

REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF SAN ANTONIO, HELD IN THE COUNCIL CHAMBERS, MUNICIPAL PLAZA BUILDING, THURSDAY, MAY 16, 2002.

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2002-20 The City Council convened in an informal "B" Session at 10:00 A.M., Municipal Plaza Building "B" Room, to consider the following items(s):

- A.) **Discussion of Preliminary List of Strategic Issues for Fiscal Year 2003 Budget Process.** (Presented by Lou Lendman, Director of Management and Budget.)

The Council members present were: Perez, Sanders, Moorhouse, Martin, Garcia, Barrera, Castro, Conner, Garza. ABSENT: Schubert, Carpenter.

The "B" Session adjourned at 11:45 A.M.

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2002-20 The regular meeting was called to order at 1:00 P.M. by the Presiding Officer, Mayor Ed Garza, with the following members present: Perez, Sanders, Moorhouse, Martin, Garcia, Barrera, Castro, Conner, Carpenter, Garza. ABSENT: Schubert.

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2002-20 Invocation by Rev. Cleo Edmunds, Little Church of La Villita.

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2002-20 Pledge of Allegiance to the flag of the United States.

dedicated to youth, and further recognized the work of Mr. Guerra to assist the youth in the community. She then presented certificates of appreciation to City staff members for their assistance, specifically Ms. Lisa Lopez, City Clerk's Office, and Ms. Teresa Vasquez-Romero, Mayor's Office.

Mr. Guerra then recognized Police Chief Albert Ortiz for the efforts of the Police Officers to assist the children in the community.

Members of the City Council recognized the children, Mr. Guerra, and the children's parents for their support and continuation to serve as role models for young people in the community.

2002-20 CONSENT AGENDA – CITIZENS COMMENTS

Mr. Faris Hodge, Jr., 140 Dora, spoke to Item 21 and to the renaming of the stadium in his honor, and various items on the agenda.

Mr. Jack M. Finger, P.O. Box 12048, spoke to Item 17, regarding the tax phase-in agreement with Oberthur, opposing that such an item be approved, and further cited Item 13 with regard to the lack of back-up documents being available to the citizens for review.

2002-20 CONSENT AGENDA

Mr. Sanders made a motion to approve Agenda Items 6 through 22B, constituting the Consent Agenda, except for Item 9, which was pulled, for individual consideration. Mr. Carpenter seconded the motion.

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

AN ORDINANCE 95755

ACCEPTING THE BID SUBMITTED BY SOFTWARE HOUSE INTERNATIONAL/GOVERNMENT SOLUTIONS, INC. UTILIZING THE TEXAS

DEPARTMENT OF INFORMATION SERVICES "GO DIRECT" PROGRAM TO PROVIDE THE CITY OF SAN ANTONIO INFORMATION TECHNOLOGY SERVICES DEPARTMENT WITH ANTIVIRUS SOFTWARE AND LICENSES FOR A TOTAL SUM OF \$79,500.00.

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AN ORDINANCE 95756

ACCEPTING THE BID SUBMITTED BY WHEELED COACH INDUSTRIES IN ACCORDANCE WITH THE HOUSTON/GALVESTON AREA COUNCIL OF GOVERNMENTS COOPERATIVE PURCHASING AGREEMENT TO PROVIDE THE CITY OF SAN ANTONIO FIRE DEPARTMENT WITH TWENTY-ONE (21) TYPE I AMBULANCES FOR A TOTAL OF \$1,438,605.00.

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ORDINANCE 95757

RATIFYING SERVICES AND AUTHORIZING PAYMENT IN THE AMOUNT OF \$9,868.73 FROM 1994 GENERAL OBLIGATION DRAINAGE IMPROVEMENT BONDS PAYABLE TO BROADWING COMMUNICATIONS SERVICES, INC. FOR CABLE SERVICES IN CONNECTION WITH THE ESCALON #1008 DRAINAGE PROJECT, LOCATED IN COUNCIL DISTRICT 3; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 95758

AUTHORIZING THE EXECUTION OF AN AMENDMENT TO THE BUSINESS CENTER LEASE AGREEMENT WITH F. KELLOGG BUSINESS ENTERPRISES, INC., A FRANCHISEE OF MAIL BOXES ETC., TO PROVIDE FOR AN ADDITIONAL 375 SQUARE FEET OF SPACE IN ITS AS-IS CONDITION, ADJACENT TO THE 1,386 SQUARE FEET OF EXISTING BUSINESS CENTER SPACE LOCATED AT THE HENRY B. GONZALEZ CONVENTION CENTER, FOR A TOTAL OF 1,761 GROSS SQUARE FEET OF RENTABLE SPACE, THUS INCREASING THE MONTHLY BASE RENT, AT \$1.55 PER GROSS SQUARE FOOT, FROM \$2,148.30 TO \$2,729.55 PER MONTH, FOR AN ANNUAL BASE RENT OF \$32,754.60, EFFECTIVE JUNE 1, 2002 WITH THE TERMINATION DATE

FOR USE OF THE ADDITIONAL SPACE TO RUN CONCURRENTLY WITH THE DECEMBER 30, 2006 TERMINATION DATE OF THE INITIAL TERM OF THE LEASE, WITH ONE (1) RENEWAL TERM OF THREE (3) YEARS SUBJECT TO SAN ANTONIO CITY COUNCIL APPROVAL; AND DELETING THE OFFICE OF INTERNAL REVIEW AS A REQUIRED RECIPIENT OF MONTHLY STATEMENTS, AT THE OFFICE'S REQUEST.

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AN ORDINANCE 95759

AUTHORIZING THE PURCHASE OF A 3.731 ACRE TRACT FROM BEXAR COUNTY FOR THE AMOUNT OF \$21,789.84 LOCATED NORTH OF THE INTERSECTION OF NACOGDOCHES AND JUDSON ROADS IN CITY COUNCIL DISTRICT 10; ALLOCATING \$20,734.00 IN 1994 PARK BOND FUNDS; ALLOCATING \$6,515.84 IN 1999 PARK BOND FUNDS; ESTABLISHING A PROJECT BUDGET; APPROVING \$3,949.00 FOR PROFESSIONAL FEES; AND APPROVING \$1,511.00 FOR CLOSING COSTS AND FEES.

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AN ORDINANCE 95760

AUTHORIZING THE EXECUTION OF AN AGREEMENT FOR MUTUAL TERMINATION OF SAN ANTONIO INTERNATIONAL AIRPORT LEASE NO. 122036, AUTHORIZED BY ORDINANCE NO. 92814 PASSED AND APPROVED NOVEMBER 2, 2001 WITH CAPITAL CARGO INTERNATIONAL AIRLINES, INC. AT SAN ANTONIO INTERNATIONAL AIRPORT. (AMENDS ORDINANCE NO. 92814, NOVEMBER 2, 2001.)

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AN ORDINANCE 95761

AUTHORIZING A NINE (9) MONTH INTERIM LICENSE AGREEMENT WITH GREY FOREST UTILITIES (GFU), A GAS UTILITY OWNED BY THE CITY OF GREY FOREST, TO ALLOW GFU TO USE CITY RIGHTS-OF-WAY TO OPERATE A GAS DISTRIBUTION SYSTEM WITHIN AN INTERIM LICENSED AREA IN CONSIDERATION OF THREE PERCENT (3%) OF GROSS REVENUES THAT ARE

DERIVED FROM GFU'S SYSTEM WITHIN THE INTERIM LICENSED AREA TO BE PAID TO THE CITY.

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AN ORDINANCE 95762

AUTHORIZING THE ACCEPTANCE OF AN ADDITIONAL \$559,295.00 IN CASH AND \$91,244.00 IN-KIND VACCINE SUPPORT FROM THE U.S. PUBLIC HEALTH SERVICE TO AUGMENT THE OPERATION OF THE CHILDHOOD IMMUNIZATION PROJECT OF THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT THROUGH DECEMBER 31, 2002 AND REVISING THE PROJECT BUDGET FOR THE CHILDHOOD IMMUNIZATION PROJECT ESTABLISHED IN ORDINANCE NO. 95453, PASSED AND APPROVED ON MARCH 14, 2002.

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AN ORDINANCE 95763

AUTHORIZING THE ACCEPTANCE OF A CASH GRANT IN THE AMOUNT OF \$300,493.00 FROM THE TEXAS DEPARTMENT OF HEALTH TO FUND THE ONGOING RYAN WHITE TITLE II HIV/AIDS PROGRAM ADMINISTERED BY THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT FOR THE PERIOD APRIL 1, 2002 THROUGH AUGUST 31, 2002; AUTHORIZING THE EXECUTION OF A CONTRACT CHANGE NOTICE WITH THE TEXAS DEPARTMENT OF HEALTH; REVISING THE BUDGET FOR THE PUBLIC HEALTH STATE SUPPORT PROJECT 2001/2002, ESTABLISHED IN ORDINANCE NO. 93174, PASSED AND APPROVED ON JANUARY 4, 2001; APPROVING THE PERSONNEL COMPLEMENT FOR THE RYAN WHITE TITLE II PROJECT; AUTHORIZING THE EXECUTION OF STANDARD CITY OPERATING AGENCY GRANT FUND CONTRACTS TOTALING \$251,299.00 WITH HIV/AIDS SERVICE PROVIDERS IN CONNECTION WITH THE PROJECT; AND AUTHORIZING PAYMENTS FOR CONTRACTUAL SERVICES.

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AN ORDINANCE 95764

AN ORDINANCE AUTHORIZING THE EXECUTION OF A ONE-YEAR RENEWAL CONTRACT IN THE AMOUNT OF \$55,000.00 WITH BOOTH RESEARCH GROUP, INC., TESTING CONSULTANT, FOR THE PREPARATION OF VALIDATED WRITTEN PROMOTIONAL EXAMINATIONS FOR THE POSITIONS OF FIRE APPARATUS OPERATOR, FIRE LIEUTENANT, FIRE CAPTAIN AND DISTRICT FIRE CHIEF, SAN ANTONIO FIRE DEPARTMENT AND FOR THE DEVELOPMENT OF THE EXAMINATIONS AND THE RELATED JOB ANALYSES.

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AN ORDINANCE 95765

AMENDING ORDINANCE NO. 95186 APPROVED ON JANUARY 17, 2002 TO REMOVE REAL AND PERSONAL PROPERTY LENDERS AS REQUIRED PARTIES TO A TAX PHASE-IN AGREEMENT WITH OBERTHUR GAMING TECHNOLOGIES CORPORATION IN ACCORDANCE WITH SB 985; AND AUTHORIZING AN ADDITIONAL THIRTY (30) DAYS TO EXECUTE SUCH MODIFIED TAX PHASE-IN AGREEMENT AND A RELATED TAX REFUND SETTLEMENT AGREEMENT WITH OBERTHUR GAMING TECHNOLOGIES CORPORATION.

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AN ORDINANCE 95766

AUTHORIZING THE FUNDING OF A GRANTS MANAGEMENT OFFICER WITHIN THE ECONOMIC DEVELOPMENT DEPARTMENT; AUTHORIZING THE TRANSFER OF EXISTING FUNDS IN THE AMOUNT OF \$105,866.95 FROM GRANT ACCOUNTS TO THE ECONOMIC DEVELOPMENT DEPARTMENT; AND AUTHORIZING AN OPERATING BUDGET AND PERSONNEL COMPLEMENT.

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AN ORDINANCE 95767

AUTHORIZING THE EXECUTION OF A CONTRACT WITH THE SAN ANTONIO NEIGHBORHOOD ASSISTANCE CORPORATION D/B/A THE NEIGHBORHOOD

RESOURCE CENTER IN AN AMOUNT NOT TO EXCEED \$50,000.00 TO PROVIDE NEIGHBORHOOD SERVICES FOR THE PERIOD BEGINNING OCTOBER 1, 2001 TO SEPTEMBER 30, 2002; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 95768

AMENDING THE TEMPORARY HOUSEKEEPING AND CONVERSION SERVICES AGREEMENT WITH PACESETTER PERSONNEL SERVICE TO PROVIDE THE ALAMODOME AND NELSON W. WOLFF MUNICIPAL STADIUM WITH HOUSEKEEPING AND CONVERSION SERVICES TO EXTEND THE TERM OF THE AGREEMENT AN ADDITIONAL ELEVEN (11) DAYS WHEREBY IT WILL COMMENCE JANUARY 16, 2002 AND TERMINATE MARCH 26, 2002; RATIFYING ADDITIONAL SERVICES IN THE AMOUNT OF \$64,250.00 FOR THE ALAMODOME AND \$10,000.00 FOR NELSON W. WOLFF MUNICIPAL STADIUM; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 95769

AUTHORIZING FOUR (4) FIREWORKS DISPLAYS ON AN OPEN FIELD ACROSS FROM 5757 HWY. 90 AT THE CONCLUSION OF THE SAN ANTONIO MISSION'S BASEBALL GAMES SCHEDULED FOR JUNE 8, 15, 22 AND JULY 20, 2002 AT NELSON W. WOLFF MUNICIPAL STADIUM.

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AN ORDINANCE 95770

APPOINTING FRANK B. PALMER TO KEEP SAN ANTONIO BEAUTIFUL, INC. (DISTRICT 8) FOR A TERM OF OFFICE TO EXPIRE ON DECEMBER 22, 2003.

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AN ORDINANCE 95771

APPOINTING JOSH COPELAND AS DIRECTOR TO THE SAN ANTONIO LOCAL DEVELOPMENT COMPANY (DISTRICT 8) FOR A TERM OF OFFICE TO EXPIRE ON MAY 9, 2004.

2002-20 **PUBLIC HEARING AND ORDINANCE: CHASE REINVESTMENT ZONE**

Mayor Garza declared the Public Hearing to be open.

Mr. Ramiro Cavazos, Director of Economic Development Department, narrated a slide presentation on the Chase Bank Card Services, Inc. Tax Phase-In, a copy of which presentation is on file with the papers of this meeting. He outlined the background, purpose, the proposal presented by Chase Bank, view of the interim Chase site, policy analysis, project summary, noting that this effort will create 1,550 new jobs in San Antonio with an estimated payroll of \$46.8 million.

The following citizen(s) appeared to speak:

Mr. Faris Hodge, Jr., 140 Dora, spoke in opposition to the tax phase-in, noting that the citizens of the community were paying taxes, and other businesses in the City should do so as well. He spoke of the many infrastructure needs in the community that could be addressed with taxes paid by businesses.

Mr. Jack M. Finger, P.O. Box 12048, spoke in opposition to the proposed tax phase-in agreement, noting that the company was well established, and not requiring such a tax phase-in.

Members of the City Council noted that this project was good for San Antonio and would bring much economic advantages to the City. They further acknowledged the excellent wage and benefit package being offered to the employees as well as the child care facility to be provided.

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

The Clerk read the following Ordinance:

AN ORDINANCE 95772

DESIGNATING THE CHASE REINVESTMENT ZONE C, CONSISTING OF 15.23 ACRES AT 7050 FAIRGROUNDS PARKWAY, ALAMO DOWNS BUSINESS PARK.

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Mr. Carpenter made a motion to approve the proposed Ordinance. Mr. Martin 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, Carpenter, Garza. **NAYS:** None. **ABSENT:** Garcia, Schubert.

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2002-20 The Clerk read the following Ordinance

AN ORDINANCE 95773

APPROVING AND AUTHORIZING EXECUTION OF A TAX PHASE-IN AGREEMENT TO EXEMPT AD VALOREM TAXATION IN PERSONAL PROPERTY FOR CHASE BANK CARD SERVICES, INC. AND APPROVING A ONE HUNDRED PERCENT (100%) TAX PHASE-IN OF PERSONAL PROPERTY FOR A TEN (10) YEAR TERM.

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Mr. Perez 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, Carpenter, Garza. **NAYS:** None. **ABSENT:** Garcia, Schubert.

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2002-20

INDIVIDUAL ITEMS – CITIZEN COMMENTS

(At this point, Mayor Garza was obliged to leave the meeting. Mayor Pro Tem Moorhouse presided.)

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2002-20

The Clerk read the following Ordinance:

AN ORDINANCE 95774

AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH THE DOWNTOWN ALLIANCE/SAN ANTONIO IN THE AMOUNT OF \$13,000.00 FOR CONDUCTING A DOWNTOWN HOUSING MARKET & DEMAND ANALYSIS; AND PROVIDING FOR PAYMENT.

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

Mr. Ramiro Cavazos, Director of Economic Employment Development Department, narrated a slide presentation, on the Downtown Housing Market and Demand Analysis, a copy of which presentation is on file. He outlined the background, noting the various components to be identified through the study, the downtown housing projects and the fiscal impact.

The following citizen(s) appeared to speak:

Mr. Faris Hodge, Jr., 140 Dora, spoke to the housing needs in the downtown area, as well as other facilities such as a grocery store, and a cleaning store. He further spoke to the beauty of downtown San Antonio, and its many attractions.

Mr. Jack M. Finger, P.O. Box 12048, spoke to the high costs of living downtown. He also spoke to Item 24 regarding the bonds being approved for Trinity University and addressed the monies from contingency funds.

In response to Ms. Conner, Mr. Ben Brewer, spoke to the survey which also addressed the kind of amenities and services needed in the downtown area.

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Mr. Perez commended City staff and spoke to the number of projects, citing the increased interest and activity in the downtown area. He further encouraged that such interests be cultivated in efforts to increase housing and other needed businesses in the City.

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

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2002-20 The Clerk read the following Ordinance:

AN ORDINANCE 95775

APPROVING THE ISSUANCE OF THE CITY OF SAN ANTONIO EDUCATION FACILITIES CORPORATION REVENUE BONDS IN THE AMOUNT OF \$32,000,000.00 FOR TRINITY UNIVERSITY ("TU") FOR THE CONSTRUCTION OF BUILDING IMPROVEMENTS AT TU AND A \$7,000,000.00 REFUNDING OF 1993 SERIES BOND ISSUE; AUTHORIZING THE EXECUTION OF A LOAN AGREEMENT, A TRUST AGREEMENT, AND OTHER OFFICIAL DOCUMENTATION RELATED TO THIS PROJECT.

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

Mr. Ramiro Cavazos, Director of Economic Employment Development Department, narrated a slide presentation on the San Antonio Education Facilities Corporation Revenue Bonds for Trinity University, a copy of which presentation is on file with the papers of this meeting. He outlined the background, the various bond projects, the use of the bond proceeds delineating the various improvements to the university, other improvements, the Northrup Project, terms of the bond issuance, and staff policy analysis.

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

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2002-20 Item 25A being a proposed ordinance approving the development services component of phase III of the Enterprise Resource Management Project to the existing contract (Ordinance No. 94040, approved May 31, 2001) with Deloitte Consulting L.P. to obtain professional services for the implementation of the land management and development system; appropriating and encumbering funds in an amount not to exceed \$7,097,500.00; authorizing payment and execution of the required documents; and delegating the authority to approve change orders as may be required by the City of \$25,000.00 or less to the director of finance, was pulled from consideration by the City Manager.

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2002-20 Item 25B being a proposed ordinance approving the selection of Hansen Information Technologies, Inc. to provide the City of San Antonio with land management and development software and five years of service and maintenance in the initial amount of \$1,313,000.00 for the purchase of proprietary software licenses and \$118,067.00 for the first four months of support and maintenance; providing for service and maintenance for five years at an initial amount of \$354,200.00 per year and providing for adjustment in fees subject to a maximum of five percent annual increase; appropriating funds and authorizing payment, was pulled from consideration by the City Manager.

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2001-03 Item 25C being a proposed ordinance approving a continuance of the contract with the law firm of Cox and Smith, Inc. which has assisted in all previous phases of the project and which would continue to provide legal services to assist the City Attorney's Office in negotiating contracts with the proposed vendors of the Enterprise Resource Management Project, and with Deloitte Consulting, L.P., and the associated computer and software firms in an additional amount not to exceed \$150,000.00, for a total contract amount of \$225,000.00; appropriating and encumbering funds; and providing for payment, was pulled from consideration by the City Manager.

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2002-20 **TRAVEL AUTHORIZATION - Granted:**

Confirmation of Travel Authorization for Mayor Edward D. Garza who attended the Urban Land Institute/Joseph C. Canizaro Mayor's Forum Series "Bringing Community Back to the City" in Los Angeles, CA, from Tuesday, May 14, 2002 through Thursday, May 16, 2002.

Mr. Perez made a motion to approve the proposed Travel Authorization. Ms. Conner 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, Garcia, Castro, Conner, Carpenter. **NAYS:** None. **ABSENT:** Barrera, Schubert, Garza.

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2002-20 **TRAVEL AUTHORIZATION - Granted:**

Travel Authorization for Mayor Edward D. Garza who will attend the Spring Convention of International Council on Shopping Centers (Mayor's Panel Session on Public/Private Collaboration in the Development of Successful Retail Projects) in Las Vegas, NV, from Sunday, May 19, 2002 through Monday, May 20, 2002.

Mr. Perez made a motion to approve the proposed Travel Authorization. Mr. Carpenter 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, Garcia, Barrera, Castro, Conner, Carpenter. **NAYS:** None. **ABSENT:** Schubert, Garza.

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2002-20 The Clerk read the following Ordinance:

AN ORDINANCE 95776

AUTHORIZING THE EXPENDITURE OF \$150.00 FROM COUNCIL DISTRICT 6 CONTINGENCY EXPENSE ACCOUNT, PAYABLE TO THE MEADOW VILLAGE ELEMENTARY SCHOOL PTA, TO BE USED TO PAY FOR LUNCHESES AND SNACKS FOR STUDENTS, TEACHERS AND CHAPERONES ON A FIELD TRIP TO THE CAPITOL IN AUSTIN, TEXAS ON FRIDAY, MAY 17, 2002; AS REQUESTED BY COUNCILMAN ENRIQUE M. BARRERA.

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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, Sanders, Moorhouse, Martin, Garcia, Barrera, Castro, Conner, Carpenter. **NAYS:** None. **ABSENT:** Schubert, Garza.

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2002-20 The Clerk read the following Ordinance:

AN ORDINANCE 95777

AUTHORIZING THE EXPENDITURE OF \$250.00 FROM THE COUNCIL DISTRICT 6 CONTINGENCY EXPENSE ACCOUNT, PAYABLE TO THE MEADOW VILLAGE NEIGHBORHOOD ASSOCIATION, TO BE USE TO OFFSET COSTS (INCLUDING THE SECURITY DEPOSIT REQUIRED FOR USE OF THE VIRGINIA GILL COMMUNITY CENTER, FOOD AND SUPPLIES), IN CONNECTION WITH ITS ANNUAL POT-LUCK DINNER FOR MEMBERS AND RESIDENTS TO BE HELD ON TUESDAY, JULY 23, 2002; AS REQUESTED BY COUNCILMAN ENRIQUE M. BARRERA.

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Mr. Perez made a motion to approve the proposed Ordinance. Mr. Garcia 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, Garcia, Barrera, Castro, Conner, Carpenter. **NAYS:** None. **ABSENT:** Schubert, Garza.

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2002-20 The Clerk read the following Ordinance:

AN ORDINANCE 95778

AUTHORIZING THE EXPENDITURE OF \$1,000.00 FROM THE DISTRICT 10 CONTINGENCY EXPENSE ACCOUNT, PAYABLE TO THE HILLS OF PARK NORTH NEIGHBORHOOD ASSOCIATION, TO BE USED TO PURCHASE A NEIGHBORHOOD SIGN AND XERISCAPING FOR THE ENTRANCE TO THE SUBDIVISION; AS REQUESTED BY COUNCILMAN DAVID CARPENTER.

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Mr. Carpenter made a motion to approve the proposed Ordinance. Mr. Perez 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, Garcia, Barrera, Castro, Conner, Carpenter. **NAYS:** None. **ABSENT:** Schubert, Garza.

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2002-20 The Clerk read the following Ordinance:

AN ORDINANCE 95779

AUTHORIZING THE EXPENDITURE OF \$550.00 FROM THE DISTRICT 2 CONTINGENCY EXPENSE ACCOUNT, PAYABLE TO THE PARKS AND RECREATION DEPARTMENT FOR THE USE OF ONE (1) SHOWMOBILE, WITH SOUND SYSTEM, BY ST. PATRICK'S CATHOLIC CHURCH, FOR ITS FALL FESTIVAL TO BE HELD ON SUNDAY, OCTOBER 6, 2002; AS REQUESTED BY COUNCILMAN JOHN H. SANDERS.

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Mr. Barrera made a motion to approve the proposed Ordinance. Mr. Martin 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, Garcia, Barrera, Castro, Conner, Carpenter. **NAYS:** None. **ABSENT:** Schubert, Garza.

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2002-20 The Clerk read the following Ordinance:

AN ORDINANCE 95780

AUTHORIZING THE TOTAL EXPENDITURE OF \$500.00 FROM THE DISTRICT 2 AND DISTRICT 3 CONTINGENCY EXPENSE ACCOUNTS, PAYABLE TO THE NATIONAL ALLIANCE FOR THE MENTALLY ILL (NAMI) - SAN ANTONIO SOUTH, TO BE USED TO HELP DEFRAY THE COST OF EXPENSES ASSOCIATED WITH ITS ANNUAL FASHION SHOW AND APPRECIATION BANQUET TO BE HELD ON THURSDAY, OCTOBER 10, 2002; AS REQUESTED BY COUNCILMAN JOHN H. SANDERS.

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Mr. Perez made a motion to approve the proposed Ordinance with additional funds added by the following districts: District 3 - \$200. 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, Garcia, Barrera, Castro, Conner, Carpenter. **NAYS:** None. **ABSENT:** Schubert, Garza.

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2002-20 The Clerk read the following Ordinance:

AN ORDINANCE 95781

AUTHORIZING THE EXPENDITURE OF \$1,500.00 FROM THE DISTRICT 2 CONTINGENCY EXPENSE ACCOUNT, PAYABLE TO THE AMERICAN

DIABETES ASSOCIATION, TO BE USED AS PART OF ITS MISSION TO FIND A CURE FOR DIABETES AND TO IMPROVE THE LIVES OF ALL PEOPLE AFFECTED WITH DIABETES; AS REQUESTED BY COUNCILMAN JOHN H. SANDERS.

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Mr. Barrera 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, Sanders, Moorhouse, Martin, Garcia, Barrera, Castro, Conner, Carpenter. **NAYS:** None. **ABSENT:** Schubert, Garza.

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(Mayor Garza returned to the meeting and presided.)

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2002-20 The Clerk read the following Ordinance:

AN ORDINANCE 95782

AUTHORIZING THE EXPENDITURE OF \$550.00 FROM THE DISTRICT 4 CONTINGENCY EXPENSE ACCOUNT, PAYABLE TO THE PARKS AND RECREATION DEPARTMENT FOR THE USE OF ONE (1) SHOWMOBILE, WITH SOUND SYSTEM, BY THE RAINBOW HILLS AREA NEIGHBORHOOD ASSOCIATION FOR NATIONAL NIGHT OUT TO BE HELD ON TUESDAY, AUGUST 6, 2002; AS REQUESTED BY COUNCILMAN ENRIQUE "KIKI" MARTIN.

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Mr. Martin made a motion to approve the proposed Ordinance. Mr. Perez 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, Garcia, Barrera, Castro, Conner, Carpenter, Garza. **NAYS:** None. **ABSENT:** Schubert.

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2002-20 The Clerk read the following Ordinance:

AN ORDINANCE 95783

AUTHORIZING THE EXPENDITURE OF \$500.00 FROM THE DISTRICT 4 CONTINGENCY EXPENSE ACCOUNT, PAYABLE TO THE ST. CLARE CATHOLIC CHURCH, TO BE USED TO DEFRAY THE COSTS OF EXPENSES ASSOCIATED WITH ITS ANNUAL PARISH FESTIVAL TO BE HELD ON SUNDAY, JUNE 2, 2002; AS REQUESTED BY COUNCILMAN ENRIQUE "KIKI" MARTIN.

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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, Garcia, Barrera, Castro, Conner, Carpenter, Garza. **NAYS:** None. **ABSENT:** Schubert.

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2002-20 The Clerk read the following Ordinance:

AN ORDINANCE 95784

AUTHORIZING THE EXPENDITURE OF \$200.00 FROM THE DISTRICT 7 CONTINGENCY EXPENSE ACCOUNT, PAYABLE TO THE SAN ANTONIO DANCE UMBRELLA, TO BE USED TO OFFSET THE COST OF TUITION FOR REPRESENTATION OF THE CITY OF SAN ANTONIO AT THE AMERICAN BALLET THEATRE SUMMER INTENSIVE PROGRAM TO BE HELD JULY 8 THROUGH AUGUST 2, 2002; AS REQUESTED BY COUNCILMAN JULIAN CASTRO.

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Ms. Conner made a motion to approve the proposed Ordinance. Mr. Castro 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, Garcia, Barrera, Castro, Conner, Carpenter, Garza. **NAYS:** None. **ABSENT:** Schubert.

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2002-20 **"B" SESSION RESUMED**

B Session resumed at 2:45 P.M.

Mr. Lou Lendman, Director of Management and Budget, narrated a slide presentation on the public input to the strategic issues, a copy of which is on file with the papers of this meeting. He outlined the open house comments and the respective strategic issues, and then the next steps to be taken with direction from the City Council, and highlighted on the upcoming June 7, 2002 Goals and Objectives Work Session.

Mayor Garza commended staff and noted that the input from the community was an important component to the budget process. He stated that the next steps were to establish priorities through the goals and objectives work session.

Mr. Lendman added that the public forum was a good process that would assist staff in the budget process. He noted that City Council would then prioritize issues to be addressed in upcoming budget, and that additional deletions or inclusions could be made from the public process.

Mayor Garza stated that an outline of strategic issues was important in order to adequately address them, noting there should be flexibility to add other items, and possibly have more refinement and development to the list as the process continues.

Ms. Moorhouse recommended that there be another hearing to allow more public participation.

Mr. Lendman added that there had been 100 emails received in the Budget office on the process, and that there would be other opportunities for public input.

2002-20

CONSIDERATION OF CONSENT AGENDA ITEM #9

Mr. Sanders moved to have Consent Agenda Item no. 9 brought up for discussion at this time. Mr. Perez seconded the motion.

Motion to reconsider was approved by the following vote:

The Clerk then read the proposed ordinance accepting the low, qualified bid of Texas Sterling Construction, L.P. in amount not to exceed \$343,523.00 in connection with the Grandview Neighborhood streets, Phase IIIC (Hampton) Community Development Block Grant (CDBG) Project, located in Council District 2; authorizing a construction contract; authorizing \$24,232.50 for miscellaneous construction contingency expenses; authorizing \$16,962.75 for administrative costs; authorizing an additional \$6,750.00 payable to grant engineering for engineering expenses; appropriating funds; and providing for payment.

Mr. Sanders then made a motion to postpone this item for one week. Mr. Perez seconded the motion.

After discussion, the motion to postpone this item for one week, prevailed by the following vote: **AYES:** Perez, Sanders, Moorhouse, Martin, Garcia, Barrera, Castro, Conner, Garza. **NAYS:** None. **ABSENT:** Schubert, Carpenter.

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2002-20

EXECUTIVE SESSION

The City Council recessed its regular session at 3:02 P.M. in order to convene in Executive Session for the purpose of:

- A.) Attorney-Client consultation on the potential impact on the Municipal Solid Waste Management Agreement, entered between the City and Browning Ferris, Inc., June 12, 1995 (performance and contract enforcement requirements) from the lawsuit styled BFI Waste Systems of North America, Inc. & Texas National Resource Conservation Commission v. Martinez Environmental Group, City of China Grove, and Don McKenzie, Case No. 03-02-00218-CV, an appeal filed 4-10-02 from the 98th Judicial District Court of Travis County in Cause No. GN003403, to the Third Court of Appeals for the Austin region.

B.) Attorney-Client consultation regarding: 1) the status of negotiations on interconnection between Time Warner Cable and Grande Communications and the associated franchise renewal and reopener process; and 2) the City's options in dealing with the Federal Communications Commission's Declaratory Ruling and Notice of Proposed Rulemaking regarding cable service and revenues, issued on March 14, 2002.

C.) 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 5:05 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.

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2002-20

CITIZENS TO BE HEARD

MR. RALPH RANSOM

Mr. Ralph Ransom spoke in opposition to the proposed location of the Torch of Friendship.

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MR. JOEL KARIN

Mr. Joel Karin expressed concerns on the protection of the Aquifer, noting that Lumbermen's Investment Corporation, has been taken to court for contamination of other cities' water sources, citing in particular the location of San Francisco where excessive pesticides had been used.

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MR. MARLIN LYTLE

Mr. Marlin Lytle spoke to the number of homeless people in San Antonio, and urged City Council to consider this issue and find the means to address this problem.

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MS. ROSE VARA

Ms. Rose Vara, stated she has been harassed by society, and requested assistance from the City. She added that she had been in an accident due to someone swerving into her lane.

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MR. NAZARITE RUBEN FLORES PEREZ

Mr. Nazarite Ruben Flores Perez, 627 Hearne Avenue, spoke to the misuse of public funds.

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MR. VAL MARTINEZ

Mr. Val Martinez spoke on the 1st Annual Armed Forces Parade to be held May 9, 2002, and invited members of the City Council to attend the function.

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MR. GILBERT NAJERA

Mr. Gilbert Najera stated that the purpose of the day's event was to honor the patriotic service of the men and women who have served the country, and to reflect upon the honor and sacrifices of those dedicated American people.

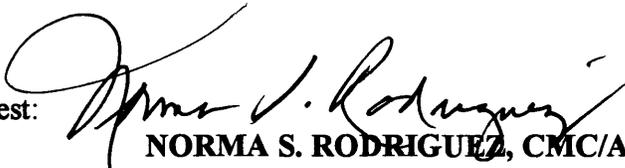
A representative of the Military Order of the Purple Heart invited members of the City Council to participate at Sunday's parade.

Mayor Garza extended his appreciation for the work that the veterans have been doing in order to recognize the service of men and women, and for the opportunity to bring the community together to show their appreciation.

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2002-20 There being no further business to come before the City Council, the meeting adjourned at 5:36 P.M.

A P P R O V E D


EDWARD D. GARZA
M A Y O R

Attest: 
NORMA S. RODRIGUEZ, CMC/AAE
City Clerk