

**REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF SAN ANTONIO, HELD IN THE COUNCIL CHAMBERS, MUNICIPAL PLAZA BUILDING, THURSDAY, OCTOBER 16, 2003**

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2003-37 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) Boards and Commissions Work Session. (Presented by Yolanda Ledesma, Acting City Clerk and Travis M. Bishop, Assistant City Manager.)
  
- B) Briefing and discussion on local campaign finance regulations proposed by the Mayor's Committee on Integrity and Trust in Local Government. (Presented by Andrew Martin, City Attorney and Terry M. Brechtel, City Manager.)

The Council members present were: Flores, Williams, Segovia, Perez, Radle, Barrera, Castro, Hall, Schubert, Haass, Garza. ABSENT: None.

The "B" Session adjourned at 12:10 P.M.

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2003-37 The regular meeting was called to order at 1:00 P.M. by the Presiding Officer, Mayor Ed Garza, with the following members present: Flores, Williams, Segovia, Perez, Radle, Barrera, Castro, Hall, Schubert, Haass, Garza. ABSENT: None.

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2003-37 Invocation by Pastor Brad Wheeler, Northeast Baptist Church.

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2003-37 Pledge of Allegiance to the flag of the United States.

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participation. He noted that the members of the Academy provided their opinions and expertise which was beneficial and necessary in order to implement change.

Members of the City Council congratulated Mr. Wendorf for his work, and further congratulated each member of the Academy who served as representatives of their district. They described the Public Works Academy as a great program that helped empower neighborhoods.

City Manager Terry Brechtel noted the program was the brainchild of Tom Wendorf, as they have challenged the directors to form a better linkage with the community. She spoke to the importance of the partnership with the community.

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2003-37      **POINT OF PERSONAL PRIVILEGE**

Councilman Roger Flores called forward Mr. Felix Padron, Office of Cultural Affairs Director, who expounded on the International Accordion Festival that was going to be held at La Villita October 18 – 19, 2003. He spoke to how the event evolved, and of the strong partnership which he noted has helped make this event a success.

Following the comments of Mr. Padron, Mr. Juan Tejeda, Conjunto Musician, performed a selection for the Council.

Mr. Padron invited the Mayor, City Council and entire community to attend the Accordion Festival.

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2003-37      Minutes of the Regular City Council Meeting of September 4, 2003 were approved as presented.

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2003-37      **CONSENT AGENDA – CITIZENS' COMMENTS**

Ms. Rachel Cywinski, President of the Highland Park Neighborhood Association, stated she was representing the Highlands Community Alliance and informed the City Council that the Parks and Recreation Department worked with the neighbors in the area regarding item 6. She advised the Council that the Highlands Community Alliance fully endorsed their plans.

Mr. Jack Finger spoke to the Public Works Academy and congratulated the members. He addressed items 13, 16 and 17 on the consent agenda. He encouraged those Councilmembers who received funds from Lockwood, Andrews & Newnam to abstain from voting to avoid the appearance of a conflict of interest.

Councilman Haass addressed the comments of Mr. Jack Finger, and informed him that he always failed to mention that he was one he never called out when he cites those Councilmembers who have received campaign contributions from various groups they vote on.

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2003-37      CONSENT AGENDA

Councilman Perez made a motion to approve Agenda Items 5 through 30C, constituting the Consent Agenda, except for Items 5, 6, 11, 13, 22, 23, 24, 25, 26, 27 and 28 which were pulled for individual consideration. Councilman Haass seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinances, prevailed by the following vote: **AYES:** Flores, Williams, Segovia, Perez, Radle, Barrera, Castro, Hall, Schubert, Haass, Garza. **NAYS:** None. **ABSENT:** None.

AN ORDINANCE 98306

SELECTING VICKERY & ASSOCIATES, INC. (SBE/WBE/DBE), BAIN MEDINA BAIN, INC. (SBE/WBE/DBE) AND SUNLAND ENGINEERING COMPANY (SBE/MBE/DBE) FOR ON-CALL LAND SURVEYING SERVICES FOR VARIOUS PARK LAND ACQUISITION AND DESIGN PROJECTS; AND AUTHORIZING THE EXECUTION OF ONE YEAR CONTRACTS WITH TWO OPTIONAL ONE YEAR RENEWALS.

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AN ORDINANCE 98307

ACCEPTING THE LOW, QUALIFIED, RESPONSIVE BID OF R.L. JONES, L.P., IN THE AMOUNT OF \$1,071,279.90 IN CONNECTION WITH THE CULEBRA AREA STREETS, PHASE III COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT, LOCATED IN COUNCIL DISTRICT 7; AUTHORIZING THE NEGOTIATION AND EXECUTION OF A CONSTRUCTION CONTRACT; AUTHORIZING \$66,080.92 FOR MISCELLANEOUS CONSTRUCTION

CONTINGENCY EXPENSES; AUTHORIZING \$46,265.65 FOR EXPENSE RECOVERY; AUTHORIZING THE REIMBURSEMENT FROM SAN ANTONIO WATER SYSTEM (SAWS) IN THE AMOUNT OF \$332,355.00 FOR SEWER AND WATER EXPENSES; AUTHORIZING THE REIMBURSEMENT FROM CITY PUBLIC SERVICE (CPS) IN THE AMOUNT OF \$78,115.75, FOR A TOTAL AMOUNT OF \$1,183,626.47; APPROPRIATING FUNDS; REVISING THE PROJECT BUDGET; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 98308

ACCEPTING THE LOW, QUALIFIED RESPONSIVE BID OF E-Z BEL CONSTRUCTION, LTD. IN THE AMOUNT OF \$1,871,936.19 IN CONNECTION WITH THE WAVERLY FROM BANDERA TO GLENMORE, PHASE I & II COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT, LOCATED IN COUNCIL DISTRICT 7; AUTHORIZING THE NEGOTIATION AND EXECUTION OF A CONSTRUCTION CONTRACT; AUTHORIZING \$144,909.30 FOR MISCELLANEOUS CONSTRUCTION CONTINGENCY EXPENSES; AUTHORIZING \$101,436.51 FOR EXPENSE RECOVERY; AUTHORIZING \$5,000.00 FOR DESIGN CONTINGENCY EXPENSE; AUTHORIZING THE REIMBURSEMENT FROM SAN ANTONIO WATER SYSTEM (SAWS) IN THE AMOUNT OF \$326,703.15 FOR SEWER AND WATER EXPENSES; AUTHORIZING THE REIMBURSEMENT FROM CITY PUBLIC SERVICE (CPS) IN THE AMOUNT OF \$96,140.00, FOR A TOTAL AMOUNT OF \$2,123,282.00; APPROPRIATING FUNDS; REVISING THE PROJECT BUDGET; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 98309

ACCEPTING THE LOW, QUALIFIED RESPONSIVE BID IN THE AMOUNT OF \$89,985.30 FROM DONSAN CONSTRUCTION, L.L.C. (MBE/SBE) IN CONNECTION WITH THE SOUTHWEST CRAFT CENTER INTERSECTION IMPROVEMENTS PROJECT, LOCATED IN COUNCIL DISTRICT 1; AUTHORIZING THE NEGOTIATION AND EXECUTION OF A CONSTRUCTION CONTRACT; AUTHORIZING \$8,998.53 FOR MISCELLANEOUS CONSTRUCTION CONTINGENCY EXPENSES; AUTHORIZING \$672.16 FOR ADVERTISING EXPENSES, FOR AN OVERALL TOTAL OF \$99,655.99 FROM 1999 STREET IMPROVEMENT BOND FUNDS; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 98310

AMENDING THE PROFESSIONAL SERVICES CONTRACT AND AUTHORIZING 29<sup>TH</sup> YEAR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS IN AN AMOUNT NOT TO EXCEED \$17,911.00 PAYABLE TO HOYT CONSULTING ENGINEERS, INC. FOR PROFESSIONAL ENGINEERING SERVICES IN CONNECTION WITH THE W. FRENCH FROM ZARZAMORA TO NAVIDAD COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT, LOCATED IN CITY COUNCIL DISTRICT 7; AUTHORIZING THE TRANSFER OF FUNDS IN THE AMOUNT OF \$8,607.16 FOR ENGINEERING SERVICES FROM THE 27<sup>TH</sup> STREET FROM CULEBRA TO RIVAS PROJECT; AUTHORIZING \$1,272.84 FOR MISCELLANEOUS DESIGN CONTINGENCY EXPENSES, FOR A TOTAL AMOUNT OF \$27,791.00; REVISING THE PROJECT BUDGET; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 98311

AUTHORIZING THE TRANSFER OF \$27,344.33 FROM 1999 G.O. STREET IMPROVEMENT BOND FUNDS TO THE CITY OF SAN ANTONIO PUBLIC WORKS DEPARTMENT FOR CONSTRUCTION EXPENSES AND MISCELLANEOUS CONSTRUCTION CONTINGENCY EXPENSES; ESTABLISHING A FORCE ACCOUNT; AND AUTHORIZING THE CITY OF SAN ANTONIO PUBLIC WORKS DEPARTMENT TO PROVIDE CONSTRUCTION SERVICES IN CONNECTION WITH THE MCCARTY ROAD FROM REESE TO LORENE PROJECT, PART "A", LOCATED IN COUNCIL DISTRICT 9.

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AN ORDINANCE 98312

AMENDING A PROFESSIONAL SERVICES CONTRACT AND AUTHORIZING \$18,000.00 PAYABLE TO VITETTA GROUP, INC. FOR PROFESSIONAL ARCHITECTURAL AND ENGINEERING SERVICES IN CONNECTION WITH THE BROOK HOLLOW BRANCH LIBRARY EXPANSION PROJECT, LOCATED IN COUNCIL DISTRICT 8; AUTHORIZING THE ADDITIONAL AMOUNT OF \$3,000.00 FOR MISCELLANEOUS CONTINGENCY EXPENSES; FOR AN OVERALL TOTAL OF \$21,000.00; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 98313

AUTHORIZING PAYMENT IN THE AMOUNT OF \$1,454.50 TO BRACEWELL & PATTERSON, L.L.P. FOR LEGAL SERVICES IN CONNECTION WITH THE FAY PHASE I COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT, LOCATED IN COUNCIL DISTRICT 5; REVISING THE PROJECT BUDGET; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 98314

AUTHORIZING PAYMENT IN THE AMOUNT OF \$73,637.67 TO BRACEWELL & PATTERSON, L.L.P. FOR LEGAL SERVICES INVOLVED IN THE REAL ESTATE ACQUISITIONS FOR THE FOLLOWING APPROVED CITY PROJECTS: ASHLEY ROAD – BASCUM BLVD. TO S. FLORES PROJECT, BLANCO ROAD & JACKSON KELLER INTERSECTION MPO PROJECT, BITTERS ROAD – WEST AVENUE TO HEIMER MPO PROJECT, ESCALON STREET #1008 DRAINAGE PROJECT, HILIONS DRAINAGE #80, PHASES III & V PROJECT, HILDEBRAND AVENUE FROM I.H. 10 TO BREEDEN MPO PROJECT, LARKSPUR – WEST AVENUE TO BALTIC PROJECT, OCTAVIA DRAINAGE #63, PHASE II, PART I PROJECT, PLEASANTON ROAD – SOUTHCROSS TO MAYFIELD MPO PROJECT, WEST AVENUE DRAINAGE #74 III-A PROJECT, AND THE WURZBACH ROAD AT I.H. 10 AND IRONSIDE INTERSECTIONS MPO PROJECT; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 98315

AUTHORIZING PAYMENT IN THE AMOUNT OF \$14,316.99 TO DAVIDSON & TROILO, P.C., FOR LEGAL SERVICES IN CONNECTION WITH THE BABCOCK ROAD/LEON CREEK IMPROVEMENTS – HAUSMAN TO DEZAVALA PROJECT, BITTERS ROAD – WEST AVENUE TO HEIMER MPO PROJECT, AND THE PLEASANTON ROAD – SOUTHCROSS TO MAYFIELD MPO PROJECT; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 98316

AUTHORIZING PAYMENT IN THE AMOUNT OF \$21,670.00 TO GERRY RICKHOFF, COUNTY CLERK, FOR THE DEFENDANTS IN CONDEMNATION CAUSE NO. 2003-ED-0005, CITY OF SAN ANTONIO, TEXAS VS. EDGAR K. MARKWARDT AND MAXINE M. MARKWARDT, ET AL FOR THE FEE SIMPLE ACQUISITION OF TWO PARCELS, PAYMENT OF THE AMOUNT OF \$865.00 FOR COURT COSTS IN CONNECTION WITH THE SUNSET PHASE II – TEAK TO BROADWAY METROPOLITAN PLANNING ORGANIZATION PROJECT IN COUNCIL DISTRICT 9; FOR THE TOTAL SUM OF \$22,535.00; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 98317

AUTHORIZING PAYMENT IN THE AMOUNT OF \$9,522.25 TO DEBRA S. RUNYAN, REAL ESTATE APPRAISER-CONSULTANT, FOR APPRAISAL SERVICES AND EXPERT TESTIMONY IN CONNECTION WITH THE BITTERS ROAD – WEST AVENUE TO HEIMER METROPOLITAN PLANNING ORGANIZATION PROJECT LOCATED IN COUNCIL DISTRICT 9; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 98318

AUTHORIZING PAYMENT IN THE AMOUNT OF \$9,000.00 TO ECKMANN, GROLL, INCORPORATED, FOR APPRAISAL SERVICES IN CONNECTION WITH CALLAGHAN ROAD – W. HORSESHOE BEND TO INGRAM PROJECT (\$8,250.00), AND THE WURZBACH PARKWAY PHASE V METROPOLITAN PLANNING ORGANIZATION PROJECT (\$750.00); APPROPRIATING FUNDS, AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 98319

APPROVING A PARADE PERMIT AND AUTHORIZING THE TEMPORARY CLOSURE OF PORTIONS OF CERTAIN STREETS NEAR MARY HULL ELEMENTARY IN CONNECTION WITH THE SAY NO TO DRUGS WALK-RED

RIBBON WEEK EVENT SPONSORED BY THE SCHOOL TO BE HELD ON FRIDAY, OCTOBER 31, 2003 FROM 12:30 P.M. UNTIL 2:30 P.M.

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AN ORDINANCE 98320

REAPPOINTING JEFFREY C. FETZER (ARCHITECT CATEGORY – MAYOR) TO THE HISTORIC AND DESIGN REVIEW COMMISSION FOR A TERM OF OFFICE TO EXPIRE ON OCTOBER 15, 2005.

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AN ORDINANCE 98321

APPOINTING ERIC CUELLAR (DISTRICT 8) TO THE SAN ANTONIO YOUTH COMMISSION FOR A TERM OF OFFICE TO EXPIRE ON JUNE 1, 2005.

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AN ORDINANCE 98322

APPOINTING CHRIS MARTINEZ (DISTRICT 6) AS TRUSTEE TO THE SAN ANTONIO LOCAL DEVELOPMENT COMPANY FOR A TERM OF OFFICE TO EXPIRE ON MAY 9, 2006.

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2003-37 The Clerk read the following Ordinance:

AN ORDINANCE 98323

ACCEPTING THE BIDS OF VARIOUS COMPANIES TO PROVIDE THE CITY OF SAN ANTONIO WITH THE FOLLOWING ITEMS AND SERVICES ON AN ANNUAL CONTRACT BASIS FOR FISCAL YEAR 2003-2004 FOR AN ESTIMATED ANNUAL COST OF \$473,127.00: COPIER PRINTER PAPER AND DOOR TO DOOR DELIVERY OF BRUSH COLLECTION NOTICES.

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Councilman Perez made a motion to approve the proposed Ordinance. Councilman Haass seconded the motion.

In response to Councilman Perez, Mr. Dan Cardenas, Director of Environmental Services, expounded on the number of notices that were disseminated regarding brush collection. He discussed how this contract differed from the previous contract.

Councilman Barrera spoke to the timeliness of the delivery of the door to door notices, and encouraged the department to continue to monitor and make sure the notices were sent out on time.

Mr. Cardenas concurred with Councilman Barrera, and spoke to the importance of timelines and noted there were significant improvements.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Williams, Segovia, Perez, Radle, Barrera, Castro, Hall, Schubert, Haass, Garza. **NAYS:** None. **ABSENT:** None.

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2003-37 The Clerk read the following Ordinance:

AN ORDINANCE 98324

AUTHORIZING THE APPROPRIATION OF \$193,000.00 IN 1999 PARK BOND FUNDS FOR THE PICKWELL PARK IMPROVEMENT PROJECT, LOCATED IN COUNCIL DISTRICT 3; AMENDING THE PROJECT BUDGET; TRANSFERRING PROJECT SAVINGS OF \$2,200.00; AND ALLOCATING \$195,200.00 FOR PARK CONSTRUCTION CREW EXPENSES.

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Councilman Perez made a motion to approve the proposed Ordinance. Councilman Haass seconded the motion.

In response to Councilman Segovia, Mr. Malcolm Matthews, Director of Parks and Recreation, explained that this project was funded out of the 1999 Bond Program. He discussed the funding that was setup, and highlighted the various improvements that will be made to the park.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Williams, Segovia, Perez, Radle, Barrera, Castro, Hall, Schubert, Haass, Garza. **NAYS:** None. **ABSENT:** None.

2003-37 The Clerk read the following Ordinance:

AN ORDINANCE 98325

ACCEPTING THE LOW BID IN THE AMOUNT OF \$565,958.77 AND APPROVING FIELD ALTERATION NO. 1 IN THE DECREASED AMOUNT OF \$54,300.69 TO THE CONTRACT WITH VALEMAS, INC. (MBE) IN CONNECTION WITH THE 2003 SIDEWALK CONSTRUCTION CONTRACT – NEIGHBORHOOD ACCESS & MOBILITY PROGRAM (NAMP); AUTHORIZING THE NEGOTIATION AND EXECUTION OF A CONSTRUCTION CONTRACT; AUTHORIZING \$56,595.88 FOR MISCELLANEOUS CONSTRUCTION CONTINGENCY EXPENSES; AUTHORIZING \$750.00 FOR ADVERTISING EXPENSES; AUTHORIZING \$500.00 FOR PRINTING AND REPRODUCTION EXPENSES; FOR AN OVERALL TOTAL OF \$569,503.96 FROM CERTIFICATES OF OBLIGATION AND THE STREET MAINTENANCE OPERATING FUND; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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Councilman Perez made a motion to approve the proposed Ordinance. Councilman Haass seconded the motion.

In response to Councilman Perez regarding the costs involved, Mr. Tom Wendorf referenced the comparison of the unit price versus the contract price, noting that it did fluctuate.

Councilman Perez requested that staff demonstrate how this was the most cost-effective way to proceed, rather than bidding out.

Mr. Wendorf confirmed that he would provide the information as soon as possible.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Williams, Segovia, Perez, Radle, Barrera, Castro, Hall, Schubert, Haass, Garza. **NAYS:** None. **ABSENT:** None.

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2003-37 The Clerk read the following Ordinance:

AN ORDINANCE 98326

AMENDING THE PROFESSIONAL SERVICES CONTRACT AND AUTHORIZING COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS IN AN AMOUNT NOT TO EXCEED \$7,791.00 PAYABLE TO LOCKWOOD, ANDREWS & NEWNAM, INC. FOR ADDITIONAL ENGINEERING SERVICES IN CONNECTION WITH THE HILLJE FROM AVONDALE TO HOT WELLS COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT, LOCATED IN COUNCIL DISTRICT 3; REVISING THE PROJECT BUDGET; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT. (AMENDS ORDINANCE 97216, FEBRUARY 20, 2003).

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Councilman Perez made a motion to approve the proposed Ordinance. Councilman Haass seconded the motion.

In response to Councilman Segovia regarding why they were allocating \$8,000 more, Mr. Tom Wendorf, Director of Public Works, explained the costs allocated for this project, noting it was treated as an individual service. He further explained the services per cost.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Williams, Segovia, Perez, Radle, Barrera, Castro, Hall, Schubert, Haass, Garza. **NAYS:** None. **ABSENT:** None.

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2003-37 The Clerk read the following Ordinance:

AN ORDINANCE 98327

GRANTING A 10-YEAR LICENSE TO MEXICAN AMERICAN UNITY COUNCIL, INC. TO USE A PORTION OF WEST COMMERCE STREET PUBLIC RIGHT OF WAY FOR AN EIGHT- (8") INCH EXTENSION INTO THE PUBLIC RIGHT OF WAY OF AN EXISTING BUILDING KNOWN AS LA ESCUELA DE LAS AMERICAS AT 2327 WEST COMMERCE STREET IN NCB 2299, FOR A LICENSE FEE OF \$5,000.00.

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Councilman Perez made a motion to approve the proposed Ordinance. Councilman Flores seconded the motion.

In response to Councilman Perez regarding the methodology used to come up with \$5,000, Ms. Rebecca Waldman, Director of Asset Management, confirmed that this was the minimum amount set by ordinance. She further noted this was a licensed agreement.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Williams, Segovia, Perez, Radle, Barrera, Castro, Hall, Schubert, Haass, Garza. **NAYS:** None. **ABSENT:** None.

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2003-37 The Clerk read the following Ordinance:

AN ORDINANCE 98328

AUTHORIZING THE ACCEPTANCE OF A CASH DONATION FROM WALMART #2599 TO THE SAN ANTONIO POLICE DEPARTMENT NORTHWEST (PRUE ROAD) SUBSTATION TO PURCHASE EQUIPMENT AND MATERIAL TO ENHANCE THE SUBSTATIONS CAPABILITIES, FREE AND CLEAR OF ANY ATTACHMENTS AND VALUED AT \$1,750.00.

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Councilman Perez made a motion to approve the proposed Ordinance. Councilwoman Radle seconded the motion.

The City Clerk noted the abstention of Councilman Schubert.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Williams, Segovia, Perez, Radle, Barrera, Castro, Hall, Haass, Garza. **ABSTAIN:** Schubert. **NAYS:** None. **ABSENT:** None.

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2003-37 The Clerk read the following Ordinance:

AN ORDINANCE 98329

AUTHORIZING THE CITY MANAGER OR HER DESIGNEE TO ACCEPT A \$79,759.00 GRANT FROM THE OFFICE OF THE GOVERNOR, CRIMINAL JUSTICE DIVISION, FOR THE CRISIS ASSISTANCE TEAM ADMINISTRATION; SPECIFYING THE GRANT'S AUTHORIZED OFFICIAL AND INCLUDING

LANGUAGE AS REQUIRED BY THE TEXAS ADMINISTRATIVE CODE, SUBCHAPTER D, SECTION 3.2021; ESTABLISHING A BUDGET; AND AUTHORIZING A CASH MATCH OF \$7,949.00 AND AN IN-KIND MATCH OF \$18,650.00.

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

In response to Councilman Perez, Albert Ortiz, Chief of Police, explained that this grant funded the Program Coordinator and Assistant Program Coordinator positions that oversee the program directed to help battered women and children. He further noted it all fell under the umbrella of victim advocacy.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Williams, Segovia, Perez, Radle, Barrera, Castro, Hall, Schubert, Haass, Garza. **NAYS:** None. **ABSENT:** None.

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2003-37 The Clerk read the following Ordinance:

AN ORDINANCE 98330

AMENDING ORDINANCE NO. 96379, PASSED AND APPROVED ON SEPTEMBER 19, 2002, TO AUTHORIZE THE APPROPRIATION AND EXPENDITURE OF ALL ACCRUED INTEREST IN THE 2002 LOCAL LAW ENFORCEMENT BLOCK GRANT PROJECT IN THE ESTIMATED AMOUNT OF \$12,000.00 TO BE USED TO SUPPLEMENT GRANT FUNDS FOR TASK FORCE OPERATIONS.

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Councilman Perez made a motion to approve the proposed Ordinance. Councilwoman Radle seconded the motion.

In response to Councilman Perez, Police Chief Albert Ortiz spoke to the agreement with the County to combine gang task force units. He spoke of their scope of work, and expounded on gang activity and the intervention involved.

Councilman Perez expressed concern on the heightened graffiti in his district, which he noted could possibly be gang related.

Chief Ortiz explained that they could figure out what the gangs were doing based on the graffiti, and confirmed they were part of the task force working to combat graffiti.

Councilman Hall concurred with Councilman Perez and addressed the graffiti problem in his district, and requested for a more detailed explanation from Chief Ortiz.

In response to Councilman Hall, Chief Ortiz stated they didn't have the gang activity they had in the past years, but noted that tagging and graffiti has received a lot of attention and has become quite popular recently. However, he spoke to their ongoing initiative to combat graffiti, and referenced their work done in conjunction with Code Compliance. He explained that every month they identify areas where they have seen a resurgence or increase of this type of activity.

Councilman Segovia spoke to the work of the Police Department's Gang Unit, noting it was a prestigious unit doing a tremendous job. He spoke to the graffiti problem, and stated more people were addressing the tagging issue. He expressed his eagerness to tackle this issue.

Councilwoman Radle spoke to the issue of graffiti, and referenced her interactions with gang members that have gone to the center. She concluded the problem with tagging had to do with boredom, and encouraged the Council to keep this in mind.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Williams, Segovia, Perez, Radle, Barrera, Castro, Hall, Haass, Garza. **NAYS:** None. **ABSENT:** Schubert.

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2003-37 The Clerk read the following Ordinance:

AN ORDINANCE 98331

AUTHORIZING THE CITY MANAGER, OR HER DESIGNEE, TO ACCEPT A \$621,302.00 LOCAL LAW ENFORCEMENT BLOCK GRANT FROM THE U.S. DEPARTMENT OF JUSTICE, BUREAU OF JUSTICE ASSISTANCE, TO BE USED TO PURCHASE EQUIPMENT FOR THE SAN ANTONIO POLICE DEPARTMENT, INCLUDING A NEW FORWARD LOOKING INFRARED RADAR UNIT FOR THE POLICE HELICOPTER DETAIL, THREE POLICE CARS FOR THE AGGRESSIVE DRIVING PROGRAM, AND RECORDING EQUIPMENT TO TAKE FELONY

CONFESSIONS; APPROPRIATING AND ESTABLISHING A BUDGET; AUTHORIZING EXPENDITURES OF ALL PROJECT ACCRUED INTEREST; AUTHORIZING THE EXECUTION OF AN INTERLOCAL AGREEMENT WITH BEXAR COUNTY REGARDING THE DISTRIBUTION OF THE COMBINED CITY AND COUNTY GRANTS; AND AUTHORIZING A \$69,034.00 CASH MATCH FROM THE CONFISCATED PROPERTY FUND.

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

In response to Councilman Perez regarding the purchase of three flat screen televisions by the Police Department, Police Chief Albert Ortiz explained the televisions would be used for homeland security, and would also allow the Department to go over a crisis area. He stated the televisions would allow view from the command post, and in essence, the flat screen televisions would help in saving space. He noted that because it would be placed in the command post, the potential of damage to the equipment was not likely.

Councilman Perez voiced his concern on the amount of money being spent on these items, noting it was a little excessive.

Chief Ortiz confirmed they looked at the most inexpensive equipment. He further expounded on the purpose of infrared, and explained that it picked up images from body heat. He confirmed this particular item had to be replaced by the Department. He then spoke to the graffiti camera, and explained that it could be set up in an area with chronic tagging problems. He acknowledged the importance of responding to the complaints of the constituents.

In response to Councilman Flores, Chief Ortiz further explained on the type of televisions being purchased, and noted that installing the equipment into a command vehicle was a factor in the cost.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Williams, Segovia, Perez, Radle, Barrera, Castro, Hall, Haass, Garza. **NAYS:** None. **ABSENT:** Schubert.

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2003-37 The Clerk read the following Ordinance:

AN ORDINANCE 98332

AUTHORIZING PAYMENT TO THE NATIONAL LEAGUE OF CITIES FOR MEMBERSHIP DUES IN THE AMOUNT OF \$28,444.00 FOR THE PERIOD BEGINNING OCTOBER 1, 2003 THROUGH SEPTEMBER 30, 2004; AND PROVIDING FOR PAYMENT.

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Councilman Perez made a motion to approve the proposed Ordinance. Councilwoman Radle seconded the motion.

In response to Councilman Perez regarding the benefits of the membership in the National League of Cities (NLC), Mr. Jim Campbell, Director of External Relations, expounded on the various uses utilized by the Mayor and City staff. He noted that on the issue of lobbying, this allowed his office to focus on the City's legislative agenda. He referenced the Legislative Session in Austin that ended recently, and expounded on the numerous Bills released that were municipally related. He further acknowledged the City of San Antonio was going to host the Texas Municipal League Convention in the upcoming month.

Mayor Garza suggested for Mr. Campbell to develop some sort of benchmark in terms of the return received through this membership. He spoke to the uniqueness of the National League of Cities, and stated it had its advantages when advocating issues in Capitol Hill. At the same time, he spoke of the importance of communicating to the NLC of the need for a better way of communicating the benefits. Regarding the dues for the membership, he acknowledged the comments of Councilman Perez as valid concerns.

Councilman Perez referenced his work at another municipality, and confirmed he had attended functions related to NLC and TML. He suggested that they look at the benchmark of this organization.

In response to Mayor Garza as to whether they could do a half-year payment, Mr. Campbell confirmed he would look into that. He stated there have been questions raised before about the value of the membership. He stated he would be happy to devise a way to measure the value.

Councilman Hall spoke of his participation on the educational aspect, and acknowledged he understood Councilman Perez' point in regards to lobbying, but noted that he continued to remind himself that San Antonio was the 8<sup>th</sup> largest City in the country. He spoke of the importance of their participation, and acknowledged he did see the benefits but concurred with the comments regarding the need for both organizations to show what the value was regarding membership.

Councilman Perez commented that he'd like to be convinced on the need to continue this next year.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Radle, Barrera, Castro, Hall, Schubert, Haass, Garza. **NAYS:** None. **ABSENT:** Flores, Williams, Segovia.

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2003-37 The Clerk read the following Ordinance:

AN ORDINANCE 98333

AUTHORIZING PAYMENT IN THE AMOUNT \$45,251.00 TO THE TEXAS MUNICIPAL LEAGUE (TML) FOR THE CITY OF SAN ANTONIO'S ANNUAL MEMBERSHIP DUES FOR THE PERIOD AUGUST 1, 2003 THROUGH JULY 31, 2004; AND PROVIDING FOR PAYMENT.

\* \* \* \*

Councilman Perez made a motion to approve the proposed Ordinance. Councilman Haass seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Radle, Barrera, Castro, Hall, Schubert, Haass, Garza. **NAYS:** None. **ABSENT:** Flores, Williams, Segovia.

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2003-37 **INDIVIDUAL ITEMS – CITIZENS' COMMENTS.**

Mr. Jack M. Finger, P.O. Box 12048, spoke to the rules implicated regarding the amount of time given to the citizens to speak on issues. He then spoke to item 37, and the executive session discussing the Dallas Cowboys. He spoke to item 31, and commended Glen Hartman for his appointment into the Citizens Commission on City/County Service Integration and the Joint City-County Bond Oversight Commission.

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2003-37 The Clerk read the following Ordinance:

AN ORDINANCE 98334

APPOINTING THE CHAIRS OF THE CITIZENS COMMISSION ON CITY/COUNTY SERVICE INTEGRATION AND THE JOINT CITY-COUNTY BOND OVERSIGHT COMMISSION.

\* \* \* \*

Councilwoman Radle made a motion to approve the proposed Ordinance. Councilman Flores seconded the motion.

Mayor Garza acknowledged Glen Hartman in the audience, and asked if he would like to make any comments.

Glen Hartman stated it was an honor and privilege to perform this task. He expressed his eagerness to tackle this new task, and confirmed he would be providing a report to Council regarding what can or can't be done. He assured the Council that they would have results, and they would look into this with all vigor and will be asking for input from City staff and County Commissioners. He stated this was a challenge he looked forward to.

Mayor Garza applauded his efforts and thanked him for offering to serve.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Williams, Segovia, Radle, Barrera, Castro, Hall, Schubert, Haass, Garza. **NAYS:** None. **ABSENT:** Perez.

— — —  
2003-37 BRIEFING ON THE TOWER OF AMERICAS CONTRACT AMENDMENT AND REQUEST FOR PROPOSAL.

Malcolm Matthews, Director of Parks and Recreation, narrated a slide presentation regarding the report and RFP recommendations for the Tower of Americas restaurant, a copy of which was made part of the official papers of this meeting. He discussed the Tower history, and expounded on the infrastructure.

(Mayor Garza was obliged to leave the meeting. Mayor Pro Tem Schubert presided.)

In continuing with the PowerPoint presentation, Mr. Randy Hiatt, representing Fessel International, discussed the situational analysis that included information regarding comparative towers and buildings. He expounded on the operating elements, and the

potential to increase attendance and revenue. He expounded on various components of the Tower, and cited the key clauses for the RFP.

(Mayor Garza returned to preside over meeting.)

Mr. Matthews continued the slide presentation, and discussed the schedule of events.

Councilman Castro thanked staff for the presentation. He stated the Tower was one of the defining characteristics of San Antonio, but in the last few years, had not generated the revenue it used to. He discussed the upcoming contract, and questioned what type of companies they had in mind, as well as what experience they will have had.

Mr. Matthews noted that most other towers around the country are privately owned and operated.

Mr. Hiatt spoke of the importance of attracting operators and companies that have attraction and restaurant operations. He noted the restaurant was the image of the Tower to a great degree.

Councilman Castro spoke to the issue of marketing, and asked what percentage of the Tower was focused on Convention and Visitors Bureau (CVB) issues.

Mr. Matthews stated he talked to Melvin Tenant, Director of the Convention and Visitors Bureau (CVB), about increasing the CVB's role, but noted they were placing more responsibility of marketing on the operator. He acknowledged they were going to do their part in working with the operator to get good marketing. He suggested there could be things done immediately on an inexpensive scale.

Councilman Flores commented that the Master Plan was a wonderful idea, but asked whether it took into account a potential Convention Center hotel as well as the Alamodome. He suggested that it not focus solely on the park.

In response to Councilman Flores regarding whether there were public forums, Mr. Hiatt noted they interviewed a wide variety of City staff, as well as all the stakeholders and groups around the Tower.

Councilman Perez stated he wasn't aware of the public forums, but added that he would have loved to take part in it.

Mr. Matthews stated the intent of the meeting was to get input from stakeholders in the area.

Councilman Perez spoke to the importance of monitoring contracts, and because this was a substantial contract, it was necessary to monitor because of its magnitude.

Discussion continued on the RFP Clause, and Councilman Perez directed he wanted to take a look at the RFP before it went out.

Mr. Matthews expounded on the RFP timeframe, and confirmed they were trying to work this out so there wouldn't be too many problems, as far as the timeframe is concerned. He added that there was a substantial amount of improvements that needed to be made, and their goal was to work all the way through next summer. He acknowledged he would get a copy of the RFP to Councilman Perez.

Ms. Terry Brechtel, City Manager, spoke of the experts and local players associated with this contract, such as Kathy Lott.

In response to Councilman Perez regarding whether the Council would be briefed, Ms. Brechtel confirmed that once they select the vendor, they could discuss the process with City Council and then move forward. She acknowledged they would visit with City Council regarding staff's recommendation.

Discussion continued between Councilman Perez and Mr. Matthews regarding the revenues generated in 9 months with the current terms of the existing contract.

In response to Mayor Garza regarding the terms of extending the contract, Mr. Matthews noted there wasn't anything in the contract that would require them to do capital improvements. He stated there were some things that could be done in the restaurant and bar to make sure they were offering the best experience possible, but reiterated that it did not include capital investments.

Mayor Garza and Mr. Matthews then discussed the type of contract this represented, and referenced the City's Small Business Policy.

Mr. Matthews expounded on how the Economic Development Department looked at each of the proposals and the various factors that applied. He acknowledged there were multiple functions that were taken into consideration.

In response to Mayor Garza regarding the quality of the chefs and cooks, Mr. Matthews stated they would be looking at a cuisine that would be conducive to the San Antonio area.

Mr. Hiatt expounded on how they would be scoring the chefs, and added that there were certain key trade publications in regards to how they were going to advertise this.

In response to Councilman Williams, Mr. Matthews discussed the various departments that would be involved in the consulting services.

Discussion ensued between Councilman Williams and Mr. Matthews regarding the current operator, as well as the capital improvements and renovations that are needed.

Councilwoman Radle addressed the costs to get into the tower, and Mr. Hiatt noted that the improvements would establish a benchmark in pricing. They further discussed children's prices and group rates.

Councilwoman Radle stated that from a District 5 point of view, not too many citizens could afford eight dollars, and therefore asked for their advocacy to make it for all the citizens one way or the other, and to also make it accessible.

Mr. Matthews confirmed they looked at a local resident rate, and also at controls on youth and senior rates.

Councilwoman Radle supported the idea of the Masterplan, but expressed concern on the advertising, and whether it was marked well enough.

Mayor Garza spoke of the importance of having ample time to review the RFP.

Councilwoman Radle informed the Council that she wanted to make sure there was citizen input on the Masterplan.

Mr. Matthews noted this was a multi-million dollar contract, and they needed to look at mid-January for the RFP as a close date.

Mayor Garza noted that there was a presentation before, but noted this Council was particular about the details, and urged staff to be completely clear.

In response to Councilman Hall, Mr. Matthews discussed the types of food, and stated they wanted to make sure there were different levels, as well as ample opportunity for a family of four to eat a comfortable meal.

Mr. Hiatt addressed the observation deck and parking, and expounded on the proposal with regards to what was going to be controlled around the base.

In response to Councilman Barrera, Mr. Matthews discussed the current parking facility, and confirmed they would be managing that facility. He acknowledged that they explored various parking possibilities, and discussed the imminent details of the parking situation.

In response to Councilman Segovia, Mr. Matthews expounded on the recent renovations to the parking area.

Mr. Hiatt spoke to the capability of management, and added that this was a different type of contract.

Mr. Roland Lozano, Assistant to the City Manager, expounded on slide 48 regarding the commission structure, and explained to City Council the commission they received from catering.

Councilman Flores spoke of his close ties to the Hemisfair, and why it was of so much concern to him. He voiced his approval of having his colleagues understand the need for an anchor such as this, since there were areas in their own districts that would benefit from this because of the connection of so many more things outside of Hemisfair Park. He spoke of his vision to have all of this tied together through a Masterplan. He confirmed that he would continue to advocate that the Masterplan take the right path with the inclusion of the community and entities in the area. He discussed the RFP process, and the importance of concentrating on the areas that were vacant.

Mr. Hiatt confirmed that catering would be included in the RFP, but noted there was a lack of catering rooms.

Councilman Flores noted that this was the reason a Masterplan was needed, and noted that part of the vision has been to tie all of the things in the area in a corridor, and reinvigorate this portion of downtown.

Mayor Garza suggested that they integrate this into the final plan.

Discussion continued between Mayor Garza and Mr. Hiatt regarding the revenue clause and the safety net.

Mayor Garza spoke to the importance of encouraging investment.

Ms. Brechtel confirmed they would make changes to the RFP, and would take into consideration the input of the Council. She added that if the changes were significant, they would need to come back to Council.

Mayor Garza suggested they post the item for next Thursday, in an effort to resolve some of the issues and to understand where the RFP was going.

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2003-37      The Clerk read the following Ordinance:

AN ORDINANCE 98335

AUTHORIZING THE CITY MANAGER OR HER DESIGNEE TO EXERCISE THE OPTION FOR A ONE (1) YEAR RENEWAL AND EXTENSION OF THE CURRENT CONTRACT WITH COMMUNITY FIRST HEALTH PLANS, INC. FOR AN ESTIMATED AMOUNT OF \$20,985,326.00 TO PROVIDE A HEALTH MAINTENANCE ORGANIZATION (HMO) PROGRAM FOR CITY EMPLOYEES, RETIREES, AND THEIR ELIGIBLE DEPENDENTS FOR A ONE (1) YEAR TERM BEGINNING ON JANUARY 1, 2004 AND ENDING DECEMBER 31, 2004.

\* \* \* \*

Councilman Segovia made a motion to approve the proposed Ordinance. Councilman Haass seconded the motion.

Mr. Travis Bishop, Assistant City Manger, spoke to the Community First HMO contract, a copy of which was made part of the official papers of this meeting. He discussed the current contract with Community First, and the provisions for renewal options. He then discussed the request for proposal process utilized. He spoke to the benefits for retired employees, as well as the dental HMO contract.

The following citizen(s) appeared to speak:

Guillermo Vasquez spoke to the increase of health care coverage. He stated City employees were still looking for immediate relief from not having received a pay raise last year. He spoke to this year's 3% raise, and asked the Council to look at all possibilities in providing an additional bonus for the employees.

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In response to Mayor Garza regarding the structure of pay, Mr. Bishop explained that they were doing 1-year extensions so that they could have an opportunity to go back into the marketplace to look at an exclusive provider for City employees.

Discussion continued between Mayor Garza and Travis Bishop regarding the contract with Community First.

Mr. Bishop spoke of a \$5.00 fee for all City employees, but stated they still had the option to stay with the HMO plan. He acknowledged that it would be a challenging year for them due to rate increases.

Ms. Marilyn Morales, Employee Benefits Manager, expounded on the Walgreen's Health Initiative Program.

In response to Councilman Perez, Mr. Bishop described in depth the PPO process and the HMO process. He referenced the action taken during this year's budget cycle with regard to the fee that will be imposed on City employees.

Ms. Brechtel stated they had gone through three HMOs in the last 5 years alone. For this particular year, she explained that they did place the bid out, but only received one valid proposal, which is the current HMO provider for employees. She expounded on how the City stepped up and started contributing to help offset the cost of premiums. She discussed the key difference in risks between HMO and Citimed, and commented that the market has changed significantly in the last five years. She acknowledged that staff would come back to Council to discuss where the industry is going.

Discussion continued between Councilman Perez and Mr. Bishop regarding cost containment and what the employees had to pay.

Ms. Morales discussed the possibility of better discount arrangements by having a PPO and an EPO, but stated they have been unable to attract bidders. She further stated it has been difficult to break even, so most HMOs have approached an EPO.

Ms. Brechtel confirmed that they needed to look at options, and therefore it was important to renew the provider this year so that they could look into their options for the next fiscal year.

A representative from Community First Health Insurance stated they've seen increases in premiums. He noted that the difference with Community First was that they are locally owned, and further noted they were pleased to continue offering services to San Antonio.

Councilman Perez commented that this was extremely complex, in part because of all the issues that came up. Although he acknowledged that he didn't know enough about it right now, he expressed interest in running it through the Human Economic Development Committee.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Williams, Perez, Radle, Barrera, Hall, Haass, Garza. **ABSTAIN:** Schubert. **NAYS:** None. **ABSENT:** Segovia, Castro.

2003-37 The Clerk read the following Ordinance:

AN ORDINANCE 98336

AUTHORIZING THE CITY MANAGER OR HER DESIGNEE TO EXERCISE THE OPTION OF A ONE (1) YEAR RENEWAL AND EXTENSION OF THE CURRENT CONTRACT WITH PACIFICARE OF TEXAS FOR AN ESTIMATED AMOUNT OF \$839,065.00 TO PROVIDE HEALTH MAINTENANCE ORGANIZATION (HMO) MEDICARE AND NON-MEDICARE SERVICE TO ELIGIBLE RETIREES AND THEIR DEPENDANTS FOR A ONE (1) YEAR TERM BEGINNING JANUARY 1, 2004 AND ENDING DECEMBER 31, 2004.

\* \* \* \*

Councilman Perez made a motion to approve the proposed Ordinance. Councilwoman Radle seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Williams, Perez, Radle, Barrera, Castro, Hall, Schubert, Haass, Garza. **NAYS:** None. **ABSENT:** Segovia.

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2003-37 The Clerk read the following Ordinance:

AN ORDINANCE 98337

AUTHORIZING THE CITY MANAGER OR HER DESIGNEE TO EXECUTE A CONTRACT WITH ALPHA DENTAL PROGRAMS, INC. D/B/A DELTACARE FOR AN ESTIMATED AMOUNT OF \$548,931.00 TO PROVIDE DENTAL HEALTH MAINTENANCE ORGANIZATION (DHMO) SERVICES UNDER THE CITY'S SELF-FUNDED HEALTH BENEFITS PROGRAM FOR A THREE (3) YEAR TERM BEGINNING JANUARY 1, 2004 AND ENDING DECEMBER 31, 2006, WITH AN OPTION TO EXTEND THE CONTRACT FOR UP TO TWO (2) ONE (1) YEAR EXTENSIONS, SUBJECT TO AND CONTINGENT UPON FUNDING AND APPROVAL BY CITY COUNCIL.

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Councilman Haass made a motion to approve the proposed Ordinance. Councilman Perez seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Williams, Perez, Radle, Barrera, Castro, Hall, Schubert, Haass, Garza. **NAYS:** None. **ABSENT:** Segovia.

2003-37

**CITIZENS TO BE HEARD**

**MORRISION WOODS**

Mr. Morrision Woods, Greater San Antonio Chamber of Commerce, informed the City Council that the Chamber fully supported the approval of this year's budget. He encouraged the Councilmembers to consider immediate funding plans for the Tower and Alamodome, due to their positive impact on tourism. He further spoke to the Alamo and other landmarks in the City.

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**FARIS HODGE, JR.**

Faris Hodge, Jr., 140 Dora, referenced various newspaper articles, copies of which he presented to the City Clerk for the record. He spoke to the problems at the Nimitz Apartments, and of the major problems with the senior nutrition centers.

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**NAZARITE RUBEN FLORES PEREZ**

Nazarite Ruben Flores Perez spoke of the HMO, cited various biblical verses.

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2003-37

**CITY MANAGER'S REPORT**

Mr. David Garza, Director of Neighborhood Action, spoke to the neighborhood sweeps in the community. He expounded on the process utilized, and the neighborhoods who participated. He spoke of the recent successes, and stated this was the 7<sup>th</sup> year of the program.

Various members of the City Council thanked Mr. Garza for his work with the sweeps in their districts, and also congratulated staff for focusing on the needs of the community.

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2003-37      **EXECUTIVE SESSION**

The City Council recessed its regular session at 5:32 P.M. in order to convene in Executive Session for the purpose of:

- A. Discuss the pending claim by the City of San Antonio against Lyda Builders for debris removal and associated costs resulting from the collapse of the Karotkin Building brick facade onto Commerce Street, pursuant to Texas Government Code Section 551.071 (consultation with attorney).
  
- B. Discuss lease and economic development negotiations, incentives offered, and related legal issues concerning a proposal by the Dallas Cowboys NFL Team to conduct its training camp in San Antonio, at the Alamodome, in the years 2005-2008, pursuant to Texas Government Code Sections 551.072 (deliberations involving real property), 551.087 (deliberations regarding economic development negotiations), and 551.071 (consultation with attorney).
  
- C. Discuss legal issues related to collective bargaining negotiations with the San Antonio Police Officers Association, pursuant to Texas Government Code Section 551.071 (consultation with attorney).

The City Council adjourned the Executive Session at 6:27 P.M. 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.

2003-37 There being no further business to come before the City Council, the meeting was adjourned at 6:30 P.M.

A P P R O V E D



EDWARD D. GARZA  
M A Y O R

Attest:



YOLANDA L. LEDESMA  
Acting City Clerk