



Members of the City Council recognized the District Attorney and Police Chief, specifically recognizing the neighborhood members for their activeness in crime reduction, and efforts to continue working together to make this event possible and successful. They urged the citizenry to come out and participate, to appreciate this special night for everyone in San Antonio and to use this opportunity to get out and mingle with their neighbors. They further urged fellow San Antonians to look out for the general welfare of all citizens.

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2002-28      **SWEARING IN OF BOARD AND COMMISSION MEMBERS**

Mayor Garza spoke to the service of the City's Board members, and recognized the many hours of service to the community.

City Clerk Norma Rodriguez administered the Oath of office to members of the various Boards and Commissions.

Certificates of Appointment were individually presented to Board members by members of the City Council.

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2002-28      Minutes of the regular Council meetings of May 23, 2002, May 30, 2002 and June 6, 2002 were approved.

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2002-28      The Clerk read the following Ordinance:

AN ORDINANCE 96065

AUTHORIZING THE DEFEASANCE OF CERTAIN CITY OF SAN ANTONIO, TEXAS ELECTRIC AND GAS SYSTEMS REVENUE AND REFUNDING BONDS, NEW SERIES 1997; ENTERING INTO AN ESCROW AGREEMENT AND OTHER AGREEMENTS AND MATTERS RELATING THERETO; ENACTING OTHER

PROVISIONS INCIDENT AND RELATED TO THE SUBJECT AND PURPOSE OF THIS ORDINANCE; AND PROVIDING FOR AN EFFECTIVE DATE.

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

Mr. Ben Gorzell, Asst. Director of Finance, stated that the purpose of the proposed Ordinance and introduced a representative from City Public Service to make the presentation.

The representative from City Public Service, narrated a slide presentation on the defeasance of the Texas Electric and Gas Systems Revenue and Refunding bonds, a copy of which presentation is on file with the papers of this meeting. He outlined the transaction, which presented a gross saving of \$9.6 million and an estimated net value saving of \$6.5 million. He delineated the interest rate range, maturity date range, and the issuance of the new series 2002 revenue and refunding bonds.

The following citizen(s) appeared to speak:

Mr. Faris Hodge, Jr., 140 Dora, spoke to the bonds, noting that the City could utilize the \$14 million savings for the budget, and spoke to the need of an Assistant Finance Director. He also spoke to the needs of the community, and how those funds could be utilized.

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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, Schubert, Carpenter, Garza. **NAYS:** None. **ABSENT:** None.

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2002-28      CONSENT AGENDA – CITIZEN COMMENTS

Mr. John Shull, spoke to the renaming of City facilities set out by ordinances, and in favor of naming a park the Clifford G. Shull Park.

Ms. Jill Souter, President of Conservation Society, stated that Item 25 be pulled from the consent agenda and postponed for a future date in order to allow more deliberations. She stated there were legal concerns to be addressed. She further noted that fundraising goals had not been achieved, and that there was no lease or City authority. She added that the City should not appropriate bond money for the Centro Alameda while there is no ordinance for a City lease.

Mr. Albert Guerra, 10311 Aristocrat, Heritage Neighborhood Association, spoke in favor of naming the park, Heritage Duck Pond.

Mr. Faris Hodge, Jr., 140 Dora, spoke to various items on the agenda, citing the budget reductions and noting there should not be any lay-off of City employees.

Mr. Jack M. Finger, P.O. Box 12048, spoke to various items on the agenda.

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2002-28      CONSENT AGENDA

Ms. Moorhouse made a motion to approve Agenda Items 6 through 53I, constituting the Consent Agenda, except for Items 18, 25, and 52, which were pulled for individual consideration. Mr. Sanders 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, Conner, Schubert, Carpenter, Garza. **NAYS:** None. **ABSENT:** Castro.

AN ORDINANCE 96066

ACCEPTING THE BID FROM COMMONWEALTH COMPUTER COMPANY UTILIZING THE TEXAS DEPARTMENT OF INFORMATION SERVICES "GO DIRECT" PROGRAM TO PROVIDE THE CITY OF SAN ANTONIO FINANCE DEPARTMENT WITH ELEVEN (11) NOTEBOOK COMPUTERS FOR A TOTAL OF \$25,733.84.

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AN ORDINANCE 96067

ACCEPTING THE LOW BID SUBMITTED BY REMOTEC, INC. TO PROVIDE THE CITY OF SAN ANTONIO POLICE DEPARTMENT WITH A MINI-ANDROS II

ROBOT WHICH WILL BE UTILIZED TO ENHANCE OFFICER SAFETY FOR A TOTAL OF \$89,008.00.

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AN ORDINANCE 96068

AUTHORIZING THE EXECUTION OF A CONTRACT WITH NEW TEXAS AUTO AUCTION SERVICES, L.P., D/B/A SAN ANTONIO AUTO AUCTION TO PROVIDE THE CITY OF SAN ANTONIO ENVIRONMENTAL SERVICES, POLICE, PUBLIC WORKS AND PURCHASING & GENERAL SERVICES DEPARTMENTS WITH AUCTION SERVICES FOR DISPOSITION OF USED AUTOMOTIVE VEHICLES AND EQUIPMENT.

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AN ORDINANCE 96069

ACCEPTING THE BIDS OF VARIOUS COMPANIES TO PROVIDE THE CITY OF SAN ANTONIO WITH DEFIBRILLATORS, PHARMACEUTICALS, VACCINES, CONTRACEPTIVES, BATTERIES, BOLTS & SCREWS, ICE, PAVING EQUIPMENT, GRAVEL/SOIL, AUTOMOTIVE AND HEAVY EQUIPMENT PARTS & SERVICE, LEXAN, BEDDING PLANTS, SPECIAL SIDEWALK CURB MACHINE PARTS & SERVICES, SAND PROJECTS, INTERNATIONAL AIRPORT SIGNAGE AND EXTRICATION COLLARS ON AN ANNUAL CONTRACT BASIS FOR FY 2002-2003 FOR A TOTAL OF APPROXIMATELY \$1,755,744.00. (COPIES OF BID PACKETS ARE AVAILABLE FOR REVIEW IN THE PURCHASING DEPARTMENT AND A LIST OF SUCCESSFUL BIDDERS ARE AVAILABLE FOR REVIEW IN THE CITY CLERK'S OFFICE.)

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AN ORDINANCE 96070

ACCEPTING THE LOW BID BY CHARLIE & CO. TO PERFORM CONSTRUCTION WORK IN CONNECTION WITH THE NEW TERRITORIES PARK IMPROVEMENTS CONSTRUCTION PROJECT IN CITY COUNCIL DISTRICT 8 IN THE AMOUNT OF \$140,263.90; APPROPRIATING \$178,820.26 IN 1999 PARK BOND FUNDS; ESTABLISHING A PROJECT BUDGET; TRANSFERRING \$7,767.50 IN PROJECT SAVINGS; AUTHORIZING THE EXECUTION OF A STANDARD CONSTRUCTION CONTRACT; ALLOCATING \$35,065.98 TO THE

CONSTRUCTION CONTINGENCY AND \$10,896.12 TO PARK MATERIALS AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 96071

AUTHORIZING THE TRANSFER OF \$6,000.00 FROM THE FACILITY IMPROVEMENT AND MAINTENANCE PROGRAM FUND IN ORDER TO REMOVE AND REPLACE APPROXIMATELY 800 SQUARE FEET OF ASPHALT AT THE ANIMAL CARE SERVICES FACILITY WITH A SIX-INCH THICK CONCRETE SLAB; REVISING THE BUDGET AND APPROPRIATING FUNDS.

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AN ORDINANCE 96072

RATIFYING SERVICES AND AUTHORIZING PAYMENT IN THE AMOUNT OF \$18,000.00 FROM 1999 GENERAL OBLIGATION DRAINAGE BONDS TO SOUTHWESTERN BELL TELEPHONE COMPANY FOR ADJUSTMENT OF UNDERGROUND CABLE IN CONNECTION WITH THE BLOSSOM/WOODBURY #1007, PHASES I & II PROJECT LOCATED IN COUNCIL DISTRICT 10; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 96073

AMENDING A PROFESSIONAL SERVICES CONTRACT WITH PAPE-DAWSON ENGINEERS, INC., AND AUTHORIZING ADDITIONAL FUNDS IN AN AMOUNT NOT TO EXCEED \$78,065.00 FROM 1999 GENERAL OBLIGATION FLOOD CONTROL WITH PARK IMPROVEMENT BONDS FOR ADDITIONAL ENGINEERING SERVICES IN CONNECTION WITH THE SALADO CREEK HIKE & BIKE TRAIL PHASE I PROJECT, LOCATED IN COUNCIL DISTRICT 2; REVISING THE BUDGET; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT. (AMENDS ORDINANCE NO. 90848, NOVEMBER 23, 1999.)

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AN ORDINANCE 96074

AUTHORIZING THE EXECUTION OF A LOCAL TRANSPORTATION PROJECT ADVANCE FUNDING AGREEMENT WITH THE TEXAS DEPARTMENT OF TRANSPORTATION (TXDOT) AND APPROVING THE APPROPRIATION OF PROPOSITION 3 SALES TAX FUNDS IN THE AMOUNT OF \$4,935.93 PAYABLE TO TXDOT IN CONNECTION WITH THE SALADO CREEK HIKE & BIKE TRAIL-PHASE 2 PROJECT, LOCATED IN COUNCIL DISTRICT 2; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 96075

APPROVING FIELD ALTERATION NO. 3 IN THE AMOUNT OF \$750.00 FROM 1999 GENERAL OBLIGATION STREET IMPROVEMENT BONDS PAYABLE TO INNOVATIVE CONCRETE CONSTRUCTION, INC. FOR CONSTRUCTION EXPENSES IN CONNECTION WITH THE PEDESTRIAN BRIDGE AT HIDDEN COVE ELEMENTARY SCHOOL PROJECT LOCATED IN COUNCIL DISTRICT 4; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT. (AMENDS ORDINANCE 95196, JANUARY 24, 2002.)

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AN ORDINANCE 96076

AUTHORIZING THE EXECUTION OF AN "AGREEMENT TO CONTRIBUTE FUNDS" AND AUTHORIZING FUNDS IN THE AMOUNT OF \$600,000.00 FROM 2001 STREET CERTIFICATES OF OBLIGATION PAYABLE TO THE TEXAS DEPARTMENT OF TRANSPORTATION FOR RIGHT OF WAY ACQUISITION IN CONNECTION WITH THE U.S. HIGHWAY 281 PART II AT STONE OAK PARKWAY PROJECT LOCATED IN COUNCIL DISTRICT 9; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 96077

SELECTING KINNISON AND ASSOCIATES, ARCHITECTS TO PROVIDE PROFESSIONAL ARCHITECTURAL AND ENGINEERING SERVICES IN CONNECTION WITH FIRE STATION NO. 25 PROJECT, LOCATED AT NEW LAREDO HIGHWAY AND KELSEY STREET IN COUNCIL DISTRICT 4; AUTHORIZING THE NEGOTIATION AND EXECUTION OF A PROFESSIONAL SERVICES CONTRACT IN AN AMOUNT NOT TO EXCEED \$101,250.00 FROM 2000 CERTIFICATES OF OBLIGATION FUNDS; AUTHORIZING \$87,405.50 FOR ADDITIONAL SERVICES; AUTHORIZING \$20,000.00 FOR MISCELLANEOUS CONTINGENCY EXPENSES; AUTHORIZING \$1,000.00 FOR ADVERTISING EXPENSES; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 96078

DESIGNATING OPERATIONAL TECHNOLOGIES CORPORATION TO PROVIDE PROFESSIONAL ENGINEERING SERVICES IN CONNECTION WITH NOISE MONITORING SYSTEM AT SAN ANTONIO INTERNATIONAL AIRPORT; AUTHORIZING NEGOTIATION AND EXECUTION OF A CONTRACT FOR AN AMOUNT NOT TO EXCEED \$284,011.91; AUTHORIZING \$21,500.00 FOR ENGINEERING CONTINGENCIES; AUTHORIZING \$6,000.00 FOR ADMINISTRATIVE EXPENSES; APPROPRIATING FUNDS; ESTABLISHING THE BUDGET AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 96079

AUTHORIZING THE AMENDMENT OF ORDINANCE NO'S. 92844 AND 94229 AND BUDGET ADJUSTMENTS IN THE AMOUNT OF \$35,435.00 FOR THE TERMINAL IMPROVEMENT PROJECT PACKAGE 2 AND \$35,435.00 FOR THE TERMINAL IMPROVEMENT PROJECT PACKAGE 6 AT SAN ANTONIO INTERNATIONAL AIRPORT; REVISING THE BUDGET; AND PROVIDING FOR PAYMENT. (AMENDS ORDINANCE NOS. 92844, NOVEMBER 9, 2000; ORDINANCE NO. 94229, JUNE 28, 2001.)

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AN ORDINANCE 96080

AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT WITH MIDWEST EXPRESS AIRLINES FOR THE USE OF A CITY-OWNED JET BRIDGE AT SAN ANTONIO INTERNATIONAL AIRPORT IN CONNECTION WITH AIR PASSENGER ENPLANING AND DEPLANING AT GATE 2 IN TERMINAL 1 FOR A MONTHLY RENTAL OF \$2,350.00, FOR A TERM COMMENCING ON AUGUST 1, 2002 AND TERMINATING ON SEPTEMBER 30, 2006.

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AN ORDINANCE 96081

AUTHORIZING AND CONSENTING TO THE ASSIGNMENT OF LEASE NO. 124127 AUTHORIZED BY ORDINANCE NO. 95264 OF FEBRUARY 7, 2002 AT SAN ANTONIO INTERNATIONAL AIRPORT, FROM CLEAR CHANNEL AVIATION, L.L.C., TO CLEAR CHANNEL BROADCASTING, INC. FOR USE OF 108,900 SQUARE FEET OF GROUND SPACE AND A CITY-OWNED HANGAR AT SAN ANTONIO INTERNATIONAL AIRPORT.

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AN ORDINANCE 96082

AUTHORIZING AND CONSENTING TO THE ASSIGNMENT OF LEASE NO. 124050 AUTHORIZED BY ORDINANCE NO. 94014 OF MAY 31, 2002 AT SAN ANTONIO INTERNATIONAL AIRPORT, FROM DIAMOND SHAMROCK REFINING AND MARKETING COMPANY TO LEWIS ENERGY GROUP, L.P., FOR USE OF 67,200 SQUARE FEET OF GROUND SPACE AND A CITY-OWNED HANGAR AT SAN ANTONIO INTERNATIONAL AIRPORT.

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AN ORDINANCE 96083

AUTHORIZING PAYMENT IN THE AMOUNT OF \$316.60 TO DAVIDSON & TROILO, P.C. FOR LEGAL SERVICES IN CONNECTION WITH THE SOUTHCROSS SIDEWALKS - ZARZAMORA TO SHELBY COMMUNITY

DEVELOPMENT BLOCK GRANT (CDBG) PROJECT, LOCATED IN COUNCIL DISTRICT 4; REVISING THE PROJECT BUDGET; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 96084

AMENDING ORDINANCE NO. 95412, PASSED AND APPROVED ON MARCH 7, 2001, TO AUTHORIZE AN ADDITIONAL SUM OF \$16,827.00 TO LAWYERS TITLE OF SAN ANTONIO AS ESCROW AGENT FOR SAMUEL KOBRINSKY FOR FEE SIMPLE TITLE TO ONE PARCEL IN CONNECTION WITH THE TEZEL - RIDGE PATH TO OLD TEZEL METROPOLITAN PLANNING ORGANIZATION PROJECT, LOCATED IN COUNCIL DISTRICT 7; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT. (AMENDS ORDINANCE NO. 95412, MARCH 7, 2002.)

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AN ORDINANCE 96085

AMENDING ORDINANCE NO. 87524, PASSED AND APPROVED ON MARCH 19, 1998, TO AUTHORIZE PAYMENT OF THE ADDITIONAL SUM OF \$563.00 TO LAWYERS TITLE OF SAN ANTONIO AS ESCROW AGENT FOR MARY FRIEDRICH ROGERS AND WALLACE ROGERS, JR., TRUSTEES, ET AL, FOR FEE SIMPLE TITLE TO TWO PARCELS IN CONNECTION WITH THE BASSE ROAD AND SAN PEDRO INTERSECTION METROPOLITAN PLANNING ORGANIZATION PROJECT, LOCATED IN COUNCIL DISTRICT 1 AND 9; APPROPRIATING FUNDS AND PROVIDING FOR PAYMENT. (AMENDS ORDINANCE NO. 87524, MARCH 19, 1998.)

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AN ORDINANCE 96086

AUTHORIZING PAYMENT IN THE AMOUNT OF \$1,275.00 TO GERRY RICKHOFF, COUNTY CLERK, FOR THE DEFENDANTS IN CONDEMNATION CAUSE NO. 2002-ED-0009, CITY OF SAN ANTONIO VS. THE KNOWN AND UNKNOWN HEIRS OR DEWISEES OF SANTIAGO RAMIREZ, JR., DECEASED, ET AL, FOR FEE SIMPLE TITLE TO ONE PARCEL AND PAYMENT OF THE AMOUNT OF \$9,645.20 FOR COURT COSTS IN CONNECTION WITH THE

ASHLEY ROAD RECONSTRUCTION - BASCUM BLVD. TO SOUTH FLORES PROJECT, LOCATED IN COUNCIL DISTRICT 3; FOR THE TOTAL SUM OF \$10,920.20; APPROPRIATING FUNDS AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 96087

AUTHORIZING PAYMENT IN THE AMOUNT OF \$2,042.60 TO LAWYERS TITLE OF SAN ANTONIO FOR TITLE FEES IN CONNECTION WITH THE ASHLEY ROAD RECONSTRUCTION - BASCUM BLVD. TO SOUTH FLORES PROJECT (\$442.20), BABCOCK ROAD/LEON CREEK IMPROVEMENTS - HAUSMAN TO DEZAVALA PROJECT (\$90.00), HI-LIONS DRAINAGE PROJECT #80, PHASES III & V (\$150.00), PLEASANTON ROAD - GILLETTE TO LOOP 410 PROJECT (\$300.00), ST. MARY'S - ALAMO TO PEREIDA PROJECT (\$631.20), AND THE THOUSAND OAKS INTERSECTIONS METROPOLITAN PLANNING ORGANIZATION PROJECT (\$429.20); REVISING THE BUDGET; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 96088

AUTHORIZING PAYMENT IN THE AMOUNT OF \$7,163.57 TO COUNTY OF BEXAR FOR FEE SIMPLE TITLE TO TWO PARCELS (\$7,141.57) AND RECORDING FEES (\$22.00) IN CONNECTION WITH THE HI-LIONS DRAINAGE PROJECT #80, PHASES III & V, LOCATED IN COUNCIL DISTRICT 3; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 96089

DECLARING A PUBLIC NECESSITY FOR THE ACQUISITION OF FEE SIMPLE TITLE TO ALL OR PORTIONS OF THE PROPERTIES LISTED AS FOLLOWS: (1) BEING 0.3 SQUARE METERS (3 SQUARE FEET) OF LAND OUT OF AND PART OF LOT 37, LYTTLE HEIGHTS ADDITION NO. 2; AND (2) BEING 0.0075 HECTARES (0.018 OF AN ACRE) OF LAND OUT OF AND PART OF LOT 38, EXXON STATION #12 AR2, BOTH IN BLOCK 1, NCB 7586, CITY OF SAN

ANTONIO, BEXAR COUNTY, TEXAS FOR A PUBLIC PURPOSE, NAMELY THE SOUTHCROSS BLVD. - NEW BRAUNFELS TO PRESA METROPOLITAN PLANNING ORGANIZATION PROJECT; AND AUTHORIZING THE CITY ATTORNEY TO FILE EMINENT DOMAIN PROCEEDINGS.

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AN ORDINANCE 96090

AUTHORIZING PAYMENT IN THE AMOUNT OF \$10,882.51 TO DAVIDSON & TROILO, P.C., FOR LEGAL SERVICES IN CONNECTION WITH THE BABCOCK ROAD/LEON CREEK IMPROVEMENTS - HAUSMAN TO DE ZAVALA PROJECT (\$198.00), BASSE ROAD AND SAN PEDRO INTERSECTION METROPOLITAN PLANNING ORGANIZATION PROJECT (\$1,093.65), BITTERS ROAD - WEST AVENUE AT HEIMER METROPOLITAN PLANNING ORGANIZATION PROJECT (\$2,804.73), FIRE STATION NO. 25 PROJECT (\$76.05), PLEASANTON ROAD - SOUTHCROSS TO MAYFIELD METROPOLITAN PLANNING ORGANIZATION PROJECT (\$273.60), SALADO CREEK GREENWAY (HIKE & BIKE) PROJECT (\$439.20), ST. MARY'S - ALAMO TO PEREIDA PROJECT (\$324.40), AND THE THOUSAND OAKS INTERSECTIONS METROPOLITAN PLANNING ORGANIZATION PROJECT (\$5,672.88); REVISING THE BUDGET; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 96091

AUTHORIZING PAYMENT IN THE AMOUNT OF \$674.82 TO STEWART TITLE COMPANY FOR TITLE CHARGES IN CONNECTION WITH THE BLANCO ROAD & JACKSON KELLER INTERSECTION METROPOLITAN PLANNING ORGANIZATION PROJECT; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 96092

AUTHORIZING PAYMENT IN THE AMOUNT OF \$800.00 TO DUGGER, CANADAY, GRAFE, INC., FOR APPRAISAL SERVICES IN CONNECTION WITH THE MEDICAL AT FREDERICKSBURG METROPOLITAN PLANNING

ORGANIZATION PROJECT; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 96093

AUTHORIZING PAYMENT IN THE AMOUNT OF \$75,000.00 TO GERRY RICKHOFF, COUNTY CLERK, FOR THE DEFENDANTS IN CONDEMNATION CAUSE NO. 2002-ED-0016, CITY OF SAN ANTONIO VS. BROKEN OAK, L.P., ET AL, FOR FEE SIMPLE TITLE TO ONE PARCEL AND PAYMENT IN THE AMOUNT OF \$833.00 FOR COURT COSTS IN CONNECTION WITH THE THOUSAND OAKS INTERSECTION METROPOLITAN PLANNING ORGANIZATION PROJECT LOCATED IN COUNCIL DISTRICTS 1 AND 9; APPROPRIATING ADDITIONAL FUNDS IN THE AMOUNT OF \$2,429.20 FOR LEGAL FEES (\$1,000.00), APPRAISER EXPERT TESTIMONY (\$1,000.00), AND TITLE FEES (\$429.20), FOR A TOTAL AMOUNT OF \$78,262.20; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 96094

AUTHORIZING PAYMENT IN THE AMOUNT OF \$43,276.16 TO BRACEWELL & PATTERSON, L.L.P., FOR LEGAL SERVICES IN CONNECTION WITH THE ASHLEY ROAD - BASCUM BLVD. TO SOUTH FLORES PROJECT (\$7,918.51), BASSE ROAD AND SAN PEDRO INTERSECTION METROPOLITAN PLANNING ORGANIZATION (MPO) PROJECT (\$2,043.00), BITTERS ROAD - WEST AVENUE TO HEIMER METROPOLITAN PLANNING ORGANIZATION (MPO) PROJECT (\$72.00), BLANCO ROAD & JACKSON KELLER INTERSECTION METROPOLITAN PLANNING ORGANIZATION (MPO) PROJECT (\$1,188.00), CHERRY STREET DRAINAGE PROJECT #15B PHASE II (\$2,093.75), CULEBRA DRAINAGE #58F PROJECT (\$3,185.13), ESCALON STREET #1008 DRAINAGE PROJECT (\$37.31), FIRE STATION NO. 7 PROJECT (\$1,642.42), FIRE STATION NO. 25 PROJECT (\$6,684.05), FUNSTON STREET PROPERTIES PROJECT (\$729.90), HI-LIONS DRAINAGE PROJECT #80, PHASES III & V (\$4,068.70), HILDEBRAND AVENUE - I.H. 10 TO BREEDEN METROPOLITAN PLANNING ORGANIZATION (MPO) PROJECT (\$2,080.05), HOUSTON STREET - WALTERS TO ONSLOW METROPOLITAN PLANNING ORGANIZATION (MPO) PROJECT (\$4,906.15), HUNT LANE - MARBACH TO U.S. 90 METROPOLITAN PLANNING ORGANIZATION (MPO) PROJECT (\$3,134.79), PEARSALL ROAD LANDFILL

REDEVELOPMENT PROJECT (\$66.00), PLEASANTON ROAD - SOUTHCROSS TO MAYFIELD METROPOLITAN PLANNING ORGANIZATION (MPO) PROJECT (\$327.25), PRICE AVENUE RECONSTRUCTION PROJECT (\$101.25), TEZEL - RIDGE PATH TO OLD TEZEL METROPOLITAN PLANNING ORGANIZATION (MPO) PROJECT (\$351.00), WESTERN AVENUE DRAINAGE PROJECT #74, PHASE III B & C (\$1,449.00), WURZBACH ROAD AT I.H. 10 AND IRONSIDES INTERSECTIONS METROPOLITAN PLANNING ORGANIZATION (MPO) PROJECT (\$1,053.00), WURZBACH PARKWAY METROPOLITAN PLANNING ORGANIZATION (MPO) PROJECT (\$90.90), AND THE W.W. WHITE PHASE I - RIGSBY TO LORD PROJECT (\$54.00); REVISING THE BUDGET; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 96095

RATIFYING STAFF'S EXECUTION OF TWO (2) NINETY-DAY LEASE AGREEMENTS WITH THE UNITED STATES GOVERNMENTAL SERVICES ADMINISTRATION TO UTILIZE JOE WARD COMMUNITY CENTER IN CITY COUNCIL DISTRICT 7 AND MILLER'S POND COMMUNITY CENTER IN CITY COUNCIL DISTRICT 4 FOR FEDERAL EMERGENCY MANAGEMENT ADMINISTRATION DISASTER RELIEF SITE PURPOSES FOR TOTAL RENT OF \$1.00 PER LEASE.

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AN ORDINANCE 96096

APPROVING THE ASSIGNMENT OF A SEVEN (7) YEAR STANDARD FORM LA VILLITA LEASE AGREEMENT FROM KENNETH MOORE TO NOAHMAYA CANDLE, INC. D/B/A SCENTCHIPS, USA IN THE CITY OF SAN ANTONIO'S LA VILLITA IN CITY COUNCIL DISTRICT 1.

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AN ORDINANCE 96097

AUTHORIZING A LEASE AGREEMENT IN THE AMOUNT OF \$500.00 TO PROVIDE CLASSROOM SPACE TO THE ALAMO COMMUNITY COLLEGE DISTRICT AT SAN ANTONIO METROPOLITAN HEALTH DISTRICT'S BUENA

VISTA CLINIC LOCATED AT 2315 BUENA VISTA FOR THE PERIOD AUGUST 29, 2002 THROUGH DECEMBER 13, 2002.

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AN ORDINANCE 96098

APPROVING A SECOND AMENDMENT TO THE SUBLEASE AGREEMENT, AUTHORIZED BY ORDINANCE NO. 92952 AND AMENDED BY ORDINANCE NO. 93713, WITH ELLA AUSTIN COMMUNITY CENTER FOR USE OF THE GYMNASIUM BY THE YOUTH OPPORTUNITY PROGRAM, THEREBY INCREASING THE TOTAL OFFICE SPACE TO 17,855 SQUARE FEET AT 1023 N. PINE, EFFECTIVE AUGUST 1, 2002 THROUGH DECEMBER 31, 2003 AT A BASE MONTHLY RATE OF \$21,068.90; AUTHORIZING THE EXECUTION OF THE SECOND AMENDMENT AND ANY OTHER DOCUMENTS IN CONNECTION THEREWITH; AND AUTHORIZING THE PAYMENT OF THE MONTHLY LEASE RENTAL. (AMENDS ORDINANCE NOS. 91983, JUNE 15, 2000; ORDINANCE NO. 92952, NOVEMBER 1, 2000.)

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AN ORDINANCE 96099

AUTHORIZING THE ACCEPTANCE OF A GRANT FROM THE GREATER SAN ANTONIO TOURISM COUNCIL IN THE AMOUNT OF \$9,456.00 FOR THE CONTINUED PROVISION OF RESOURCES FOR THE "LITERACY FOR LIFE" PROGRAM OFFERED AT ST. PHILIP'S AND COLUMBIA HEIGHTS LEARNING AND LEADERSHIP DEVELOPMENT CENTERS FOR THE PERIOD OF JUNE 1, 2002 TO DECEMBER 31, 2002; APPROVING A BUDGET AND PERSONNEL COMPLEMENT; AND AUTHORIZING THE EXECUTION OF AN AGREEMENT SPECIFYING THE RESPONSIBILITIES OF THE CITY AND THE GREATER SAN ANTONIO TOURISM COUNCIL IN CONNECTION THEREWITH.

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AN ORDINANCE 96100

AMENDING ORDINANCE NO. 94649, PASSED AND APPROVED ON SEPTEMBER 27, 2001, BY ADDING SPECIFIC LANGUAGE TO THE ORDINANCE AS REQUIRED BY THE OFFICE OF THE GOVERNOR, CRIMINAL JUSTICE

DIVISION IN CONNECTION WITH THE ACCEPTANCE OF A TITLE V DELINQUENCY PREVENTION GRANT BY THE DEPARTMENT OF COMMUNITY INITIATIVES YOUTH SERVICES DIVISION. (AMENDS ORDINANCE NO. 94649, SEPTEMBER 27, 2001.)

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AN ORDINANCE 96101

NAMING THE LAKE WITHIN THE CITY OF SAN ANTONIO'S SOUTHSIDE LIONS PARK, LOCATED AT 3100 HIAWATHA IN CITY COUNCIL DISTRICT 3, THE PECAN VALLEY LAKE.

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AN ORDINANCE 96102

RENAMING THE CITY OF SAN ANTONIO'S DUCK POND PARK, LOCATED AT DUGAS AND ELLISON IN CITY COUNCIL DISTRICT 4, THE HERITAGE DUCK POND PARK.

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AN ORDINANCE 96103

AUTHORIZING THE ACCEPTANCE OF AN ADDITIONAL \$420,690.00 IN CASH FROM THE TEXAS DEPARTMENT OF HEALTH TO EXTEND THE ONGOING RYAN WHITE TITLE II HIV/AIDS PROGRAM ADMINISTERED BY THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT THROUGH MARCH 31, 2003; 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-FEDERAL ESTABLISHED IN ORDINANCE NO. 93174, PASSED AND APPROVED JANUARY 4, 2001; AMENDING THE STANDARD CITY OPERATING AGENCY GRANT FUND CONTRACTS WITH HIV/AIDS SERVICE PROVIDERS IN CONNECTION WITH THE PROJECT; AND AUTHORIZING PAYMENTS FOR CONTRACTUAL SERVICES. (AMENDS ORDINANCE NO. 93174, JANUARY 4, 2001.)

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AN ORDINANCE 96104

AUTHORIZING THE ACCEPTANCE OF AN ADDITIONAL \$7,632.00 IN CASH FROM THE TEXAS DEPARTMENT OF HEALTH TO EXTEND THE ONGOING ABSTINENCE EDUCATION PROJECT OF THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT THROUGH SEPTEMBER 30, 2002; APPROVING THE EXECUTION OF A CHANGE TO THE CONTRACT WITH THE TEXAS DEPARTMENT OF HEALTH; AND REVISING THE BUDGET FOR THE PUBLIC HEALTH STATE SUPPORT PROJECT 2001/2002-STATE ESTABLISHED BY ORDINANCE NO. 93174, PASSED AND APPROVED ON JANUARY 4, 2001. (AMENDS ORDINANCE NOS. 93174, JANUARY 4, 2001; ORDINANCE NO. 94558, SEPTEMBER 20, 2001.)

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AN ORDINANCE 96105

AUTHORIZING THE ACCEPTANCE OF ADDITIONAL CASH SUPPORT TOTALING \$37,997.00 FROM THE TEXAS DEPARTMENT OF HEALTH TO AUGMENT THE ONGOING HOUSING OPPORTUNITIES FOR PERSONS WITH AIDS (HOPWA) PROJECT OF THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT; EXTENDING THE PERIOD FROM AUGUST 31, 2002 THROUGH JANUARY 31, 2003; APPROVING THE EXECUTION OF A CHANGE TO THE CONTRACT WITH THE TEXAS DEPARTMENT OF HEALTH; AND REVISING THE BUDGET FOR THE PUBLIC HEALTH STATE SUPPORT PROJECT 2001/2002-FEDERAL ESTABLISHED IN ORDINANCE NO. 93174, PASSED AND APPROVED ON JANUARY 4, 2001. (AMENDS ORDINANCE NOS. 93174, JANUARY 4, 2001; ORDINANCE NO. 94444, MARCH 14, 2002.)

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AN ORDINANCE 96106

AUTHORIZING THE ACCEPTANCE OF UP TO \$11,115.00 IN CASH FROM GLAXOSMITHKLINE PHARMACEUTICALS TO EXTEND THE PARTICIPATION OF THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT IN A VACCINE STUDY FOR THE PREVENTION OF HUMAN PAPILOMAVIRUS (HPV) INFECTION THROUGH APRIL 30, 2003; AUTHORIZING THE EXECUTION OF

AN ADDENDUM TO THE EXISTING AGREEMENT; AND REVISING THE PROGRAM BUDGET. (AMENDS ORDINANCE NO. 92853, NOVEMBER 9, 2000.)

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AN ORDINANCE 96107

AN ORDINANCE AUTHORIZING THE AMENDMENT OF THE OPERATING AGENCY CONTRACT BETWEEN THE CITY OF SAN ANTONIO AND THE GREATER KELLY DEVELOPMENT AUTHORITY ("GKDA") TO CORRECT THE DESCRIPTION OF THE ENTITY, EXTEND THE COMPLETION DATE OF THE CONTRACT FROM SEPTEMBER 30, 2002 TO SEPTEMBER 30, 2003, REDUCE THE AMOUNT OF THE CONTRACT BY THE AMOUNT EXPENDED IN THE INITIAL TERM, INCREASE THE SCOPE OF SERVICES TO INCLUDE ADDITIONAL PROJECTS, AND DEFINE "PROJECT COSTS." (AMENDS ORDINANCE NO. 95043, DECEMBER 13, 2001.)

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AN ORDINANCE 96108

AUTHORIZING PAYMENT OF \$14,000.00 FROM FISCAL YEAR 2000-2001 AND FISCAL YEAR 2001-2002 ALLOCATIONS TO THE ARTS IN THE COMMUNITY PROGRAM FOR ONE COMMUNITY-BASED ART PROJECT TITLED "THE HEALING ARTS"; AND THE EXECUTION OF ANY AND ALL DOCUMENTS AND AGREEMENTS IN CONNECTION WITH THIS TRANSACTION.

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AN ORDINANCE 96109

REAPPOINTING DONALD E. MCCAULEY TO THE BOARD OF ADJUSTMENT (DISTRICT 10) FOR A TERM OF OFFICE TO EXPIRE ON FEBRUARY 22, 2004.

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AN ORDINANCE 96110

REAPPOINTING NARCISO MENDOZA TO THE COMMISSION FOR CHILDREN AND FAMILIES (DISTRICT 3) FOR A TERM OF OFFICE TO EXPIRE ON JUNE 27, 2004.

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AN ORDINANCE 96111

APPOINTING FRED VILLARREAL (DISTRICT 1) AS DIRECTOR FOR A TERM OF OFFICE TO EXPIRE ON MAY 9, 2004 AND TRUSTEE FOR A TERM OF OFFICE TO EXPIRE ON MAY 9, 2005, MARGIE GALVAN (DISTRICT 4) AS DIRECTOR FOR A TERM OF OFFICE TO EXPIRE ON MAY 9, 2004 AND PAUL FOX (DISTRICT 10) AS TRUSTEE FOR A TERM OF OFFICE TO EXPIRE ON MAY 9, 2005 TO THE SAN ANTONIO LOCAL DEVELOPMENT COMPANY.

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AN ORDINANCE 96112

APPOINTING STEVEN B. GRAU (DISTRICT 10) AND JODI SHERRILL (DISTRICT 7) TO THE ZONING COMMISSION FOR TERMS OF OFFICE TO EXPIRE ON JUNE 20, 2004 AND JUNE 20, 2003, RESPECTIVELY.

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AN ORDINANCE 96113

APPOINTING ANDREW OZUNA TO THE TAX PHASE-IN ADVISORY COMMITTEE (DISTRICT 7) FOR A TERM OF OFFICE TO EXPIRE ON MAY 18, 2003.

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AN ORDINANCE 96114

REAPPOINTING ARTHUR J. DOWNEY TO THE ETHICS REVIEW BOARD (DISTRICT 9) FOR A TERM OF OFFICE TO EXPIRE ON FEBRUARY 1, 2004.

\* \* \* \*

AN ORDINANCE 96115

APPOINTING GREG PARDO III TO KEEP SAN ANTONIO BEAUTIFUL, INC. (DISTRICT 7) FOR A TERM OF OFFICE TO EXPIRE ON DECEMBER 22, 2003.

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AN ORDINANCE 96116

APPOINTING KATHLEEN ANN MCGOWAN TO THE ANIMAL CARE SERVICES ADVISORY BOARD (DISTRICT 1) FOR A TERM OF OFFICE TO EXPIRE ON APRIL 3, 2004.

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AN ORDINANCE 96117

APPOINTING ROBERT J. ROBBINS TO THE CLEAN-UP CITY COMMISSION (DISTRICT 10) FOR A TERM OF OFFICE TO EXPIRE ON FEBRUARY 24, 2004.

— — —  
2002-28 The Clerk read the following Ordinance:

AN ORDINANCE 96118

ACCEPTING THE LOW, QUALIFIED BID OF MAPCO, INC. IN THE AMOUNT OF \$60,431.00 IN CONNECTION WITH THE BRANCH LIBRARY AUTOMATED DOOR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT - CITY WIDE ADA MODIFICATIONS LOCATED IN COUNCIL DISTRICTS 2, 4, 5, 6, 7, 9 AND 10; AUTHORIZING A CONSTRUCTION CONTRACT; AUTHORIZING \$15,100.00 FOR MISCELLANEOUS CONSTRUCTION CONTINGENCY

EXPENSES; AUTHORIZING \$687.00 FOR ADVERTISING EXPENSES; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

\* \* \* \*

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

— — —  
2002-28 The Clerk read the following Ordinance:

AN ORDINANCE 96119

APPROPRIATING \$500,000.00 IN 1999 GENERAL OBLIGATION PARKS BOND FUNDS TO CENTRO ALAMEDA, INC., (CAI), A TEXAS NON-PROFIT CORPORATION, FOR CONSTRUCTION RELATED COSTS TO RENOVATE THE CENTRO DE ARTES BUILDING LOCATED AT 101 S. SANTA ROSA IN MARKET SQUARE; AND AUTHORIZING EXECUTION OF A RELATED FUNDING AND CONSTRUCTION AGREEMENT.

\* \* \* \*

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

Ms. Rebecca Waldman, Director of Asset Management, explained the funding for the construction costs associated with the renovation of the Centro de Artes building, a copy of which is on file with the papers of this meeting.

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

— — —  
2002-28 The Clerk read the following Ordinance:

AN ORDINANCE 96120

ACCEPTING A \$91,060.00 GRANT FROM THE OFFICE OF THE GOVERNOR, CRIMINAL JUSTICE DIVISION, TO BE USED TO FUND THE FIRST YEAR OF PROJECT EASE OF THE VICTIMS ADVOCACY SECTION, WHICH PROVIDES ASSISTANCE TO VICTIMS OF VIOLENT CRIMES WHO ARE DEAF.

\* \* \* \*

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

Police Chief Albert Ortiz, explained the proposed grant, the required cash and in-kind match, a copy of which is on file with the papers of this meeting. He further noted that the grant funds would provide services to the victims of violent crimes who are deaf, in addition to the purchase of computer equipment, other office supplies, and training for project personnel.

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

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, Schubert, Carpenter. **NAYS:** None. **ABSENT:** Garza.

— — —  
2002-19      **INDIVIDUAL ITEMS- CITIZEN COMMENTS**

Mr. Jack M. Finger, P.O. Box 12048, spoke in opposition to Item 75 regarding the PGA village, Item 54 – Sheraton Hotel, and Item 65, and noted his opposition to the contingency fund expenditures.

— — —  
2002-28      The Clerk read the following Ordinance:

AN ORDINANCE 96121

RATIFYING ALL ACTIONS PREVIOUSLY UNDERTAKEN IN TERMINATING PROJECT DOCUMENTS WITH SHERATON RIVERWALK HOTEL, L.P., FOR THE DEVELOPMENT AND OPERATION OF A CONVENTION HEADQUARTERS HOTEL ADJACENT TO THE HENRY B. GONZALEZ CONVENTION CENTER.

\* \* \* \*

Mr. Schubert made a motion to approve the proposed Ordinance. Mr. Castro seconded the motion.

Mr. Chris Brady, Assistant City Manager, narrated a slide presentation on the Convention Headquarters Hotel project, a copy of which is on file with the papers of this meeting. He outlined the project chronology, which was initiated on April 2000 culminating in June, 2002 where City Council directed that a letter be sent to the developer terminating all the project documents. He further expounded on the latest proposal where it called for greater City involvement in the project financing, specifically noting the \$45 million gap. Mr. Brady further explained Phase I of the RFP process, which began on July 31, 2002.

Mr. Henry Feldman, representing the Hotel Association, spoke to the Sheraton project, noting that the Hotel Association had expressed concerns with regard to this project. He stated that general hotel tax should not be used to finance this hotel, and that the Association would not object to the use of incremental hotel taxes from the specific project to service part of the debt. He stated it would be a serious mistake for the City to be primary owner of a hotel. He stated that the hotel business was complex, and urged the City Council to look at other cities that have done this and are encountering many problems. He further noted that the goals for the City should be to have the least amount invested in this project.

Ms. Jane Macon, requested a parallel approach for development of the convention center hotel project, noting that it is possible and could be a reality in 2003. She recognized a number of community representatives present who could assist with accomplishing the goals, and urged City Council to continue with this project. She urged that the Sheraton team be allowed to continue working for 45 days, noting the savings to the City and the benefits to the community.

Ms. Macon then introduced members of the team who were present:

Mr. Ron Wackrow, noted that City staff had neglected to mention that they did submit \$70 million in addition to \$101 million on financing, having also since then assembled an extraordinary team. He added that he has been involved with construction management,

which has been very successful. He also urged the City Council to consider their proposal, noting there would be no impact to RFP process.

Mr. Marty Birger, spoke to the timeline, and in support of the Sheraton project, noting Riverwalk real estate taxes in the first 10 years, the proposed public/private partnership, the advantages of the Sheraton proposal and the private equity investment in San Antonio.

Mr. Mike Arnold, AFL-CIO, spoke to their \$27.5 million dollars as a partner to the Sheraton project. He spoke of the stability of the AFL-CIO and their commitment to help out in the community. He added that this project would generate \$2.2 million dollars of work over a two-year period, enhance careers in the construction industry, and spoke to the economic benefit to San Antonio. He further noted that this was a great opportunity and a great investment, and also urged City Council to allow the additional time requested in order to avoid unnecessary delay.

Mr. David Keto, AFL-CIO, spoke to the delay of the project with the RFP process, noting that this team is seeking an opportunity to help the community. He spoke of the 9/11 tragedy, which had a tremendous impact in delaying the project. He emphasized that the team should not be penalized, and noted their commitment to this hotel project.

Mr. Jim Alderman, stated that the 19 month delay will cause a great loss in revenue, and thus delay quality jobs for San Antonians.

Mr. Bob Salvatore, Union Official, recognized leaders of the various unions, present in the audience and urged City Council to support the additional time requested. He reiterated the support and commitment by the AFL-CIO Building Investment Trust in this project.

Mr. Juan Solis, AFSCME AFL-CIO, stated this project represented a unique opportunity for San Antonio, and that it would maximize the use of the Convention Center. He stated that while financing was not available for some time, he noted that the financing was here now, and that the opportunity to make it happen was now. He reiterated that the hotel project would enhance the downtown area and the Convention Center.

Mr. Louis Rowe, Goetting and Associates, spoke to the benefits of approving the 45 days to begin the project.

Mr. Jack Rogers, President, Ticor Title, stated he supported the Sheraton project.

Mr. Chris Carson, Ford, Powell and Carson, spoke of the tremendous amount of work expended on this project, and urged Council to reconsider approval of the extension.

Mr. David Arevalo, spoke to the Alamodome and situations that occurred with this project. He cited the ground breaking ceremony of the Holiday Inn, spoke to the revenue for the taxpayer, noting the difficulty to finance such a large hotel project, and further urged the City Council to consider the 45 days needed.

\* \* \* \*

Mayor Garza spoke to the importance of this project, noting that in spite of comments, the project would not die if the City terminates the contract, and with term limits many of the present Council members were not involved in the original discussions that took place in 1996. He explained that the two proposals were competitive through an open RPP process; Council in 2001 reaffirmed its commitment in partnering, and that in 2002 after a number of extensions, the financial structure has changed, and projects costs have changed, project size has decreased, noting the only consistency in this project was the hotel. He stated that the City has had a commitment, unfortunately the partner has not fulfilled its commitment due to economic factors, adding that City Council gave direction to staff to begin a new process, and also advised Sheraton to compete in the new process. He emphasized that the best thing to do is to make it competitive, and if it is the only proposal submitted, the City Council will consider it. He further applauded the organizations, such as AFL-CIO and business organizations for the spirit of commitment demonstrated, and noted he did not believe it is limited to this proposal. He expressed concern on the political threats being made to one Council member, which automatically reflected on the Council as a whole, and this in essence would create a hostile environment. He added that Starwood should compete in the RFP process, and that they would compete with the partners developed. He added that he would like to see the AFL-CIO be a part of this project. He reiterated this was an important opportunity to move forward and create the best financial scenario, and asked Council colleagues for their support and to terminate the agreement, encouraging Sheraton, Starwood and others to be competitive in the RFP process.

Mr. Sanders stated he had a tremendous support for laborers, noted the efforts expended on this project, noted the process needed to allow competition, and affirmed his support for the ordinance placed on the agenda.

In response to Mr. Schubert regarding the RFP, Mr. Brady stated that the RFP had been sent out and the deadline was September 6, 2002. He further elaborated on the process of the RFP. Mr. Brady stated that if they do not respond to FRQ, they cannot be considered.

In response to Mr. Schubert regarding revenue loss, Mr. Dale Lockett, Acting Director of the Convention and Visitors Bureau, stated that through September 2006, approximately \$19 million dollars could be lost, noting this represented an estimate.

Mr. Jorge Rodriguez, Financial Advisor, addressed issues with regard to financing the outline of security debt, long-term debt, noting that this was a direct risk to the City of San Antonio. He also addressed interim financing which would mean an inherent amount of interest rates, especially not knowing what the future rate would be. He stated that the stock market has declined, and the value of portfolio has decreased to allow successful development of hotels.

Mr. Perez stated he was not prepared to commit the City to \$60 million for short-term financing which was very risky for the City. He emphasized the need to review new proposals, allow opportunity for more competition, open up the process and have Sheraton compete like everyone else. He cited other cities, such as Boston, and Denver which had failed, and urged that these cities be reviewed and find out why they failed. He reiterated the importance of this project to the community, and urged to move forward and open up the process.

Mr. Schubert spoke to the actions taken during the chronology, spoke to the 9/11 event, and its effects upon the financing world and cities, obviously added to impact of capital markets. He spoke to the length of time to be extended before the breaking of ground, and loss of revenue to be experienced. He noted there has been a lot of discussion on this project, the diligent work of City Council and the amount of frustration. He especially highlighted the large amount of money invested by the City, and the need to continue negotiation with the RFP process. He expressed concern that a year from now, it will require substantially larger amounts of money. He added that while the process was important, he did not believe the City would do any better if the City waited for another year.

In response to a Council question, Mr. Brady further spoke to the impact to the City in the 17-month period, noting that the City would not be able to recoup the monies.

Mr. Schubert made a substitute motion to direct the City to continue negotiations for a period of 45 days, and that the developer will post a \$500,000 bond to ensure good faith negotiations, and to have the RFQ process to continue. Ms. Moorhouse seconded the motion.

Ms. Moorhouse spoke of the dialogue, which has taken place on this issue, noting that costs were rising and that two years from now the project would be much more expensive. She stated that Sheraton should not be penalized for circumstances beyond their control, noting she would support Mr. Schubert's motion.

Mr. Perez added that this was a unique project, where this type of situation had not occurred before. He acknowledged there were significant changes and reasons for those

changes, and further added that based on the financial advisor recommendations and risk involved he could not support the extension. He stated he hoped that Sheraton would continue with the process.

Mr. Barrera expressed concern with the loss of funds, in addition to loss of jobs and that fact there was still no guarantee. He commended Sheraton, AFL-CIO and other organizations for the partnering efforts, however noted he would support the Mayor's recommendation.

The substitute motion to continue negotiations for a period of 45 days, failed by the following vote: **AYES:** Perez, Sanders, Moorhouse, Martin, Garcia, Barrera, Castro, Conner, Schubert, Carpenter, Garza. **NAYS:** None. **ABSENT:** None.

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

— — —  
2002-28 The Clerk read the following Ordinance:

AN ORDINANCE 96122

REPEALING ORDINANCE NO. 95579, (AN ORDINANCE APPROVING A DEVELOPMENT AGREEMENT AMONG THE CITY OF SAN ANTONIO, THE PROPOSED CIBOLO CANYON CONSERVATION AND IMPROVEMENT DISTRICT NO. 1, BEXAR COUNTY, TEXAS AND LUMBERMEN'S INVESTMENT CORPORATION ON THE TERMS AND CONDITIONS SET OUT THEREIN, PROVIDING FOR, AND CONDITIONED UPON, RATIFICATION OF THE PROPOSED AGREEMENT BY THE DISTRICT'S GOVERNING BODY UPON ITS FORMATION, AND PROVIDING FOR THE EXECUTION OF ALL NECESSARY DOCUMENTS REQUIRED PURSUANT TO THE DEVELOPMENT AGREEMENT, COMMONLY KNOWN AS THE PGA VILLAGE ORDINANCE).

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

Mayor Garza spoke to the dialogue associated with the petition process, the sufficient number of signatures. He then cited the letter he received from PGA and Lumbermen's

Investment Corporation (LIC) where they decided to pull out from the development agreement. He noted that the development agreement would provide the highest level of protection for the Aquifer. He spoke of the late night meetings, acknowledging PGA as one of the outstanding organizations who supported the community. He emphasized the message set out by the petition process, and also people wanting to vote for PGA, however with PGA withdrawing, he stated he would support the ordinance, which repeals the ordinance approving the development agreement, and have no call of an election.

Mr. Andrew Martin, City Attorney, stated that the procedure is exactly what is provided for in the Charter and the Council is acting accordingly.

The following citizen(s) appeared to speak:

Mr. Marty Wender, commended the City Council for their support of this project, noting that the Chamber of Commerce' most important issue was the securing of our water supply. He acknowledge there were very strict guidelines imposed, and that PGA was a very important project for the future of this City. He further thanked the City Council for all the work and time spent, and is ready to move forward with the City Council and will work with the City Council for the community.

Mr. Jon Thompson, Save Our Aquifer, supported the Mayor in securing the site not over the Aquifer, and noting that LIC refused to consider this option. He acknowledged the voters of San Antonio, and the decision that forced the petition drive. He stated that PGA has acknowledged that the voters will not support this project if it is over the aquifer.

Ms. Leticia Vela, spoke to the PGA development which was forced out due to the voters of San Antonio signing the petition. She stated that the public can take pride in their unified efforts which have made their voices heard. She emphasized the goal of their organization was to protect the Aquifer, and for the PGA to secure another location for the golf resort.

Mr. Faris Hodge, Jr., 140 Dora, spoke to the petition process.

COPS METRO REPRESENTATIVES stated that the goal was to protect the Aquifer, and provide higher wages, and further acknowledged the petition process.

Mr. Mike Philips, METRO ALLIANCE, stated that the focus was not against PGA, but on the effects to the families, and noted that the election was not in the best interest of the community. He urged City Council to focus on the various issues facing the community, invest in people and education, KELLY USA and job training.

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Mr. Schubert ascertained he was first in support of the project, and still did today. He stated there would be development with little control, and that is not what the City wanted, more development and strain on the school system. He added that people in Districts 9 and 10 will suffer the most, and will not have public improvements. He stated it was a sad day for San Antonio and the people, and applauded the Mayor for continuing efforts to try and have them relocate in San Antonio. He also acknowledged members of the City Council for voting on PGA and for efforts to protect the Aquifer.

Ms. Conner, stated she has worked on open space issues, Proposition 3 and water issues and will continue to do that, and noted she voted for the PGA agreement because it was the best thing for protecting the water quality, and noted what will not be done: geologic studies , best management practices, recharge features, preservation of sensitive areas, pest control requirements and management practices, buffer zones and setbacks, irrigation zoning, construction monitoring as outlined in the development agreement. She stated she would continue to work to keep the PGA here.

Mr. Castro, stated that the opponents did want PGA to stay, however the location was an issue, and cited the letter sent by the CEO of PGA wheres he stated, if in the future an agreement is between the City of San Antonio, and LIC, they would reconsider San Antonio at a future date. He spoke of the issues articulated due to loss of PGA, and is not convinced with comments about the City not becoming a top tier district. He stated there are a number of steps to develop the City economically, it is not moving backwards, but rather becoming a power player. He cited the challenge is to articulate San Antonio and what makes it special, adding that other cities have a lot of urban problems, and noting the residential growth patterns that don't enforce friendliness and unity in our City. He spoke of the investments in our Riverwalk and how other development efforts should be made in a way that will reflect San Antonio as the special City that it is. He commended the Mayor and other Council members for their hard work to improve the process once it came to the Council. He stated that citizens signed the petition stating that they did not want this ordinance to go in effect in our City. He guaranteed if it had been at another location, there would not be a problem, adding that people are concerned with taxing subsidies and the location. He urged that proper safeguards be implemented to protect the Aquifer. He recommended the City take a regional approach in order to retain a commitment to be strong enforcers in protecting the water sources.

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, Schubert, Carpenter, Garza. **NAYS:** None. **ABSENT:** None.

2002-28 The Clerk read the following Ordinance:

AN ORDINANCE 96123

AUTHORIZING THE ACCEPTANCE OF \$1,898,122.00 IN CASH FROM THE TEXAS DEPARTMENT OF HEALTH TO FUND THE BIOTERRORISM PREPAREDNESS PROJECT OF THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT DURING THE PERIOD JUNE 1, 2002 THROUGH AUGUST 31, 2003; APPROVING THE EXECUTION OF A CHANGE TO THE CONTRACT WITH THE TEXAS DEPARTMENT OF HEALTH; AND REVISING THE BUDGET AND THE PERSONNEL COMPLEMENT FOR THE PUBLIC HEALTH STATE SUPPORT PROJECT 2002/2003-FEDERAL ESTABLISHED IN ORDINANCE NO. 94306, PASSED AND APPROVED AUGUST 9, 2001.

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

Dr. Fernando Guerra, Director of Metropolitan Health District, narrated a slide presentation on the bioterrorism preparedness project, a copy of which is on file with the papers of this meeting. He outlined the purpose of the project was to enhance the capacity for safe and local public health jurisdictions preparedness response due to bioterrorism, infectious disease, public health threats, and disasters. He further delineated the focus areas, goals, and funding sources, project timeline, personnel complement, and major equipment acquisitions.

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

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2002-28 The Clerk read a proposed ordinance amending Chapter 5, Article 1, Section 5-12 of the San Antonio City Code to make changes necessary to provide more comprehensive protection of animals in conjunction with the Texas Penal Code; and amending Chapter 5, Article 1, Section 5-20 of the San Antonio City Code in order to provide effective penalties for the prosecution of Article 1.

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

Dr. Fernando Guerra, Director of Metropolitan Health District, narrated a slide presentation on the amendment to the Animal Code, Chapter 5, a copy of which presentation is on file with the papers of this meeting. He outlined the background, purpose of the code revision, the policy development process, comparison of current and proposed code.

Mr. Carpenter stated he would support the ordinance, however, expressed concern on the caseload at Municipal Court and how will it be addressed.

Dr. Guerra stated they would be bringing a broader strategic plan to address the issue of resources, and to develop community partners in the near future to the Mayor and City Council.

The following citizen(s) appeared to speak:

Ms. Betty Eckert, spoke to animal cruelty in San Antonio, read a prepared statement on behalf of her daughter, noted it was an overlooked crime in our City, and which has been ignored for a long time. She stated that enforcement of existing ordinances on animal cruelty needs to be addressed. She cited that the City only has one animal cruelty investigator, and urged Council to add at least one more investigator. She urged that City Council consider approval of this ordinance to prevent the cruelty of animals.

Ms. Walter Haden, Bexar County Kennel Club, and member of Animal Care Services Advisory Board, stated he was in support of increased punishment for violators of the animal cruelty ordinance. He expressed concern of a meeting held of the Advisory Board where the ordinance draft was presented, yet no questions were answered. He reiterated there was no input from the Board. He added that several issues still needed to be addressed. He spoke to the lack of funds and urged that City Council not approve the ordinance until further review of the proposed ordinance is conducted.

Ms. Mary Beth Duerler, member of Animal Care Services Advisory Board, expressed concern on the lack of the documents being provided, and on the process and method of handling animals. She noted the overload on the one animal investigator, and urged the City Council to provide the assistance needed. She stated there have been cuts in animal services, and urged City Council to note animal services to be equally important as other community issues.

Mayor Garza noted that animal cruelty was more evident in the public arena on a daily basis. There is a need to enforce the code, and to have the cases heard at Municipal Court.

Ms. Conner stated she had heard a number of concerns from citizens, and expressed concerned with the vague language on the proposed ordinance. She made a substitute motion to table this item in order to review further for content and to be referred to the Animal Services Advisory Board in the process. Mr. Castro seconded the motion.

Mr. Barrera also urged to table it due to lack of information, in terms of the enforcement issue, which needs to be addressed.

Mr. Sanders stated he would support Ms. Conner's motion, and also expressed concern with the increase of cases of animal cruelty.

Mayor Garza urged that input from the Board be acquired and urged that more dialogue take place in order to have input from the various groups as well.

Dr. William E. Lammers, Veterinary Services Manager, Health Department, further clarified the process and deliberations that took place and stated that after the Board's input the City Attorney incorporated their suggestions into the ordinance.

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

After consideration, the main motion, as substituted, prevailed by the following vote: **AYES:** Perez, Sanders, Moorhouse, Martin, Garcia, Barrera, Castro, Conner, Schubert, Garza. **NAYS:** None. **ABSENT:** Carpenter.

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2002-28 The Clerk read the following Ordinance:

AN ORDINANCE 96124

AUTHORIZING THE BEXAR APPRAISAL DISTRICT TO REAPPRAISE ALL PROPERTY DAMAGED DURING THE RECENT FLOODS WITHIN THE CITY OF SAN ANTONIO.

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

Mr. Milo Nitschke, Director of Finance, narrated a slide presentation on the ordinance to authorize the Bexar Appraisal District to reappraise property damaged during the recent floods, a copy of which is on file with the papers of this meeting. He outlined the background and fiscal impact

The following citizen(s) appeared to speak:

Mr. Nazarite Ruben Flores Perez, spoke in support of the ordinance, expressed concern on the number of citizens dying due to various illnesses in the City.

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Mr. Castro, stated it was very appropriate that the reappraisal on those affected properties take place which will give homeowners a more accurate tax base. He further stated it would be beneficial to have participation from Northside I.S.D., the other school districts, and ACCD.

In response to Mr. Perez with regard to the reduction of value and impact to the annual property taxes, City Manager Brechtel, stated that with new reappraisal, it will not be recoverable, however and would have staff look into this matter.

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, Garza. **NAYS:** None. **ABSENT:** Garcia, Carpenter.

— — —  
2002-28 The Clerk read the following Ordinance:

AN ORDINANCE 96125

AUTHORIZING THE CITY MANAGER TO ACCEPT THE AWARD OF TWO DEFENSE ECONOMIC ADJUSTMENT ASSISTANCE (DEAAG) GRANTS FROM THE TEXAS DEPARTMENT OF ECONOMIC DEVELOPMENT (TXED) IN AN AMOUNT NOT TO EXCEED \$357,000.00 TO BE USED TO SUPPORT THE FUNDING OF SEPARATE PHYSICAL INFRASTRUCTURE PROJECTS AT KELLYUSA AND AT BROOKS CITY-BASE; AND AUTHORIZING THE EXECUTION OF THE ASSOCIATED GRANT CONTRACTS WITH TXED AND TO

ENTER INTO SUBGRANT CONTRACTS WITH THE GREATER KELLY DEVELOPMENT AUTHORITY (GKDA) AND BROOKS DEVELOPMENT AUTHORITY (BDA) FOR THE IMPLEMENTATION OF EACH GRANT PROJECT.

\* \* \* \*

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

Mr. Ramiro Cavazos, Director of Economic Development, narrated a slide presentation on the state defense economic adjustment assistance grants, a copy of which presentation, is on file with the papers of this meeting. He outlined the purpose of the ordinance, background, details of the project, project cost, amount of grant application, and the local matching funds, the Kelly USA grant application, noting the project costs and local GKDA funds. He delineated the current status, the efforts being supported through this project such as promotion of development in targeted areas, leveraging other public resources, maximizing South Texas advantage and facilitating the implementation of Inland Port San Antonio, and its fiscal impact.

(At this point Mayor was obliged to leave the meeting. Mr. Perez presided.)

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

— — —  
2002-28 The Clerk read the following Ordinance:

AN ORDINANCE 96126

AUTHORIZING THE EXPENDITURE OF \$100.00 FROM THE DISTRICT 1 CONTINGENCY ACCOUNT FUND, PAYABLE TO THE SAN FERNANDO CATHEDRAL COLUMBIAN SQUIRES CIRCLE #4286, TO BE USED TO BUY SCHOOL SUPPLIES FOR NEEDY CHILDREN; AS REQUESTED BY COUNCILMAN BOBBY PEREZ.

\* \* \* \*

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

— — —  
2002-28 The Clerk read the following Ordinance:

AN ORDINANCE 96127

AUTHORIZING THE EXPENDITURE OF \$550.00 FROM THE DISTRICT 1 CONTINGENCY ACCOUNT FUND, PAYABLE TO THE PARKS AND RECREATION DEPARTMENT, FOR THE USE OF ONE (1) SHOWMOBILE, WITH SOUND SYSTEM, BY THE TOBIN HILL NEIGHBORHOOD ASSOCIATION FOR NATIONAL NIGHT OUT ACTIVITIES TO BE HELD ON TUESDAY, AUGUST 6, 2002; AS REQUESTED BY COUNCILMAN BOBBY PEREZ.

\* \* \* \*

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, Schubert, Carpenter. **NAYS:** None. **ABSENT:** Garza.

— — —  
2002-28 The Clerk read a proposed ordinance authorizing the expenditure of \$300.00 from the District 1 Contingency Account Fund, payable to the Denver Heights Youth Sports Foundation, to be used to defray the costs of light, sound and stage equipment expenses associated with National Night Out activities to be held on Tuesday, August 6, 2002; as requested by Councilman Bobby Perez.

Mr. Perez made a motion to approve the proposed Ordinance with additional funds added by the following districts: District 3 - \$100; District 4 - \$100; District 5 - \$300; District 7 - \$100; District 10 - \$300. Ms. Moorhouse seconded the motion.

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

AN ORDINANCE 96128

AUTHORIZING THE TOTAL EXPENDITURE OF \$1,200.00 FROM VARIOUS CITY COUNCIL CONTINGENCY ACCOUNT FUNDS, PAYABLE TO THE DENVER HEIGHTS YOUTH SPORTS FOUNDATION, TO BE USED TO DEFRAY THE COSTS OF LIGHT, SOUND AND STAGE EQUIPMENT EXPENSES ASSOCIATED WITH NATIONAL NIGHT OUT ACTIVITIES TO BE HELD ON TUESDAY, AUGUST 6, 2002; AS REQUESTED BY COUNCILMAN BOBBY PEREZ.

— — —

2002-28 The Clerk read the following Ordinance:

AN ORDINANCE 96129

AUTHORIZING THE EXPENDITURE OF \$1,000.00 FROM THE DISTRICT 2 CONTINGENCY ACCOUNT FUND, PAYABLE TO THE SAN ANTONIO JUNETEENTH COALITION, TO BE USED TO DEFRAY THE COST OF EXPENSES INCURRED FOR SECURITY FOR THE JUNETEENTH COMMUNITY CELEBRATION AND PARADE HELD ON JUNE 15, 2002; AS REQUESTED BY COUNCILMAN JOHN H. SANDERS.

\* \* \* \*

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

— — —

2002-28 The Clerk read the following Ordinance:

AN ORDINANCE 96130

TRANSFERRING THE AMOUNT OF \$360.00 FROM THE DISTRICT 2 CONTINGENCY ACCOUNT FUND, TO THE PUBLIC WORKS DEPARTMENT, TO BE USED TO PAY FOR EIGHT (8) CELLULAR ON PATROL (COP) SIGNS TO BE INSTALLED IN THE WESTFORT ALLIANCE NEIGHBORHOOD IN SUPPORT OF THE "GOOD NEIGHBOR PROGRAM"; AS REQUESTED BY COUNCILMAN JOHN H. SANDERS.

\* \* \* \*

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

— — —  
2002-28 The Clerk read the following Ordinance:

AN ORDINANCE 96131

AUTHORIZING THE EXPENDITURE OF \$200.00 FROM THE DISTRICT 6 CONTINGENCY ACCOUNT FUND, PAYABLE TO CITY PUBLIC SERVICE FOR THE RENTAL OF LA VILLITA ASSEMBLY BUILDING IN CONJUNCTION WITH RACE UNITY DAY EVENTS THAT WERE HELD ON SATURDAY, JULY 6, 2002; AS REQUESTED BY COUNCILMAN ENRIQUE M. BARRERA.

\* \* \* \*

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

2002-28 The Clerk read the following Ordinance:

AN ORDINANCE 96132

AUTHORIZING THE EXPENDITURE OF \$1,000.00 FROM THE DISTRICT 10 CONTINGENCY ACCOUNT FUND, PAYABLE TO THE SAN ANTONIO REBELS SELECT BASEBALL TEAM, TO BE USED TO DEFRAY THEIR COSTS FOR TRAVEL EXPENSES TO THE TRIPLE CROWN WORLD SERIES IN STEAMBOAT SPRINGS, COLORADO FROM JULY 31, 2002 TO AUGUST 5, 2002; AS REQUESTED BY COUNCILMAN DAVID CARPENTER.

\* \* \* \*

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

— — —  
2002-28 **TRAVEL AUTHORIZATION - Granted:**

Travel Authorization for Councilwoman Antoniette Moorhouse who will travel to Austin, Texas to attend the Texas Municipal League Legislative Policy Committee on General Government from Thursday, August 8, 2002 to Friday, August 9, 2002.

Ms. Moorhouse 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, Conner, Schubert, Carpenter. **NAYS:** None. **ABSENT:** Castro, Garza.

— — —  
2002-28 The Clerk read the following Ordinance:

AN ORDINANCE 96133

AUTHORIZING THE TRANSFER OF \$642.06 FROM THE DISTRICT 3 CONTINGENCY ACCOUNT FUND TO THE DEPARTMENT OF ECONOMIC DEVELOPMENT TO REIMBURSE THE DEPARTMENT FOR TRAVEL RELATED EXPENSES INCURRED BY MR. TIMOTHY SALAS, DISTRICT 3 ADMINISTRATIVE AIDE, WHO ATTENDED THE COMMUNITY RENEWAL IMPLEMENTATION CONFERENCE IN WASHINGTON, D.C. THAT WAS HELD MAY 19-22, 2002; AS REQUESTED BY COUNCILWOMAN ANTONIETTE MOORHOUSE.

\* \* \* \*

Ms. Moorhouse 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, Conner, Schubert, Carpenter. **NAYS:** None. **ABSENT:** Castro, Garza.

— — —  
2002-28 The Clerk read a proposed ordinance authorizing the expenditure of \$1,000.00 from the District 3 Contingency Account Fund, payable to the Martinez Street Women's Center, to be used to support its programs specifically the Girl-World Project, an after school and summer activity program for at-risk girls between the ages of 9-14; as requested by Councilwoman Antoniette Moorhouse.

Ms. Moorhouse made a motion to approve the proposed Ordinance with additional funds added by the following districts: District 4 - \$200; District 5 - \$200. Mr. Garcia seconded the motion.

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

AN ORDINANCE 96134

AUTHORIZING TOTAL EXPENDITURE OF \$1,400.00 FROM VARIOUS CITY COUNCIL CONTINGENCY ACCOUNT FUNDS, PAYABLE TO THE MARTINEZ STREET WOMEN'S CENTER, TO BE USED TO SUPPORT ITS PROGRAMS,

SPECIFICALLY THE GIRL-WORLD PROJECT, AN AFTER SCHOOL AND SUMMER ACTIVITY PROGRAM FOR AT-RISK GIRLS BETWEEN THE AGES OF 9-14; AS REQUESTED BY COUNCILWOMAN ANTONIETTE MOORHOUSE.

— — —  
2002-28      **TRAVEL AUTHORIZATION - Granted:**

Travel Authorization for Councilman Enrique "Kike" Martin to travel to Patrick AFB in Cocoa Beach, Florida and MacDill AFB in Tampa, Florida from Monday, August 12, 2002 through Tuesday, August 13, 2002 for the 2002 Lackland Civic Leader Tour.

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

— — —  
2002-28      The Clerk read the following Ordinance:

AN ORDINANCE 96135

AUTHORIZING THE FOLLOWING ADJUSTMENTS TO DISTRICT 5'S ONE-TIME PROJECTS BUDGETS: REDUCING FUNDS SET ASIDE IN THE FY 2000 DISTRICT 5 ONE-TIME PROJECTS BUDGET FOR THE INMAN CHRISTIAN CENTER CORRIDOR REVITALIZATION FROM \$146,783.00 TO \$126,783.00; AND INCREASING THE DISTRICT 5 ADMINISTRATIVE ASSISTANT FUND BUDGET BY \$20,000.00; AS REQUESTED BY COUNCILMAN DAVID A. GARCIA.

\* \* \* \*

Ms. Moorhouse 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, Conner, Schubert, Carpenter. **NAYS:** None. **ABSENT:** Castro, Garza.

— — —  
2002-28 The Clerk read the following Ordinance:

AN ORDINANCE 96136

AUTHORIZING THE EXPENDITURE OF \$100.00 FROM THE DISTRICT 5 CONTINGENCY ACCOUNT FUND, PAYABLE TO THE QUINTANA COMMUNITY NEIGHBORHOOD ASSOCIATION, TO BE USED TO HELP DEFRAY THE COSTS ASSOCIATED WITH NATIONAL NIGHT OUT ACTIVITIES TO BE HELD ON TUESDAY, AUGUST 6, 2002; AS REQUESTED BY COUNCILMAN DAVID A. GARCIA.

\* \* \* \*

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

— — —  
2002-28 The Clerk read a proposed ordinance authorizing the expenditure of \$1,500.00 from the District 5 Contingency Account Fund, payable to St. Stephen's Catholic Church, for the use of one (1) Showmobile, with sound system, for its annual Fall Festival to be held on Sunday, August 4, 2002; as requested by Councilman David A. Garcia.

Mr. Garcia made a motion to approve the proposed Ordinance with additional funds added by District 4 - \$275.00. Mr. Martin seconded the motion.

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

AN ORDINANCE 96137

AUTHORIZING THE EXPENDITURE OF \$1,775.00 FROM VARIOUS DISTRICT CONTINGENCY ACCOUNT FUNDS, PAYABLE TO ST. STEPHEN'S CATHOLIC

CHURCH, FOR THE USE OF ONE (1) SHOWMOBILE, WITH SOUND SYSTEM, FOR ITS ANNUAL FALL FESTIVAL TO BE HELD ON SUNDAY, AUGUST 4, 2002; AS REQUESTED BY COUNCILMAN DAVID A. GARCIA.

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2002-28 The Clerk read the following Ordinance:

AN ORDINANCE 96138

AUTHORIZING THE EXPENDITURE OF \$545.00 FROM THE DISTRICT 5 CONTINGENCY ACCOUNT FUND, PAYABLE TO THE PARKS AND RECREATION DEPARTMENT FOR THE RENTAL OF ROSEDALE PARK FACILITIES AND FOR THE SERVICES OF A PARK RANGER FOR PROSPECT HILL'S FALL DANCE TO BE HELD ON SUNDAY, OCTOBER 27, 2002; AS REQUESTED BY COUNCILMAN DAVID A. GARCIA.

\* \* \* \*

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

— — —  
2002-28 The Clerk read the following Ordinance:

AN ORDINANCE 96139

AUTHORIZING EXECUTION OF A RENEWAL AND EXTENSION OF A LEASE AGREEMENT (DISTRICT OFFICE SPACE) FOR DISTRICT 6 WITH ITHACA INVESTMENTS, LTD., AS LANDLORD, FOR THE RENTAL OF APPROXIMATELY 960 SQUARE FEET OF OFFICE SPACE LOCATED AT 7121 HIGHWAY 90 WEST, SUITE 100, IN THE GATEWAY PLAZA SHOPPING CENTER, FOR THE PERIOD FROM AUGUST 6, 2002 THROUGH AUGUST 5, 2005 AT A RATE OF \$550.00 PER MONTH, CONTINGENT UPON ANNUAL

APPROPRIATION OF FUNDS AND WITH A RIGHT TO RENEW AND EXTEND FOR AN ADDITIONAL ONE (1) YEAR PERIOD ON THE SAME TERMS AND CONDITIONS, EXCEPT FOR RENEGOTIATED RENT, SUBJECT TO CITY COUNCIL APPROVAL; AS REQUESTED BY COUNCILMAN ENRIQUE BARRERA.

\* \* \* \*

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

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2002-28

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**CITIZENS TO BE HEARD**

—  
**REV. FRANK BARTLETT**

Rev. Frank Bartlett, spoke to his particular situation whereby he was given a ticket for parking in an apparent no parking area, however, he contended it was not so indicated. He stated that he is due some compensation, and has reported this matter to different offices but to no avail.

\* \* \* \*

**MR. NAZARITE RUBEN FLORES PEREZ**

Mr. Nazarite Ruben Flores Perez, 627 Hearne Avenue, stated that he objected to Council allocating contingency monies to church groups as he sees this as a violation of the amendment on the separation of church and state.

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**MS. ELODIA ZUNIGA**

Ms. Elodia Zuniga, 130 Hearne, stated that she had met with Councilman David Garcia at various community meetings and stated that she has also been a Cellular on Patrol Volunteer in her area.

\* \* \* \*

**MS. NIKKI KUHNS**

Ms. Nikki Kuhns, 14003 Fairway Oaks, presented a prepared statement in opposition to Fluoridation and took exception to remarks of the Mayor with regard to the introduction of fluoridation to the community. A copy of her statement is on file with the papers of this meeting.

\* \* \* \*

**MS. JULIE IRIS OLDHAM**

Ms. Julie Iris Oldham, P.O. Box 40263, Citizens Adv. Council, spoke against the introduction of fluoridation into our area's water system. She also spoke about several other issues including Code Compliance Department issues.

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2002-01 There being no further business to come before the City Council, the meeting was adjourned at 6:24 P.M.

**A P P R O V E D**

  
**EDWARD D. GARZA**  
M A Y O R

Attest.

  
**NORMA S. RODRIGUEZ, CMC/AEE**  
City Clerk