

WORKS DEPARTMENT WITH STREET SWEEPERS FOR A TOTAL SUM OF \$199,872.00.

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AN ORDINANCE 95336

AUTHORIZING 1987 GENERAL OBLIGATION STREET IMPROVEMENT BOND FUNDS IN THE AMOUNT OF \$6,880.00 FOR ACQUISITION OF FEE SIMPLE TITLE TO SIX (6) PARCELS OF REAL PROPERTY OUT OF BLOCK 6, NEW CITY 7448, ALAMEDA GARDENS SUBDIVISION, SAN ANTONIO, BEXAR COUNTY, TEXAS, IN CONNECTION WITH THE HORTENCIA STREET - ELIZABETH ALYN TO FORTUNA AVENUE PROJECT; ESTABLISHING COMPENSATION FOR THE PROPERTY; APPROPRIATING FUNDS FOR TITLE AND MISCELLANEOUS EXPENSES ASSOCIATED WITH THE PROJECT; AUTHORIZING CITY STAFF AND/OR ITS DESIGNATED REPRESENTATIVES TO NEGOTIATE WITH AND TO ACQUIRE THE PROPERTY FROM THE OWNERS ON THE APPROVED TERMS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 95337

APPROVING A LEASE RENEWAL BETWEEN THE CITY OF SAN ANTONIO, AS LANDLORD, AND A & S HOLDINGS, LTD., AS TENANT, FOR 2,510 SQUARE FEET OF RETAIL/OFFICE SPACE AT THE RIVERBEND PARKING GARAGE LOCATED AT 412 EAST COMMERCE STREET AT A RENTAL RATE OF \$3,388.50 PER MONTH FOR THE FIRST THREE YEARS AND \$3,514.00 PER MONTH FOR YEARS FOUR AND FIVE, INCREASING COMMON AREA MAINTENANCE AND CHILLED WATER CHARGES AND APPROVING THE ASSIGNMENT TO A & S HOLDINGS, LTD.

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AN ORDINANCE 95338

AUTHORIZING THE EXECUTION OF A FIRST AMENDMENT OF LEASE FOR AN ADDITIONAL FIVE (5) YEARS WITH BEXAR MCCRELESS CORPORATION FOR USE OF 1,604 SQUARE FEET OF STORE SPACE AT MCCRELESS MALL FOR USE AS THE MCCRELESS COMMUNITY LINK SERVICE CENTER, AT A TOTAL MONTHLY RATE OF \$3,099.73, OR APPROXIMATELY \$1.93 PER

SQUARE FOOT, FOR THE FIRST TWO YEARS, AND A TOTAL MONTHLY RATE OF \$3,333.65, OR APPROXIMATELY \$2.08 PER SQUARE FOOT, FOR THE THIRD, FOURTH AND FIFTH YEARS OF THE LEASE, FOR A TERM BEGINNING MARCH 1, 2002, AND ENDING FEBRUARY 28, 2007; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 95339

AUTHORIZING THE APPROPRIATION OF COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS IN THE AMOUNT OF \$4,950.00 FOR ACQUISITION OF FEE SIMPLE TITLE TO TWO (2) PARCELS OF PRIVATELY OWNED REAL PROPERTY IN CONNECTION WITH THE YELLOWSTONE - MISSION ROAD TO ROOSEVELT CDBG PROJECT; AUTHORIZING THE ALLOCATION OF PROGRAM FUNDS TO SAID PROJECT; REVISING THE PROJECT BUDGET; AUTHORIZING THE ACQUISITION OF SAID PARCELS AND EXPENDITURE AND PAYMENT OF SAID FUNDS FOR SUCH ACQUISITIONS, IF NECESSARY; DECLARING SAID PROJECT TO BE A PUBLIC PROJECT; DECLARING A PUBLIC NECESSITY TO ACQUIRE BY FEE SIMPLE TITLE SAID PARCELS, BY NEGOTIATIONS AND/OR CONDEMNATION, IF NECESSARY, FOR PUBLIC IMPROVEMENTS FOR USE AS A PART OF SAID PROJECT, SAID PARCELS BEING OUT OF A 47.50 SQUARE FOOT TRACT OF LAND, TRIANGULAR IN SHAPE, OUT OF LOT 13, NCB 6305, MRS. E.V. EDMUNDS SUBDIVISION, SAN ANTONIO, BEXAR COUNTY, TEXAS AND A 7.59 SQUARE FOOT TRACT OF LAND, TRIANGULAR IN SHAPE, OUT OF LOT 14, NCB 6306, MRS. E.V. EDMUNDS SUBDIVISION, SAN ANTONIO, BEXAR COUNTY, TEXAS FOR A PUBLIC PURPOSE, NAMELY, THE CONSTRUCTION OF STREET AND DRAINAGE IMPROVEMENTS IN THE YELLOWSTONE - MISSION ROAD TO ROOSEVELT CDBG PROJECT; ESTABLISHING A JUST COMPENSATION FOR THE PARCELS; AUTHORIZING THE NEGOTIATION AND EXECUTION OF CONTRACTS AND OTHER DOCUMENTS AS NECESSARY IN CONNECTION THEREWITH; AND AUTHORIZING THE FILING OF EMINENT DOMAIN PROCEEDINGS, IF NECESSARY.

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AN ORDINANCE 95340

AUTHORIZING THE EXECUTION OF A TEN (10) YEAR LICENSE AGREEMENT BETWEEN THE CITY OF SAN ANTONIO AND FLASHER, LTD. WITH A LICENSE FEE OF \$10,000.00 TO USE PUBLIC RIGHT OF WAY TO OPERATE A

CONTINUOUS OVERHEAD SECURITY CABLE IN THE AIR SPACE CROSSING OVER (1) WEST GRAYSON STREET AND (2) EAST LOCUST BETWEEN NORTH ST. MARY'S STREET AND EAST EUCLID STREET.

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AN ORDINANCE 95341

ACCEPTING A \$200,000.00 GRANT FROM THE TEXAS DEPARTMENT OF PUBLIC SAFETY, THROUGH THE U.S. DEPARTMENT OF JUSTICE, BUREAU OF JUSTICE STATISTICS, WHICH WILL BE USED FOR THE DEVELOPMENT OF COMPUTER SOFTWARE BY THE INFORMATION TECHNOLOGY SERVICES DEPARTMENT TO IMPLEMENT THE NATIONAL AND TEXAS INCIDENT BASED REPORTING SYSTEMS FOR THE GRANT PERIOD SEPTEMBER 1, 2001, THROUGH AUGUST 31, 2002.

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AN ORDINANCE 95342

AMENDING A PROFESSIONAL SERVICE CONTRACT WITH WEST DURANGO PLAZA TRUST, INC. BY EXTENDING THE TERMS OF THE CONTRACT, WHICH PROVIDES FOR ADDITIONAL POLICE SERVICE TO COMBAT DRUGS AND CRIME IN THE LAS PALMAS/EDGEWOOD SCHOOL DISTRICT AREA, THROUGH AUGUST 31, 2002. (AMENDS ORDINANCE NO. 91470, MARCH 23, 2000.)

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AN ORDINANCE 95343

AUTHORIZING AN AMENDMENT TO ORDINANCE NO. 94589 TO PROVIDE FOR A FEE OF \$34.00 TO RECOVER THE COST OF THE REQUIRED FBI FINGERPRINT-BASED CRIMINAL HISTORY RECORDS CHECK FOR EACH PERSON APPLYING FOR A SECURITY BADGE AT SAN ANTONIO INTERNATIONAL AIRPORT IN ACCORDANCE WITH THE NEW FEDERAL AVIATION ADMINISTRATION AIRPORT SECURITY PROGRAM; AUTHORIZING THE PAYMENT FOR FINGERPRINT BACKGROUND CHECK INTO AN ESCROW ACCOUNT WITH THE AVIATION SECURITY CLEARINGHOUSE; AND AUTHORIZING THE AMENDMENT OF THE FY 2001 -

2002 BUDGET ORDINANCE BY INCREASING THE EXPENDITURE APPROPRIATION FOR THE AVIATION DEPARTMENT BUDGET BY \$204,000.00. (AMENDS ORDINANCE NO. 94589, SEPTEMBER 20, 2001.)

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AN ORDINANCE 95344

APPROVING A PARADE PERMIT AND AUTHORIZING THE TEMPORARY CLOSURE OF CERTAIN STREETS BETWEEN BRAZOS AT GUADALUPE AND ALAMO PLAZA IN CONNECTION WITH THE CESAR CHAVEZ MARCH FOR JUSTICE PARADE, SPONSORED BY THE CESAR CHAVEZ COMMITTEE, TO BE HELD ON SATURDAY, MARCH 30, 2002, FROM 11:00 A.M. UNTIL 1:30 P.M.

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AN ORDINANCE 95345

APPROVING A PARADE PERMIT AND AUTHORIZING THE TEMPORARY CLOSURE OF CERTAIN DOWNTOWN STREETS IN CONNECTION WITH THE MS WALK, SPONSORED BY THE MULTIPLE SCLEROSIS SOCIETY, TO BE HELD ON SATURDAY, APRIL 6, 2002, FROM 8:30 A.M. UNTIL 11:00 A.M.

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AN ORDINANCE 95346

APPROVING A PARADE PERMIT AND AUTHORIZING THE TEMPORARY CLOSURE OF CERTAIN DOWNTOWN STREETS IN CONNECTION WITH THE ADELPHI INTERNATIONAL RESEARCH PARADE TO BE HELD ON SUNDAY, MAY 19, 2002, FROM 6:15 P.M. UNTIL 7:45 P.M.

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AN ORDINANCE 95347

REAPPOINTING FREDERICK C. MAGEE (DISTRICT 4) TO THE PARKS AND RECREATION BOARD FOR A TERM OF OFFICE TO EXPIRE ON MARCH 31, 2004.

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AN ORDINANCE 95348

APPOINTING JOHN NICHOLAS (DISTRICT 8) TO THE SAN ANTONIO PUBLIC LIBRARY BOARD OF TRUSTEES FOR A TERM OF OFFICE TO EXPIRE ON SEPTEMBER 30, 2002.

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AN ORDINANCE 95349

APPOINTING ROGER ENRIQUEZ (DISTRICT 5) AS DIRECTOR OF THE SAN ANTONIO LOCAL DEVELOPMENT COMPANY FOR A TERM OF OFFICE TO EXPIRE ON MAY 9, 2003.

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2002-07 Item 9, being a proposed Ordinance accepting the low bid submitted by Grande Ford Truck Sales, Inc. to provide the City of San Antonio Public Works Department with dump trucks for a total sum of \$847,365.00, was pulled from the agenda.

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2002-07 The Clerk read the following Ordinance:

AN ORDINANCE 95350

APPROVING FIELD ALTERATION NO. 1-FINAL IN THE DECREASED AMOUNT OF \$27,879.16 TO THE CONTRACT WITH FUQUAY, INC. IN CONNECTION WITH THE INDIANOLA FROM GARFIELD ALLEY TO CAMARGO COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT, LOCATED IN COUNCIL

DISTRICT 1; AND REVISING THE PROJECT BUDGET. (AMENDS ORDINANCE NO. 92935, NOVEMBER 30, 2000.)

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Mr. Sanders made a motion to approve the proposed Ordinance. Mr. Martin seconded the motion.

Mr. Tom Wendorf, Director of Public Works, explained the proposed Ordinance noting a field alternation for the Indianola from Garfield Alley to Camargo, a copy of which is on file with the papers of this meeting. He outlined the various improvements to the project.

Mr. Martin expressed concern on the timeframe of the project.

Mr. Wendorf further elaborated on the process for the bid review, noting that the number of projects, and workloads were issues taken into consideration. He added that the subcontractors were a bit more difficult to track.

Mr. Martin further commented on the number of projects being taken by the contractor, as well as damages that were incurred by the property owners.

Mr. Perez further expressed concern with other projects, completion and timeliness, and encouraged staff to double check on the warranty clauses. He added that the delivery of service was equally important, and that alternative contractors should be used in place of those with habitual problems. He also emphasized the need to look for opportunities to consider qualified minority contractors.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Sanders, Moorhouse, Martin, Barrera, Castro, Conner, Schubert, Carpenter, Garza. **NAYS:** None. **ABSENT:** Perez, Garcia.

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2002-07 **INDIVIDUAL ITEMS – CITIZEN COMMENTS**

Mr. Jack M. Finger, P.O. Box 12048, spoke to Item 23 citing in particular the firm Host International, and the campaign contributions made to members of the City Council.

2002-07 The Clerk read the following Ordinance

AN ORDINANCE 95351

ACCEPTING THE PROPOSALS OF SIEW PANG IMPORTS, INC. D/B/A NATIVE TEXAN, HOST INTERNATIONAL, INC., FRESQUEZ CONCESSIONS TEXAS, INC., J.R. MANAGEMENT, INC. D/B/A TASTE OF ORIENT CHINESE RESTAURANT, RELIABLE AMUSEMENT COMPANY, INC., MCDONALD'S CORPORATION, FAMOUS FAMIGLIA, LORNA J. SMITH D/B/A SHANNON SMITH'S ENTERPRISES, THE JOINT VENTURE OF NEWS AND GIFT SHOPS INTERNATIONAL, L.L.C., AND DUTY FREE OF SAN ANTONIO NGS/DFSA - SAN ANTONIO JOINT VENTURE, AND THE PARTNERSHIP OF DUTY FREE OF SAN ANTONIO AND NEWS AND GIFT SHOPS INTERNATIONAL, L.L.C., D/B/A DFSA/NGSI - SAN ANTONIO PARTNERSHIP; AUTHORIZING THE CITY MANAGER TO EXECUTE STANDARD CONCESSIONAIRE AGREEMENTS, PURSUANT THERETO, FOR THE RESPECTIVE OPERATION OF A "NATIVE TEXAN" REGIONALLY THEMED GIFT FACILITY, A SIMPLY BOOKS/STARBUCKS COFFEE SHOP, LEGENDS SPORTS BAR, CINNABON CINNAMON ROLL FACILITY, QUIZNO'S CLASSIC SUB SHOP, BASKIN ROBBINS ICE CREAM SHOP, CHINESE RESTAURANT FACILITY, AN AMUSEMENT GAME ROOM, MCDONALD'S RESTAURANTS, NEW YORK STYLE PIZZA RESTAURANT, A SHOESHINE SHOP, NEWS AND GIFT FACILITIES, AND A BOOKSTORE/GOURMET COFFEE AND PASTRY CAFÉ IN AIRPORT TERMINALS AT SAN ANTONIO INTERNATIONAL AIRPORT, FOR TERMS RANGING FROM FIVE (5) TO SEVEN (7) YEARS AND PROVIDING FOR ANNUAL PAYMENTS TO THE CITY OF SAN ANTONIO OF THE GREATER OF TEN PERCENT (10%) TO TWENTY EIGHT PERCENT (28%) OF GROSS REVENUES, OR MINIMUM ANNUAL GUARANTEE PAYMENTS OF BETWEEN \$2,800.00 AND \$259,500.00.

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

Mr. Kevin Dolliole, Director of Aviation, narrated a slide presentation on the proposed concessionaire agreements, a copy of which presentation is on file with the papers of this meeting. He outlined the background, evaluation process, first phase selection, minority goals, Phase II request for proposal process. He further delineated the selection process, minority goals, evaluation criteria, location selection at the various terminals, views of the locations and total program participation.

Mayor Garza commended the comprehensive plan, which brought more diversity, quality businesses to the airport, thus bringing the airport services to a new level. He further acknowledged the concession design, layout, and security measures taken.

In response to the Mayor, Mr. Dolliole further amplified on the hours of operation, noting there would be flexibility to adjust the schedules as needed.

Mr. Perez congratulated Mr. Carpenter and staff on working with this issue to achieve goals for minority and small businesses which represented a significant participation and a good mix of concessionaires.

Mr. Castro further spoke to the minority goals, noting there was good mix of concessionaires. He also noted the businesses should reflect the culture of San Antonio.

Mr. Dolliole expounded on the various concessionaires, highlighting on some of the businesses, which had incorporated their presentation to reflect the flavor of San Antonio.

Members of the City Council further commended Mr. Carpenter and staff for the work achieved thus far at the airport.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Sanders, Moorhouse, Martin, Barrera, Castro, Conner, Schubert, Carpenter, Garza. **NAYS:** None. **ABSENT:** Garcia.

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2002-07 The Clerk read the following Ordinance:

AN ORDINANCE 95352

AUTHORIZING MODIFICATIONS, AMENDMENTS, AND ADDITIONS TO CHAPTER 35 OF THE CITY CODE, THE UNIFIED DEVELOPMENT CODE, REGARDING THE RIVER IMPROVEMENT OVERLAY DISTRICTS; ESTABLISHING SIX UNIQUE DISTRICTS WITH SPECIFIC DESIGN STANDARDS, RESIDENTIAL AND BUSINESS USE STANDARDS AND REGULATIONS, AND ADMINISTRATION AND PROCEDURES ADDRESSING BUILDING DESIGN, BUILDING ALTERATION AND DEMOLITION, AMENITIES, PEDESTRIAN CIRCULATION, PARKING, VIEWS, SOLAR ACCESS, AESTHETICS, LANDSCAPING, LIGHTING, ART, MONUMENTS, SIGNAGE,

BOAT ACCESS AND USE AND PENALTIES FOR VIOLATION FOR THE LENGTH OF THE SAN ANTONIO RIVER CORRIDOR.

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

Mr. Emil Moncivais, narrated a slide presentation on the River Overlay District, a copy of which presentation is on file with the papers of this meeting. He outlined the purpose of the River improvements overlay district, overlay district outreach, citing the frequently asked questions, design standards approach, and general design objectives. He further delineated the design standards categories, neighborhood-wide design standards, site design standards, building design and sign issues.

The following citizen(s) appeared to speak:

Mayor Emeritus Lila Cockrell, Co-Chair of the San Antonio River Improvements, stated they had been working for the past two years on this effort, noting that the improvements go beyond properties contiguous to the river area. She added that the River Oversight Committee had studied the proposal diligently and supported the improvements with the exception of the non-conformance structure and usage, and the item with regard to the administration which provides for the appeals process. She recommended that the appeals go to the Board of Adjustment rather than the City Council.

Mr. Irby Hightower, also spoke in support of the proposed recommendations, with the exception of those noted by Mrs. Cockrell.

Mr. Mark Kellman, expressed concern on the plan not clearly defining certain issues, specifically with the river overlay, and the lack of opportunity to expand river greenspace and development potential.

Ms. Jill Souter, San Antonio Conservation Society, spoke in support of the proposed river improvement overlay district plan with the exception of the issues related to the super non conforming rights, the appeals process and the review of the Technical Advisory Committee.

Mr. Frank Burney, spoke to the importance of the plan, and reiterated comments regarding the Technical Advisory Committee review.

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Mayor Garza commended the Oversight Committee members for their participation in this endeavor, noting this effort was a comprehensive plan to the Riverwalk development. He added that the overlay district would allow better direction to the future of the Riverwalk, enhancing the opportunities for the river, promoting business and other quality of life issues.

In response to Mr. Perez's question regarding development of historic buildings, Mr. Moncivais stated that any project would come to the process, however it would not apply to the building rather it would be for the area around it. He added that the overlay district would add value to this area and become a positive effort to the entire community rather than hamper development. Mr. Moncivais further noted that the boundaries to the overlay district would be presented to the Council in April.

Mr. Perez expressed concern on the "camping type provision", citing in particular the situation of transients living under the bridges, and other health and safety issues. He encouraged dialogue for the opportunity to develop a plan to address this camping and homeless problem, requesting that a report be brought back by staff in a reasonable time. He also noted that he would request that the language be removed with regard to non-conforming use, and asked Council's input on the subject of the appeals process.

Discussion continued on the appeals process and the Technical Advisory Committee review.

Mr. Moncivais clarified the scope of services provided by the Board of Adjustment.

Mr. Perez made a motion to amend the ordinance by excluding language under Section 3 under non-conforming uses, deleting language at the end of the section, 'save and except 35-702(b)(4) dealing with enlargements. Mr. Sanders seconded the motion.

Mayor Garza expressed concern on the area of expertise that may be required in order to address issues or make decisions by the Board.

In response to Ms. Conner regarding the appeals process, Mrs. Cockrell stated that the Board of Adjustment was a long standing board with legal responsibilities, and that it would be more beneficial to maintain this process, rather than overloading the Council's agenda even more.

Mr. Perez added to his initial amendment to also strike language on Page 4, and to direct that appeals go to the Board of Adjustment, and not the City Council. Mr. Sanders noted he would support the addition to the amendment.

The amendment to the motion as presented by Councilman Perez was approved by the following roll call vote: **AYES:** Perez, Sanders, Moorhouse, Martin, Barrera, Castro, Conner, Schubert, Carpenter, Garza. **NAYS:** None. **ABSENT:** Garcia.

After consideration, the main motion, as amended, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Sanders, Moorhouse, Martin, Barrera, Castro, Conner, Schubert, Carpenter, Garza. **NAYS:** None. **ABSENT:** Garcia.

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2002-07 The Clerk read the following Ordinance:

AN ORDINANCE 95353

AUTHORIZING THE EXECUTION OF A CONTRACT WITH MAXIMUS, INC. IN AN AMOUNT NOT TO EXCEED \$250,000.00 TO CONDUCT A SPAN OF CONTROL ORGANIZATION REVIEW OF THE CITY OF SAN ANTONIO.

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Ms. Moorhouse made a motion to approve the proposed Ordinance. Mr. Martin seconded the motion.

Mr. Lou Lendman, Director of Budget and Performance Assessment, narrated a slide presentation on the span of control review, a copy of which presentation is on file with the papers of this meeting. He outlined the need for review, focus of the study, purpose and role of the Ad Hoc Oversight Committee, purpose of the Internal Committee, request for proposals outreach, noting the proposals received. He further amplified on the evaluation of the proposals, which focused on consultant experience and team experience, and delineated the scope of services with the project cost and timeline.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Sanders, Moorhouse, Martin, Barrera, Castro, Conner, Schubert, Carpenter, Garza. **NAYS:** None. **ABSENT:** Perez, Garcia.

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2002-07 The Clerk read the following Resolution:

A RESOLUTION
NO. 2002-07-08

DIRECTING CITY PUBLIC SERVICE (CPS) TO ESTABLISH A UTILITY CONVERSION PROJECT TO BE KNOWN AS THE WEST AVENUE UTILITY CONVERSION PROJECT AND TO SPEND AN ESTIMATED \$240,745.00 FROM THE CPS OVERHEAD CONVERSION FUND TO ACCOMPLISH THE CONVERSION OF OVERHEAD ELECTRIC SERVICE TO UNDERGROUND SERVICE AT THIS LOCATION.

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Ms. Moorhouse made a motion to approve the proposed Resolution. Mr. Martin seconded the motion.

Mr. Tom Wendorf, Director of Public Works, narrated a slide presentation on the utility conversion for the West Avenue H.E.B. Store, a copy of which presentation is on file with the papers of this meeting. He delineated the purpose and background, presented views of the subject area and the associated costs.

The following citizen(s) appeared to speak:

Mr. Sam Aguirre, spoke of the coalition of neighbors who worked to bring this project forward which was vital to the revitalization of the Deco District, and urged the City Council to support the Resolution.

Mr. Greg Flores, Director of Public Affairs, H.E.B., thanked the City Council for their support.

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Mayor Garza commended H.E.B. for investing their dollars on this project, which represented millions of dollars in the Deco District, and a reinvestment to public improvements, which would benefit the community tenfold.

In response to Mayor Garza, Mr. Wendorf stated that a report would be made to the City Council on the Utility Conversion Fund on March 28.

Mr. Sanders expressed concern with the conversion in certain areas, citing in particular the area around the arena, noting there was a need to work on East Houston. He added that it would be more cost effective to address it now while construction was underway.

After consideration, the motion, carrying with it the passage of the Resolution, prevailed by the following vote: **AYES:** Sanders, Moorhouse, Martin, Barrera, Castro, Conner, Schubert, Carpenter, Garza. **ABSTAIN:** Perez. **NAYS:** None. **ABSENT:** Garcia.

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2002-07 **TRAVEL AUTHORIZATION - Granted:**

Travel Authorization for Mayor Edward D. Garza who will travel to New York City, New York, for a presentation to Bond Rating Agency on future bond issuance from Saturday, February 23, 2002 to Tuesday, February 26, 2002.

Ms. Moorhouse made a motion to approve the proposed Travel Authorization. Mr. Sanders seconded the motion.

After consideration, the motion, carrying with it the passage of the Travel Authorization, prevailed by the following vote: **AYES:** Perez, Sanders, Moorhouse, Martin, Barrera, Castro, Conner, Carpenter, Garza. **NAYS:** None. **ABSENT:** Garcia, Schubert.

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2002-07 The Clerk read the following Ordinance:

AN ORDINANCE 95354

AUTHORIZING THE TOTAL EXPENDITURE OF \$1,100.00, COMPRISED OF \$100.00 CONTRIBUTIONS FROM EACH OF THE ELEVEN (11) MAYORAL AND CITY COUNCIL CONTINGENCY ACCOUNT FUNDS, PAYABLE TO THE 2002 INTERNATIONAL INSTITUTE OF MUNICIPAL CLERKS ("IIMC") HOST COMMITTEE, TO BE USED TO PURCHASE AN AD IN THE IIMC CONFERENCE BOOK, IN CONJUNCTION WITH THE IIMC ANNUAL CONFERENCE, TO BE HELD IN SAN ANTONIO, FROM MAY 17-23, 2002; AS REQUESTED BY MAYOR EDWARD D. GARZA.

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Ms. Moorhouse made a motion to approve the proposed Ordinance. Mr. Sanders seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Sanders, Moorhouse, Martin, Barrera, Conner, Schubert, Carpenter, Garza. **NAYS:** None. **ABSENT:** Garcia, Castro.

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2002-07 The Clerk read the following Ordinance:

AN ORDINANCE 95355

AUTHORIZING THE TRANSFER OF \$10,163.00 FROM THE DISTRICT 7 CONTINGENCY FUND BUDGET AND REPROGRAMMING THE FUNDS AS FOLLOWS: INCREASING THE DISTRICT 7 ADMINISTRATIVE ASSISTANT FUND BUDGET BY \$8,213.00; AND INCREASING THE DISTRICT 7 CITY HALL OPERATIONS BUDGET BY \$1,950.00; AS REQUESTED BY COUNCILMAN JULIÁN CASTRO.

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Mr. Martin made a motion to approve the proposed Ordinance. Ms. Moorhouse seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Sanders, Moorhouse, Martin, Barrera, Castro, Conner, Schubert, Carpenter, Garza. **NAYS:** None. **ABSENT:** Garcia.

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2002-07 **PUBLIC HEARING AND ORDINANCE: CONSIDERATION OF AN ORDINANCE – REPROGRAMMING OF COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG)**

Mayor Garza declared the Public Hearing to be open.

Mr. Drew Cameron, Director of Housing and Community Development, narrated a slide presentation on the Community Development Block Grant (CDBG) reprogramming of funds, a copy of which presentation is on file with the papers of this meeting. He outlined the background, selection criteria, goals, key actions for certain funds, and proposed action for projects in certain districts and City-wide, and the fiscal impact.

The following citizen(s) appeared to speak:

Mr. Jack M. Finger, P.O. Box 12048, spoke to the funding issues.

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The Clerk read the following Ordinance:

AN ORDINANCE 95356

AUTHORIZING THE REPROGRAMMING OF COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS IN THE AMOUNT OF \$3,336,504.43 AVAILABLE FROM CITY-WIDE PROJECT COMPLETIONS, PROGRAM INCOME FUNDS, PRIOR YEAR UNALLOCATED CONTINGENCIES AND CANCELLED PROJECTS TO ADDRESS EXISTING PROJECT SHORTFALLS AND NEW PROJECTS; AUTHORIZING THE CLOSE-OUT AND CANCELLATION OF AFFECTED PROJECTS AND THE CREATION AND/OR MODIFICATION OF APPROPRIATE PROJECTS AND PROJECT BUDGETS; RATIFYING PAYMENT TO THE SAN ANTONIO LOCAL DEVELOPMENT CO., INC. ON AUGUST 29, 2001 IN THE AMOUNT OF \$117,002.65 AND AUTHORIZING PAYMENT TO THE SAN ANTONIO LOCAL DEVELOPMENT CO., INC. IN THE AMOUNT OF \$117,002.65, FOR THE SEPTEMBER 1, 2002 INSTALLMENT, IN CONNECTION WITH TWO DEFAULTED HUD SECTION 108 LOANS; REASSIGNING CDBG FUNDS IN THE AMOUNT OF \$181,904.73 FROM NEIGHBORHOODS ACTING TOGETHER TO THE COMMUNITY ECONOMIC REVITALIZATION AGENCY; AUTHORIZING THE ALLOCATION OF SAID FUNDS; REVISING THE APPROPRIATE PROJECT BUDGETS; AUTHORIZING THE EXECUTION AND SUBMISSION OF CONTRACTS AND OTHER DOCUMENTS AS NECESSARY IN CONNECTION THEREWITH; AND PROVIDING FOR PAYMENT.

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

Mr. Sanders made an amendment to the Ordinance by transferring funds from the Dawson Community Center to the St. Paul Development Corporation for design costs, in the amount of \$25,000. Mr. Perez seconded the motion.

The amendment to the motion as presented by Councilman Sanders was approved by the following roll call vote: **AYES:** Perez, Sanders, Moorhouse, Martin, Barrera, Castro, Schubert, Carpenter, Garza. **NAYS:** None. **ABSENT:** Garcia, Conner.

After consideration, the main motion, as amended, carrying with it the passage of the following Ordinance, prevailed by the following vote: **AYES:** Perez, Sanders, Moorhouse, Martin, Barrera, Castro, Schubert, Carpenter, Garza. **NAYS:** None. **ABSENT:** Garcia, Conner.

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2002-07 **EXECUTIVE SESSION**

The City Council recessed its regular session at 4:00 P.M. in order to convene in Executive Session for the purpose of:

- A.) Attorney-Client consultation regarding the status of the negotiations of a Development Services Agreement on the terms and conditions of the possible donation to the City of San Antonio of certain real property and the terms and conditions of the acquisition by the City of San Antonio of certain real property by purchase, exchange, lease or value of real property as a component of the Development Services Agreement between the City of San Antonio and the proposed Cibolo Canyon Conservation and Improvement District No. 1, Bexar County, Texas.
- B.) Attorney-Client consultation regarding the status of the Right-of-Way Use Agreement negotiations with Grey Forest Utilities.
- C.) Attorney-Client consultation regarding the status of the lawsuit styled Julius Spilman, et al, v. City of San Antonio, Cause No. 99-CI-10880, 166th Judicial District Court, Bexar County and the lawsuit styled Leonides Munoz, et. al. v. City of San Antonio and MICA Corporation, Cause No. 2000CI12265, 288th Judicial District Court, Bexar County, Texas.
- D.) Attorney-Client consultation regarding terms and conditions of a Project Agreement with Sheraton Riverwalk, L.P. for the construction of a convention headquarters hotel adjacent to the Henry B. Gonzalez Convention Center.

The City Council adjourned the Executive Session at 5:40 P.M. and reconvened in regular session, at which time Mayor Garza stated that City Council had been briefed on the above-styled matters and had given staff direction, but had taken no official action.

2002-07

CITIZENS TO BE HEARD

MR. NAZARITE RUBEN FLORES PEREZ

Mr. Nazarite Ruben Flores Perez, 627 Hearne Avenue, spoke to the need to improve the manner in which the City operates. He also urged the City to utilize the union's training and education courses.

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2002-07 There being no further business to come before City Council, the meeting was adjourned at 5:45 P.M.

A P P R O V E D



EDWARD D. GARZA
M A Y O R

Attest:



NORMA S. RODRIGUEZ, CMC/AE
City Clerk