

2009-04-16-0300

NULLED An Ordinance authorizing the renaming of "Bulverde Road" to "Catherine Pass" between the cross-streets of "Classen Road" and "Redland Road." [T.C. Broadnax, Assistant City Manager; Roderick Sanchez, Director, Planning and Development Services]

24. An Ordinance authorizing an agreement with Bexar County for purchasing and installing traffic signal equipment in an amount up to \$340,030.00 in Council District 6. [Sharon De La Garza Assistant City Manager; Majed A. Al Ghafry, Director, Public Works]

2009-04-16-0301

25. An Ordinance re-appropriating a portion of Council District 2 Neighborhood and Mobility Program (NAMP) funds to provide funding for a professional service agreement with Thompson Marketing in the amount of \$270,000.00 for public relations and marketing services associated with the recommendations made by the 2005 Base Realignment and Closure Commission. [Pat DiGiovanni, Deputy City Manager / Director, Center City Development Office]

2009-04-16-0302

26. An Ordinance appointing the Municipal Court Presiding Judge; and establishing salary and benefits. [Sheryl Sculley, City Manager]

2009-04-16-0303

27. Consideration of the following Ordinances relating to Interlocal Agreements with Bexar County: [A.J. Rodriguez, Deputy City Manager; Carlos Contreras, Director, Intergovernmental Relations]

A. An Ordinance approving a three year interlocal agreement with Bexar County for the provision of animal care services in unincorporated areas of Bexar County during the period October 1, 2009 through September 30, 2012 for a total amount of \$2,525,000.00.

2009-04-16-0304

B. An Ordinance approving a three year interlocal agreement for the provision of public library services to Bexar County residents residing outside the City in exchange for annual support from Bexar County in an amount no less than \$3,521,337.00.

2009-04-16-0305

**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 selection of the City's independent auditor and related legal issues, pursuant to Texas Government Code Sections 551.074 (personnel matters) and 551.071 (consultation with attorney).

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. Planning and Zoning Cases presented by T.C. Broadnax, Assistant City Manager; Roderick Sanchez, Director, Planning and Development Services.

P-1. PLAN AMENDMENT # 09008 (District 3): An Ordinance amending the land use plan in the South Central San Antonio Community Plan, a component of the Master Plan of the City, by changing the use of a 0.3099 acre tract of land located at 2011 Probandt from Low Density Residential to Mixed Use. Staff recommends approval. Planning Commission recommends denial.

Continued to May 21, 2009

Z-1. ZONING CASE # Z2009057 S (District 3): An Ordinance amending the Zoning District Boundary from "R-4" Residential Single Family District to "C-2 S" Commercial District with a Specific Use Authorization for a Hotel on 1.3699 acres out of Lots 31 and 32, Block 5, NCB 10937 located at 644 Avondale Avenue. Staff and Zoning Commission recommend approval.

2009-04-16-0306

Z-2. ZONING CASE # Z2009065 (District 5): An Ordinance amending the Zoning District Boundary from "I-1" General Industrial District to "C-2NA" Commercial District, Nonalcoholic Sales on Lot 6, Block 20, NCB 3685 located at 364 Castroville Road. Staff and Zoning Commission recommend approval.

2009-04-16-0307

Z-3. ZONING CASE # Z2009067 (District 7): An Ordinance amending the Zoning District Boundary from multiple zoning districts to multiple zoning districts with the application of the Jefferson Neighborhood Conservation District Overlay (NCD-7) on multiple lots generally bound by Babcock Road to the north; Wilson Boulevard and Kampmann Boulevard to the east; West Woodlawn Street to the south; and Saint Cloud Road to the west; and to adopt the Jefferson Neighborhood Conservation Plan. Staff and Zoning Commission recommend approval.

2009-04-16-0308

Z-4. ZONING CASE # Z2009066 (District 8): An Ordinance amending the Zoning District Boundary from "PUD MF-25 GC-1 MLOD" Planned Unit Development Multi-Family Hill Country Gateway Corridor Military Lighting Overlay District and "PUD C-3 GC-1 MLOD" Planned Unit Development General Commercial Hill Country Gateway Corridor Military Lighting Overlay District to "PUD MF-33 GC-1 MLOD" Planned Unit Development Multi-Family Hill Country Gateway Corridor Military Lighting Overlay District (on 10.85 acres) and "PUD C-3 GC-1 MLOD" Planned Unit Development General Commercial Hill Country Gateway Corridor Military Lighting Overlay District (on 0.2445 of an acre) all on 11.0945 acres out of Lot 2, Block 3, NCB 16390 located at 25111 IH 10 West. Staff and Zoning Commission recommend approval.

Continued to May 7, 2009

Z-5. ZONING CASE # Z2009018 ERZD CD (District 10): An Ordinance amending the Zoning District Boundary from "MF-25 ERZD" Multi-Family Edwards Recharge Zone District to "C-2 ERZD" Commercial Edwards Recharge Zone District (1.69 acres) and "MF-25 ERZD CD" Multi-Family Edwards Recharge Zone District with a Conditional Use for an Office (15.39 acres) on 17.08 acres out of NCB 17725 located at 17120 Bulverde Road. Staff and Zoning Commission recommend approval of the request for "C-2 ERZD" on 1.69 acres, and denial of the request for "MF-25 ERZD CD" on 15.39 acres.

2009-04-16-0309

Z-6. ZONING CASE # Z2009060 CD (District 1): An Ordinance amending the Zoning District Boundary from "R-4 NCD-2" Residential Single Family Alta Vista Neighborhood Conservation District to "R-4 CD NCD-2" Residential Single Family Alta Vista Neighborhood Conservation District with a Conditional Use to allow a four-family dwelling on Lot 7 Block A NCB 6611 located at 125 Hess. Staff and Zoning Commission recommend approval.

2009-04-16-0310

5:15 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.