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Agenda
City Council Meeting
Municipal Plaza Building
City Hall Complex
114 W. Commerce
San Antonio, TX 78205
December 11, 2008

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
- 5:45PM:** 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 Msgr. Adolfo Valdivia, Pastor, Resurrection of the Lord Catholic Church.
Guest of Delicia Herrera, District 6.
2. Pledge of Allegiance.
3. Approval of Minutes for the Regular and Special Meetings of the City Council held on November 6, 17, and 20, 2008.

THE FOLLOWING ITEMS MAY BE CONSIDERED AT ANY TIME DURING THE REGULAR COUNCIL MEETING:**ACTION ITEMS FOR STAFF BRIEFING**

4. An Ordinance authorizing a rate increase in the overall amount of 3.9 percent by adjusting the San Antonio Water System's water supply, water service and wastewater service fees; tariff amendments to implement the rate adjustments; and an increase in funding for the SAWS affordability discount program. [Pat DiGiovanni, Deputy City Manager, Ben Gorzell, Director, Finance]

[Supporting Documents](#)

5. Staff update on the Seven Initiatives to preserve and protect the integrity of Camp Bullis and consideration of the following items related to the Military Lighting Overlay District: [Pat DiGiovanni, Deputy City Manager; T.C. Broadnax, Assistant City Manager; Roderick Sanchez, Director, Planning and Development Services]

[Supporting Documents](#)

- A. Public Hearing and consideration of an Ordinance amending Chapter 35 of the City Code of San Antonio, Texas, by adding section 35-339.04 "Military Lighting Overlay Districts" to Article III, Division 4 "Overlay Districts" and adding section 35-498 "Violations of Military Lighting Overlay Districts Regulations" to Article IV, Division 11 "Enforcement, Violations and Penalties."

- B. A Resolution directing the Planning and Development Services Department to initiate a rezoning case to apply the new overlay district to properties within approximately three miles from the perimeter of Camp Bullis/Camp Stanley.

6. Public Hearing and consideration of an Ordinance creating the MidTown TIRZ, a City-initiated Tax Increment Reinvestment Zone named "Reinvestment Zone Number Thirty-One, City of San Antonio, Texas", located in City Council Districts 1, 2, and 9, including 458 acres bounded generally by Hildebrand to the north, IH-35 to the south, N St. Mary's St. to the west, and several blocks east of Broadway to the east. [T.C. Broadnax, Assistant City Manager; David D. Garza, Director, Housing and Neighborhood Services]

[Supporting Documents](#)

7. Public Hearing and consideration of an Ordinance authorizing the acquisition of 1511 E. Commerce Street located in City Council District 2 within the Inner City TIRZ, Tax Increment Reinvestment Zone Number Eleven, City of San Antonio, Texas, from the Carver Development Board, for \$150,500.00, using TIF funds; and adding the property to the Project and Financing Plans for the TIRZ. [T.C. Broadnax, Assistant City Manager; David D. Garza, Director, Housing and Neighborhood Services]

[Supporting Documents](#)

CONSENT AGENDA**Purchase of Equipment, Supplies and Services**

8. An Ordinance authorizing a two-year extension to the contract with Morris & McDaniel, Inc. to prepare validated written promotional examinations for the San Antonio Police Department for annual compensation in the amount of \$186,840.00 for examination development and in an amount not to exceed \$15,000.00 for appeals. [Sharon De La Garza, Assistant City Manager; Nikki Ramos, Interim Director, Human Resources]

[Supporting Documents](#)

9. An Ordinance ratifying a one-year extension to the contract with E.B. Jacobs to prepare validated written entrance examinations for the San Antonio Police Department and the San Antonio Fire Department for annual compensation in the amount of \$38,500.00 for the initial entrance examinations for the SAPD and the SAFD and \$14,000.00 for each additional entrance examination as needed. [Sharon De La Garza, Assistant City Manager; Nikki Ramos, Interim Director, Human Resources]

[Supporting Documents](#)

10. An Ordinance authorizing the purchase of Excess Workers' Compensation and Excess Liability Insurance from Star Insurance Company, through McGriff, Seibels & Williams of Texas, Inc., for a sixteen month period, beginning December 31, 2008, at a total premium not to exceed \$765,504.00. [Sharon De La Garza, Assistant City Manager; Nikki Ramos, Interim Director, Human Resources]

[Supporting Documents](#)

11. 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 \$2,442,000.00, including: (A) Swarco Reflex Incorporated (Items: 1 & 2) and Flex-O-Lite (Item: 3) for glass bonding beads; (B) ARB Fire Protection for purchase, inspection & maintenance of fire extinguishers; (C) Acme Safe & Lock for locksmith services; (D) Ennis Paint Incorporated for acrylic waterborne paint; (E) Alamo Iron Works (Items: 1 & 2) and Schiek's Sports, Inc. (Item: 3) for back support belts; (F) Property Damages Appraisers for vehicle appraisal services; (G) Total Fire Group for personal protective clothing, cleaning & repair services; (H) Bilingual Publications Company for bilingual publications; (I) Carahsoft Technology Corporation for BMC Remedy software license expansion with support & installation; (J) Image Microsystems, Inc. for surplus electronic and computer equipment management services; (K) Digital Sandbox, Inc. for site profiler with GIS integration licenses & maintenance; and (L) Sun Microsystems, Inc. for servers, components, software, accessories, maintenance and support. [Sharon De La Garza, Assistant City Manager; Janie Cantu, Director, Purchasing & General Services]

[Supporting Documents](#)

12. An Ordinance authorizing a contract with Leica Geosystems, Inc. to provide the Police Department with a three-dimensional laser scanning system for a cost of \$179,768.00. [Sharon De La Garza, Assistant City Manager; Janie Cantu, Director, Purchasing & General Services]

[Supporting Documents](#)

13. An Ordinance ratifying a contract with Emergency Technologies, Inc., a sole source, to provide the San Antonio Fire Department with an upgrade to the mainframe-based National Fire Incident Reporting System for a total cost of \$195,704.00. [Sharon De La Garza, Assistant City Manager; Janie Cantu, Director, Purchasing & General Services]

[Supporting Documents](#)

14. An Ordinance authorizing a three-year contract with Insight Public Sector, Inc. through their GSA participating Dealer, Advanced Public Safety, Inc., to provide the Information Technology Services Department with handheld ticket writing hardware, software, annual maintenance, support, and training for the City's e-Citation project, for an estimated initial cost of \$3,200,000.00 in year one and \$908,000.00 annually thereafter. [Sharon De La Garza, Assistant City Manager; Janie Cantu, Director, Purchasing & General Services Department]

[Supporting Documents](#)

Capital Improvements

15. An Ordinance selecting Marmon Mok Architects for negotiation and execution of a professional services agreement in an amount up to \$1,963,680.00 for architectural and engineering services in connection with the Lila Cockrell Theatre Renovations Project, located in Council District 1. [Penny Postoak Ferguson, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services]

[Supporting Documents](#)

16. An Ordinance approving a \$150,000.00 Funding Agreement with the Avenida Guadalupe Association for renovations and improvements in connection with the Avenida Guadalupe Complex Project, a 2007-2012 General Obligation Bond Project located in Council District 5. [Penny Postoak Ferguson, Assistant City Manager; Mike Frisbie, Director, Capital Improvements Management Services]

[Supporting Documents](#)

17. An Ordinance approving Change Order No. 3 in the amount of \$522,227.36 to a construction contract with Jerdon Enterprise, L.P. in connection with the Southside Lions Park Dam and Spillway Replacement Project located in Council District 3. [A.J. Rodriguez, Deputy City Manager; Xavier Urrutia, Interim Director, Parks & Recreation]

[Supporting Documents](#)

18. An Ordinance approving a change order in the amount of \$135,885.00 to a construction contract with Shannon-Monk, Inc. for the Laddie Place Regional Storm Water Facility Phase 2 Project, located in Council District 1. [Sharon De La Garza, Assistant City Manager; Majed Al-Ghafry, Director, Public Works]

[Supporting Documents](#)

19. An Ordinance amending the indefinite delivery contract with Ram Building Services, LLC to expand the scope of construction work, increase the contract capacity amount by \$949,000.00, and extend the contract expiration date, increasing the total contract amount to \$4,748,833.20. [Sharon De La Garza, Assistant City Manager; Majed Al-Ghafry, Director, Public Works]

[Supporting Documents](#)

20. An Ordinance authorizing acceptance of the lowest responsive bid from Jerdon Enterprise, L.P. for the FY 2009 Sidewalk Program – Phase I Projects, authorizing a contract in the amount of \$3,454,631.70, and providing for related expenses and services for authorized Advanced Transportation District projects located throughout various Council Districts. [Sharon De La Garza, Assistant City Manager; Majed Al-Ghafry, Director, Public Works]

[Supporting Documents](#)

21. An Ordinance approving an amendment and extension of a professional services agreement with Lockwood, Andrews & Newnam in an amount up to \$500,000.00 to provide supplemental program management services in connection with administration of the Advanced Transportation District and the Neighborhood Access and Mobility Programs, located city wide. [Sharon De La Garza, Assistant City Manager; Majed A. Al Ghafry, Director, Public Works]

[Supporting Documents](#)**Acquisition, Sale or Lease of Real Property**

22. An Ordinance authorizing a 6-month renewal of VIA's lease agreement of 725 square feet of retail/office space in the Houston Street Parking Garage with total monthly rent of \$1,370.25, located in Council District 1. [Pat DiGiovanni, Deputy City Manager; Paula X. Stallcup, Director, Downtown Operations]

[Supporting Documents](#)

23. An Ordinance approving the assignment of a Farmers Market lease agreement from Ms. Rosamaria DeMiguel d/b/a "La Palomita" to Ms. Adela Rivera d/b/a "La Palomita" for the use of Farmers Market area number S-9. [Pat DiGiovanni, Deputy City Manager; Paula X. Stallcup, Director, Downtown Operations]

[Supporting Documents](#)

24. An Ordinance approving a Patio License Agreement with Barker's Collectibles for 270 square feet of patio space located adjacent to 102 Produce Row in Market Square, for a term ending on March 31, 2010, at an initial rate of \$1.19 per square foot per month. [Pat DiGiovanni, Deputy City Manager; Paula X. Stallcup, Director, Downtown Operations]

[Supporting Documents](#)

25. An Ordinance approving a month-to-month lease agreement with the San Antonio Parks Foundation for Building 247 at HemisFair Park for a total annual rent of \$1,200.00. [Pat DiGiovanni, Deputy City Manager; Paula X. Stallcup, Director, Downtown Operations]

[Supporting Documents](#)

26. Consideration of the following Ordinances related to the transfer of clinical preventive health services from the San Antonio Metropolitan Health District (SAMHD) to the Bexar County Hospital District d/b/a University Health System (UHS): [Frances A. Gonzalez, Assistant City Manager; Dr. Fernando A. Guerra, Director, Health]

[Supporting Documents](#)

A. An Ordinance authorizing the execution of a sales contract conveying five (5) clinic properties from the City of San Antonio to UHS for the provision of transferred clinical preventive health services at those locations.

B. An Ordinance authorizing the execution of a 20-year lease agreement with UHS for approximately 8,705 square feet of clinic space at three (3) City properties to UHS in exchange for the provision of clinical preventive health services at those locations; and authorizing the execution of a 20-year lease from UHS to SAMHD for approximately 6,472 square feet of clinic and office space in three (3) UHS facilities.

Grant Applications and Awards

27. An Ordinance approving an amendment to a contract with the Texas Department of State Health Services which will increase funding for the HIV Surveillance Program in the San Antonio Metropolitan Health District from \$158,068.00 to \$161,494.00 and revise the statement of work for the period January 1, 2008 through December 31, 2008. [Frances A. Gonzalez, Assistant City Manager; Dr. Fernando A. Guerra, Director, Health]

[Supporting Documents](#)

28. An Ordinance accepting a \$5,000.00 grant from The Target Stores Foundation for the program "Colores, Canciones y Calaveras: Celebrating Our Hispanic Heritage," a series of events provided through the San Antonio Public Library in observance of Hispanic Heritage Month. [A.J. Rodriguez, Deputy City Manager; Ramiro S. Salazar, Director, Library]

[Supporting Documents](#)

29. An Ordinance accepting a \$2,500.00 grant from the American Library Association and the Fetzer Institute to support a reading and discussion program offered by the San Antonio Public Library. [A.J. Rodriguez, Deputy City Manager; Ramiro S. Salazar, Director, Library]

[Supporting Documents](#)

30. An Ordinance authorizing the amendment of a grant application submitted to the Office of Economic Adjustment (OEA) to increase the amount of funding from \$1,449,024.00 to \$3.6 million; and authorizing the 10% local match of grant funds awarded as required by the OEA. [Pat DiGiovanni, Deputy City Manager; Robert Murdoch, Director, Office of Military Affairs]

[Supporting Documents](#)

City Code Amendments

31. An Ordinance amending Chapter 16 of the City Code of San Antonio, Texas, by repealing Article IV entitled "Home Improvement Contractors" and establishing a new Article IV entitled "Home Improvement Contractor Registration"; amending Chapters 6 and 11 regarding duties, terms of office and membership requirements for the Board of Appeals; and establishing penalties and providing for publication. [T.C. Broadnax, Assistant City Manager; Roderick Sanchez, Director, Planning and Development Services]

[Supporting Documents](#)

32. An Ordinance amending Chapter 35 of the City Code of San Antonio, Texas, by eliminating the fee charged by the Planning and Development Services Department to process citizens' requests for street lights. [T.C. Broadnax, Assistant City Manager; Roderick Sanchez, Director, Planning and Development Services]

[Supporting Documents](#)

33. An Ordinance amending the City Code of San Antonio, Texas by prohibiting the rental of hotel/motel rooms for periods of less than 12 hours. [Erik J. Walsh, Assistant City Manager; William P. McManus, Police Chief]

[Supporting Documents](#)

Boards, Commissions and Committee Appointments

34. An Ordinance dissolving the Air Transportation Advisory Commission and the Airport Noise Abatement Committee and creating an Airport Advisory Commission to advise the Aviation Director on airport matters to include noise related issues. [Penny Postoak Ferguson, Assistant City Manager; Michael J. Sawaya, Interim Director, Aviation]

[Supporting Documents](#)

35. Consideration of Board, Commission and Committee appointments, to be effective immediately upon appointment: [Leticia M. Vacek, City Clerk]

[Supporting Documents](#)

- A. An Ordinance appointing George Alan Wilburn to the Board of Directors for the Tax Increment Reinvestment Zone Number Six San Antonio, Texas, known as Mission Del Lago TIRZ, for the remainder of an unexpired term of office to expire August 18, 2009.
- B. Appointing Mark Anthony Hernandez (District 2) to Keep San Antonio Beautiful, Inc. for the remainder of an unexpired term of office to expire December 22, 2009.
- C. An Ordinance reappointing Andre Garabedian (District 2, Category: Structural Engineer) to the Building and Fire Code Board of Appeals for a term of office to expire July 31, 2010, and waving the City Code residency requirement for this appointment.
- D. Reappointing Calvin Copeland (District 2, Trustee) to the San Antonio Local Development Company, Inc. (d/b/a South Texas Business Fund) for the remainder of an unexpired term of office to expire May 9, 2011.
- E. Reappointing Susan M. Wright (District 2, Category: Real Estate/Bldg. Industry) to the Capital Improvements Advisory Committee for the remainder of an unexpired term of office to expire October 25, 2010.

Miscellaneous

36. An Ordinance authorizing a settlement in the amount of \$70,000.00 in the case styled *Timothy and Patricia McBride v. City of San Antonio*, in the 224th Judicial District Court of Bexar County, Texas. [Sheryl Sculley, City Manager; Michael Bernard, City Attorney]

[Supporting Documents](#)

37. An Ordinance authorizing a settlement in the amount of \$160,000.00 in the case styled *Rebecca Moreau and Vernon Paul Bordelon v. City of San Antonio*, in the 150th Judicial District Court of Bexar County, Texas. [Sheryl Sculley, City Manager; Michael Bernard, City Attorney]

[Supporting Documents](#)

38. An Ordinance establishing parking rates for the HemisFair/Durango parking lot and for the former K-Mart parking lot (Santa Rosa Street) and amending the City Code to reflect the newly established rates. [Pat DiGiovanni, Deputy City Manager; Paula X. Stallcup, Director, Downtown Operations]

[Supporting Documents](#)

39. An Ordinance amending the Joint City/County Tax Phase-In Guidelines upon the affirmative vote of at least nine City Councilmembers. [A.J. Rodriguez, Deputy City Manager; Robert Peche, Director, Economic Development]

[Supporting Documents](#)

40. An Ordinance authorizing an agreement with the WellMed Charitable Foundation to provide for the utilization of funds remaining from the Foundation's 2007 donation for the purchase of influenza vaccine. [Frances A. Gonzalez, Assistant City Manager; Dr. Fernando A. Guerra, Director, Health]

[Supporting Documents](#)

41. An Ordinance authorizing the execution of a revised Interlocal Agreement with the Bexar County Hospital District, d/b/a University Health System (UHS) for the period January 1, 2009 through December 31, 2011 which reflects changes in deliverables and funding associated with the transition of clinical preventive health services from the City to UHS. [Frances A. Gonzalez, Assistant City Manager; Dr. Fernando A. Guerra, Director, Health]

[Supporting Documents](#)

42. An Ordinance authorizing a contract of \$65,096.00 with The Lakota Group to provide consulting services for the creation of a Strategic Historic Preservation Plan for the City of San Antonio. [T.C. Broadnax, Assistant City Manager; Shanon Wasielewski, Historic Preservation Officer, Office of Historic Preservation]

[Supporting Documents](#)

43. An Ordinance creating the Westside TIRZ, a City-initiated Tax Increment Reinvestment Zone named "Reinvestment Zone Number Thirty, City of San Antonio, Texas", located in Council District 5, including 1531 acres bounded generally by Martin St. to the north, Hwy 90 to the south, several block west of Zarzamora to the west, and Hwy 281 to the east. [T.C. Broadnax, Assistant City Manager; David D. Garza, Director, Housing and Neighborhood Services]

[Supporting Documents](#)

44. An Ordinance creating the Mission Drive-In TIRZ, a City-initiated Tax Increment Reinvestment Zone named "Reinvestment Zone Number Thirty-Two, City of San Antonio, Texas", located in Council District 3, including 1365 acres bounded generally by several blocks north of Southcross Blvd to the north, Loop 410 to the south, several blocks west of Roosevelt Ave to the west, and Presa St. to the east. [T.C. Broadnax, Assistant City Manager; David D. Garza, Director, Housing and Neighborhood Services]

[Supporting Documents](#)

45. An Ordinance approving the Final Project and Final Financing Plans for the Hunters Pond TIRZ, Tax Increment Reinvestment Zone Number Twenty-Five, City of San Antonio, Texas; and authorizing the execution of a Development Agreement between the City, Bexar County, the TIRZ Board of Directors and Hunter Pond, LP, the Developer, and the execution of an Interlocal Agreement between the City, Bexar County and the TIRZ Board of Directors. [T.C. Broadnax, Assistant City Manager; David D. Garza, Director, Housing and Neighborhood Services]

[Supporting Documents](#)

46. An Ordinance authorizing a contract with SAP to provide the Information Technology Services Department with Business Objects professional services for a total cost of \$476,717.00. [Richard Varn, Chief Information Officer; Hugh Miller, Director, Information Technology Services]

[Supporting Documents](#)

47. An Ordinance approving amendments to the Interlocal Agreement for central magistration and detention services with Bexar County; and appropriating funds. [Sheryl Sculley, City Manager; John Bull, Presiding Judge, Municipal Court]

[Supporting Documents](#)

48. An Ordinance amending the City Manager Employment Agreement. [Michael Bernard, City Attorney]

[Supporting Documents](#)

49. **City Manager's Report**
A. Update on Brackenridge Park Golf Course
B. "Leave It-Lose It" Campaign

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 competitive matters regarding the CPS Energy Strategic Energy Plan and discuss related legal issues pursuant to Texas Government Code Section 551.086 (competitive matters) and Texas Government Code Section 551.071 (consultation with attorney).
- B. Discuss and deliberate the purchase, exchange, lease or value of real property and related legal issues pursuant to Texas Government Code Sections 551.072 (real property) 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. Historic Designation cases presented by Shanon Wasielewski, Historic Preservation Officer, Office of Historic Preservation]

50. A Resolution directing the Planning and Development Services Department to initiate a Zoning District Boundary change to designate 2011 McCullough as Historic Significant (District 1). Staff and Historic and Design Review Commission recommend approval.

[Supporting Documents](#)

- Z-1. An Ordinance amending Chapter 35, Unified Development Code of the City Code of San Antonio, Texas by adopting new provisions for car washes including supplemental use regulations and definitions, as requested by Councilmember Jennifer Ramos, District 3.

[Supporting Documents](#)

Z-2. ZONING CASE # Z2009014 (District 4): An Ordinance changing the Zoning District Boundary from R-6" Single-Family Residential District and "I-1" General Industrial District to "C-2" Commercial District on 10.008 acres out of NCB 15324 located at 5400 Block of Medina Base Road. Staff and Zoning Commission recommend approval.

[Supporting Documents](#)

5:45 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.*