City of San Antonio



AGENDA City Council A Session

City Hall Complex 114 W. Commerce San Antonio, Texas 78205

Thursday, March 20, 2014

9:00 AM

Municipal Plaza Building

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 AM. 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

6:00PM: Adjourn

At any time during the meeting, the City Council may meet in executive session for consultation concerning attorney-client matters under Chapter 551 of the Texas Government Code.

Citizens may appear before the City Council to speak for or against any item on this agenda, in accordance with procedural rules governing City Council meetings. Questions relating to these rules may be directed to the Office of the City Clerk at (210) 207-7253.

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, north side. Auxiliary Aids and Services, including Deaf interpreters, must be requested forty-eight [48] hours prior to the meeting. For assistance, call (210) 207-7245 or 711 Texas Relay Service for the Deaf.

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. 14-656 Invocation by Captain Sean Burson, Chaplain, Lackland Air Force Base, guest of Councilmember Rey Saldaña, District 4.

- 2. <u>14-657</u> Pledge of Allegiance
- 3. <u>14-658</u> Approval of Minutes for the January 29 30, 2014 City Council Meetings
- 4. 14-659 Councilmember Cris Medina will be sworn-in as Mayor Pro-Tem, serving the term from March 31, 2014 through June 9, 2014.

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

CONSENT AGENDA

Capital Improvements

- An Ordinance for the historic Plaza de Armas Building Project, an approved \$9.9 million dollar Project, authorizing an amendment to a Design/Build Services Agreement with Byrne Construction Services, in the increased amount of \$1,400,000.00, for additional engineering and construction services as a result of unforeseen historical and geotechnical conditions and other construction modifications; and, amending the FY 2014 2019 Capital Improvement Budget with the appropriation of an additional \$632,574.00 in Public Education Government funds, \$272,942.00 in Unissued 2014 Self-Supporting Tax Notes and \$494,484.00 in Facility Services Fund Balance funds to the Plaza de Armas Project. [Peter Zanoni, Deputy City Manager; Mike Frisbie, Director, Transportation and Capital Improvements]
- An Ordinance related to the design and construction administration services for the Hemisfair Civic Park Project authorizing the execution of a Professional Design Services contract in an amount not-to-exceed \$2,918,237.00, payable to Gustafson Guthrie Nichol, LTD., a 2012 General Obligation Bond Funded design project, located in Council District 1. [Peter Zanoni, Deputy City Manager; Mike Frisbie, Director, Transportation & Capital Improvements]
- 7. 14-278 An Ordinance authorizing the negotiation and execution of five On-Call Construction Inspection Services Agreements with Foster CM Group, Inc., Civil Engineering Consultants, Inc., Jasmine Engineering, Inc., AG/CM, Inc., and Straight Line Management, Inc., each in the amount not-to-exceed \$500,000.00 per year, for a term of one year

with two additional one-year extension options, at \$500,000.00 per annual extension, to provide as-needed On-Call Construction Inspection Services for City Capital Improvement projects. [Peter Zanoni, Deputy City Manager; Mike Frisbie, Director, Transportation & Capital Improvements]

- An Ordinance authorizing the execution of a Job Order Contract with Alpha Building Corporation in an amount not to exceed \$350,000.00, for the Claude Black Community Center Renovations project that will provide office space for Health Department staff; and, reprogramming \$400,000.00 from prior approved but no longer necessary deferred maintenance projects within the FY 2014 adopted Capital Improvements Budget to the Claude Black project Budget. [Peter Zanoni, Deputy City Manager; Mike Frisbie, Director, Transportation and Capital Improvements]
- 9. 14-401 An Ordinance authorizing the following items related to the Café Commerce Project, a 2009 Issued Tax Notes funded project: amending the professional design services agreement with Marmon Mok in an amount not to exceed \$138,450.00 and authorizing payment; accepting a proposal and authorizing the execution of a Job Order Contract in an amount of \$399,963.07, payable to Davila Construction, Inc., for Phase 2 of facility renovations to existing space in the Central Library's ground floor in connection with Café Commerce Project; and, amending the FY 2014 – 2019 Capital Improvement Budget with the allocation of \$422,000.00 in Economic Development Incentive funds and \$328,000.00 from project savings from previously completed Library Facility Maintenance projects into the Café Commerce Project. [Peter Zanoni, Deputy City Manager; Mike Frisbie, Director, Transportation and Capital Improvements

Acquisition, Sale or Lease of Real Property

- 10. 13-1327 An Ordinance authorizing the declaration as surplus and disposition of an unimproved, approximately 0.175 acre tract of land owned by the San Antonio Water System, located on Blanco Road and along the Olmos Creek Drainage Right of Way, adjacent to NCB 10353 in Council District 1. [Peter Zanoni, Deputy City Manager; Mike Etienne, Officer, Eastpoint & Real Estate]
- 11. <u>13-824</u> Consideration of the following items related to a retail and café

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concept within the Plaza de Armas building: [Carlos Contreras, Assistant City Manager; Lori Houston, Director, Center City Development Office]

- An Ordinance authorizing a 3-year Lease and optional 3-year renewal with O'liva, LLC for approximately 2,509 square feet of retail space and 296 square feet of storage space located within the Plaza de Armas Building for use as a café and waiving the permit fee associated with public sidewalk use; and
- An Ordinance authorizing a Chapter 380 Economic Development Loan Agreement with O'liva, LLC in the amount of \$100,360.00 for tenant finish-out of 115 Plaza de Armas.

Grant Applications and Awards

- 12. 14-436 An Ordinance authorizing an amendment increasing the total amount to a grant with the Texas Department of Transportation for the new air traffic control tower at Stinson Municipal Airport to \$537,638.00 for the design and environmental assessment; increasing the local matching share from \$46,764.00 to \$53,763.00; and, appropriating an additional \$6,999.00 from the Stinson Revolving Fund. [Ed Belmares, Assistant City Manager; Frank Miller, Director, Aviation]
- An Ordinance authorizing the submittal and acceptance of the grant application to the Texas Department of Transportation and the acceptance of funds, upon grant approval, the amount of \$3,851,000.00 for the construction of Runway 14-32 Rehabilitation Project at Stinson Municipal Airport; authorizing matching funds from the Stinson Revolving Fund in the amount of \$385,100.00, and authorizing execution of all necessary grant documents. [Ed Belmares, Assistant City Manager; Frank Miller, Director, Aviation]
- 14. 14-444 An Ordinance authorizing the submission of a grant application to the U.S. Department of Health and Human Services, Health Resources & Services Administration and the acceptance of grant funds in an amount up to \$5,700,000.00 for the Healthy Start Initiative for the period September 1, 2014 to May 31, 2019. [Gloria Hurtado, Assistant City Manager; Dr. Thomas L. Schlenker, Director of Public Health]

Boards, Commissions and Committee Appointments

- 15. 14-582 Consideration of the following Board, Commission and Committee appointments for the remainder of unexpired terms of office to expire May 31, 2015, to be effective immediately upon the receipt of eight affirmative votes, or, in the event eight affirmative votes are not received, ten days after appointment; or for terms and effectiveness as otherwise indicated below: [Leticia M. Vacek, City Clerk]
 - A) Appointing Bradley Veloz, Jr. (District 3) to the Affirmative Action Advisory Committee.
 - B) Appointing Margarita C. Ortiz (District 7) to the SA2020 Commission on Strengthening Family Well-being.
- An Ordinance appointing members to the Building Related and Fire Codes Appeals Advisory Board for the remainder of unexpired terms of office to expire May 31, 2015, effective immediately upon the receipt of eight affirmative votes, or in the event eight affirmative votes are not received, ten days after appointment; and waiving the city code residency requirement in Chapter 2, Article IX, Sec. 2-529(b) for some members. [Leticia M. Vacek, City Clerk]

Miscellaneous

- An Ordinance approving the execution of an amendment extending the festivals and special events license agreement with the Paseo Del Rio Association from April 1, 2014 to March 31, 2019. [Carlos Contreras, Assistant City Manager; Lori Houston, Director, Center City Development Office]
- 18. 14-632 An Ordinance cancelling the special City election to fill the vacancy for Council District 10 and declaring Michael "Mike" Gallagher as the elected Councilmember for District 10. [Leticia M. Vacek, City Clerk]
- 19. <u>14-573</u> An Ordinance calling a special City Council meeting for Wednesday, May 21, 2014 for 2:00 pm to canvass the results of the May 10, 2014 special City election. [Leticia M. Vacek, City Clerk]
- 20. 14-112 An Ordinance authorizing the assignment of parking rights from the Carver Academy to IDEA Public Schools (IDEA Carver Academy) and approval of the First Amendment to the Cross Parking License Agreement with the IDEA Public Schools. [Ed Belmares, Assistant

City Manager; Michael J. Sawaya, Director, Convention and Sports Facilities]

- An Ordinance approving a local contribution in the amount of \$76,970.00 to the Events Trust Fund to qualify for reimbursement of eligible expenses totaling up to \$558,031.00 related to the 2013 Valero Alamo Bowl; appropriating funds; and authorizing a Reimbursement Agreement with the San Antonio Bowl Association for reimbursement of conference fees of \$300,000.00 plus 25% of any amount received in excess of \$456,000.00 for producing the 2013 Valero Alamo Bowl. [Ed Belmares, Assistant City Manager; Michael J. Sawaya, Convention & Sports Facilities]
- 22. An Ordinance authorizing an amendment to the Interlocal agreement with the Bexar County Hospital District, d/b/a University Health System to extend the term of the agreement and authorize the acceptance of compensation from UHS in the amount of \$95,384.04 for the period April 1, 2014 through September 30, 2014. [Gloria Hurtado, Assistant City Manager; Dr. Thomas L. Schlenker, Director of Public Health]
- 23. 14-523 An Ordinance authorizing an agreement with the University of Texas Health Science Center San Antonio Dental School to develop and implement a school-based dental sealant program related to the Medicaid 1115 Waiver Program for an amount up to \$510,000.00 commencing March 30, 2014 and terminating on September 30, 2016. [Gloria Hurtado, Assistant City Manager; Dr. Thomas Schlenker, Director, Public Health]
- 24. 14-427 An Ordinance authorizing a contract with Fregonese Associates, Inc in an amount not to exceed \$225,000.00 for consulting services to conduct a REnewSA Commercial Corridor Redevelopment Study within the five City Council approved designated neighborhoods and other neighborhoods throughout the City providing redevelopment strategies for economically challenged commercial corridors. [Peter Zanoni, Deputy City Manager; John Dugan, Director, Planning & Community Development]
- 25. 14-497 An Ordinance authorizing payment to Habitat for Humanity in an amount up to \$500,000.00 in FY 2014 Home Investment Partnership Community Housing Development Organization New Construction

Set-Aside funds for the Coleman Ridge Unit III Subdivision in City
Council District 4 development Project and revising the project
budget. [Peter Zanoni, Deputy City Manager; John Dugan, Director,

26. 14-510 A Resolution stating no objection to the applicants request for City Council support toward their 9% Low Income Housing Tax Credit application submitted to the Texas Department of Housing and Community Affairs for the Vista Point at Wilde Pine. [Peter Zanoni, Deputy City Manager; John Dugan, Director, Planning and Community Development]

Planning and Community Development

- 27. 14-511 A Resolution stating support to the applicants request for City Council support toward their 9% Low Income Housing Tax Credit application submitted to the Texas Department of Housing and Community Affairs for the Bandera Flats project. [Peter Zanoni, Deputy City Manager; John Dugan, Director, Planning and Community Development]
- 28. 14-512 A Resolution stating no objection to the applicants request for City Council support toward their 9% Low Income Housing Tax Credit application submitted to the Texas Department of Housing and Community Affairs for the Eagles Rest project. [Peter Zanoni, Deputy City Manager; John Dugan, Director, Planning and Community Development]
- 29. 14-513 A Resolution stating no objection to the applicants request for City Council support toward their 9% Low Income Housing Tax Credit application submitted to the Texas Department of Housing and Community Affairs for the Eckhert Village project. [Peter Zanoni, Deputy City Manager; John Dugan, Director, Planning and Community Development]
- A Resolution stating no objection to the applicants request for City Council support toward their 9% Low Income Housing Tax Credit application submitted to the Texas Department of Housing and Community Affairs for the Silver Oaks Village project. [Peter Zanoni, Deputy City Manager; John Dugan, Director, Planning and Community Development]
- 31. <u>14-438</u> Consideration of the following financial items related to the San Antonio Water System: [Ben Gorzell, Chief Financial Officer; Troy

Elliott, Director, Finance]

An Ordinance authorizing the issuance of obligations designated as "City of San Antonio, Texas Water System Junior Lien Revenue and Refunding Bonds, Series 2014A (No Reserve Fund)" (the "Series 2014A Bonds"), in an amount not to exceed \$300,350,000 to fund capital construction, refund outstanding tax-exempt commercial paper notes and refund outstanding revenue bonds for debt service savings;

and

- An Ordinance authorizing the issuance of obligations designated as "City of San Antonio, Texas Water System Variable Rate Junior Lien Revenue and Refunding Bonds, Series 2014B (No Reserve Fund)" (the "Series 2014B Bonds"), in a principal amount not to exceed \$300,350,000 to fund capital construction, refund outstanding tax-exempt commercial paper notes and refund outstanding revenue bonds for debt service savings.
- 32. <u>14-660</u> City Manager's Report

 A. Financial Report Update

THE CITY COUNCIL WILL RECESS FOR LUNCH AT NOON AND RECONVENE TO CONSIDER ANY UNFINISHED COUNCIL BUSINESS

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. Plan amendments and Zoning cases presented by Erik Walsh, Deputy City Manager; Roderick Sanchez, Director, Development Services.

- An Ordinance waiving the variance criteria requirements of Sections 4-6(c), 4-6(d)(6), and 4-6(e)(1) and authorizing the sale of alcoholic beverages for a portion of Lot 6, Block 1, NCB 10934, currently addressed as 2603 Southeast Military Drive, Suite 107, for on-premise consumption within three-hundred (300) feet of the Seidel Learning Center, a Public Educational Institution, located in Council District 3.
- Z-1. 14-396 ZONING CASE # Z2014078 HL (District 1): An Ordinance amending the Zoning District Boundary from "RM-4 NCD-5 AHOD"
 Residential Mixed Beacon Hill Area Neighborhood Conservation
 Airport Hazard Overlay District to "RM-4 HL NCD-5 AHOD"
 Historic Landmark Residential Mixed Beacon Hill Area Neighborhood Conservation Airport Hazard Overlay District on the south 44 feet of

Lots 5 and 6, Block 48, NCB 1872 located at 115 Michigan Avenue. Staff and Zoning Commission recommend approval.

- Z-2. 14-424 ZONING CASE #Z2014090 (District 1): An Ordinance amending the Zoning District Boundary from "R-4 AHOD" Residential Single-Family Airport Hazard Overlay District to "NC AHOD" Neighborhood Commercial Airport Hazard Overlay District on Lot 10, Block 80, NCB 2798 located at 1618 West Hildebrand Avenue. Staff and Zoning Commission recommend approval.
- **Z-3.** 14-400 ZONING CASE #Z2014075 (District 2): An Ordinance amending the Zoning District Boundary from "C-2 AHOD" Commercial Airport Hazard Overlay District to "R-4 AHOD" Residential Single-Family Airport Hazard Overlay District on 17.19 acres out of NCB 15826 located at a portion of the 5200 Block of Eisenhauer Road. Staff and Zoning Commission recommend approval.
- Z-4. 14-409 ZONING CASE #Z2014077 (District 2): An Ordinance amending the Zoning District Boundary from "MF-33 EP-1 AHOD" Multi-Family Facility Parking/Traffic Control-1 Airport Hazard Overlay District, "I-1 EP-1 AHOD" General Industrial Facility Parking/Traffic Control-1 Airport Hazard Overlay District and "I-2 EP-1 AHOD" Heavy Industrial Facility Parking/Traffic Control-1 Airport Hazard Overlay District to "C-3 EP-1 AHOD" General Commercial Facility Parking/Traffic Control-1 Airport Hazard Overlay District on Lots 17, 18, 19 and 20, the remaining portions of Lots 6, 7, 8 and 9, Block 8, NCB 3140 and 0.255 of an acre out of the former Frank right-of-way located on 435 Seguin Street. Staff and Zoning Commission recommend approval.
- **Z-5.** 14-411 ZONING CASE # Z2014081 (District 3): An Ordinance amending the Zoning District Boundary from "R-5" Residential Single-Family District to "C-2NA" Commercial Nonalcoholic Sales District on Parcel 49, NCB 10852 located at 3046 South WW White Road. Staff and Zoning Commission recommend approval.
- Z-6. 14-412 ZONING CASE # Z2014083 HL (District 3): An Ordinance amending the Zoning District Boundary from "R-4 AHOD" Residential Single-Family Airport Hazard Overlay District to "R-4 HL AHOD" Historic Landmark Residential Single-Family Airport Hazard Overlay District on the north 142 feet of the east 39.4 feet of Lot 1 and the

north 142 feet of Lot 2, Block 3, NCB 6869 located at 2106 Steves Avenue. Staff and Zoning Commission recommend approval.

- **Z-7.** <u>14-655</u>
- ZONING CASE # Z2014049 (District 3): An Ordinance amending the Zoning District Boundary from "R-4 MC-2 AHOD" Residential Single-Family South Presa Metropolitan Corridor Overlay Airport Hazard Overlay District to "C-2 MC-2 AHOD" Commercial South Presa Metropolitan Corridor Overlay Airport Hazard Overlay District on Track 5A, NCB 10914, save and except that portion conveyed to the City of San Antonio in Volume 10326, Page 356 of the Deed Records of Bexar County, Texas located on a portion of the 100 Block of San Juan Road. Staff and Zoning Commission recommend approval. (Continued from March 6, 2014)
- **Z-8.** 14-399
- ZONING CASE #Z2014089 CD (District 4): An Ordinance amending the Zoning District Boundary from "I-2 AHOD" Heavy Industrial Airport Hazard Overlay District to "C-2 CD AHOD" Commercial Airport Hazard Overlay District with a Conditional Use for Auto and Light Truck Repair on the north 440 feet of Lot 5 and the east 11 feet of the north 440 feet of Lot 6, Block 4, NCB 8780 located at 3429 Southwest Military Drive. Staff and Zoning Commission recommend approval.
- **Z-9.** 14-397
- ZONING CASE # Z2014087 (District 8): An Ordinance amending the Zoning District Boundary from "C-3 GC-1 MLOD-1" General Commercial Hill Country Gateway Corridor Camp Bullis Military Lighting Overlay District, "C-3 H HS GC-1 MLOD-1" Historic Significant General Commercial Leon Springs Historic Hill Country Gateway Corridor Camp Bullis Military Lighting Overlay District, "C-3 H HS UC-1 GC-1 MLOD-1" Historic Significant General Commercial Leon Springs Historic IH-10/FM 1604 Urban Corridor Hill Country Gateway Corridor Camp Bullis Military Lighting Overlay District, "C-3 H GC-1 MLOD-1" General Commercial Leon Springs Historic Hill Country Gateway Corridor Camp Bullis Military Lighting Overlay District, "C-3 H UC-1 GC-1 MLOD-1" General Commercial Leon Springs Historic IH-10/FM 1604 Urban Corridor Hill Country Gateway Corridor Camp Bullis Military Lighting Overlay District, "C-2 PUD GC-1 MLOD-1" Commercial Planned Unit Development Hill Country Gateway Corridor Camp Bullis Military Lighting Overlay District and "C-2 PUD UC-1 GC-1 MLOD-1" Commercial Planned Unit Development IH-10/FM 1604

Urban Corridor Hill Country Gateway Corridor Camp Bullis Military Lighting Overlay District to "C-2 GC-1 MLOD-1" Commercial Hill Country Gateway Corridor Camp Bullis Military Lighting Overlay District and "C-2 UC-1 GC-1 MLOD-1" Commercial IH-10/FM 1604 Urban Corridor Hill Country Gateway Corridor Camp Bullis Military Lighting Overlay District on 4.687 acres out of NCB 34732 and NCB 34752 located at a portion of the 23900, 24000 and 24100 Blocks of Interstate Highway 10 West. Staff and Zoning Commission recommend approval.

- **P-1.** <u>14-306</u>
- PLAN AMENDMENT #13048 (District 8): An Ordinance amending the future land use plan contained in the North Sector Plan, a component of the Comprehensive Master Plan of the City, by changing the future land use of approximately 22.745 acres of land out of NCB 34034, NCB 18338 and NCB 18335, located along Milsa Drive and Stonewall Hill between Stonewall Parkway and Interstate Highway 10 West, from Suburban Tier to General Urban Tier. Staff and Planning Commission recommend approval. (Associated Zoning Case # Z2013198)
- **Z-10.** 14-416
- ZONING CASE # Z2013198 (District 8): An Ordinance amending the Zoning District Boundary from "C-2 GC-1 MSAO-1 MLOD-1" Commercial Hill Country Gateway Corridor Camp Bullis Military Sound Attenuation Overlay Camp Bullis Military Lighting Overlay District, "C-2 UC-1 GC-1 MSAO-1 MLOD-1" Commercial IH-10/FM 1604 Urban Corridor Hill Country Gateway Corridor Camp Bullis Military Sound Attenuation Overlay Camp Bullis Military Lighting Overlay District, "C-3 MSAO-1 MLOD-1" General Commercial Camp Bullis Military Sound Attenuation Overlay Camp Bullis Military Lighting Overlay District, "C-3 GC-1 MSAO-1 MLOD-1" General Commercial Hill Country Gateway Corridor Camp Bullis Military Sound Attenuation Overlay Camp Bullis Military Lighting Overlay District and "C-3 UC-1 GC-1 MSAO-1 MLOD-1" General Commercial IH-10/FM 1604 Urban Corridor Hill Country Gateway Corridor Camp Bullis Military Sound Attenuation Overlay Camp Bullis Military Lighting Overlay District to "MF-33 MSAO-1 MLOD-1" Multi-Family Camp Bullis Military Sound Attenuation Overlay Camp Bullis Military Lighting Overlay District, "MF-33 GC-1 MSAO-1 MLOD-1" Multi-Family Hill Country Gateway Corridor Camp Bullis Military Sound Attenuation Overlay Camp Bullis Military Lighting Overlay District and "MF-33 UC-1 GC-1

MSAO-1 MLOD-1" Multi-Family IH-10/FM 1604 Urban Corridor Hill Country Gateway Corridor Camp Bullis Military Sound Attenuation Overlay Camp Bullis Military Lighting Overlay District on 10.911 acres out of NCB 18335, NCB 18338 and NCB 34034 located on Portions of the 21500 and 21600 Blocks of Milsa Drive. Staff and Zoning Commission recommended approval.

Z-11. 14-402

ZONING CASE #Z2014074 (District 10): An Ordinance amending the Zoning District Boundary from "C-2 S AHOD" Commercial Airport Hazard Overlay District with a Specific Use Authorization for a Party House/Reception Hall/Ballroom and Meeting Facility with Catering to "C-3R AHOD" General Commercial Restrictive Alcoholic Sales Airport Hazard Overlay District on a 1.862 acre portion of Lot 1, NCB 14088 located at 9315 Broadway. Staff recommends approval. Zoning Commission recommendation pending the March 18, 2014 public hearing.

ADJOURNMENT

6:00 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.