

Mexican and Latin American handcrafts that represent one of the biggest signs of identity and sources of pride for its creators. He further noted that over 130 exhibitors from various Latin American states such as Peru, Ecuador, and Colombia will be featured at this event. Mayor Garza called forward Mr. Carlos Maytorena and his delegation to accept the proclamation.

Mr. Maytorena spoke in appreciation to the support by City staff in their efforts to bring the event to San Antonio.

2004-05 **PROCLAMATION: HEART MONTH**

Mayor Garza read a proclamation in observance of the month of February, 2004 as "Heart Month" as presented by the American Health Association (AHA). Mr. Allen Pierce, Vice Chairman, Local Heart Board, and on behalf of the American Heart Association, Board of Directors, came forward to accept the proclamation.

Mr. Pierce spoke regarding raising awareness of cardiovascular disease among women. He stated that Friday, February 6, 2004 has been designated "National Wear Red for Women", a symbol by the AHA for women taking control of their health, and their passion to fight heart disease.

Dr. Sabrina Harris, President, AHA Board of Directors, spoke regarding the health threats of cardiovascular diseases and promoted "National Wear Red for Women," on February 6, 2004 as an opportunity to raise awareness for women to take control of their health.

2004-05 **PROCLAMATION: ARBOR DAY**

Mayor Garza read a proclamation in recognition of the important impact that trees play in maintaining a high quality of life for citizens in San Antonio. Mayor Garza stated trees enhance and preserve air quality through their filtering and absorbing effect on air pollutants, protecting water quality and quantity of our sole source of water through reducing storm water runoff, facilitating replenishment of ground water supplies, and reducing soil erosion. He named Saturday, February 7, 2004, as "Arbor Day," and noted that various activities are planned at the San Antonio Central Library in observance of Arbor Day.

Ms. Debbie Reid, City Arborist, came forward to accept the proclamation, and stated that she looks forward to the City of San Antonio being named among other municipalities as a "Tree City, USA" through the Arbor Day Foundation. She introduced members of the tree planting partners from throughout various organizations who have been instrumental in planning the Arbor Day celebration. She encouraged citizens to adopt a library or a school to plant and care for trees in the community.

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2004-05

POINT OF PERSONAL PRIVILEGE

Councilman Joel Williams on a point of personal privilege called forward Ms. Mandy K. Peel with the San Antonio Live Stock Exposition. Councilman Williams discussed the background and history of the Exposition in San Antonio since 1949. He noted that the organization and its dedicated group of volunteers, have awarded scholarships to students in Texas throughout the years.

Mr. Vincent Dawson, Volunteer at this year's 55th annual Stock Show Rodeo invited everyone to the SBC Center for the Rodeo that will be held February 3 – 22, 2004. He thanked the City Council for their continued support.

Ms. Elaine Thompson, San Antonio Livestock Exposition, spoke regarding the 20th year of the scholarship fund sponsored by the Exposition. She noted the family values of the stockshow and the various events held through the Rodeo.

Ms. Mandy Peel, Volunteer, invited the Council members to attend the Rodeo.

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2004-05

Minutes for the Regular City Council Meeting of December 18, 2003 were approved.

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2004-05

CONSENT AGENDA

Councilman Perez made a motion to approve Agenda Items 7 through 20, constituting the Consent Agenda, except for Items 7, 9, 11, 12, 13, 14, 16, and 18 which were pulled for individual consideration. Councilman Segovia seconded the motion.

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

AN ORDINANCE 98774

ACCEPTING THE BIDS OF VARIOUS COMPANIES TO PROVIDE THE CITY OF SAN ANTONIO WITH THE VARIOUS TYPES OF COMMODITIES AND SERVICES ON AN ANNUAL CONTRACT BASIS FOR FISCAL YEAR 2003-2004 FOR AN ESTIMATED COMBINED ANNUAL COST OF \$624,118.00 TO INCLUDE CONTRACTS FOR SPANISH LANGUAGE BOOKS AND VIDEOCASSETTES, VERITAS LICENSE RENEWALS, MAINTENANCE AND SUPPORT AND CONCRETE READY MIX.

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AN ORDINANCE 98775

AUTHORIZING PAYMENT IN THE AMOUNT OF \$61,114.21 FROM CERTIFICATES OF OBLIGATION TO THE TEXAS DEPARTMENT OF TRANSPORTATION FOR CONSTRUCTION COSTS IN CONNECTION WITH THE HOUSTON STREET – WALTERS TO ONSLOW MPO PROJECT, LOCATED IN COUNCIL DISTRICT 2; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 98776

APPROVING THE TERMS AND CONDITIONS AND AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH BEXAR COUNTY, WHICH ESTABLISHES CERTAIN TERMS BY WHICH THE CITY OF SAN ANTONIO WILL CONSENT TO THE CREATION OF EMERGENCY SERVICES DISTRICT NO. 4 WITHIN THE CITY'S EXTRATERRITORIAL JURISDICTION FOR THE PROVISION BY THE DISTRICT OF FIRE SUPPRESSION AND EMERGENCY MEDICAL SERVICES FOR INDIVIDUALS RESIDING WITHIN ITS BOUNDARIES.

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AN ORDINANCE 98777

AMENDING THE TRAFFIC CONTROL DEVICES SCHEDULES ESTABLISHED BY CHAPTER 19, SECTION 68 OF CITY CODE TO INCLUDE ADDITIONS TO THE OFFICIAL TRAFFIC CONTROL DEVICE SCHEDULE FOR "PARKING PROHIBITED AT ALL TIMES INCLUDING SUNDAYS AND HOLIDAYS" AT LOOP 1604 FROM BULVERDE ROAD TO 1500 FEET EAST OF BULVERDE ROAD IN COUNCIL DISTRICT 10; AND AT I.H. 35 SOUTH FROM 1250 FEET NORTH OF BINZ-ENGLEMAN TO 2000 FEET NORTH OF PETROLEUM DRIVE IN COUNCIL DISTRICT 2; AUTHORIZING THE PERMANENT INSTALLATION OF SAID DEVICES; DECLARING THEM AS OFFICIAL TRAFFIC CONTROL DEVICES OF THE CITY OF SAN ANTONIO; AND DECLARING VIOLATIONS OF SUCH DEVICES TO BE CIVIL PARKING VIOLATIONS SUBJECT TO THE ENFORCEMENT PROVISIONS OF CITY CODE SECTION 19-225; AND ESTABLISHING AN EFFECTIVE DATE.

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AN ORDINANCE 98778

APPROVING THE PARADE PERMIT AND AUTHORIZING THE TEMPORARY CLOSURE OF PORTIONS OF CERTAIN STREETS IN THE DOWNTOWN AREA IN CONNECTION WITH THE RACE FOR THE CURE SPONSORED BY THE SUSAN G. KOMEN FOUNDATION TO BE HELD FROM 7:00 A.M. TO 9:30 A.M. ON SATURDAY, MARCH 27, 2004.

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AN ORDINANCE 98779

APPOINTING GLORIA C. COLLIER (DISTRICT 4) TO THE CLEAN UP CITY COMMISSION FOR A TERM OF OFFICE TO EXPIRE ON FEBRUARY 24, 2006.

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AN ORDINANCE 98780

REAPPOINTING ELIZABETH B. MELSON (DISTRICT 7) TO THE ETHICS REVIEW BOARD FOR A TERM OF OFFICE TO EXPIRE ON FEBRUARY 21, 2006.

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AN ORDINANCE 98781

REAPPOINTING SUSAN K. HUGHES (DISTRICT 5) TO THE OPEN SPACE ADVISORY BOARD FOR A TERM OF OFFICE TO EXPIRE ON AUGUST 29, 2005.

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AN ORDINANCE 98782

REAPPOINTING ORALIA SALAME (DISTRICT 5) TO THE SMALL BUSINESS ADVOCACY COMMITTEE FOR A TERM OF OFFICE TO EXPIRE ON NOVEMBER 20, 2005.

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2004-05 The Clerk read the following Ordinance

AN ORDINANCE 98783

ACCEPTING THE BIDS SUBMITTED BY GRANDE TRUCK CENTER, INC., AND COOPER EQUIPMENT COMPANY TO PROVIDE THE CITY OF SAN ANTONIO PUBLIC WORKS DEPARTMENT'S TRUCKING EFFICIENCY PROGRAM WITH CABS AND CHASSIS AND LIVE BOTTOM TRAILERS FOR A TOTAL AMOUNT OF \$1,524,960.00.

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

In response to Councilman Perez, Ms. Janie Cantu, Purchasing Department Director, stated there are eight similar trucks in the Public Works Department, and three or four such vehicles in Solid Waste Division under different programs. She provided descriptions of the vehicles utilized by both departments. She noted that the ordinance will authorize the purchase of an additional fifteen vehicles.

Councilman Perez clarified that this equipment had been previously discussed during the budget process and suggested that language be added in the description.

Ms. Cantu provided further detail on the equipment description and added that the cost increase is due to an Environmental Protection Agency (EPA) emissions requirement, resulting in a \$5,000 increase for each vehicle.

Mr. Tom Wendorf, Director of Public Works Department, confirmed that the operating budget would cover the costs of the equipment.

In response to Councilwoman Radle, Ms. Cantu stated that natural gas is not available in this area, and the size of equipment is not conducive to utilizing natural gas. Ms. Cantu stated that the Public Works Department is planning to provide a report that would encompass fueling and ozone issues.

Councilman Perez discussed possible options to using natural gas fuel in the future.

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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2004-05 The Clerk read the following Ordinance:

AN ORDINANCE 98784

ACCEPTING THE LOW, RESPONSIVE BID OF G G & G CONSTRUCTION IN THE BASE AMOUNT OF \$249,000.00, WITH BID ALTERNATES 3 AND 5, FOR A TOTAL CONTRACT AMOUNT OF \$258,050.00, IN CONNECTION WITH THE NANI FALCONE COMMUNITY PARK IMPROVEMENTS PROJECT, LOCATED IN COUNCIL DISTRICT 7; AUTHORIZING THE EXECUTION OF A STANDARD CONSTRUCTION CONTRACT; AUTHORIZING \$9,215.00 FOR MISCELLANEOUS CONSTRUCTION CONTINGENCY EXPENSES; AUTHORIZING \$10,000.00 FOR ARCHITECTURAL SERVICES CONTINGENCY; TRANSFERRING FUNDS IN THE AMOUNT OF \$127,161.00 FROM LAND ACQUISITION EXPENSES TO CONSTRUCTION EXPENSES; APPROPRIATING \$143,700.29 IN 1994-1999 PARK BOND FUNDS AND ACCEPTING A \$6,403.71 DONATION FROM THE NORTHWEST NEIGHBORHOOD ALLIANCE, FOR A TOTAL PROJECT BUDGET OF \$277,265.00; AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT FOR THE DONATION OF ARTWORK FROM THE

POMPEO COPPINI LODGE, ORDER SONS OF ITALY IN AMERICA, INC., THAT WILL BE PLACED IN THE PARK; AND PROVIDING FOR PAYMENT.

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

Mr. Malcolm Matthews, Director of Parks and Recreation Department, discussed the status of the Nani Falcone Community Park Improvements Project, in conjunction with the fire station and library projects on Mystic Park. He provided background information related to a Public Works drainage and street project when the City acquired park land several years ago. He noted the concerted efforts to work with interests groups to develop the area and create a separate drainage area that will go through the park. He stated that the project underwent a bid process, and a bidder is to be awarded the contract through the ordinance. He cited a \$6,403.71 donation by the Northwest Neighborhood Alliance for enhancements to the park pavilion. Mr. Matthews stated that the Pompeo Coppini Lodge has donated a statue of Nani Falcone that will be placed in the park as an added enhancement. He stated the proposed ordinance would authorize the execution of a standard construction contract.

Mr. George Byrd, Northwest Neighborhood Alliance Treasurer, presented a check, which funds had been raised by their organization for Mystic Park improvements in honor of Mr. Nani Falcone.

Councilman Castro spoke in remembrance of Mr. Falcone and the contributions to his community.

Mayor Garza spoke to commemorate Mr. Falcone for his work in various community efforts, such as the bond election and his vision for the Nani Flacone 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.

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2004-05 The Clerk read the following Ordinance:

AN ORDINANCE 98785

ACCEPTING A PROPOSAL AND AUTHORIZING PAYMENT IN THE AMOUNT OF \$165,337.25 FROM CERTIFICATES OF OBLIGATION TO EAGLE CONSTRUCTION AND ENVIRONMENTAL SERVICES, L.P., FOR ENVIRONMENTAL REMEDIATION SERVICES UNDER AN EXISTING PROFESSIONAL SERVICE AGREEMENT IN CONNECTION WITH THE MISSION TRAILS PACKAGE 2 MPO PROJECT, LOCATED IN COUNCIL DISTRICT 3; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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

In response to Councilman Segovia, Mr. Doug Yerkes, City Engineer, stated the property was purchased by the City to acquire right-of-way.

Mr. David Newman, Environmental Services Department, stated it was his opinion that there are no liability issues with the previous property owners for the property. He explained the cleanup standards for the State of Texas.

In response to Councilman Segovia, Mr. Yerkes stated that the Missions Trails Projects, Package II involves a streets and drainage improvements, in coordination with the overall park system. He added that the clean-up and excavation are now complete after several months of construction.

Councilman Perez stated that he found the backup memo to the City Council very informative.

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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2004-05 The Clerk read the following Ordinance:

AN ORDINANCE 98786

AMENDING THE PROFESSIONAL SERVICES CONTRACT AND AUTHORIZING COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS IN AN AMOUNT NOT TO EXCEED \$9,430.00 PAYABLE TO TWYLA ARTHUR FOR ADDITIONAL DESIGN SERVICES IN CONNECTION WITH THE FULTON STREET – BLANCO TO N. FLORES CDBG PROJECT, LOCATED IN COUNCIL DISTRICT 1; REVISING THE PROJECT BUDGET; 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, Mr. Doug Yerkes described three video slides depicting the design plans on the Fulton Street project. He added the project was coordinated and planned through various neighborhood organizations and homeowner associations that conducted numerous workshops to scope out the work, select the artist and come to final design motif.

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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2004-05 The Clerk read the following Ordinance:

AN ORDINANCE 98787

AUTHORIZING THE ACQUISITION OF FEE SIMPLE TITLE TO ONE (1) PARCEL OF LAND AND AUTHORIZING THE EXPENDITURE \$209,575.00 PAYABLE TO ALAMO TITLE COMPANY AS ESCROW AGENT FOR LAURA NORIEGA FOR SUCH ACQUISITION; AUTHORIZING \$2,075.00 FOR RELATED TITLE FEES FOR A TOTAL AMOUNT OF \$209,575.00, IN CONNECTION WITH THE CULEBRA DRAINAGE #58F, PHASE 2 COMMUNITY DEVELOPMENT BLOCK GRANT PROJECT, LOCATED IN COUNCIL DISTRICT 7; REVISING THE PROJECT BUDGET; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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

In response to Councilman Castro, Mr. Doug Yerkes, City Engineer, explained the status of the project phases and the projected timeline for completion of Phase II. He stated that the fees that are being allocated are for acquisition of property related to Phase II.

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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2004-05 The Clerk read the following Ordinance:

AN ORDINANCE 98788

AUTHORIZING THE NEGOTIATION AND ACQUISITION OF FEE SIMPLE TITLE TO THREE (3) PARCELS OF PRIVATELY OWNED REAL PROPERTY; ESTABLISHING JUST COMPENSATION FOR SUCH ACQUISITIONS AND AUTHORIZING THE EXPENDITURE OF \$24,500.00 IN COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS IN CONNECTION WITH THE DISTRICT 6 AFFORDABLE SHOWCASE OF HOMES CDBG PROJECT FOR FEE SIMPLE TITLE TO THREE (3) PARCELS AND RELATED EXPENSES; AUTHORIZING THE EXECUTION OF ALL DOCUMENTS; REVISING THE PROJECT BUDGET; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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

In response to Councilman Hall, Mr. David Garza, Director, Neighborhood Action Department, explained the purpose of purchasing three parcels in conjunction with the Parade of Homes. He stated that the City will partner with the Greater San Antonio Builders Association to build homes on the property. Mr. Garza further stated the completed homes will be showcased, and eventually sold. He added the City does incur a profit when it sells the parcels to the homebuilders.

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

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2004-05 The Clerk read the following Ordinance:

AN ORDINANCE 98789

AUTHORIZING THE CITY MANAGER OR HER DESIGNEE TO EXERCISE AND EXECUTE A SECOND ONE-YEAR OPTION TO RENEW THE CONTRACT WITH PROGRESSIVE FINANCIAL SERVICES, INC. FOR THE COLLECTION OF DELINQUENT PARKING FINES FOR THE PERIOD FROM JANUARY 1, 2004 THROUGH DECEMBER 31, 2004

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

In response to Councilman Perez regarding the collection of fines, Mr. Quentin Porter, Director of Municipal Courts, explained the difference in the initial payment of the contract. He stated that when the vendor was initially awarded the contract, the City gave them all the delinquent fees in the system since 1997. He further stated that for the subsequent years, the delinquencies were for a period of one year.

Mr. Porter also noted comparable fees among other Texas cities, and stated that the City of San Antonio is one of the lowest in the state.

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

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2004-05 The Clerk read the following Resolution:

A RESOLUTION
2004-05-05

AUTHORIZING THE CITY MANAGER OR HER DESIGNEE TO SUBMIT FOUR (4) OR MORE GRANT APPLICATIONS, FOR AN APPROXIMATE TOTAL AMOUNT OF \$474,908.00, TO THE ALAMO AREA COUNCIL OF GOVERNMENTS FOR FISCAL YEAR 2004 REGIONAL SOLID WASTE PASS-THROUGH GRANT FUNDS FROM THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY TO SUPPORT ENVIRONMENTAL PROGRAMMING EFFORTS RELATED TO RECYCLING, SOLID WASTE STREAM REDUCTION, AND MUNICIPAL ENFORCEMENT OF ANTI-DUMPING LAWS.

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Councilman Perez made a motion to approve the proposed Resolution. Councilman Hall seconded the motion.

In response to Councilman Perez regarding the citizen collection center, Mr. Dan Cardenas, Director, Environmental Services Department, stated that the previously approved grants were applied to developing collection center sites. He also stated that during the months of February, April, July and November, the City conducts Free Landfill Days when citizens can dispose of recyclable waste. He noted a collection day is scheduled for February 7, 2004.

In response to Councilman Perez, Mr. Cardenas noted that the other grant is targeted for the city office paper recycling and enhancement project. He further noted that two 15 cubic-yard mini-garbage trucks will be purchased to expand the recycling program in the downtown area.

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

2004-05 A BRIEFING BY THE SAN ANTONIO WATER SYSTEM (SAWS): ON THE RESULTS OF A COMPREHENSIVE COST OF SERVICE

Mr. Ben Gorzell, Public Utilities Supervisor, introduced a staff briefing to discuss proposed adjustments to the water delivery, residential, general, wholesale and irrigation rates, and the wastewater, residential, general and wholesale rates by the San Antonio

Water System (SAWS). He provided background to a previous "B" session discussion regarding SAWS' services, and a subsequent approved increase in the water supply fee. He noted that at the time, SAWS discussed bringing forward the current proposed adjustment to the water delivery and wastewater rates as well.

Mr. Gorzell introduced Mr. James Mayor, SAWS Chairman of the Board of Trustees.

Mr. James Mayor discussed SAWS' largest community input program developed in an effort to formulate the water rate process. He noted that hundreds of San Antonians provided input at the 110 presentations through neighborhood associations, business and civic groups. He further noted various other media such as website information and seventeen open house sessions had been afforded to the public as the process expanded. He stated a special Citizens Rate Advisory Committee was formed comprised of a cross-section of the community's water users. He also stated that eleven three-hour long meetings assisted in creating a quality water rate structure. Mr. Mayor then introduced Gen. Eugene Habiger, SAWS President and Chief Executive Officer.

Gen. Eugene Habiger provided background information in relation to previous SAWS increases, and highlighted the reasons for the current proposed rate increase. He stated SAWS can no longer ignore infrastructure in need of replacement, compliance, with recent mandates, and is being faced with a \$3 million security account. He further stated that the right-of-way ordinance cost SAWS \$800,000, and that the fluoride issue set SAWS back \$2 million. He noted that SAWS will again come before the City Council later this year to discuss rate increases in 2006 and 2007, but also indicated that SAWS is in the process of reducing their budget. He introduced Mr. Alex Hinojosa, SAWS Finance Director, to conduct the slide presentation on the proposed rate increase.

Mr. Alex Hinojosa presented a video depicting the efforts by SAWS to involve the public on the results of a comprehensive cost of service rate study and illustrating the necessity for additional revenue required for the SAWS' water delivery and wastewater core businesses. A copy of this presentation is on file with these papers. He gave an overview on the rate development process relating to the cost of service and rate design study. He discussed the community involvement dealing with public participation and outreach. Mr. Hinojosa described the Rates Advisory Committee and a diverse range of representation. He discussed policy decisions and financial requirements.

Mr. Hinojosa noted capital requirements and the Calendar Year 2004 funding plan. He highlighted budget realities and the projected program growth. He discussed operations and maintenance requirements and the need for funding resources. He outlined the plan to distribute revenues from the 2004 rate increase, and how the increase will effect customers' bills. He provided examples of current and proposed residential and

commercial monthly SAWS bills. He discussed studies conducted on affordability programs and related recommendations.

Mr. Hinojosa expounded on SAWS' goals in regards to meeting the needs of the citizens of San Antonio.

Mr. Gorzell stated a two-part recommendation is proposed by staff, the first relating to approval of the 2004 rates. He stated the proposed rate increase does not address future capital improvement program requirements. Regarding the second part of staff's recommendation, Mr. Gorzell stated it includes developing a five-year forecast for the water delivery and wastewater rates. He noted that SAWS will return to the City Council for an update to the water supply fee ordinance and a multi-year financing plan. Mr. Gorzell added that staff recommends a five-year forecast be developed for the water delivery and wastewater rates, keeping in mind that forecasts are likely to change over time. He also added that, along with the three components and with the forecast, it will provide a comprehensive view at what those proposed rate adjustments may be over the next five years, and the related impact to the SAWS customers.

The following citizen(s) signed to speak:

Ms. Brenda Vickery Johnson, Chairperson of the 2004 Public Affairs Council on behalf of the Board of Directors of the Greater San Antonio Chamber of Commerce (Chamber), 602 E. Commerce, spoke in support to SAWS' plan to repair, replace and maintain the community water and wastewater infrastructure through a rate increase. She did note that the support is contingent upon SAWS' demonstrating its project progress through annual performance and accountability measures. She relayed the Chamber's approval of SAWS' effort for public outreach. Ms. Johnson distributed a policy of support from the Chamber's Board of Directors.

Mr. Jack M. Finger, P. O. Box 12048, spoke in opposition to the proposed rate increase.

Mayor Garza stated that a rate increase is targeted to the growing population and the needs of the community. He thanked the SAWS Board for their efforts on the communication to the public of the ongoing projects and the related phases. He expounded on the need to provide the public as much information as possible regarding ongoing projects either by annual or semi-annual reports so as to distinguish normal infrastructure programs to the more aggressive effort.

In response to Mayor Garza, Gen. Habinger discussed SAWS' aggressive program to inform both the public and the City Council of any updates as they occur.

Mayor Garza reiterated the strategy for better communication to the public and to the Council Districts of the on-going projects.

In response to Councilman Haass, Mr. Hinojosa stated that the most noted concerns from the public dealt with those on a fixed income and civic groups concerned with policy issues, such as irrigation, and cost of service. He also described SAWS' competitive rates as compared to other Texas cities, as well as equity and structure in consideration of all water consumers.

Councilman Haass concurred with Mayor Garza regarding continued communication with the public as a priority for better understanding of ongoing projects.

In response to Councilman Haass, Mr. Hinojosa explained the general consumption of water and related conservation programs. He also explained a cost component on water usage at peak times during the year.

Councilman Haass spoke in support of SAWS' efforts to address the needs of those in the community who have problems with paying their water bills. He also spoke regarding the concept of irrigation exempt businesses in comparison to other Texas cities. He expressed his concern over major companies doing their part to carry their burden of water usage, and is interested in a discussion on that issue in the future.

In response to Councilman Haass, Mr. Hinojosa stated that the issue of irrigation exemption and who is eligible for that exemption, is scheduled for programming in 2004. He also stated that presently school athletic fields and nurseries are utilizing the irrigation exemption.

Councilman Haass reiterated his concern that developers are not paying enough of the burden for water usage, and will look forward to future analysis on the issue.

In response to Councilman Haass regarding future rate increases, Mr. Hinojosa stated that the need is for the next several years, with SAWS investing a certain amount for infrastructure. He added that the challenges for management are to control and manage costs and budget, and forecasted increases would require a presentation before City Council, depending on the decision by SAWS management. He also added that SAWS will seek funding for water resource projects in Fall 2004. Mr. Hinojosa stated that while financial planning is a priority, there may be opportunity for increases, such as inflation, for the next four to five years.

Mr. Gorzell concurred with Mr. Hinojosa's explanation of a five-year forecast.

Councilman Haass expressed his support of the project, with the stipulation that SAWS continue to inform the public as the project progresses, and to ensure that every option is considered in accomplishing the intended goals.

In response to Councilman Perez, Mr. Hinojosa stated the SAWS video is showing on cable television, as well as a program by the SAWS Public Relations Department that explains the project.

In response to Councilman Perez, Mr. Hinojosa explained that the infrastructure that developers are installing in new areas must be in accordance with SAWS specifications.

Ms. Kelly Newman, SAWS, described the new PVC plastic pipe that should have a longer life span and more resistant to corrosion in comparison to the cast iron pipes and concrete sewer pipe.

In response to Councilman Perez, Ms. Newman stated the waivers on impact fees is estimated at between \$1-\$2 million on SAWS' overall budget

Mr. Hinojosa stated that SAWS is collecting about \$12 million on impact fees annually.

Councilman Perez expressed his concern for the City Council to be cautious in approving fee waivers in the future.

(Mayor Garza was obliged to leave the meeting at 3:33 P.M. Mayor Pro Tem Radle presided.)

In response to Councilman Perez regarding the costs for the new SAWS office site, Mr. Hinojosa explained that the funding for debt services as savings from the lease at Sunset Station, Cypress Tower and any additional funds derived from the lease or sale of the existing facility.

Discussion ensued regarding a five year projection report request by Councilman Perez to be submitted by the following week. Mr. Hinojosa stated that that information can be made available.

In response to Councilman Perez, Mr. Hinojosa stated that a rate calculator has been added to the SAWS website to assist customers with their account. He stated that an affordability program will be added to the website.

In response to Councilman Perez, Mr. Hinojosa stated that the cost of service analysis was the basis to set rates and to assure a defensible and equitable manner of distributing costs. He spoke regarding economies of scale, and the difference in water usage by

residential and commercial customers. He also noted that there are policy issues as to how water is used, and a tracking system on the consumption levels from each class. He added the Rates Advisory Committee determined these systems as an equitable basis of distributing costs.

Gen. Habinger spoke regarding SAWS' previous discussions on large rate increases over the next ten to twelve years. He also discussed recent mandates imposed on SAWS to include legislation for cities and counties to develop a 50 year water plan. He referred to other legislation that mandated the Edwards Aquifer to limit pumping water to a certain maximum beginning in 2004. He stated that in order to comply, SAWS developed a 50 year water plan that was approved by City Council in 1998, and by the Texas Water Development Board in 2002. He further stated that the plan was developed as a result of the 1990 census, and inevitably, issues will change. Gen. Habinger noted that the major factor rests in the management of the Edwards Aquifer over the next 10-15 years. He further noted that SAWS is committed to what is best for the rate payers. He further discussed current savings in on-going projects.

(Mayor Garza returned to the meeting at 3:46 P.M.)

In response to Councilman Perez regarding chilled water and steam rates, Mr. Hinojosa stated that program is managed as a self sufficient entity, and that revenues are covering their costs and setting some aside for renewal and replacement

Councilman Castro stated he looks forward to an individual briefing before next week's Council meeting. He further discussed the Council's burden to ensure that the delivery of water is reasonable and fairly distributed.

Discussion ensued between Councilman Castro and Ms. Newman regarding the percentage of infrastructure that is over a certain number of years old, and an estimated time frame required to replace it. Ms. Newman explained the replacement rate schedule for the City's infrastructure is planned for over the next 85 years.

In response to Councilman Castro regarding the emergency assistance programs and its accessibility to the general public, Mr. Hinojosa stated the program funds generate interest earnings. He further stated that budget is forwarded to the Department of Community Initiatives who assists in determining the individuals with the most needs. He also noted that SAWS has plans to develop a disabled citizen waiver and hopes to bring that effort forward by March, 2004.

Discussion ensued between Councilman Castro, Mr. Hinojosa and Mr. Leonard Young, SAWS Manager, regarding the increase in the budget for security.

Discussion ensued between Councilman Flores and Gen. Habinger regarding expenditures on existing infrastructure versus expenditures on new developments.

In response to Councilman Flores' concern with the equipment, Gen. Habinger stated that the longer replacement is deferred, the greater the problem becomes.

Councilman Flores stated the public's perception is vital when discussion to replace infrastructure is coupled with the purchase of a new office building for SAWS.

In response to Councilman Flores, Gen. Habinger provided background on the SAWS office at Market and Commerce Streets since 1992. He discussed the \$1 million annual lease payment for the substandard space at the Cypress Towers, and the inefficient office space used by SAWS at Sunset Station. He noted that in SAWS' plan to consolidate all staffing operations into one facility, the Butter Krust building approach was an option. He further noted that the timing of the new headquarters and the new increase was not particularly favorable. He expounded on the fact that there are two separate accounts for each project. Gen. Habinger touted the favorable qualities of the five-year old Valero Building that SAWS will purchase for \$27,250,000.

Councilman Flores expressed his concerns regarding explanations to the citizenry as to the benefits of a new building, and how it will make SAWS more efficient in providing its services. He expounded on the importance of SAWS' communications with the rate payers and how they will be affected. He stated he will await for more specifics in his communications with SAWS.

In response to Councilman Flores' concern that the money from the increase of rates is going specifically to infrastructure, Gen. Habinger stated the money will go to the infrastructure projects included in the Master Plan. He also stated that approximately 26% is targeted for debt service, and a sizeable amount will go towards maintenance and operations of that infrastructure, including many issues such as security. He noted that as a matter of policy, SAWS does not discuss security issues in public forum, and offered to provide that information to the City Council one-on-one. He stated SAWS does not intend to spend the money on areas not directly related to infrastructure.

Councilman Williams spoke to his concerns of expanding forecasts in terms of rates and infrastructure over time. He stated he looks forward to meeting with SAWS representatives to discuss the flat rates when the majority of SAWS development is going northward.

Councilman Williams discussed information on several presentation slides including the discussion of a 15% increase over 50 years deterioration of infrastructure. He stated he also looked forward to discussing the 221% increase in security costs.

In response to Councilman Williams regarding slides 24 and 26 that compare residential monthly bills, Mr. Hinojosa stated that other cities do not have type of fees that San Antonio incurs. He stated many cities incorporate both water supply fees, along with the maintenance charges.

Mr. Young provided an explanation of the monies collected that will revert to the Edwards Aquifer Authority, and that are not used for the operation of SAWS.

Councilman Barrera discussed his appreciation to SAWS' willingness to educate and share information with the public and various groups on the project.

In response to Councilman Barrera, Mr. Hinojosa explained the budget realities and projection for 2004. He provided consumption statistics and added that San Antonio leads the nation in conservation efforts.

Mr. Young stated that SAWS expects to reduce the per capita consumption by ten gallons over the next couple of years. He further stated that the weather is a big factor in water consumption.

Councilman Hall spoke regarding his support for SAWS' move into a new building as an opportunity to become more efficient. He added that the savings in that purchase is a tremendous benefit to the rate payers.

He also noted that the difficult issue of a rate increase is a result of hard work and a new direction that SAWS has undergone in recent years. He commended Gen. Habiger, Mr. Jim Mayor and SAWS staff for their planning and research to get SAWS back on track with regard to the amount of water available in the future and replacing infrastructure.

Councilwoman Radle commended SAWS on the special exercise in communicating affordability to the poverty level.

**2004-05 PUBLIC HEARING - PRESENTATION BY STAFF
REGARDING STREET CLOSURES**

Mayor Garza opened the public hearing.

Ms. Rebecca Waldman, Director of Asset Management, discussed a slide presentation on the proposed closure, vacation and abandonment of San Luis Street public right of way, a copy of which is on file with these papers. Ms. Waldman reported on the issues and

purpose of the proposed street closure. She added that the petitioner intends to renovate and expand the adjacent DeZavala Elementary School Campus. She noted the notification process utilized to provide information the effected community of the proposed street closure. Ms. Waldman stated that the Planning Commission recommended approval with conditions for the street closure. She provided information on the financial status of the project.

Ms. Waldman then presented the proposed closure of Gertrude Alley public right of way in Council District 5. She noted the issue and purpose of the proposed street closure, and noted that the petitioner owns all the abutting property. She stated that as a financial impact, the City will collect \$5,461.00 as consideration for this closure, vacation and abandonment of public right of way. Ms. Waldman stated that the Planning Commission recommended approval of this closure.

The following citizen (s) signed up to speak on Item 5A:

Ms. Fanny Mayahuel-Thomas, Commission Member for the Commission of Children and Families, spoke regarding domestic violence. She requested the City Council members appoint individuals to the Commission in their effort to make a difference against violence in the community.

Ms. Sandy Villarreal, Principal at DeZavala Elementary, San Antonio Independent School District, (SAISD), spoke in support of the proposed San Luis Street closure.

Mr. Kamal Elhabra, (SAISD), spoke in support of the proposed San Luis Street closure.

Mayor Garza closed the public hearing

2004-05 The Clerk read a proposed Ordinance closing, vacating and abandoning an improved portion of San Luis Street Public Right of Way located between South Calaveras and South Chupaderas Streets adjacent to NCB 2384 in Council District 5, for the expansion and redevelopment of the adjacent DeZavala Elementary School, as requested by the San Antonio Independent School District, for the total consideration of \$10,033.00.

Councilwoman Radle made a motion to continue the proposed ordinance until February 12, 2004. Councilman Perez seconded the motion.

Ms. Waldman stated that the item may be postponed for one week.

Discussion ensued between Councilwoman Radle and Mr. Elhabra regarding an evening community hearing to sort the oppositions to the street closure.

In response to Councilman Radle, Ms. Villarreal stated her staff will work with Councilwoman Radle's staff to schedule an evening presentation at the DeZavala Elementary School.

After consideration, the motion to continue, 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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2004-05 The Clerk read the following Ordinance:

AN ORDINANCE 98790

CLOSING, VACATING AND ABANDONING AN UNIMPROVED (PAPER STREET) PORTION OF GERTRUDE ALLEY PUBLIC RIGHT OF WAY LOCATED SOUTH OF ELLERMAN STREET AND DEAD-ENDING INTO NCB 2899 IN COUNCIL DISTRICT 5, FOR USE BY THE ADJACENT ALAMO ACHIEVEMENT CENTER, AS REQUESTED BY THE SAN ANTONIO INDEPENDENT SCHOOL DISTRICT, FOR THE TOTAL CONSIDERATION OF \$5,461.00.

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Councilman Radle 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, Segovia, Perez, Radle, Barrera, Hall, Schubert, Haass, Garza. **NAYS:** None. **ABSENT:** Castro.

(Mayor Garza was obliged to leave the meeting at 5:00 P.M. Mayor Pro Tem Radle presided.)

The following citizen(s) signed to speak:

Mr. Jack Finger, P. O. Box 12048, spoke regarding the proposed SAWS rate increase. He also spoke in opposition to Item 23 regarding the City's contracting with a company to develop a community cultural plan for the City. He also spoke in opposition to Item 25 regarding social programs.

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2004-05

CITIZENS TO BE HEARD

MR. CHANCE RUDER

Mr. Chance Ruder, 9333 Silent Oaks, spoke on the preservation of animals and plants at Salado Creek. He presented the Council members with mustang grapevine from the Salado Creek as an example of the plant life that is being destroyed in the latest restoration project in the area.

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MS. ANGIE GARCIA

Ms. Angie Garcia, 2731 W. Mistletoe, spoke regarding the City Auditor's report on the Fiesta Market Square, Inc. She stated that efforts will continue to respond to the allegations in the Auditor's report.

(Mayor Garza returned at 5:10 P.M. to preside.)

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MR. NICK PENA

Mr. Nick Pena, 530 Ware, spoke regarding his concerns with the City Auditor's report on the Fiesta Market Square, Inc (FMSI). He stated that the FMSI never had received City funding for the operation of the Market Square. He added that a response to the audit from FMSI is forthcoming.

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MR. NAZIRITE RUBEN FLORES PEREZ

Mr. Nazirite Ruben Flores Perez, 6278 Hearn Avenue, spoke in opposition to the SAWS proposed rate increase. He also spoke regarding various bible scriptures.

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MS. SUE CALBERG

Ms. Sue Calberg, 1003 Creekview, spoke regarding the preservation of Salado Creek that runs through various Council districts. She provided informational materials to show Public Works Departments' efforts to remove flood debris in the Salado Creek.

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MR. LEE CALBERG

Mr. Lee Calberg, 1003 Creekview, spoke to his concerns over the deterioration of the Salado Creek. He brought samples of ragweed in various growth stages to show the type of growth in the Salado Creek.

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MR. JIMMY CALBERG

Mr. Jimmy Calberg, 1003 Creekview, spoke regarding the loss of trees in the Salado Creek after a Public Works Department improvement project in 2000.

Ms. Calberg spoke again to reiterate her concerns over the value of the root materials of the foliage in the Salado Creek. She stated that the Planning and Design Guidelines, and the Salado Creek Master Plan must be adhered to.

In response to Mayor Garza, Mr. Tom Wendorf, Director of Public Works Department, spoke regarding the work conducted by the Public Works Department on the Salado Creek. He stated that some of the areas that were shown are not representative of what has been done by the Public Works Department. He further stated that the City has taken great steps to remove debris in a sensitive manner, but that heavy equipment is required to complete the work. He stated there is significant erosion due to the forces of nature. Mr. Wendorf also stated that staff has undergone training in an effort to maintain and preserve the Salado Creek. He added that much improvement is still needed, and that City staff is being responsive to the public and addressing any mistakes that may have occurred. He further added that the Public Works Department is changing its practices

and applying the correct technology in an effective manner to achieve the same goals to preserve a natural functioning creek.

Councilman Williams spoke regarding communications between the Public Works Department, representatives from the Upper Salado Creek and the Salado Creek neighborhood associations in an effort to jointly preserve the Salado Creek. He concurred with Mr. Wendorf that heavy pieces of equipment are necessary to clear the area of major debris, but has also seen that Public Works crews take their time through particularly sensitive areas and still meet the State and Federal standards to complete the job. Councilman Williams stated that the City will make sure that the sensitive areas are dealt with so as not to further damage plant life in that area.

Councilman Perez concurred with Councilman Williams after surveying the work conducted by the Public Works Department.

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MS. RACHEL CYWINSKI

Ms. Rachel Cywinski, P. O. Box 90747, read a statement regarding the "Museum District" concept. She distributed a fact sheet stating her position on the issue. Councilman Flores spoke regarding the process surrounded by community input. He noted that the general consensus is that it will be incorporated into the City's master plan. He also noted that citizen input will be considered in future developments with the plan.

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2004-05 The Clerk read the following Ordinance:

AN ORDINANCE 98791

CREATING PLACES FOR BOARD MEMBER APPOINTMENTS TO THE ALAMO WORKFORCE DEVELOPMENT BOARD AND ASSIGNING BOARD MEMBERS TO PLACES IN ORDER TO CLARIFY TERM LENGTHS AND EXPIRATION DATES; AND AMENDING ORDINANCE NOS. 95159, 96999 AND 98385, PASSED AND APPROVED ON JANUARY 10, 2002, JANUARY 9, 2003, AND OCTOBER 30, 2003, RESPECTIVELY, IN CONNECTION THEREWITH.

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

Ms. Diane Quaglia, Special Projects Officer, narrated a slide presentation on the Alamo WorkForce Development Board revision. A copy of which is on file with these papers. She discussed the charge of the board, member composition and responsibilities. She explained the background of the required categories. She discussed the proposed assignment of board places and the status of board member terms.

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

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2004-05 The Clerk read the following Ordinance:

AN ORDINANCE 98792

APPROVING THE APPOINTMENTS OF RICHARD GONZALEZ (PLACE 10) AND JOHN E. CURRAN III (PLACE 12) TO THE ALAMO WORKFORCE DEVELOPMENT BOARD FOR TERMS OF OFFICE TO EXPIRE ON DECEMBER 31, 2006 AND DECEMBER 31, 2004, RESPECTIVELY, FOR THE PURPOSE OF FILLING TWO VACANCIES IN THE BUSINESS CATEGORY.

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

Ms. Diane Qualia spoke regarding the vacancies on the Alamo Work Force Board and named the respective nominees to fill said vacancies.

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

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2004-05 The Clerk read the following Ordinance:

AN ORDINANCE 98793

AUTHORIZING: 1) THE ACCEPTANCE OF A CHALLENGE AMERICA ACCESS TO THE ARTS GRANT IN THE AMOUNT OF \$10,000.00 FROM THE NATIONAL ENDOWMENT FOR THE ARTS (NEA); AND 2) A REQUEST BY THE CITY OF SAN ANTONIO TO THE SAN ANTONIO AREA FOUNDATION, ACCEPTANCE FROM AND USE OF \$21,300.00 FROM A DESIGNATED FUND ENTITLED: "THE CULTURAL COLLABORATIVE: A FUND FOR A COMMUNITY PLAN FOR SAN ANTONIO'S CREATIVE ECONOMY", PREVIOUSLY ESTABLISHED PURSUANT TO CITY COUNCIL AUTHORITY, WITH SAID FUNDS TO SUPPORT THE DEVELOPMENT OF THE CULTURAL COLLABORATIVE.

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

Mr. Felix Padron, Director of the Office of Cultural Affairs, presented a slide presentation on an ordinance authorizing the acceptance and use of grant funds and the San Antonio Area Foundation designated funds for The Cultural Collaborative (TCC). A copy of the presentation is on file with these papers. He discussed the goals and background of TCC. He stated that a Request for Qualifications (RFQ) was posted locally and nationally, with responses returned from eight firms. He also stated the RFQ evaluation team selected four firms for interviews in December, 2003. He outlined the rating system and rating chart used by the evaluation team that short-listed four firms. He gave specifics on the rating information on the firm that was selected, Jerry Allen & Associates. Mr. Padron provided the background and experience held by the selected firm.

Mr. Padron also discussed the areas of specialty for The Cultural and Planning Group and gave a list of their clientele. He discussed the scope of services and focus areas for the cultural plan. He itemized the TCC Time and the terms of the contract that will run from January, 2004 to June, 2005.

The City Council congratulated Mr. Padron and his staff for their efforts on the project as San Antonio continues to expand the TCC and involve various cultural art groups.

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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2004-05 The Clerk read the following Ordinance:

AN ORDINANCE 98794

APPROVING THE TERMS AND CONDITIONS AND AUTHORIZING THE CITY MANAGER OR HER DESIGNEE TO EXECUTE ANY AND ALL DOCUMENTS AND AGREEMENTS IN CONNECTION WITH RETAINING JERRY ALLEN & ASSOCIATES, A PROFESSIONAL CULTURAL PLANNING CONSULTING FIRM, TO PROVIDE PLANNING SERVICES FOR "THE CULTURAL COLLABORATIVE: A COMMUNITY PLAN FOR SAN ANTONIO'S CREATIVE ECONOMY" FOR AN AMOUNT NOT TO EXCEED \$150,000.00; AND PROVIDING FOR PAYMENT FROM AN NEA CHALLENGE AMERICA ACCESS TO THE ARTS GRANT IN THE AMOUNT OF \$10,000.00; \$20,000.00 FROM THE DESIGNATED FUND AT THE SAN ANTONIO AREA FOUNDATION, ENTITLED: "THE CULTURAL COLLABORATIVE: A FUND FOR A COMMUNITY PLAN FOR SAN ANTONIO'S CREATIVE ECONOMY", AND \$120,000.00 BUDGETED FOR FISCAL YEAR 2003 IN THE COMMUNITY & VISITORS' FACILITY FUND.

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

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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2004-05 The Clerk read the following Ordinance:

AN ORDINANCE 98795

ACCEPTING THE LOW RESPONSIVE BID OF W.G. YATES & SONS CONSTRUCTION COMPANY IN THE AMOUNT OF \$8,015,800.00 IN

CONNECTION WITH THE FIRE FIGHTING TRAINING ACADEMY PROJECT, A 1999-2004 GENERAL OBLIGATION PUBLIC SAFETY IMPROVEMENT BOND FUNDED PROJECT, LOCATED AT 300 SOUTH CALLAGHAN ROAD IN COUNCIL DISTRICT 6; AUTHORIZING THE EXECUTION OF A CONSTRUCTION CONTRACT; AUTHORIZING \$560,790.00 FOR MISCELLANEOUS CONSTRUCTION CONTINGENCY EXPENSES; AUTHORIZING FUNDS IN AN AMOUNT NOT TO EXCEED \$122,000.00 PAYABLE TO SAN ANTONIO WATER SYSTEM (SAWS) FOR UTILITY IMPACT FEES; AUTHORIZING AN AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT WITH O'NEILL CONRAD OPPELT ARCHITECTS, INC. FOR ADDITIONAL PROFESSIONAL SERVICES IN THE AMOUNT OF \$10,000.00, FOR A TOTAL PROJECT COST OF \$8,708,590.00; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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

Mr. Doug Yerkes, City Engineer, narrated a slide presentation on the new Fire Fighting Training Academy, a copy of which is on file with these papers. He gave a summary on the purpose of the proposed ordinance which will accept the low responsive bid, and awards a construction contract with W. G. Yates & Sons Construction Company. He stated the ordinance would provide the construction of a new 34,000 square foot fire suppression and fire prevention training facility with 12 fire training prop areas. He discussed the site and location of the proposed facilities at Callaghan Road near Highway 151 in Council District 6. He explained the proposed outdoor training props to include a driving training course. He outlined the construction bid process with the low responsive bidder as W. G. Yates and Sons Construction Company.

In response to Councilman Barrera, Mr. Yerkes confirmed that W. G. Yates and Sons Construction Company had previously completed a project with the City, and that no questions exist regarding their performance.

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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2004-05 The Clerk read the following Ordinance:

AN ORDINANCE 98796

APPROVING FISCAL YEAR 2005 AND FISCAL YEAR 2006 HUMAN DEVELOPMENT SERVICES CONSOLIDATED FUNDING GOALS AND INVESTMENT PRIORITIES; APPROVING FUNDING LIMITS FOR DELEGATE AGENCIES; AND APPROVING THE HUMAN DEVELOPMENT SERVICES CONSOLIDATED FUNDING PROCESS.

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

Mr. Dennis Campa, Director of Community Initiatives Department, discussed the consolidated funding process for Human Development Services, a copy of which is on file with these papers. He described the purpose, background and funding sources to implement a consolidated funding process for human development services. He discussed the investment priorities related to family strengthening, youth development, workforce development, and community safety net. He stated that two funding options for FY05 and FY 06 are up for consideration.

Mr. Campa described a comprehensive Request for Proposals (RFP) proven to be used to procure human development services in four priority areas. He provided the composition of the Evaluation Committee, and stated the Committees will use a standard evaluation instrument to score all proposals using the same criteria. He stated coordination has been exercised to ensure human development services, as well as to ensure that the purchased services are integrated with the City's direct human development services. He reported on the Boulder, Colorado human services model for applicability to San Antonio. He discussed plans for contract monitoring by City departments on fiscal, performance and contract compliance. Mr. Campa provided a timeline with a contract start date of October 1, 2004.

The following citizen (s) signed to speak:

Mr. Mike Philips, Citizens Organized for Public Service, spoke regarding his opposition to Item 25. He stated that by approving the ordinance, essential programs will be eliminated and will place the City's economic development at a risk. He added that such decisions to eliminate human development programs should be conducted in a public forum to include community participation. He further stated that the job training initiative should continue to be funded at the present level for the economic development of the community.

Msgr. Enda McKenna, Pastor at St. Leo's Catholic Church, read a letter from Senator Ciro Rodriguez, House of Representatives, regarding opposition to the proposed cuts of the Workforce Development Program.

Mr. Armando Trujillo, Pastor, St. Selena's Catholic Church, and Co-Chair to Citizens Organized for Public Service, spoke in opposition to Item 25. He urged City Council to vote against eliminating funds for Project Quest. He stated that Project Quest has demonstrated success in assisting families out of poverty, and has provided long-term job training for today's economy.

In response to Mayor Garza regarding clarification the initial use of the proposed process, Mr. Campa explained that the City Council had not previously set funding priorities. He added that the proposed process is a result of three funding cycles with no funding priorities.

Mayor Garza spoke to streamlining the process in an effort to make it more efficient and thereby, reducing duplication of services. He stated that a major focus is in the percentage of the General Fund dollars not to exceed a 65% total of City support.

Discussion ensued between Mayor Garza and Mr. Campa regarding funding guidelines for a consolidated process.

Mayor Garza reiterated his concern regarding changes to the budget process based on public input within the identified timeline.

Mr. Campa stated that there will be three presentations and a proposal to the City Council on June 24, 2004 regarding the guidelines.

Ms. Terry M. Brechtel, City Manager, stated that no date has been set for the budget work sessions. She further stated that the process will be used as a guideline for the General Fund decision-making process.

Mayor Garza restated his concerns regarding decisions on the funding of agencies before budget discussions are conducted. He also stated his preference to ensure the process is inclusive of all dialogue and public input during the budget process.

In response to Mayor Garza regarding the 65% funding cap from different funding sources, Mr. Campa stated that an agency's total budget cannot exceed 65% of City support.

Discussion ensued between Mayor Garza and Mr. Campa regarding duplication of efforts in terms of administrative costs.

Mayor Garza stated another measurement to consider is the ultimate goals of not diminishing the services provided to the community.

Mr. Campa noted that the intent is for the City to purchase more services with the available money by leveraging resources. He added that when a set of recommendations is presented to the City Council, he will ensure that maximum services will be purchased for the amount of that is being invested.

Mayor Garza concurred with the concept, and stated his commitment to the budget process. He expounded on the issues of education and workforce development as a City priority, and on his focus to continue on the same momentum of past similar investments. He clarified that the action taken on the proposed ordinance will not impact those priorities.

Councilman Barrera made a motion to amend the proposed ordinance by accepting Option #2 that limits the overall revenues from the City to 65% for the first year of the contract and 50% in FY 2006. Councilman Schubert seconded the motion.

Councilman Hall concurred with Councilman Barrera regarding the guidelines as a tool for the budget process.

In response to Councilman Haass, Mr. Campa stated there are currently only three agencies over 65%, and the same three over 50% funding.

Councilwoman Radle spoke regarding her concern in using percentages to designate the City Council's priorities. She stated she concurred with Mayor Garza regarding the timeline fall within the timeframe of budget discussions. She discussed her concerns regarding feedback from the various agencies regarding the timeline, and stated the momentum is going toward 50% funding.

In response to Councilwoman Radle regarding Project Quest, Mr. Campa stated that initial funding was from the State of Texas, and that in the last five or six years, the City has been the major contributor to Project Quest.

Councilman Radle expressed her concern regarding the City maintaining the processes it creates.

Councilman Castro concurred with Mayor Garza with respect to the issue of job training. He stated San Antonio is beginning to expand and transform in its educational resources and specific mechanism to train San Antonians to compete for jobs with those firms who are locating in San Antonio. He stated he plans to present to the Chairman of the

Economic and Human Development Committee, a proposal to use funds from the Economic and Human Development Incentive Fund and consider opportunities to attract firms to San Antonio, as well as to train young people as part of a long term investment.

Councilman Williams discussed his concerns regarding the timeline with respect to the budget process.

Councilman Segovia stated that no City Council member intends to jeopardize a good program for the sake of funding another program

Councilman Perez concurred with other City Council members regarding the 65%-50% budget cap for delegate agencies. He stated he will be supporting staff's recommendation.

Councilman Hall spoke in opposition of dedicating economic development funds to delegates agencies. He stated the objective of the funds was intended for companies to use that funding for job training.

In response to Councilman Schubert, Mayor Garza clarified his earlier concerns over the goals as stated in the initial presentation.

Councilman Schubert spoke regarding his understanding of the initial intention to designate funds for the Economic Development Incentive Funds. He expressed his concerns regarding the percentages to be funded in relation to the applicable categories.

Councilman Schubert concurred with Councilman Hall with regards to the original objective of the Economic Development Incentive Funds. He also confirmed his support to Councilman Barrera's motion.

Councilman Haass stated his concerns that discussion has not focused on generating more jobs and preparing people for those jobs.

In response to Councilman Haass, Mr. Campa stated part of the proposal includes control over contracts and a frequency of contract monitoring.

Councilman Haass discussed the issue of job training, and its effect on the various levels at the economic scale. He expounded on focusing on the goal that job training has to be successful.

Councilwoman Radle concurred with Councilman Haass and added that Project Quest submitted a copy of the budget plan. She added that Project Quest has reduced their budget by 50% up to the year 2007.

Councilman Castro clarified the link of the Economic Development Incentive Funds to various companies for the purpose of job training. He stated those companies would have a direct effect on people of San Antonio and their skills that they can use for life.

In response to Councilman Williams, Mr. Campa described Direct Services and Contract Services as they apply to the proposal.

In response to Councilman Flores regarding the percentages, Mr. Campa stated three different processes are anticipated. He stated that a set of recommendations, based on the guidance from the City Council, will be presented in late May, 2004. He further stated that depending on funding availability, the Council will vote on the proposal. He added there will be four to five opportunities before June 24, 2004 to discuss the options. He noted that the City Council has provided the Department of Community Initiatives (DCI), the guidance for the recommendations. Mr. Campa further noted that the agencies will be informed of the 65% budget cap. He stated that any changes that may take place before September, 2004 will be included in the RFP.

In response to Councilman Williams for clarification, Mr. Campa stated that DCI will recommend an agency only up to the 65% level.

Councilman Barrera stated the City Council is to provide guidance for staff towards the guidelines that can be changed by the Council as a body.

Councilman Castro stated he would support the main motion as amended. Councilman Barrera seconded the motion.

After consideration the amendment, to the motion, prevailed by the following vote: **AYES:** Segovia, Perez, Radle, Barrera, Castro, Hall, Schubert, Haass, Garza. **NAYS:** Flores, Williams. **ABSENT:** None.

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

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(Mayor Garza was obliged to leave the meeting at 7:50 P.M.. Mayor Pro Tem Radle presided.)

Councilman Castro clarified the link of the Economic Development Incentive Funds to various companies for the purpose of job training. He stated those companies would have a direct effect on people of San Antonio and their skills that they can use for life.

In response to Councilman Williams, Mr. Campa described Direct Services and Contract Services as they apply to the proposal.

In response to Councilman Flores regarding the percentages, Mr. Campa stated three different processes are anticipated. He stated that a set of recommendations, based on the guidance from the City Council, will be presented in late May, 2004. He further stated that depending on funding availability, the Council will vote on the proposal. He added there will be four to five opportunities before June 24, 2004 to discuss the options. He noted that the City Council has provided the Department of Community Initiatives (DCI), the guidance for the recommendations. Mr. Campa further noted that the agencies will be informed of the 65% budget cap. He stated that any changes that may take place before September, 2004 will be included in the RFP.

In response to Councilman Williams for clarification, Mr. Campa stated that DCI will recommend an agency only up to the 65% level.

Councilman Barrera stated the City Council is to provide guidance for staff towards the guidelines that can be changed by the Council as a body.

Councilman Castro stated he would support the main motion as amended. Councilman Barrera seconded the motion.

After consideration the amendment, to the motion, prevailed by the following vote: **AYES:** Segovia, Perez, Radle, Barrera, Castro, Hall, Schubert, Haass, Garza. **NAYS:** Flores, Williams. **ABSENT:** None.

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

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(Mayor Garza was obliged to leave the meeting at 7:50 P.M.. Mayor Pro Tem Radle presided.)

