

REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF SAN ANTONIO, HELD IN THE COUNCIL CHAMBERS, MUNICIPAL PLAZA BUILDING, THURSDAY, MARCH 29, 2001.

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2001-13 The regular meeting was called to order at 1:00 P.M. by the Presiding Officer, Mayor Howard W. Peak, with the following members present: AYES: Perez, Salas, Guerrero, Garcia, Barrera, Garza, Conner, Bannwolf, Carpenter, Peak. NAYS: None. ABSENT: Prado.

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2001-13 Invocation by Dr. Albert Long, Wayland Baptist University.

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2001-13 Pledge of Allegiance to the flag of the United States.

2001-13 **RESOLUTION OF APPRECIATION – ALEXANDER E. BRISEÑO**

Mayor Peak invited City Manager Alexander E. Briseño to step to the podium and read a Resolution of Appreciation in honor of his many years of service to the City of San Antonio.

A RESOLUTION
NO. 2001-13-17

RESOLUTION OF APPRECIATION

Whereas, Alexander E. Briseño has served the City of San Antonio with distinction and dedication for over 23 years and since April 27, 1990 as the City Manager; and

Whereas, Alex's tenure has resulted in a Decade of Accomplishments that have brought about positive changes for the City of San Antonio, including

promoting a safe and clean community; maximizing human potential; improving Economic Development; promoting infrastructure; and advancing financial and administrative management – proving that his expertise and leadership ability have been invaluable to the City of San Antonio; and

Whereas, under his leadership, the City has experienced a low unemployment rate of 3.5%; the creation of over 20,000 new jobs per year; revitalization of our downtown; earned an AA+ bond rating; the opening of trade offices in Guadalajara, Monterrey and Mexico City; completion of 1,200 public facilities and streets and drainage construction projects for a total value of \$600 million; and no increase in the property tax rate for seven consecutive years; and

Whereas, Alex has received much positive recognition and numerous awards throughout his career; most recently, the American Society for Public Administration selected him as one of the recipients of the 2001 National Public Service Award – an honor bestowed upon individuals who have had outstanding careers in public service; and

Whereas, in addition to his work for the community, he has initiated various programs that have improved the quality of life for city employees, including a living wage, an enhanced benefits package for the employee and his family, and the creation of the leadership development program to prepare employees to be leaders of tomorrow; and

Whereas, the City Council recognizes that Mr. Briseño's exemplary service, professional acumen, and expertise have greatly benefited the City of San Antonio, and his commitment and sensitivity to the citizens and employees of this City is a legacy that he will leave for future generations; **NOW THEREFORE:**

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BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

That The City Council hereby commends Alexander E. Briseño for his outstanding record of excellence, for his long and devoted service to our City and its citizens, and presents this resolution as a token of its appreciation.

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Mr. Prado made a motion to approve the proposed Resolution. Mr. Perez seconded the motion.

After consideration, the motion, carrying with it the passage of the Resolution, prevailed by the following vote: **AYES:** Perez, Salas, Prado, Garcia, Barrera, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Guerrero, Garza.

Mayor Peak congratulated Mr. Briseño for his exemplary service to the community, noting that he always added his personal touch to the work he dedicated to the City of San Antonio.

Mr. Briseño spoke to the years of service with the City of San Antonio, especially noting that one of the most difficult parts of the job was when a police officer would lose his life in the line of duty. He then asked that a moment of silence be observed in honor of Officer Hector Garza who had just lost his life in the line of duty. He then spoke to the public service of the thousands of City employees as well as the work of the City officials who expended countless hours in service to the community without compensation. Mr. Briseño recognized members of the Executive Team and the Management Team. He also acknowledged members of his family, citing in particular his wife, Mary who, constantly supported his work, and also recognized Alice Lee who served as his personal secretary.

Mayor Peak presented gifts to Mr. Briseño on behalf of the City Council, specifically, a brass eagle and a framed photo of the River and the City.

Mr. Bannwolf spoke to the level of professionalism and compassion that Mr. Briseño demonstrated as a leader for the City of San Antonio. He further extended his congratulations to Alex and his family, and recognized his daughter Veronica who is presently working in municipal government in Austin, Texas.

Mr. Perez thanked Mr. Briseño for his dedication, and for the guidance and the legacy he so strongly believes in. He also commented on the excellent management team he developed throughout the years.

Mr. Garza congratulated Mr. Briseño for his passion for the City, and emphasized on the confidence that the Council always had in his professionalism, and his ability to be

responsive to successes or challenges. Mr. Garza further exemplified Mr. Briseño's dedication and commitment to placing the interests of the community as a top priority.

Ms. Conner noted Mr. Briseño's open door policy for any assistance that the Council needed, and also commented on his love for the family.

Ms. Guerrero spoke of the commitment to the employees and the community, and especially the exemplary service to the City Council in addressing various critical issues of the City.

Mr. Prado spoke to Mr. Briseño's dedicated public service and love for the community and its people.

Mr. Carpenter commended his years of service to the community.

Mr. Garcia thanked Mr. Briseño for the years of service to the City, which will long be remembered.

Mr. Salas also commended his outstanding service to the community, and for the role model he has been to employees of the City of San Antonio.

Mayor Peak reiterated on the exemplary service of Mr. Briseño, and extended best wishes on his retirement to him and his family.

Ms. Terry Brechtel, City Manager Designee, spoke on behalf of the Management Team and the Executive Team in commending him for the work and dedication to the City and to the community, and congratulated Mr. Briseño and his family.

2001-13 **CONSENT AGENDA – CITIZENS COMMENTS**

Mr. Faris Hodge, Jr., 140 Dora, spoke to the service of Mr. Briseño, and also on the various candidates running for Council office. He further emphasized the need for additional police officers.

Mr. Bill Lee, 1719 Summerwood, spoke to the attendance limits imposed by the proposed agenda item #30 and stated it would be difficult to bring entertainment to the Sunken Garden especially with the reduction of the capacity, thus making it harder to compete. He also urged the City Council to reconsider negotiations on the rental rates.

Mr. Virgil Thompson, Cox Radio, Inc., spoke to the high rental fee, especially when they work mostly with non-profit organizations, and urged City Council to reconsider reducing the rental fee.

Mr. Sirron Kyler, Annual Bob Marley Festival Tour, expressed concern on the high rental rates for the non-profit groups. He stated that the monies going to charities would be affected because of the escalating costs in putting the show together.

Mr. Jeff Land, representing local musician groups, stated that programs held at the Sunken Garden was their only venue to have large audiences in order to showcase local music talent, and that the high rental fees and limited audience capacity would hinder the programs.

Mr. Bill Lee, 1719 Summerwood, stated that the new amphitheater will take most of the new shows, and the local musicians would not be able to compete due to the high rental fees. He urged City Council to reconsider the fees especially for non-profit groups, and to also maintain audience capacity as it is presently.

Mr. Jack M. Finger, P.O. Box 12048, spoke to various items on the agenda, specifically citing campaign contributions of various Council members.

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2001-13 CONSENT AGENDA

Mr. Salas made a motion to approve Agenda Items 8 through 43F, constituting the Consent Agenda, except for Items 10, 15, 30 which were pulled for individual consideration. Ms. Guerrero seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinances, prevailed by the following vote: **AYES:** Perez, Salas, Guerrero, Garcia, Barrera, Garza, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Prado.

Item 18 was considered, however, later in the meeting it was reconsidered to note the abstention for Mr. Bannwolf, see Page 20 of the minutes.

AN ORDINANCE 93645

ACCEPTING THE LOW, QUALIFIED BID BY FIRE, INC. D/B/A FOUR ALARM FIRE EQUIPMENT (WBE) TO PROVIDE THE CITY OF SAN ANTONIO FIRE

DEPARTMENT WITH TWO THERMAL IMAGING CAMERAS, WITH IMAGING KITS, FOR A TOTAL OF \$25,990.00.

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AN ORDINANCE 93646

ACCEPTING AND RATIFYING THE PROPOSAL FROM THE TRANE COMPANY TO PROVIDE THE CITY OF SAN ANTONIO ALAMODOME WITH EMERGENCY REPAIR TO THE ICE CHILLER FOR A TOTAL OF \$19,537.00, AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 93647

DESIGNATING THE FIRM OF K.M. NG & ASSOCIATES, INC. TO PROVIDE ENGINEERING SERVICES FOR THE LOT 9 DEMOLITION, UPGRADE & MODIFICATION PROJECT AT SAN ANTONIO INTERNATIONAL AIRPORT; AUTHORIZING NEGOTIATION AND EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT IN AN AMOUNT NOT TO EXCEED \$32,582.00; AUTHORIZING \$3,200.00 FOR ENGINEERING CONTINGENCIES; AUTHORIZING \$5,000.00 FOR ADMINISTRATIVE EXPENSES; ESTABLISHING THE BUDGET; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 93648

AMENDING A PROFESSIONAL SERVICES CONTRACT WITH MAESTAS & BAILEY, INC. FOR AN ADDITIONAL AMOUNT OF \$26,726.76 IN CONNECTION WITH THE ISOM ROAD FROM RAMSEY TO U.S. 281 PROJECT, LOCATED IN COUNCIL DISTRICT 9; AND PROVIDING FOR PAYMENT. (AMENDS ORDINANCE NO. 89813, MAY 27, 1999; ORDINANCE NO. 91918, JUNE 8, 2000.)

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AN ORDINANCE 93649

APPROVING FIELD ALTERATION NO. 9 IN THE AMOUNT OF \$30,257.98 AND RATIFYING FIELD ALTERATION NO. 2 IN THE AMOUNT OF \$188,737.56 AND FIELD ALTERATION NO. 10 IN THE AMOUNT OF \$43,470.00, FOR AN OVERALL TOTAL OF \$262,465.54 PAYABLE TO LAUGHLIN ENVIRONMENTAL, INC. IN CONNECTION WITH THE QUINTANA ROAD DRAINAGE EXTENSION #64 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT, LOCATED IN COUNCIL DISTRICT 4; AUTHORIZING AN ADDITIONAL \$3,025.80 FOR CONSTRUCTION CONTINGENCY EXPENSES; AUTHORIZING AN AMOUNT NOT TO EXCEED \$6,180.00 FOR ENGINEERING EXPENSES PAYABLE TO FERNANDEZ, FRAZER, WHITE AND ASSOCIATES, INC.; AUTHORIZING \$618.00 FOR ENGINEERING CONTINGENCY EXPENSES; REVISING THE PROJECT BUDGET AND PROVIDING FOR PAYMENT. (AMENDS ORDINANCE NO. 89918, JUNE 10, 1999.)

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AN ORDINANCE 93650

AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE TEXAS DEPARTMENT OF TRANSPORTATION FOR THE INSTALLATION AND REIMBURSEMENT OF MAINTENANCE AND OPERATING EXPENSES FOR TRAFFIC SIGNALS AT INTERCHANGES ALONG CONTROLLED ACCESS FACILITIES WITHIN THE CORPORATE LIMITS OF THE CITY OF SAN ANTONIO.

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AN ORDINANCE 93651

AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT WITH NAYAK AVIATION CORPORATION OF APPROXIMATELY 491,633 SQUARE FEET OF GROUND SPACE AND SEVEN BUILDINGS LOCATED THEREUPON, CONTAINING APPROXIMATELY 125,278 SQUARE FEET OF HANGAR AND OFFICE SPACE, AT SAN ANTONIO INTERNATIONAL AIRPORT, FOR A TOTAL ANNUAL RENTAL OF \$264,832.73.

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AN ORDINANCE 93652

AUTHORIZING PAYMENT IN THE AMOUNT OF \$500.00 TO JOE MARTINEZ FOR RELOCATION EXPENSES IN CONNECTION WITH THE MISSION TRAILS PARKWAY, PACKAGE IV PROJECT; APPROPRIATING FUNDS AND PROVIDING FOR PAYMENT. (AMENDS ORDINANCE NO. 92456, SEPTEMBER 7, 2000.)

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AN ORDINANCE 93653

DECLARING A PUBLIC NECESSITY FOR THE ACQUISITION OF FEE SIMPLE TITLE TO LOTS 1 AND 2, BLOCK 8, NEW CITY BLOCK 8777, SOMERSET PLACE, SIXTH FILING SUBDIVISION, IN THE CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS, FOR A PUBLIC PURPOSE, NAMELY THE FIRE STATION NO. 25 PROJECT; AND AUTHORIZING THE CITY ATTORNEY TO FILE EMINENT DOMAIN PROCEEDINGS.

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AN ORDINANCE 93654

APPROVING A DEVELOPMENT AGREEMENT WITH THE CARVER DEVELOPMENT BOARD, A TEXAS NON-PROFIT CORPORATION, FOR CONSTRUCTION OF IMPROVEMENTS TO THE CITY-OWNED LITTLE CARVER BUILDING, LOCATED AT THE CORNER OF NORTH OLIVE STREET AND THE FORMER GIBBS STREET, LOCATED ON A PORTION OF LOT 1, BLOCK 7, NCB 592, PURSUANT TO A CONSTRUCTION CONTRACT BETWEEN THE BOARD AND J. T. VAUGHN CONSTRUCTION COMPANY, INC. IN THE AMOUNT OF \$1,341,783.00, FUNDED BY THE BOARD, IN CONNECTION WITH THE CARVER COMPLEX PROJECT.

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AN ORDINANCE 93655

GRANTING A 20-FOOT BY 82-FOOT (1,640 SQUARE FEET) FIRE ACCESS EASEMENT TO THE CARVER ACADEMY, INC., A TEXAS NON-PROFIT CORPORATION, OUT OF LOT 1, BLOCK 7, NCB 592 CARVER COMPLEX

SUBDIVISION TO ALLOW FIRE LANE ACCESS FOR A FIRE TRUCK AND FIRE FIGHTING EQUIPMENT FROM CENTER STREET TO THE ACADEMY'S PROPERTY AND FOR INSTALLATION OF NECESSARY STRIPPING, SIGNAGE, A KNOX BOX COMPANY PADLOCK, AND ANY OTHER IDENTIFICATION AND SAFETY-RELATED FEATURES REQUIRED BY THE ACADEMY, THE CITY OF SAN ANTONIO'S BUILDING INSPECTIONS AND FIRE DEPARTMENTS, IN CONNECTION WITH THE CARVER COMPLEX PROJECT.

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AN ORDINANCE 93656

APPROVING A CROSS PARKING LICENSE AGREEMENT WITH THE CARVER ACADEMY, INC., A TEXAS NON-PROFIT CORPORATION, FOR THE PURPOSE OF PARKING MOTORIZED AND NON-MOTORIZED VEHICLES NECESSARY FOR OFF-STREET PARKING TO ATTEND THE CITY-OWNED CARVER COMMUNITY CULTURAL CENTER AND LITTLE CARVER BUILDING EVENTS AND ACTIVITIES ON PARKING FACILITIES TO BE CONSTRUCTED ON THE SOUTHSIDE OF THE CARVER ACADEMY CAMPUS IN CONSIDERATION FOR THE ACADEMY'S NON-EXCLUSIVE USE WITH THE CITY AND THE PUBLIC IN GENERAL OF CITY-OWNED PARKING ON NORTH HACKBERRY STREET, IN THE VICINITY OF SAID PROJECT, ALL OF SAID PARKING FACILITIES TO BE LOCATED IN AN AREA GENERALLY BOUNDED BY NORTH HACKBERRY, CENTER, PINE AND PASO HONDO STREETS, IN CONNECTION WITH THE CARVER COMPLEX PROJECT.

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AN ORDINANCE 93657

AUTHORIZING THE NEGOTIATION AND EXECUTION OF A JOINT USE AND MAINTENANCE AGREEMENT (INCORPORATING A MUTUAL UTILITY USE AND EASEMENT AGREEMENT, AND REPAIR PROVISIONS), WITH THE CARVER ACADEMY, INC., A TEXAS NON-PROFIT CORPORATION, IN ORDER TO PROVIDE THE MOST EFFICIENT AND COST-EFFECTIVE JOINT USAGE OF UNDERGROUND UTILITIES LINES AND TRANSFORMERS, AND OTHER ESSENTIAL PROVISIONS, AS NECESSITATED BY THE ARCHITECTURAL AND ENGINEERING DESIGNS, FOR USE OF THE CITY-OWNED CARVER COMMUNITY CULTURAL CENTER AND LITTLE CARVER BUILDING AND

ADJACENT CARVER ACADEMY CAMPUS, IN CONNECTION WITH THE CARVER COMPLEX PROJECT.

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AN ORDINANCE 93658

AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT WITH GENERAL INVESTMENT CORPORATION OF SAN ANTONIO, TEXAS FOR 2,616 SQUARE FEET OF OFFICE SPACE AT THE WESTSIDE PROFESSIONAL BUILDING LOCATED AT 700 SOUTH ZARZAMORA FOR USE BY THE YOUTH SERVICES AND LITERACY SERVICES DIVISIONS OF THE DEPARTMENT OF COMMUNITY INITIATIVES FOR A SIXTY (60) MONTH TERM BEGINNING MAY 1, 2001 AND ENDING APRIL 30, 2006 AT A BASE MONTHLY RENTAL IN THE AMOUNT OF \$2,616.00; AUTHORIZING THE EXECUTION OF ANY OTHER NECESSARY DOCUMENTS IN CONNECTION THEREWITH; AND AUTHORIZING THE PAYMENT OF THE MONTHLY LEASE RENTAL.

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AN ORDINANCE 93659

AUTHORIZING THE ESTABLISHMENT OF ONE TEMPORARY POSITION FOR THE LIBRARY DEPARTMENT, TO BE FUNDED FROM THE GIFT & MEMORIAL FUND, IN AN AMOUNT NOT TO EXCEED \$15,000.00.

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AN ORDINANCE 93660

AUTHORIZING THE ACCEPTANCE OF UP TO \$57,800.00 IN CASH FROM SMITHKLINE BEECHAM PHARMACEUTICALS FOR THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT TO PARTICIPATE IN A CLINICAL RESEARCH STUDY TO EVALUATE THE EFFECTIVENESS OF THE HUMAN ROTAVIRUS VACCINE IN CHILDREN FOR THE PERIOD APRIL 1, 2001 THROUGH DECEMBER 31, 2002; AUTHORIZING THE EXECUTION OF AN INVESTIGATOR AGREEMENT WITH SMITHKLINE BEECHAM PHARMACEUTICALS; ESTABLISHING A FUND; ADOPTING A BUDGET;

APPROVING A PERSONNEL COMPLEMENT AND AUTHORIZING PAYMENTS FOR CONTRACTUAL SERVICES.

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AN ORDINANCE 93661

AUTHORIZING THE ACCEPTANCE OF CASH GRANTS FROM MERCK & COMPANY, INC. IN THE AMOUNT OF \$500.00 AND \$7,660.00 FROM INFINITY BROADCASTING CORPORATION TO AUGMENT FUNDING OF THE SPECIAL IMMUNIZATIONS PROMOTION PROJECT OF THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT; AND REVISING THE PROJECT BUDGET. (AMENDS ORDINANCE NO. 92955, NOVMEBER 30, 2000.)

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AN ORDINANCE 93662

ACCEPTING A GIFT FROM CANDLER & ASSOCIATES, INC., CONSISTING OF THE FINAL SALVAGE (FUSELAGE) OF ONE (1) FAIRCHILD METRO II AIRCRAFT, TO BE USED AS A STATIC MODEL FOR CONTINUING TRAINING OF FIRE AND RESCUE PERSONNEL AT SAN ANTONIO INTERNATIONAL AIRPORT.

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AN ORDINANCE 93663

AUTHORIZING AND CONSENTING TO THE ASSIGNMENT AND ASSUMPTION OF THE AGREEMENT FOR THE FOOD AND BEVERAGE CONCESSION AT SAN ANTONIO INTERNATIONAL AIRPORT FROM CA ONE SERVICES, INC. TO BRAZOS/ANDRADE.

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AN ORDINANCE 93664

AUTHORIZING THE EXECUTION OF THE FIRST OF TWO (2) ONE-YEAR RENEWAL OPTIONS WITH TRADE SHOW ELECTRIC, HARPER WOOD ELECTRIC AND EDLEN ELECTRICAL TO PROVIDE TEMPORARY UTILITY

SERVICES FOR INDIVIDUAL EVENTS/FUNCTIONS AT THE HENRY B. GONZALEZ CONVENTION CENTER, LILA COCKRELL THEATER, MUNICIPAL AUDITORIUM, ALAMODOME AND NELSON W. WOLFF MUNICIPAL STADIUM, BEGINNING MARCH 16, 2001, FOR A CONSIDERATION OF 18% OF GROSS RECEIPTS, LESS TAXES.

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AN ORDINANCE 93665

AUTHORIZING THE EXECUTION OF A DELEGATE AGENCY CONTRACT WITH THE SAN ANTONIO NEIGHBORHOOD RESOURCE CENTER/NEIGHBORHOOD ASSISTANCE CORPORATION (NRC) TO PROVIDE NEIGHBORHOOD SERVICES FOR FISCAL YEAR 2000-2001 FOR A TOTAL SUM OF \$50,000.00; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 93666

APPROVING THE PROPOSED TRANSPORTATION PLANNING PROJECTS TO BE SUBMITTED TO THE METROPOLITAN PLANNING ORGANIZATION FOR FUNDING IN FISCAL YEAR 2001 - 2002.

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AN ORDINANCE 93667

AUTHORIZING THE SUBMISSION OF A \$679,127.00 GRANT APPLICATION TO THE TEXAS DEPARTMENT OF HUMAN SERVICES FOR THE 2001 SUMMER FOOD SERVICE PROGRAM OPERATED BY THE DEPARTMENT OF PARKS AND RECREATION; AUTHORIZING THE ACCEPTANCE OF THE GRANT IF AWARDED; APPROPRIATING FUNDS; APPROVING A BUDGET AND PERSONNEL COMPLEMENT; AUTHORIZING THE TRANSFER OF FUND BALANCES FROM THE 2000 SUMMER FOOD SERVICE PROGRAM INTO THE

2001 SUMMER FOOD SERVICE PROGRAM BUDGET; AND AUTHORIZING THE ACCEPTANCE OF ADDITIONAL FOOD SUPPORT IF AWARDED DURING THE TERM OF THIS PROJECT.

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AN ORDINANCE 93668

APPROVING A CONTRACT FOR ELECTION SERVICES WITH BEXAR COUNTY THROUGH THE BEXAR COUNTY CLERK, SETTING FORTH THE DUTIES AND RESPONSIBILITIES OF BEXAR COUNTY THROUGH THE BEXAR COUNTY CLERK, INCLUDING THE APPOINTMENT OF ELECTION OFFICERS AND AUTHORIZING THE CANVASSING OF THE ELECTION OF MAY 5, 2001, JOINT GENERAL AND SPECIAL ELECTION, AND IF NECESSARY, A RUN-OFF ELECTION ON MAY 29, 2001, AND AUTHORIZING PAYMENT FOR THESE SERVICES.

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AN ORDINANCE 93669

APPOINTING A JOINT ELECTION WITH THE NORTHSIDE INDEPENDENT SCHOOL DISTRICT, THE EDGEWOOD INDEPENDENT SCHOOL DISTRICT AND THE SAN ANTONIO INDEPENDENT SCHOOL DISTRICT CONDUCTED BY THE BEXAR COUNTY CLERK TO BE HELD ON THE 5TH DAY OF MAY, 2001.

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AN ORDINANCE 93670

AMENDING ORDINANCE NO. 93491, PASSED AND APPROVED ON FEBRUARY 22, 2001, TO REFLECT CHANGES TO THE POLLING SITES TO BE USED ON THE MAY 5, 2001 JOINT GENERAL AND SPECIAL ELECTION. (AMENDS ORDINANCE NO. 93491, FEBRUARY 22, 2001.)

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AN ORDINANCE 93671

AUTHORIZING THE EXECUTION OF A PERSONAL SERVICES CONTRACT WITH THE SOUTHWEST SCHOOL OF ART & CRAFT IN THE AMOUNT OF \$10,500.00 TO PAINT A MURAL FOR ATTACHMENT TO THE ST. MARY'S STREET GARAGE CONSTRUCTION FENCE, WHICH MURAL MAY BE REUSED AS DESIRED, AND AUTHORIZING ACCEPTANCE OF \$2,500.00 FROM THE DOWNTOWN IMPROVEMENT DISTRICT AND \$3,000.00 FROM THE DOWNTOWN PUBLIC IMPROVEMENT DISTRICT TO HELP FUND THE CONTRACT.

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AN ORDINANCE 93672

AN ORDINANCE AUTHORIZING AN AMENDMENT OF THE CONTRACT WITH SHL USA, INC. (FORMERLY SHL LANDY JACOBS, INC.) IN ACCORDANCE WITH CURRENT CONTRACT PROVISIONS TO PROVIDE FOR THE DEVELOPMENT OF A FOURTH VALIDATED WRITTEN ENTRY-LEVEL EXAMINATION FOR THE POSITION OF POLICE CADET, SAN ANTONIO POLICE DEPARTMENT, FOR AN AMOUNT NOT TO EXCEED \$25,000.00. (AMENDS ORDINANCE NO. 88193, JULY 30, 1998.)

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AN ORDINANCE 93673

AUTHORIZING AN AMENDMENT TO A PROFESSIONAL SERVICES CONTRACT WITH ECONOMICS RESEARCH ASSOCIATES (ERA) TO PROVIDE COMPENSATION FOR ADDITIONAL TRAVEL TO AND SERVICES PROVIDED WHILE IN SAN ANTONIO FOR AN AMOUNT NOT TO EXCEED \$14,000.00, AND TO MODIFY REPORTING REQUIREMENTS. (AMENDS ORDINANCE NO. 92408, AUGUST 24, 2000.)

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AN ORDINANCE 93674

APPROVING A PARADE PERMIT AND AUTHORIZING THE TEMPORARY CLOSURE OF ONE LANE OF THE FOLLOWING STREETS ON FRIDAY, APRIL 6,

2001 FROM 9:45 A.M. UNTIL 11:30 A.M., IN ORDER FOR THE CITY OF SAN ANTONIO DEPARTMENT OF COMMUNITY INITIATIVES TO HOLD ITS 60+ MARDI GRAS PARADE: MARTIN LUTHER KING, FROM THE ENTRANCE OF MARTIN LUTHER KING PARK TO PECAN VALLEY; PECAN VALLEY, FROM MARTIN LUTHER KING TO RIGSBY, RIGSBY FROM PECAN VALLEY TO THE ENTRANCE OF COMANCHE PARK #2.

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AN ORDINANCE 93675

AUTHORIZING THE TEMPORARY CLOSURE OF THE NORTH SIDE OF NUEVA BETWEEN ALAMO AND PRESA STREETS BEGINNING ON FRIDAY, APRIL 6, 2001 UNTIL SUNDAY, APRIL 8, 2001 AT 8:00 P.M. IN ORDER FOR THE HISTORIC LITTLE CHURCH OF LA VILLITA TO HOLD ITS STARVING ARTIST ART SHOW.

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AN ORDINANCE 93676

AUTHORIZING THE TEMPORARY CLOSURE OF S.W. 29TH STREET BETWEEN SAN LUIS AND RANDALL ON SATURDAY, APRIL 7, 2001 FROM AT 2:00 P.M. TO 9:00 P.M. IN ORDER FOR THE LAS PALMAS CHURCH OF THE NAZARENE TO HOLD ITS CHURCH CELEBRATION.

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AN ORDINANCE 93677

AUTHORIZING THE TEMPORARY CLOSURE OF PIKE ROAD BETWEEN ROCKHILL AND URBAN CREST ON SATURDAY, APRIL 7, 2001 BEGINNING AT 2:00 P.M. UNTIL 8:00 P.M. IN ORDER FOR THE NORTHWOOD SCHOOL PTA TO HOLD ITS "SPRING CARNIVAL."

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AN ORDINANCE 93678

AUTHORIZING ALPHA-LEE ENTERPRISES, INC. TO CONDUCT SIX FIREWORK DISPLAYS ON AN OPEN FIELD ACROSS FROM 5757 HWY. 90 AT APPROXIMATELY 9:00 P.M. OR AT THE CONCLUSION OF THE MISSIONS BASEBALL GAMES SCHEDULED FOR APRIL 7 AND 14, 2001; MAY 12, 2001; JULY 28, 2001; AUGUST 4 AND 18, 2001.

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AN ORDINANCE 93679

APPOINTING MARY R. RITTGERS (DISTRICT 1) TO THE ARTS AND CULTURAL ADVISORY COMMITTEE FOR A TERM OF OFFICE TO EXPIRE ON NOVEMBER 15, 2002.

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AN ORDINANCE 93680

RE-APPOINTING HARRY OLIVER (DISTRICT 3) TO THE TAX PHASE-IN ADVISORY COMMITTEE FOR A TERM OF OFFICE TO EXPIRE ON MAY 18, 2002.

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AN ORDINANCE 93681

APPOINTING JEREMY DOUGLAS HENDE (DISTRICT 7) TO THE AFFIRMATIVE ACTION ADVISORY COMMITTEE FOR A TERM OF OFFICE TO EXPIRE ON JANUARY 31, 2003.

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AN ORDINANCE 93682

APPOINTING JOHN ANDREW ELIZONDO (DISTRICT 7) TO THE TRANSPORTATION ADVISORY BOARD FOR A TERM OF OFFICE TO EXPIRE ON JANUARY 26, 2003.

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AN ORDINANCE 93683

APPOINTING CLARISSA MARIE LOPEZ (DISTRICT 7) AND JESSICA LIBRON (DISTRICT 4) TO THE SAN ANTONIO YOUTH COMMISSION FOR A TERM OF OFFICE TO EXPIRE ON JUNE 1, 2002.

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AN ORDINANCE 93684

RE-APPOINTING DR. JUDITH SMITH (DISTRICT 3) TO THE SAN ANTONIO COMMISSION ON LITERACY FOR A TERM OF OFFICE TO EXPIRE ON SEPTEMBER 15, 2003.

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2001-13 The Clerk read the following Ordinance:

AN ORDINANCE 93685

AMENDING THE PROFESSIONAL SERVICES AGREEMENT WITH POZNECKI CAMARILLO, INC., TO PROVIDE ADDITIONAL INSPECTION SERVICES FOR THE TAXIWAY "H" RECONSTRUCTION PHASE 2 PROJECT AT SAN ANTONIO INTERNATIONAL AIRPORT, IN AN AMOUNT NOT TO EXCEED \$17,357.92; APPROPRIATING FUNDS; REVISING THE BUDGET; AND PROVIDING FOR PAYMENT. (AMENDS ORDINANCE NO. 89960, JUNE 24, 1999.)

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Mr. Salas made a motion to approve the proposed Ordinance. Ms. Guerrero seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Salas, Guerrero, Garcia, Barrera, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Prado, Garza.

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2001-13 The Clerk read the following Ordinance:

AN ORDINANCE 93686

SELECTING ALLIANCE-TEXAS ENGINEERING COMPANY TO PROVIDE PROFESSIONAL TRANSPORTATION ENGINEERING PLANNING STUDIES FOR A PERIOD OF ONE CALENDAR YEAR; AUTHORIZING THE NEGOTIATION AND EXECUTION OF AN ON-CALL PROFESSIONAL SERVICES AGREEMENT; AND AUTHORIZING THE ESTABLISHMENT OF A FUND IN THE AMOUNT OF \$175,000.00 AS THE MAXIMUM AMOUNT OF FUNDS TO BE EXPENDED.

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Mr. Perez made a motion to approve the proposed Ordinance. Ms. Guerrero seconded the motion.

Mr. Tom Wendorf, Director of Public Works, explained the Request for Proposal process and also addressed the funding source for the proposed project.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Salas, Guerrero, Garcia, Barrera, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Prado, Garza.

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2001-13 The Clerk read the following Ordinance:

AN ORDINANCE 93687

AMENDING THE CITY CODE OF THE CITY OF SAN ANTONIO BY ESTABLISHING ATTENDANCE LIMITS AND MAXIMUM FEE RATES FOR USE OF THE CITY'S SUNKEN GARDEN THEATER IN BRACKENRIDGE PARK FOR

COMMUNITY EVENTS. (AMENDS ORDINANCE NO. 92517, SEPTEMBER 14, 2000, CITY CODE, CHAPTER 22-19.)

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Mr. Bannwolf made a motion to approve the proposed Ordinance. Mr. Salas seconded the motion.

Mr. Malcolm Matthews, Director of Parks and Recreation, explained how the proposed changes would impact the neighborhoods with respect to the traffic congestion, the crowd control at the various functions. He further outlined the proposed limitations of audience capacity and the various fees charged for the respective events.

In response to Mayor Peak, Mr. Matthews delineated the Phase II improvements to the theatre, noting that the ADA requirements had to be included. He added that the improvements were funded through the 1994 bond issue.

Mayor Peak stated that the Tea Garden was a unique setting to San Antonio, and that it had been in deplorable condition. He further stated that the bond monies had been long overdue in getting the improvements for Sunken Garden, and urged that these improvements be made as soon as possible.

In response to Mr. Bannwolf, Mr. Matthews further clarified the various fees set forth through the numerous events to be held at the Sunken Garden, he also noted that many non-profitable events would be included.

Mr. Bannwolf made a motion to amend the proposed Ordinance by reducing the Commercial events-admission charged events from \$4,000 minimum to \$6,000 maximum; Non-Profit events-admission charged, reducing the maximum fee from \$7,000 to \$3,000; and the Non admission events, reducing the maximum fee from \$5,000 to \$1,500. Mr. Salas seconded the motion.

In response to Mr. Salas, Mr. Matthews clarified the percentages of sales for commercial events, and also stated there would be substantial repairs made to the seats in the Sunken Garden which have been deteriorating for some years now.

In response to Mr. Garcia regarding the minimum and maximum fees, Mr. Matthews stated that the minimum fee had to be paid regardless of the number of people in attendance and the maximum fee depended on the gross sales. He stated that a cap was necessary in order to continue the rental of the facility. He also stated that the sales vary

from event to event, and noted that because there are no gross receipts, the fees may be a flat amount paid to the City.

Mayor Peak stated that the increase was justified, however there needed to be some ability to share in the profits.

Discussion continued on the cost associated with minimum and maximum fees and the cost associated with security, cleanup, and insurance for each of the events.

Mr. Matthews ascertained that the non-profits were the majority of events to be held at the Sunken Garden, and he also noted that the non-profits are usually all-day events.

The amendment as presented by Mr. Bannwolf prevailed by the following vote: **AYES:** Perez, Salas, Guerrero, Prado, Garcia, Barrera, Garza, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** None.

The main motion as amended, prevailed by the following vote: **AYES:** Perez, Salas, Guerrero, Prado, Garcia, Barrera, Garza, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** None.

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2001-13 The Clerk then read the following Ordinance:

AN ORDINANCE 93688

DECLARING THE HOUSTON STREET - NEW BRAUNFELS TO ONSLOW METROPOLITAN PLANNING ORGANIZATION PROJECT AND THE HOUSTON STREET - PINE TO NEW BRAUNFELS METROPOLITAN PLANNING ORGANIZATION PROJECT ("PROJECTS") TO BE PUBLIC PROJECTS; DECLARING A PUBLIC NECESSITY FOR THE ACQUISITION OF THE FEE SIMPLE TITLE AND/OR EASEMENT INTEREST TO CERTAIN PRIVATELY OWNED REAL PROPERTY, BY NEGOTIATIONS AND/OR CONDEMNATION, IF NECESSARY, FOR PUBLIC IMPROVEMENTS FOR USE AS A PART OF THESE PROJECTS; TO WIT ALL OR PORTIONS OF THE PROPERTIES LISTED AS FOLLOWS: A 358 SQUARE FOOT TRACT OUT OF LOT 10, BLOCK 2, NCB 1370; A 67 SQUARE FOOT TRACT OUT OF LOT 12B, BLOCK 6, NCB 6340, JEFFERSON HEIGHTS SUBDIVISION; A 49 SQUARE FOOT TRACT OUT OF LOT 1A, BLOCK 9, NCB 6343, JEFFERSON HEIGHTS SUBDIVISION; A 67 SQUARE FOOT TRACT OUT OF LOT 24B, BLOCK 5, NCB 6339, JEFFERSON HEIGHTS SUBDIVISION; A

24 SQUARE FOOT TRACT OUT OF LOT 15A, BLOCK 10, NCB 6344, JEFFERSON HEIGHTS SUBDIVISION; AND AN 80 SQUARE FOOT TRACT OUT OF LOT 28A, BLOCK 10, NCB 6344, JEFFERSON HEIGHTS SUBDIVISION; ALL IN THE CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS, FOR A PUBLIC PURPOSE AS PART OF THESE PROJECTS; ESTABLISHING JUST COMPENSATION FOR THE PROPERTY; APPROPRIATING FUNDS FOR THE PROJECTS AND MISCELLANEOUS EXPENSES ASSOCIATED WITH THE PROJECTS SUCH AS APPRAISALS AND ATTORNEY'S FEES; AUTHORIZING THE CITY STAFF AND/OR ITS DESIGNATED REPRESENTATIVES TO NEGOTIATE WITH AND TO ACQUIRE THE PROPERTY FROM THE OWNERS ON THE APPROVED TERMS; AUTHORIZING THE CITY ATTORNEY AND/OR DESIGNATED SPECIAL COUNSEL TO FILE EMINENT DOMAIN PROCEEDINGS, IF NECESSARY; FINDING THE ORDINANCE TO HAVE BEEN CONSIDERED PURSUANT TO THE LAWS GOVERNING OPEN MEETINGS; AND ESTABLISHING AN EFFECTIVE DATE.

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Mr. Perez made a motion to approve the proposed Ordinance. Mr. Prado seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Salas, Guerrero, Prado, Garcia, Barrera, Garza, Conner, Carpenter, Peak. **ABSTAIN:** Bannwolf. **NAYS:** None. **ABSENT:** None.

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2000-13 **PUBLIC HEARING – CLOSING A PORTION OF PUBLIC RIGHT OF WAY**

Mayor Peak declared the Public Hearing to be open.

Mr. Oscar Serrano, Asset Management Department, narrated a slide presentation on the proposed closure of a portion of Rogers Road, a copy of which presentation is made a part of the papers of this meeting. He outlined the purpose of the closure, described the subject property, delineating the notification process and the financial impact of the project.

The following citizen(s) appeared to speak:

Mr. Faris Hodge, Jr., 140 Dora, spoke in support of the proposed project for H.E.B. who provided a large number of jobs for the community.

Ms. Julie Iris Oldham, P.O. Box 40263, urged the City Council to support the street closure.

There being no further citizens signed to speak to this matter, Mayor Peak declared the Public Hearing to be closed.

The Clerk read the following Ordinance:

AN ORDINANCE 93689

CLOSING, VACATING AND ABANDONING A PORTION OF IMPROVED ROGERS ROAD PUBLIC RIGHT OF WAY LOCATED DIRECTLY SOUTH OF CULEBRA ROAD, AS REQUESTED BY THE PETITIONER CULEBRA MARKET, LTD., A TEXAS LIMITED PARTNERSHIP; AND AUTHORIZING THE WAIVER OF THE FEE OF \$11,668.00 IN EXCHANGE FOR \$446,638.00 OF COMMITTED IMPROVEMENTS AND PROPERTY DEDICATION FROM PETITIONER.

* * * *

Mr. Barrera made a motion to approve the proposed Ordinance. Ms. Conner seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Guerrero, Prado, Barrera, Garza, Conner, Bannwolf, Carpenter, Peak. **ABSTAIN:** Perez. **NAYS:** None. **ABSENT:** Salas, Garcia.

— — —
2001-13 ITEMS FOR INDIVIDUAL CONSIDERATION – CITIZEN COMMENTS

Mr. Jack M. Finger, P.O. Box 12048, commented on the funds being expended out of contingency accounts before the Election.

2001-13 ITEMS FOR INDIVIDUAL CONSIDERATION

The Clerk read the following Ordinance:

AN ORDINANCE 93690

AUTHORIZING THE ACCEPTANCE OF A FEDERAL AVIATION ADMINISTRATION AIRPORT IMPROVEMENT GRANT, WHEN OFFERED, IN THE AMOUNT OF \$200,000.00 IN SUPPORT OF THE AIR CARGO FLOW STUDY FOR SAN ANTONIO AVIATION FACILITIES; APPROPRIATING FUNDS; ESTABLISHING THE BUDGET; AND PROVIDING FOR PAYMENT.

* * * *

Mr. Bannwolf made a motion to approve the proposed Ordinance. Mr. Carpenter seconded the motion.

Mr. Manuel Longoria, Assistant Director of Economic Development, narrated a slide presentation on the Air Cargo Flow Study for San Antonio's Aviation Facilities, a copy of which presentation is made a part of the papers of this meeting. He outlined the purpose of the contract, the background on the Aviation Industry Strategic Plan, the RFP process, the Air Cargo Flow Study Selection Panel and the evaluation process. He further noted the evaluation process, the selection criteria and panel rating, profile of the regional air cargo industry, the policy analysis and the financial impact.

In response to Mr. Barrera, Mr. Longoria stated that most of the freight was to be located at the International Airport, and that Kelly USA would maintain heavier cargo. Mr. Longoria also noted that through negotiations, the Aviation Department would determine how to split up the contract and maintain a balance of the grant.

Mr. Prado thanked City staff for the presentation, emphasizing the importance of this effort for the future of Kelly USA and how the cargo will be a major asset to the success of Kelly USA.

Mr. Garcia commended the congressional representatives for their contributions to get Kelly USA on track and be able to provide employment for the citizens of San Antonio.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Salas, Guerrero, Prado, Garcia, Barrera, Garza, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** None.

— — —
2001-13 The Clerk read the following Ordinance:

AN ORDINANCE 93691

AUTHORIZING A PROFESSIONAL SERVICES CONTRACT WITH KEISER PHILLIPS ASSOCIATES, LLC IN CONNECTION WITH THE AIR CARGO FLOW STUDY IDENTIFYING SPECIFIC AIR CARGO MARKETING OPPORTUNITIES FOR SAN ANTONIO'S AVIATION FACILITIES AND SUPPORT IMPLEMENTATION OF THE CITY'S AVIATION INDUSTRY STRATEGIC PLAN; AUTHORIZING THE NEGOTIATION AND EXECUTION OF A CONTRACT IN AN AMOUNT NOT TO EXCEED \$284,130.00; AND PROVIDING FOR PAYMENT.

* * * *

Mr. Perez made a motion to approve the proposed Ordinance. Ms. Guerrero seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Salas, Guerrero, Prado, Garcia, Barrera, Garza, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** None.

— — —
2000-13 **PRESENTATION OF RECOMMENDATIONS OF CAPITAL IMPROVEMENTS ADVISORY COMMITTEE – WATER, WATER SUPPLY AND SANITARY SEWER SYSTEMS IMPACT FEES**

Mr. Tom Wendorf, Director of Public Works, introduced Gen. Eugene E. Habiger, President/CEO San Antonio Water System who briefly outlined the presentation to be made by Mr. William Hoagland-Fuchs, Chair of the Capital Improvements Advisory Committee, and Ms. Kelly Neuman, Infrastructure Planning at SAWS.

Mr. William Hoagland-Fuchs, Chair of Capital Improvements Advisory Committee, spoke on the work expended by members of the committee on this project, and also noted the support of SAWS staff.

Ms. Kelly Neuman, Infrastructure Planning, SAWS, narrated a slide presentation on the proposed Water, Water Supply, Wastewater, and local benefit Impact Fees, a copy of which presentation is made a part of the papers of this meeting. Ms. Neuman delineated the purpose of the impact fees, the methodology of the impact fee, and the calculation of the maximum impact fee. She further noted the increase of costs, the projected impact fees, and affordability for economic development. She also addressed the Water Supply Impact Fee, impact fee calculation, the basis for initial impact fee, the wastewater impact fee and its components, the local benefit impact fee, and the comparison of total impact fees.

The following citizen(s) appeared to speak:

Mr. Leon Thomas, United Homeowners Improvement Association, expressed concern with the Salado Creek cleanup. He noted that their neighborhoods were still in danger of flooding because of the debris, which had yet to be cleared.

Mr. Faris Hodge, Jr., 140 Dora, spoke to the monies being directed for the Salado Creek, and the need to clean up the area to prevent any more flooding. He also addressed the high water rates.

Ms. Julie Iris Oldham, P.O. Box 40263, spoke to the need for more monies to be targeted to flood control.

Mr. T. C. Calvert, Neighborhoods First Alliance, expressed concern to those homes that were still experiencing flood problems. He urged the City Council to integrate a flood control plan to address the various creeks, and further stated that the issue should be addressed comprehensively rather than piecemeal projects.

Mr. E. Geary, Homeowner, stated that the City's Planning Commission should be consolidated with the County. He addressed the numerous increasing fees despite, the alleviation of drainage problems, and expressed concern to the number of trees being cut to accommodate a facility, and also noted the issue of the chemicals used in order to maintain the golf courses.

* * * *

Mayor Peak commended the Capital Improvements Advisory Committee for the work expended on this effort, and SAWS staff for their support.

Mr. Prado commended members of the Committee for their work on this effort, and expressed concern on the number of citizens that need relief, such as those located in the

Old Corpus Christi Road area where they are still lacking water supply and sewer line service. He also addressed the issue of waiving fees for those citizens needing the help.

In response to Mr. Prado, Mr. Neuman stated that the area inside Loop 410 is in the affordable housing area, and stated that City Council can waive those fees. She also stated that SAWS would assist in qualifying those residents in order to waive the fees.

Mr. George Pedraza, Assistant to the City Manager, reiterated that all efforts to assist by waiving fees would be made for those cases that are in the subject area and are defined as health hazards.

In response to Mr. Prado regarding the waiving of fees, Ms. Neuman stated that as long as it was public housing, non-profit, that it would not cause a burden. Ms. Neuman further clarified on the first of the two water supply projects, that being the water supply fee, and how it would assist to free up Edwards's water.

The Clerk then read the following Ordinance:

AN ORDINANCE 93692

SETTING THE DATE OF MAY 3, 2001, AT 4:00 P.M. AS THE DATE AT WHICH THE CITY COUNCIL WILL CONSIDER THE ADOPTION OF THE MAXIMUM FEE CACULATION OF WATER, WATER SUPPLY, AND SANITARY SEWER SYSTEMS, AND RELATED 2000-2009 CAPITAL IMPROVEMENTS PLAN (CIP) RELATING TO THE IMPOSITION OF IMPACT FEES, IN THE CITY COUNCIL CHAMBERS, MUNICIPAL PLAZA BUILDING, 103 MAIN PLAZA, IN COMPLIANCE WITH CHAPTER 395 OF THE LOCAL GOVERNMENT CODE.

* * * *

Mr. Perez made a motion to approve the proposed Ordinance. Mr. Carpenter seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Salas, Guerrero, Prado, Garcia, Barrera, Garza, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** None.

2001-13 **PRESENTATION OF FINAL REPORT BY COUNTYWIDE
CITIZENS WATERSHED MASTERPLAN COMMITTEE.**

Mr. Doug Leonhard, Chair of the Countywide Citizen Watershed Masterplan Committee, narrated a slide presentation on the final report of the committee, a copy of which presentation is made a part of the papers of this meeting. He delineated the purpose of the committee, reviewed activities of the Committee, and summarized the proposed projects of the Bexar County Flood Analysis Report, citing the Committee's interim progress report with respect to status of their recommendations. He outlined the issues of Cibolo Creek, Leon Creek, Medina River, Salado Creek, the San Antonio River Watershed, general issues, the recommendations of the Committee, recommended next steps, and the benefits of the review team.

Mayor Peak commended the citizens who served on the Committee and the work they performed on this important issue for the City of San Antonio, noting he was pleased to see the recommendations coincide with the City's plan. He emphasized how the 1998 flood was devastating to those affected, but most importantly it represented a call to the urgency of addressing the flood control issue. He noted the steps taken in order to prevent further flooding, such as the halting of development in the flood plain areas, relocating of structures from the affected area, buyout programs, efforts which would ultimately prevent jeopardizing the lives of area citizens and the City's safety personnel. He further commented that the City was moving into 1999 bonds, \$10 million which would also address drainage and linear parks projects, \$20 million for Leon and Salado Creeks, and while much has been done, there was still more to address. He stressed the importance of combining resources to be more effective and ultimately reduce fragmentation and duplication of services by the City and the County.

Ms. Conner commended members of the committee for the time dedicated to this effort, and also stressed the need for collaborative efforts to resolve issues.

In response to Mr. Salas, Mr. Wendorf presented a brief status of the Rigsby to Houston area flooding.

In response to Mr. Salas, City Attorney Garza stated that some of the residents are not permitting the City to clear the property, and that staff was investigating the matter further.

In response to Mr. Prado, Mr. Wendorf stated that the City had an ongoing drainage program, and that the committee's projects will be integrated into the program. He noted

there were still more projects to be addressed, and these along with emergency cases will be integrated into the present plan as quickly as possible.

Mr. Perez stressed the importance of continuing to support this effort, specifically Martinez Creek. He then added that while much has been done, the City needs to continue with the ongoing projects and the plan implementation.

Ms. Guerrero commended the Committee and SAWS staff for the comprehensive plan and the foundation established for this effort. She urged that staff continue to acquire resources to support funding for these projects, noting that the successes would be much greater by consolidating entities' resources.

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(At this point, Mayor Peak was obliged to leave the meeting. Mayor Pro-Tem Bannwolf presided in his absence.)
— — —

2001-13 The Clerk read the following Ordinance:

AN ORDINANCE 93693

RECONSIDERING PRIOR ADOPTION OF CERTAIN ELECTRICAL CODE PROVISIONS REGARDING THE AUTHORIZED USE AND INSTALLATION OF ARMORED CABLE AND METAL-CLAD CABLE AS AMENDMENTS TO THE CITY CODE, ADOPTING NEW REGULATIONS AND PROVIDING FOR ENFORCEMENT. (AMENDS CITY CODE, CHAPTER 10.)

* * * *

Mr. Garza made a motion to approve the proposed Ordinance. Mr. Prado seconded the motion.

Mr. Michael Clack, Assistant Director of Building Inspections, spoke on the proposed Ordinance regarding the use of Armor clad and metal clad cable, outlining the recommendations of the Electrical Examining and Supervising Board for the MC Cable use.

The following citizen(s) appeared to speak:

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yl/vaj

Mr. Coy Rogers, 1705 S. W.W. White Rd., spoke in support of the recommendation.

Mr. Willie Padalecki, 1705 S. W.W. White Rd., spoke in support of the proposed Ordinance.

Mr. Nazarite Ruben Flores Perez, 627 Hearne Avenue, spoke in support of the Ordinance.

Mr. Bobby Ross, Ross Electric, spoke in support of the recommendation.

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In response to Mr. Bannwolf regarding the metal clad and quick access disconnect, Mr. Clack stated this was a separate issue entirely, and that the Board was presently working on this issue.

Mr. Garza stated he would support the amendment developed by City staff, which would address the issue of public safety.

In response to Mr. Perez, Mr. Clack stated that the Electrical Board would continue to review and refine what can be used with respect to reducing or increasing restrictions.

In response to Ms. Conner, Mr. Clack stated this was a major issue with regard to the cable, noting that a lot of material had to be destroyed. He stated that the color code would be beneficial. He stated he was not aware if the other major cities were allowing this type of cable. He ascertained that some cutting would be necessary, and that manufacturers had recommended a special device for the cutting.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Salas, Guerrero, Prado, Garcia, Barrera, Garza, Conner, Bannwolf, Carpenter. **NAYS:** None. **ABSENT:** Peak.

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(At this point, Mayor Peak returned to the meeting to preside.)

— — —

2001-13 The Clerk read the following Ordinance:

AN ORDINANCE 93694

APPROVING THE SAN ANTONIO HOUSING TRUST FUNDING RESOLUTION TO MAKE AVAILABLE UP TO \$375,000.00 IN TRUST FUNDS FOR USE AS AN AWARD OF TRUST ASSISTANCE FOR A PLEDGE OF COLLATERAL FOR THE AMERICAN COMMUNITIES FUND LINE OF CREDIT TO BE USED FOR LAND ACQUISITION AND PREPARATION BY THE CITY OF SAN ANTONIO FOR THE HOUSING ASSET RECOVERY PROGRAM (HARP); AUTHORIZING THE ACCEPTANCE OF SAID AWARD; AND AUTHORIZING THE DULY AUTHORIZED REPRESENTATIVES OF THE SAN ANTONIO HOUSING TRUST AND THE CITY OF SAN ANTONIO TO EXECUTE ANY AND ALL DOCUMENTS AND AGREEMENTS IN CONNECTION THEREWITH.

* * * *

Mr. Perez made a motion to approve the proposed Ordinance. Mr. Garza seconded the motion.

Mr. George Pedraza, Assistant to the City Manager, narrated a slide presentation on the Housing Trust award of funds available for the Housing Asset Recovery Program, a copy of which presentation is made a part of the papers of this meeting. He outlined the purpose of the Ordinance, the Housing Asset Recovery Program, the award of trust funds, and its provisions.

In response to Mr. Garcia, Mr. Pedraza clarified on the timetable, and the additional monies, which would allow for expansion of the American Communities Fund line of credit.

Mr. Perez commended Mr. Pedraza and the Housing Trust for their outstanding work on this effort.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Salas, Guerrero, Prado, Garcia, Barrera, Garza, Conner, Carpenter, Peak. **NAYS:** None. **ABSENT:** Bannwolf.

— — —
2001-13 The Clerk read the following Ordinance:

2001-13
March 29, 2001
yl/vaj

AN ORDINANCE 93695

APPROVING THE FORM, CONTENT, AND DISTRIBUTION OF THE PRELIMINARY OFFICIAL STATEMENT PERTAINING TO THE ISSUANCE, SALE AND DELIVERY OF APPROXIMATELY \$52,165,000 CITY OF SAN ANTONIO, TEXAS, AIRPORT SYSTEM FORWARD REFUNDING REVENUE BONDS, SERIES 2003, AND SECURING THE PAYMENT THEREOF BY A LIEN ON AND PLEDGE OF THE GROSS REVENUES OF THE CITY'S AIRPORT SYSTEM; COMPLYING WITH THE REQUIREMENTS CONTAINED IN SECURITIES AND EXCHANGE COMMISSION RULE 15C2-12; AND AUTHORIZING THE CITY'S STAFF, CO-FINANCIAL ADVISORS AND CO-BOND COUNSEL TO TAKE ALL ACTIONS DEEMED NECESSARY IN CONNECTION WITH THE SALE OF SUCH OBLIGATIONS.

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Mr. Perez made a motion to approve the proposed Ordinance. Ms. Guerrero seconded the motion.

Mr. Milo Nitschke, Acting Director of Finance, narrated a slide presentation on the refunding revenue bond package, a copy of which presentation is made a part of the papers of this meeting. This included the Airport System Forward Refunding Revenue Bonds, the Airport System Revenue Bonds, and the Airport System Improvement Revenue Bond Series of Items 49A, 49B, and 49C. He delineated each of refunded bonds, the transaction summary and savings summary.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Salas, Guerrero, Prado, Garcia, Barrera, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Garza.

— — —
2001-13 The Clerk read the following Ordinance:

AN ORDINANCE 93696

APPROVING THE FORM, CONTENT, AND DISTRIBUTION OF THE PRELIMINARY OFFICIAL STATEMENT PERTAINING TO THE ISSUANCE, SALE AND DELIVERY OF APPROXIMATELY \$20,000,000 CITY OF SAN ANTONIO, TEXAS, AIRPORT SYSTEM IMPROVEMENT REVENUE BONDS, SERIES 2001,

AND SECURING THE PAYMENT THEREOF BY A LIEN ON AND PLEDGE OF THE GROSS REVENUES OF THE CITY'S AIRPORT SYSTEM; COMPLYING WITH THE REQUIREMENTS CONTAINED IN SECURITIES AND EXCHANGE COMMISSION RULE 15C2-12; AND AUTHORIZING THE CITY'S STAFF, CO-FINANCIAL ADVISORS AND CO-BOND COUNSEL TO TAKE ALL ACTIONS DEEMED NECESSARY IN CONNECTION WITH THE SALE OF SUCH OBLIGATIONS.

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Mr. Perez made a motion to approve the proposed Ordinance. Ms. Guerrero seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Salas, Guerrero, Prado, Garcia, Barrera, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Garza.

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2001-13 The Clerk read the following Ordinance:

AN ORDINANCE 93697

AUTHORIZING THE CITY'S STAFF, CO-FINANCIAL ADVISORS AND CO-BOND COUNSEL TO TAKE ALL ACTIONS DEEMED NECESSARY TO EFFECTUATE THE CASH DEFEASANCE OF A PORTION OF THE CITY'S OUTSTANDING AIRPORT SYSTEM IMPROVEMENT REVENUE BONDS, SERIES 1996, WITH AVAILABLE AIRPORT SYSTEM FUNDS TO ACHIEVE INTEREST COST SAVINGS; AND AUTHORIZING THE EXECUTION OF ONE OR MORE ESCROW AGREEMENTS RELATING TO SUCH DEFEASANCE AND REDEMPTION.

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Mr. Perez made a motion to approve the proposed Ordinance. Mr. Carpenter seconded the motion.

Mr. Faris Hodge, Jr., 140 Dora, spoke to the City's master plan, and expressed concern with the numerous media reports pertaining to the collision of smaller planes into larger ones.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Guerrero, Prado, Garcia, Barrera, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Salas, Garza.

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2001-13 The City Council recessed its regular meeting at 6:05 P.M. in order to convene the meeting of the Board of Directors of the **MUNICIPAL FACILITIES CORPORATION**. The following members were present: **AYES:** Perez, Salas, Guerrero, Prado, Garcia, Barrera, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Garza.

The Clerk read the following Resolution:

A RESOLUTION
MRF-2001-03

APPROVING THE FORM, CONTENT AND DISTRIBUTION OF THE PRELIMINARY OFFICIAL STATEMENT PERTAINING TO THE ISSUANCE, SALE AND DELIVERY OF APPROXIMATELY \$14,475,000 CITY OF SAN ANTONIO, TEXAS, MUNICIPAL FACILITIES CORPORATION LEASE REVENUE BONDS, SERIES 2001 AND SECURING THE PAYMENT THEREOF BY A LIEN ON AND PLEDGE OF THE CITY OF SAN ANTONIO ANNUAL APPROPRIATION LEASE PAYMENTS; COMPLYING WITH THE REQUIREMENTS CONTAINED IN SECURITIES AND EXCHANGE COMMISSION RULE 15C2-12; AND AUTHORIZING THE CITY'S STAFF, CO-FINANCIAL ADVISORS AND CO-BOND COUNSEL TO TAKE ALL ACTIONS DEEMED NECESSARY IN CONNECTION WITH THE SALE OF SUCH OBLIGATIONS.

* * * *

Mr. Perez made a motion to approve the proposed Resolution. Mr. Carpenter seconded the motion.

Mr. Milo Nitschke, Acting Director of Finance Department, spoke to the lease revenue bonds, the payment security, and the annual debt service.

After consideration, the motion, carrying with it the passage of the Resolution, prevailed by the following vote: **AYES:** Perez, Salas, Guerrero, Prado, Garcia, Barrera, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Garza.

The City Council adjourned the meeting of the Board of Directors of the Municipal Facilities Corporation at 6:08 P.M., and reconvened in regular City Council session.

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2001-13 The Clerk read the following Ordinance:

AN ORDINANCE 93698

AUTHORIZING THE TEMPORARY CLOSURE OF HOEFGEN, GONZALES, SYCAMORE, AND HEIMAN STREETS FROM E. COMMERCE STREET TO THE ALAMODOME CROSSOVER IN ORDER TO HOLD THE TEJANO MUSIC AWARDS FANFARE ON FRIDAY, APRIL 6, 2001 BEGINNING AT 8:00 A.M. UNTIL 2:00 A.M. ON SATURDAY, APRIL 7, 2001; AS REQUESTED BY COUNCILMAN MARIO SALAS.

* * * *

Mr. Perez made a motion to approve the proposed Ordinance. Mr. Salas seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Salas, Guerrero, Prado, Garcia, Barrera, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Garza.

— — —
2001-13 The Clerk read the following Ordinance:

AN ORDINANCE 93699

AUTHORIZING THE WAIVER OF THE IMPACT FEES FOR THE OLD CORPUS CHRISTI ROAD SEWER LATERAL PROJECT, WHICH WILL AFFECT AN

ESTIMATED THIRTY-FIVE STRUCTURES ALONG OLD CORPUS CHRISTI ROAD; AS REQUESTED BY COUNCILWOMAN DEBRA GUERRERO.

* * * *

Mr. Perez made a motion to approve the proposed Ordinance. Ms. Guerrero seconded the motion.

Ms. Guerrero commented on the deplorable living conditions, and added that the City should have a comprehensive policy to automatically waive these fees.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Salas, Guerrero, Prado, Garcia, Barrera, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Garza.

— — — — —
2001-13 The Clerk read the following Ordinance:

AN ORDINANCE 93700

AUTHORIZING THE ALLOCATION OF \$1,053.00 FROM THE DISTRICT 7 BUDGET ACCOUNT PAYABLE TO THE PLANNING DEPARTMENT TO HELP DEFRAY THE COSTS FOR ADVERTISING AND INSTALLATION OF TWO BANNERS AND 100 T-SHIRTS FOR PARTICIPANTS INVOLVED IN THE DEVELOPMENT OF THE NEAR NORTHWEST COMMUNITY PLAN. THE EVENT WILL BE HELD AT WOODLAWN LAKE TO HELP PUBLICIZE THE BEGINNING OF PLANNING EFFORTS OF UPCOMING COMMUNITY MEETINGS AND RECRUITING OF NEW PARTICIPANTS IN DEVELOPING THE NEAR NORTHWEST COMMUNITY PLAN WHICH WILL HELP THE NEIGHBORHOOD PLAN FOR THE FUTURE; AS REQUESTED BY COUNCILMAN ED GARZA.

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Mr. Carpenter made a motion to approve the proposed Ordinance. Mr. Barrera seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Salas, Guerrero, Prado, Garcia, Barrera, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Perez, Garza.

2001-13 The Clerk read the following Resolution:

A RESOLUTION
NO. 2001-13-18

SUPPORTING IMPROVED COOPERATION AND COORDINATION BETWEEN THE SAN ANTONIO WATER SYSTEM (SAWS) AND THE BEXAR METROPOLITAN WATER DISTRICT (BEXARMET); AS REQUESTED BY COUNCILMAN TIM BANNWOLF.

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Mr. Bannwolf made a motion to approve the proposed Resolution. Ms. Guerrero seconded the motion.

Mayor Peak stated that Bexar Met and SAWS have joined efforts to improve all services which include customer service, operation-connection, noting that both entities are joining use of the facilities, sharing storage, information services, and more cooperation to reduce costs and improve the efficiency thereby creating savings for the customers.

Mr. Bannwolf encouraged continuing closer cooperation between entities for the benefit of the ratepayers.

The following citizen(s) appeared to speak:

Mr. Fred Magee, Rainbow Hills N.A., spoke to the cost of the water bill, and encouraged that the City take over Bexar Met Water District. He stated that some individuals pay \$60.00 per month for 8,000 gallons of water.

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Mr. Bannwolf concurred this was a good reason to consider consolidating to have one water purveyor.

Ms. Guerrero stated that the difference between Bexar Met and SAWS is that the Bexar Met Board is an elected board while the SAWS Board is appointed. She stated that she would continue to support initiatives to provide the best service for the money and for the ratepayers.

Mr. Garcia expressed concern on Mr. Magee's situation.

After consideration, the motion, carrying with it the passage of the Resolution, prevailed by the following vote: **AYES:** Perez, Salas, Guerrero, Prado, Garcia, Barrera, Garza, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** None.

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2001-13 Mr. Bannwolf made a motion to direct staff to prepare a Resolution of Respect to present over the weekend at the funeral of Former State Representative John Alaniz. Ms. Guerrero seconded the motion.

After consideration, the motion to direct the staff prevailed by the following vote: **AYES:** Perez, Salas, Guerrero, Prado, Garcia, Barrera, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Garza.

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2001-13 **CITY MANAGER'S REPORT**

City Manager Alexander E. Briseño asked if he could read a poem to the City Council at this time:

Last night while I lay sleeping,
I died, or so it seems.
Then I went up to Heaven
But t'was only in my dreams.

But, it seems St. Peter met me,
there at the Pearly Gate.
He said, "I must check your record
So stand right here and wait.

He returned and said, "Your record
is clouded up with flaws."
But on earth I see you labored,
for a very worthy cause.

You fought snow and ice in the winter,
and sweated in the summer heat.
You couldn't afford a big meal
when you stopped for a bite to eat.

I see where you drank whiskey,
and used tobacco too.
Fact is you've done lots of things,
that a good man shouldn't do.

We can't have men like you up here,
Your life was full of sin.
Then he read the last of my record,
Grasped my hand and said, "Come on in."

He took me up to the Big Boss.
Said, "Take him in and treat him well.
He worked for the City, Sir.
He's had his share of hell.

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2001-13

CITIZENS TO BE HEARD

MS. ROSE HILL

Rose Hill, Government Hill resident, commended City Council for their work, and urged that her neighborhood be considered a Neighborhood Conservation District or a Historic District.

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MR. FERNANDO FERNANDEZ

Mr. Fernando Fernandez, 2522 West Guard Pass, spoke on behalf of the Multiple Sclerosis Society and stated there is a need to have close captioning of the City Council meetings.

Mayor Peak requested City staff to look into the matter.

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MR. FARIS HODGE, JR.

Mr. Faris Hodge, Jr., 140 Dora, spoke to the condition of streets on Kenwood. He also spoke to the exemplary service of City Manager Alexander E. Briseño.

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MR. NAZARITE RUBEN FLORES PEREZ

Mr. Nazarite Ruben Flores Perez, 627 Hearne Avenue, spoke to several issues in the community.

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2001-13 There being no further business to come before the City Council, the meeting was adjourned at 6:40 P.M.

A P P R O V E D



HOWARD W. PEAK
M A Y O R

Attest:



NORMA S. RODRIGUEZ, CMC/AEE
City Clerk