

**STATE OF TEXAS
COUNTY OF BEXAR
CITY OF SAN ANTONIO**

REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF SAN ANTONIO, HELD IN THE COUNCIL CHAMBERS, MUNICIPAL PLAZA BUILDING, THURSDAY, MAY 26, 2005

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The City Council convened in an informal "B" Session at 10:00 A.M., Municipal Plaza Building "B" Room, 103 Main Plaza, San Antonio, Texas 78205.

The Council members present were: Segovia, Perez, Radle, Barrera, Castro, Hall, Schubert, Haass, Garza. **ABSENT:** Flores, Williams.

Mayor Garza recessed the "B" Session at 11:15 am in order to convene in Executive Session for the purpose of:

Deliberate the evaluation and duties of Patricia Major, City Auditor, and Leticia M. Vacek, City Clerk, pursuant to Texas Government Code Section 551.074 (personnel matters).

Mayor Garza reconvened the "B" Session from Executive Session at 11:49 am, at which time he stated City Council had been briefed on the above-styled matters and gave staff direction, but had taken no official action.

The "B" Session adjourned at 11:50 am.

The Regular Meeting was called to order at 1:00 P.M. by the Presiding Officer, Mayor Edward D. Garza, with the following members present: Flores, Williams, Segovia, Perez, Radle, Barrera, Castro, Hall, Schubert, Haass, Garza. **ABSENT:** None.

The Invocation was delivered by Liz Vega, Stacie Lopez, and Roy Lucio, District 5, Inner City Development Students.

Mayor Garza led the Pledge of Allegiance to the flag of the United States.

CEREMONIAL ITEMS

Mayor Garza presented the following proclamations: San Antonio Art Museum -Asian Art Display, and National Hunger Awareness Day.

Mayor Garza and Council presented the 2005 Martin Luther King Jr. Scholarship recipients with their winning medal.

Mayor Garza then presented outgoing Councilmembers, Carroll Schubert, Joel Williams, and Ron Segovia with an honorary Plaque in honor of their service and contributions to the City of San Antonio.

On a Point of Personal Privilege, Councilmember Schubert recognized Mr. Rogelio Garcia, member of the Veteran's Affairs Commission for his service to the community. Mr. Garcia then presented Mayor Garza with a plaque of appreciation for his support of the VA Commission.

On a Point of Personal Privilege, Interim City Manager J. Rolando Bono recognized Ms. Debra Hill for her work with the Martin Luther King Jr. scholarship program.

The minutes of the City Council meeting of May 5, 2005 were approved as presented.

CONSENT AGENDA

Consent agenda items 8, 10, 11, 12, 13, 15, 16, 17, 18, and 19 were pulled for individual consideration. The remaining items 7 through 23 were approved upon motion made by Councilmember Perez and seconded by Councilmember Flores.

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 100928

ACCEPTING THE LOW, RESPONSIVE BID SUBMITTED BY HORIBA ABX DIAGNOSTICS, INC. TO PROVIDE THE CITY OF SAN ANTONIO HEALTH DEPARTMENT WITH HEMATOLOGY ANALYZER LABORATORY EQUIPMENT FOR A TOTAL COST OF \$29,500.00.

AN ORDINANCE 100929

ACCEPTING THE BIDS OF VARIOUS COMPANIES TO PROVIDE THE CITY OF SAN ANTONIO WITH VARIOUS TYPES OF COMMODITIES AND SERVICES ON AN ANNUAL CONTRACT BASIS FOR FISCAL YEAR 2005-2006 FOR AN ESTIMATED COMBINED ANNUAL COST OF \$1,337,055.00, TO INCLUDE CONTRACTS FOR: CATERPILLAR EARTHMOVING, CONSTRUCTION & PAVING EQUIPMENT PARTS & SERVICE; HEAVY DUTY VOLVO/WHITE/GMC AND MEDIUM HEAVY DUTY FORD TRUCK PARTS & SERVICE; GRASS SOD; ORACLE DATABASE SOFTWARE AND SERVICE; BROWN MOWER PARTS; PURCHASE & REPAIR OF FEDERAL APD PARTS FOR PARKING GARAGES; AND NEW HOLLAND PRODUCTS, HOWSE, TERRAIN KING MECHANICAL MOWER, OKADA, BRADCO & MORBARK CHIPPER & FIAT-ALLIS EQUIPMENT PARTS & SERVICE.

AN ORDINANCE 100930

APPROVING THE FIRST AMENDMENT TO A CURRENT LEASE AGREEMENT WITH THE YMCA FOR THEIR USE OF PANTHER SPRINGS PARK IN ORDER TO EXTEND THE LEASE TERM FOR FIFTEEN (15) YEARS TO CREATE A REMAINING TERM OF TWENTY SEVEN (27) YEARS AND BECOME ELIGIBLE FOR BEXAR COUNTY BOND FUNDS.

AN ORDINANCE 100931

AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH DENTON, NAVARRO, ROCHA & BERNAL, P.C. TO PROVIDE LEGAL SERVICES IN CONNECTION WITH THE COLLECTIVE BARGAINING NEGOTIATIONS BETWEEN THE CITY OF SAN ANTONIO ("CITY") AND THE LOCAL 624 INTERNATIONAL ASSOCIATION OF FIRE FIGHTERS ("LOCAL 624"), FOR AN AMOUNT NOT TO EXCEED \$100,000.00 FOR THE TERM OF THE NEGOTIATIONS.

AN ORDINANCE 100932

APPROVING THE PARADE PERMIT AND AUTHORIZING THE TEMPORARY CLOSURE OF PORTIONS OF STREETS LOCATED IN THE VICINITY OF THE AVENIDA GUADALUPE PLAZA FROM 7:30 A.M. UNTIL 10:00 A.M. ON

SATURDAY, JUNE 4, 2005 FOR THE CORAZON Y FAMILIA MURAL 5K RUN/WALK SPONSORED BY THE SAN ANTO CULTURAL ARTS, INC.

AN ORDINANCE 100933

APPOINTING ROGER GARZA (MAYOR) AS TRUSTEE TO THE SOUTH TEXAS BUSINESS FUND FOR A TERM OF OFFICE TO EXPIRE ON MAY 9, 2006.

AN ORDINANCE 100934

REAPPOINTING JAMES L. MYERS (DISTRICT 4) TO THE GREATER KELLY DEVELOPMENT AUTHORITY FOR A TERM OF OFFICE TO EXPIRE ON NOVEMBER 30, 2006.

AN ORDINANCE 100935

APPROVING THE APPOINTMENT OF RACHEL MAJOR TO THE ALAMO WORKFORCE DEVELOPMENT BOARD A/K/A ALAMO WORKSOURCE, TO FILL AN UNEXPIRED TERM IN THE LITERACY COUNCIL CATEGORY.

CONSENT ITEMS CONSIDERED INDIVIDUALLY

The City Clerk read the following ordinance:

AN ORDINANCE 100936

ACCEPTING THE BID SUBMITTED BY GTSI CORP., UTILIZING THE U.S. COMMUNITIES COOPERATIVE CONTRACT, TO PROVIDE THE CITY OF SAN ANTONIO WITH A SECURITY SYSTEM NETWORK FOR A TOTAL COST OF \$53,194.36 FROM THE URBAN AREAS SECURITY INITIATIVES GRANT FUND.

Councilmember Perez made a motion to approve the proposed Ordinance. Councilmember Williams 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, Garza. **NAYS:** None. **ABSENT:** Haass.

The City Clerk read the following ordinance:

AN ORDINANCE 100937

ACCEPTING THE LOW, RESPONSIVE BIDS SUBMITTED BY HOLT CAT, INC., ITEM 1B FOR A TOTAL OF \$283,076.00; TEXANA MACHINERY LTD., ITEMS 2 AND 4 FOR A TOTAL OF \$392,400.00; FOUR SEASONS EQUIPMENT, INC., ITEM 3 FOR A TOTAL OF \$78,940.00; AND COOPER EQUIPMENT CO., ITEM 5 AND 6 FOR A TOTAL OF \$554,382.00 TO PROVIDE THE CITY OF SAN ANTONIO PUBLIC WORKS STORM WATER DIVISION AND STREET MAINTENANCE DIVISION WITH HEAVY EQUIPMENT FOR A COMBINED TOTAL COST OF \$1,308,798.00.

Councilmember Perez made a motion to approve the proposed Ordinance. Councilmember Haass 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.

The City Clerk read the following ordinance:

AN ORDINANCE 100938

ACCEPTING THE LOW, RESPONSIVE BID IN THE AMOUNT \$310,219.00 OF DONSAN CONSTRUCTION, L.L.C, (SBE/MBE) TO PROVIDE CONSTRUCTION SERVICES IN CONNECTION WITH THE LACKLAND TERRACE PARK IMPROVEMENTS PROJECT, LOCATED IN COUNCIL DISTRICT 4; AUTHORIZING THE EXECUTION OF A CONSTRUCTION CONTRACT; AUTHORIZING \$3,271.63 FOR CONSTRUCTION CONTINGENCY EXPENSES; AUTHORIZING \$9,607.00 FOR ENGINEERING FEES; AUTHORIZING \$2,700.00 FOR MANDATORY PROJECT FEES; AUTHORIZING \$2,650.00 FOR BID ADVERTISING AND PRINTING EXPENSES, FOR A TOTAL AMOUNT OF \$328,447.63; APPROPRIATING \$149,366.00 FROM 1999-2004 PARK BOND FUNDS AND \$179,081.63 FROM 2003-2007 PARK BOND FUNDS; AND PROVIDING FOR PAYMENT.

Councilmember Perez made a motion to approve the proposed Ordinance. Councilmember Segovia 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.

(At this point, Mayor Garza was obliged to leave the meeting at 2:30 pm. Mayor Pro Tem Hall presided.)

The City Clerk read the following ordinance:

AN ORDINANCE 100939

ACCEPTING THE LOW, RESPONSIVE BID IN THE AMOUNT \$118,400.00 OF LVA CONSTRUCTION (SBE/MBE) TO PROVIDE CONSTRUCTION SERVICES IN CONNECTION WITH THE PALO ALTO PARK IMPROVEMENTS PROJECT, LOCATED IN COUNCIL DISTRICT 4; AUTHORIZING THE EXECUTION OF A CONSTRUCTION CONTRACT; AUTHORIZING \$18,950.00 FOR CONSTRUCTION CONTINGENCY EXPENSES; AUTHORIZING \$5,000.00 FOR ENGINEERING FEES; AUTHORIZING \$1,650.00 FOR BID ADVERTISING AND PRINTING EXPENSES, FOR A TOTAL AMOUNT OF \$144,000.00; TRANSFERRING \$1,000.00 FROM WITHIN THE PROJECT BUDGET AND APPROPRIATING \$143,000.00 FROM 1999-2004 PARK BOND FUNDS; AND PROVIDING FOR PAYMENT.

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

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

The City Clerk read the following ordinance:

AN ORDINANCE 100940

ACCEPTING THE LOW, RESPONSIVE BID IN THE AMOUNT \$829,000.00 OF AMSTAR, INC. (SBE/MBE/WBE) TO PROVIDE CONSTRUCTION SERVICES IN CONNECTION WITH THE DISTRICT 6 PARK IMPROVEMENTS PACKAGE FOR OSCAR PEREZ AND TOM SLICK COMMUNITY PARKS; AUTHORIZING \$26,494.26 FOR CONSTRUCTION CONTINGENCY EXPENSES; AMENDING THE PROJECT BUDGET; APPROPRIATING \$830,188.26 FROM 2003-2007 PARK BOND

FUNDS AND \$25,306.00 FROM REVENUES COLLECTED FOR UDC FEES IN LIEU OF PARK LAND DEDICATION; AND PROVIDING FOR PAYMENT.

Councilmember Hall made a motion to approve the proposed Ordinance. Councilmember Haass 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. **NAYS:** None. **ABSENT:** Garza.

The City Clerk read the following ordinance:

AN ORDINANCE 100941

APPROVING THE ASSIGNMENT OF A PROBATIONARY LEASE AGREEMENT FROM JOE AND JOANNE GONZALES D/B/A MARIE'S CREATIONS TO TRINIDAD TRAYLOR D/B/A LITTLE BIT OF TEXAS IN THE CITY OF SAN ANTONIO'S FARMER'S MARKET AT MARKET SQUARE IN COUNCIL DISTRICT 1; AND AMENDING THE AGREEMENT TO REFLECT CURRENT LEASE TERMS AND CONDITIONS.

Councilmember Perez made a motion to approve the proposed Ordinance. Councilmember Schubert seconded the motion.

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

The City Clerk read the following ordinance:

AN ORDINANCE 100942

APPROVING THE SECOND RENEWAL AND EXTENSION OF LEASE AGREEMENT BETWEEN RIVERVIEW TOWER PARTNERS, LTD., A TEXAS LIMITED PARTNERSHIP, AS LANDLORD, AND THE CITY OF SAN ANTONIO, AS TENANT, FOR USE BY THE ENTERPRISE RESOURCE MANAGEMENT PROJECT AT THE RENT RATE OF \$14.50 PER GROSS SQUARE FOOT PER YEAR, OR \$18,038.00 PER MONTH, IN A BUILDING AT 111 SOLEDAD STREET KNOWN AS THE RIVERVIEW OFFICE BUILDING, IN COUNCIL DISTRICT 1, FOR SIX MONTHS COMMENCING ON JUNE 1, 2005.

Councilmember Perez made a motion to approve the proposed Ordinance. Councilmember Williams 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. **NAYS:** None. **ABSENT:** Garza.

The City Clerk read the following ordinance:

AN ORDINANCE 100943

APPROVING THE SECOND RENEWAL AND EXTENSION OF LEASE AGREEMENT BETWEEN RIVERVIEW TOWER PARTNERS, LTD., A TEXAS LIMITED PARTNERSHIP, AS LANDLORD, AND THE CITY OF SAN ANTONIO, AS TENANT, FOR THE USE OF APPROXIMATELY 14,920 GROSS SQUARE FEET OF OFFICE SPACE DESCRIBED AS SUITE 1000, FOR USE BY THE CITY ATTORNEY'S OFFICE AND THE HUMAN RESOURCES DEPARTMENT AT THE RENT RATE OF \$14.50 PER GROSS SQUARE FOOT PER YEAR, OR \$18,028.33 PER MONTH, IN A BUILDING AT 111 SOLEDAD STREET KNOWN AS THE RIVERVIEW OFFICE BUILDING, IN COUNCIL DISTRICT 1, FOR A ONE (1) YEAR TERM COMMENCING ON JULY 1, 2005, WITH THE OPTION TO TERMINATE WITHOUT CAUSE WITH SIXTY (60) DAYS WRITTEN NOTICE TO LANDLORD.

Councilmember Perez made a motion to approve the proposed Ordinance. Councilmember Williams seconded the motion.

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

The City Clerk read the following ordinance:

AN ORDINANCE 100944

ALLOCATING \$300,000.00 FROM 1999 GENERAL OBLIGATION LIBRARY BOND FUNDS FOR THE PURCHASE OF FURNITURE, FIXTURES AND EQUIPMENT FOR THE JULIA YATES SEMMES BRANCH LIBRARY AT COMANCHE LOOKOUT PARK, LOCATED AT 15060 JUDSON ROAD IN CITY COUNCIL DISTRICT 10.

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

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

The City Clerk read the following ordinance:

AN ORDINANCE 100945

ALLOCATING \$300,000.00 FROM 1999 GENERAL OBLIGATION LIBRARY BOND FUNDS FOR THE PURCHASE OF FURNITURE, FIXTURES AND EQUIPMENT FOR THE MAURY MAVERICK BRANCH LIBRARY, LOCATED AT 8700 MYSTIC PARK BETWEEN BANDERA AND GUILBEAU ROADS IN CITY COUNCIL DISTRICTS 7 AND 8.

Councilmember Perez made a motion to approve the proposed Ordinance. Councilmember Williams seconded the motion.

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

2:00 P.M. - PUBLIC HEARING AND CONSIDERATION OF THE FOLLOWING AMENDMENTS TO THE NEIGHBORHOOD, COMMUNITY AND PERIMETER PLANS AS COMPONENTS OF THE MASTER PLAN

The City Clerk read the following ordinance:

AN ORDINANCE 100946

AMENDING THE LAND USE PLAN CONTAINED IN THE HUEBNER / LEON CREEKS COMMUNITY PLAN, A COMPONENT OF THE MASTER PLAN OF THE CITY, BY CHANGING THE USE OF A 5.37-ACRE TRACT OF LAND LOCATED AT 8603 HUEBNER ROAD FROM PUBLIC/INSTITUTIONAL LAND USE TO COMMUNITY COMMERCIAL LAND USE. STAFF'S RECOMMENDATION IS FOR APPROVAL. PLANNING COMMISSION'S RECOMMENDATION IS FOR APPROVAL. (COUNCIL DISTRICT 7)

Councilmember Flores made a motion to approve the proposed Ordinance. Councilmember Haass seconded the motion.

Mr. Emil Moncivais, Director, Planning Department, explained the proposed land use plan amendment.

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

ZONING CASES

4.2A) ZONING CASE NUMBER Z2005072: The request of Fellowship Bible Church of San Antonio, Applicant, for Fellowship Bible Church of San Antonio, Owner(s), for a change in zoning from "RE" Residential Estate District to "C-2" Commercial District (1.079 acres) and "C-2NA" Commercial, Nonalcoholic Sales District (4.273 acres) on Lot 4, NCB 14657 (8603 Huebner Road). Staff's recommendation was for denial. Zoning Commission has recommended approval. (Council District 7)

Mr. John Jacks, Senior Planner, Development Services Department, explained the proposed rezoning case.

Councilmember Castro made a motion to continue the proposed rezoning case for two weeks. Councilmember Segovia seconded the motion.

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

Item 4.2B Zoning case Z2005072: The request of Sandra Gomez, Applicant, for Jesus Castillon, Owner(s), for a change in zoning from "L" S Light Industrial District to "C-3" Commercial District on the north 60 feet of the east 100 feet of Lot 53, NCB 11153, 4647 Roosevelt. Staff's recommendation was for approval. Zoning Commission has recommended approval of "C-3NA". (Council District 3)

Councilmember Segovia made a motion to approve the proposed rezoning case. Councilmember Perez seconded the motion.

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

Item 4.2B ZONING CASE NUMBER Z2005089 was reconsidered on page 12.

4.2C) ZONING CASE NUMBER Z2005074 C: The request of Carlos D. Terrazas, Applicant, for Carlos D. Terrazas, Owner(s), for a change in zoning from "MF-33" Multi-Family District to "C-1" C Commercial District with conditional use for a auto and light truck repair on Lots 9, 10 and 11, Block 1, NCB 8963 (726, 730 and 734 Division Avenue). Staff's recommendation was for approval. Zoning Commission has recommended approval. (Council District 5)

Mr. John Jacks, Senior Planner, Development Services Department, explained the proposed rezoning case.

Councilmember Radle made a motion to approve the proposed rezoning case. Councilmember Castro seconded the motion.

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

AN ORDINANCE 100947

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS ON LOTS 9, 10 AND 11, BLOCK 1, NCB 8963 FROM "MF-33" MULTI-FAMILY DISTRICT TO "C-1" C COMMERCIAL DISTRICT WITH CONDITIONAL USE FOR A AUTO AND LIGHT TRUCK REPAIR.

4.2D) ZONING CASE NUMBER Z2005080: The request of Jerry R. Musquiz, Applicant, for Jerry R. Musquiz, Owner(s), for a change in zoning from "R-5" Residential Single-Family District to "MF-25" Multi-Family District on Lot 45, 46 and 47, Block 4, NCB 7490 (131 Dolores Avenue). Staff's recommendation was for denial. Zoning Commission has recommended approval. (Council District 7)

Mr. John Jacks, Senior Planner, Development Services Department, explained the proposed rezoning case.

The following citizen(s) appeared to speak:

Ms. Terry Kilmer stated that she was against the zoning because they should not have to compromise their zoning that worked so hard to get.

Mr. Jack M. Finger, PO Box 12048, spoke to said item stating this is a single-family area and multi-family zoning would be going in. He also stated item 4.2M is a commercial type of zoning over the recharge zone and urged opposition.

Mr. Jerry Musquiz spoke and stated they have decided to drop the proposed zone change to duplex from multi-family.

Councilmember Castro made a motion to approve the proposed rezoning case for RM-4 zoning change. Councilmember Segovia seconded the motion.

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

AN ORDINANCE 100948

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 45, 46 AND 47, BLOCK 4, NCB 7490 FROM "R-5" RESIDENTIAL SINGLE-FAMILY DISTRICT TO "MF-25" MULTI-FAMILY DISTRICT.

Councilmember Segovia then made a motion to reconsider Item 4.2B to hear a citizen that was present for the item. Councilmember Perez seconded the motion.

After consideration, the motion, to reconsider Item 4.2B prevailed by the following vote: **AYES:** Williams, Segovia, Perez, Radle, Castro, Hall, Schubert. **NAYS:** None. **ABSENT:** Flores, Barrera, Haass, Garza.

4.2B) ZONING CASE NUMBER Z2005089: The request of Sandra Gomez, Applicant, for Jesus Castillon, Owner(s), for a change in zoning from "L" S Light Industrial District to "C-3" Commercial District on the north 60 feet of the east 100 feet of Lot 53, NCB 11153, 4647 Roosevelt. Staff's recommendation was for approval. Zoning Commission has recommended approval of "C-3NA". (Council District 3)

Mr. John Jacks, Senior Planner, Development Services Department, explained the proposed rezoning case.

The following citizen(s) appeared to speak:

Mr. Henry Rodriguez addressed the Council with concerns for the proposed rezoning case. After further clarification, he stated he had no objection to said item.

Councilmember Segovia made a motion to approve the proposed rezoning case. Councilmember Perez seconded the motion.

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

AN ORDINANCE 100949

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 53, NCB 11153 FROM "L" S LIGHT INDUSTRIAL DISTRICT TO "C-3" COMMERCIAL DISTRICT ON THE NORTH 60 FEET OF THE EAST 100 FEET.

4.2E) ZONING CASE NUMBER Z2004099: The request of Royal Properties, Applicant, for Roy Barrera, Owner(s), for a change in zoning from "C-3" ERZD General Commercial Edwards Recharge Zone District to "MF-33" ERZD Multi-Family Edwards Recharge Zone District on 4.455 acres out of NCB 14865 on the west side of Babcock Road approximately 215 feet north of West Hausman Road. Staff's recommendation was for approval. Zoning Commission has recommended approval. (Council District 8)

Mr. John Jacks, Senior Planner, Development Services Department, explained the proposed rezoning case.

Councilmember Hall made a motion to approve the proposed rezoning case. Councilmember Perez seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Segovia, Perez, Castro, Hall, Schubert, Haass. **NAYS:** Radle. **ABSENT:** Flores, Williams, Barrera, Garza.

AN ORDINANCE 100950

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS 4.455 ACRES OUT OF NCB 14865 FROM "C-3" ERZD GENERAL COMMERCIAL EDWARDS RECHARGE ZONE DISTRICT TO "MF-33" ERZD MULTI-FAMILY EDWARDS RECHARGE ZONE DISTRICT.

4.2F) ZONING CASE NUMBER Z2005067 S: The request of GAKJR, Ltd., Applicant, for Boat & RV Super Storage Inc., Owner(s), for a change in zoning from "R-6" "GC-1" Residential Single Family Gateway Corridor Overlay District and "R-20" "GC-1" Residential Single Family Gateway Corridor Overlay District to "MF-25" "GC-1" Multi-Family Gateway Corridor Overlay District on 23.56 acres out of NCB 18333, and from "R-20" "GC-1" Residential Single Family Gateway Corridor Overlay District to "C-2" S "GC-1" Commercial Gateway Corridor Overlay District with a specific use authorization for a motel on 5.49 acres out of NCB 34760 (20865 IH 10 West and 6932 Heuermann Road). Staff's recommendation was for approval. Zoning Commission has recommended denial. (Council District 8)

Mr. John Jacks, Senior Planner, Development Services Department, explained the proposed rezoning case.

Councilmember Hall made a motion to approve the proposed rezoning case with declaration of restrictive covenants. Councilmember 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, Castro, Hall, Schubert, Haass, Garza. **NAYS:** None. **ABSENT:** None.

AN ORDINANCE 100951

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS 5.49 ACRES OUT OF NCB 34760 FROM "R-6" "GC-1" RESIDENTIAL SINGLE FAMILY GATEWAY CORRIDOR OVERLAY DISTRICT AND "R-20" "GC-1" RESIDENTIAL SINGLE FAMILY GATEWAY CORRIDOR OVERLAY DISTRICT TO "MF-25" "GC-1" MULTI-FAMILY GATEWAY CORRIDOR OVERLAY DISTRICT ON 23.56 ACRES OUT OF NCB 18333, AND FROM "R-20" "GC-1" RESIDENTIAL SINGLE FAMILY GATEWAY CORRIDOR

OVERLAY DISTRICT TO "C-2" S "GC-1" COMMERCIAL GATEWAY CORRIDOR
OVERLAY DISTRICT WITH A SPECIFIC USE AUTHORIZATION FOR A MOTEL.

4.2G) ZONING CASE NUMBER Z2005098: The request of H. M. Dominion Ridge Ltd., Attn: Jay Hanna, Applicant, for Cielo Vista Associates & Cielo Nepton Joint Venture, Attn: Corky Ingraham, Owner(s), for a change in zoning from "R-6" Residential Single-Family District, "R-20" Residential Single-Family District, "MF-33" Multi-Family District, "ED" Entertainment District and "RM-4" Residential Mixed District to "R-6" PUD Residential Single Family Planned Unit Development District and "C-3" General Commercial District on 35.65 acres out of NCB 18335, NCB 18338, and NCB 34034; and 221.7 acres out of NCB 34034, on the north and west of the intersection of Heuerman Road and Milsa Drive. Staff's recommendation was for approval. Zoning Commission recommended approval. (Council District 8)

Mr. John Jacks, Senior Planner, Development Services Department, explained the proposed rezoning case.

Councilmember Hall made a motion to approve the proposed rezoning case. Councilmember Segovia 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, Castro, Hall, Schubert, Haass. **NAYS:** None. **ABSENT:** Barrera, Garza.

AN ORDINANCE 100952

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS 35.65 ACRES OUT OF NCB 18335, NCB 18338, AND NCB 34034; AND 221.7 ACRES OUT OF NCB 34034 FROM "R-6" RESIDENTIAL SINGLE-FAMILY DISTRICT, "R-20" RESIDENTIAL SINGLE-FAMILY DISTRICT, "MF-33" MULTI-FAMILY DISTRICT, "ED" ENTERTAINMENT DISTRICT AND "RM-4" RESIDENTIAL MIXED DISTRICT TO "R-6" PUD RESIDENTIAL SINGLE FAMILY PLANNED UNIT DEVELOPMENT DISTRICT AND "C-3" GENERAL COMMERCIAL DISTRICT.

4.2H) ZONING CASE NUMBER Z2005099: The request of Methodist Hospital, Applicant, for Methodist Health Care, Owner(s), for a change in zoning from "C-1" Commercial District to "C-3" General Commercial District on Lots 2 & 4, Block 4, NCB

12814 (7700 Floyd Curl & 4450 Medical Drive). Staff's recommendation was for approval. Zoning Commission recommended approval. (Council District 8)

Mr. John Jacks, Senior Planner, Development Services Department, explained the proposed rezoning case.

Councilmember Hall made a motion to approve the proposed rezoning case. Councilmember Segovia seconded the motion.

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

AN ORDINANCE 100953

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS LOTS 2 & 4, BLOCK 4, NCB 12814 FROM "C-1" COMMERCIAL DISTRICT TO "C-3" GENERAL COMMERCIAL DISTRICT.

4.2I) ZONING CASE NUMBER Z2005091 S: The request of Fritzi Fredrick, Applicant, for Warmack-Texas Limited Partnership, Owner(s), for a change in zoning from "O-2" Office District to "C-2" S Commercial District with specific use authorization for a ballroom/catering on 1.83 acres out of Lot 1, NCB 14088 (9315 Broadway). Staff's recommendation was for approval. Zoning Commission recommended approval. (Council District 10)

Mr. John Jacks, Senior Planner, Development Services Department, explained the proposed rezoning case.

Councilmember Haass made a motion to approve the proposed rezoning case. Councilmember Segovia 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, Castro, Hall, Schubert, Haass. **NAYS:** None. **ABSENT:** Barrera, Garza.

AN ORDINANCE 100954

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS 1.83 ACRES OUT OF LOT 1, NCB 14088 FROM "O-2" OFFICE DISTRICT TO "C-2" S COMMERCIAL DISTRICT WITH SPECIFIC USE AUTHORIZATION FOR A BALLROOM/CATERING.

(Mayor Garza returned to the meeting and presided.)

ITEMS FOR INDIVIDUAL CONSIDERATION

The City Clerk read the following ordinance:

AN ORDINANCE 100955

AUTHORIZING THE AMENDMENT OF ORDINANCE NO. 97053, PASSED AND APPROVED JANUARY 16, 2003, TO REVISE THE CITY OF SAN ANTONIO HOUSING POLICY GUIDE TO REFLECT THE CHANGES IN THE REPAYMENT PROVISIONS IN CONNECTION WITH COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) AND HOME INVESTMENT PARTNERSHIP (HOME) FUNDED HOUSING PROGRAMS ADMINISTERED BY THE CITY.

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

Ms. Paula Stallcup, Assistant Director of Neighborhood Action Department, made a presentation on the amendments to the City of San Antonio Housing Policy Guide relating to perpetual liens, a copy of which is on file with the Office of the City Clerk. She stated this amendment would eliminate the perpetual lien provision for housing assistance and provided for deferred forgivable loans. She outlined background information noting that the housing programs were primarily funded with federal funds, and that they were subject to federal requirements and regulations. She further delineated provisions with regard to the perpetual lien for owner-occupied housing rehabilitation or the homebuyer programs. She added that these changes would be effective with housing units assisted with the FY 05-06 funding.

The following citizen(s) appeared to speak:

Ms. Christina Castro addressed the Council with regards to housing and asked that there be concern with sub-standard conditions. She asked for the Council's favorable support.

Councilmember Perez made an amendment to the motion to take away the perpetual lien on the rehab program only; must be a least a senior (65 years of age) to qualify and once they have paid for 15 years – on the 16th year the remaining goes away; additionally those that are 100% disabled would be eligible. Councilmember Segovia seconded the motion.

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

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

3:00 P.M. – PUBLIC HEARING AND CONSIDERATION OF ORDINANCES

The City Clerk read the following ordinance:

AN ORDINANCE 100956

DESIGNATING A 5.01 ACRE TRACT OF LAND LOCATED AT 2455 NORTHEAST LOOP 410 AS THE CEDRA CLINICAL RESEARCH REINVESTMENT ZONE.

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

Mr. Ramiro Cavazos, Director of Economic Development Department made a presentation on the Reinvestment Zone and Tax Phase-In Agreement for CEDRA Clinical Research, a copy of which is on file with the Office of the City Clerk. He provided background information on the reinvestment zone, site map, data on CEDRA Clinical Research noting the services provided by CEDRA, highlighting on its revenue growth for 2004 and 2005. He cited the charitable contributions by CEDRA, benefits package for its employees, planned investments, project information, tax phase-in criteria for real property phase-in, the City's 12-year fiscal impact and recapture provisions.

The following citizen(s) appeared to speak:

Mr. Faris Hodge Jr., 140 Dora, addressed the Council with regards to tax abatements and keeping the corporation off of the tax roll. He noted his family paid taxes therefore, all these corporations should also pay tax.

Mr. Nazarite Ruben Flores Perez, 627 Hearne, addressed the Council and stated this corporation was a good deal for the City and favored the approval of the ordinance.

Mr. Jack M. Finger, PO Box 12048, addressed the City Council with regards to another tax abatement and stated about \$107,000 would be abated while the corporation would invest \$3.4 million.

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.

The City Clerk read the following ordinance:

AN ORDINANCE 100957

APPROVING THE TERMS AND CONDITIONS AND AUTHORIZING EXECUTION OF A TAX PHASE-IN AGREEMENT WITH CEDRA CLINICAL RESEARCH, L.L.C. ("CEDRA") TO EXEMPT 100% OF AD VALOREM TAXES FOR 6 YEARS ON REAL PROPERTY IMPROVEMENTS IN THE AMOUNT OF \$3,400,000.00.

Councilmember Perez made a motion to approve the proposed Ordinance. Councilmember Williams 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.

STAFF BRIEFING ON THE STATUS OF THE CITY'S STATE LEGISLATIVE PROGRAM FOR THE 79TH LEGISLATIVE SESSION.

Mr. Ray Baray, Intergovernmental Relations Manager, presented a status update on the City's State Legislative Program of the 79th Legislature. He highlighted the COSA initiatives and those bills likely to pass, the COSA endorsements and those likely to pass as well. He delineated the COSA related bills such as the Pre-Funded Healthcare, the PGA Tour Special District, and Timberwood Park.

BRIEFING ON THE CITY SOUTH MASTER PLANNING SERVICES PERFORMED UNDER CONTRACT WITH KELL-MUNOZ ARCHITECTS AND THE LEAD PLANNING AND DESIGN FIRM OF DUANY PLATER-ZYBERK.

Mr. Andres Duany with the firm of Duany Plater-Zyberk, presented a proposed plan for City South. (The plan included data on a regulatory plan that would provide specific development standards, a report to illustrate how development can occur using the standards developed, renderings of the potential development, and strategies to further promote development).

INDIVIDUAL ITEMS CONTINUED

The City Clerk read the following ordinance:

AN ORDINANCE 100958

ACCEPTING THE RESIGNATION OF PART-TIME MUNICIPAL COURT JUDGE GLORIA CABRERA AND APPOINTING JACK (JOHN) PASQUAL III TO SERVE THE UNEXPIRED TERM ENDING JANUARY 17, 2006.

Councilmember Perez made a motion to approve the proposed Ordinance. Councilmember Williams 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.

The City Clerk read the following ordinance:

AN ORDINANCE 100959

AMENDING THE ANNUAL SALARY PAID AND LEAVE ACCRUAL TO PATRICIA MAJOR, CITY AUDITOR, TO \$116,698.94 PER YEAR, EFFECTIVE MAY 28, 2005, AS REQUESTED BY MAYOR ED GARZA.

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

The following citizen(s) appeared to speak:

Mr. Jack M. Finger, PO Box 12048, asked for the back-up material for said item as well as item 27. He also referenced item 30 and noted the finance campaign contributions made to certain Councilmembers.

Mr. Nazarite Ruben Flores Perez, 627 Hearne, referenced items 35 and 37 stating the contracts were past due and also noted they were high.

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.

The City Clerk read the following ordinance:

AN ORDINANCE 100960

AMENDING THE ANNUAL SALARY PAID TO LETICIA VACEK, CITY CLERK, TO \$100,857.76 PER YEAR, EFFECTIVE MAY 28, 2005, AS REQUESTED BY MAYOR ED GARZA.

Councilmember Williams made a motion to approve the proposed Ordinance. Councilmember Haass 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.

CITIZENS TO BE HEARD

Mr. Faris Hodge Jr., 140 Dora, spoke to the advisory board meetings he has attended whereby he was not allowed to speak unless the Chairman of the Board allows. He also mentioned the CPS Office that did not allow him to use the restrooms.

Ms. Virginia Nicholas, San Antonio Conservation Society, spoke with regards to the City taking over Pioneer Park and thanked Councilmember Schubert, Ms. Rebecca Waldman and Mr. Malcolm Matthews as well as the City Attorney's Office and Chris Amberson.

Ms. Mimi Quintanilla of the Cultural Alliance of San Antonio spoke about their support of Cultural Collaborative.

INDIVIDUAL ITEMS CONTINUED

Item 28 is an Ordinance adopting the thirty-eight (38) strategies outlined in the Cultural Collaborative: a Plan for San Antonio's Creative Economy, a Community Cultural Plan;

and authorizing the ten-year implementation of the strategies in order to support the growth and recognition of San Antonio's Creative Economy.

Councilmember Flores made a motion to table the proposed Ordinance for two weeks. Councilmember Segovia seconded the motion.

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

The City Clerk read the following ordinance:

AN ORDINANCE 100961

APPROVING A SETTLEMENT AGREEMENT IN THE LAWSUIT STYLED *CITY OF SAN ANTONIO V. THE UNIVERSITY OF THE INCARNATE WORD*, CAUSE NO. 2003-CI-01943, 408TH JUDICIAL DISTRICT, BEXAR COUNTY, CONCERNING TITLE TO PROPERTY COMMONLY KNOWN AS PIONEER PARK, LOCATED ON HILDEBRAND AVENUE ON THE EAST SIDE OF THE SAN ANTONIO RIVER; AND (2) AN AGREEMENT WITH SBC TO RESOLVE DISPUTES CONCERNING TITLE TO REAL PROPERTY IMMEDIATELY SOUTH OF PIONEER PARK; AND, PURSUANT TO BOTH AGREEMENTS, SECURING THE CITY'S TITLE TO PIONEER PARK, ACQUIRING AND CONVEYING CITY-OWNED REAL PROPERTY AT THE NORTHEAST CORNER OF HILDEBRAND AVENUE AND DEVINE ROAD.

Councilmember Perez made a motion to approve the proposed Ordinance. Councilmember Segovia 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, Castro, Hall, Schubert, Haass, Garza. **NAYS:** None. **ABSENT:** Barrera.

The City Clerk read the following ordinance:

AN ORDINANCE 100962

AUTHORIZING THE EXECUTION OF A TEN (10) YEAR LICENSE AGREEMENT WITH RIO SAN ANTONIO CRUISES, INC., TO OPERATE THE SAN ANTONIO RIVER BARGE CONCESSION.

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

Mr. Malcolm Matthews, Director of Parks and Recreation, made a presentation on the San Antonio River Barge Concession contract, a copy of which is on file with the Office of the City Clerk. He stated the agreement was for a ten-year period. He outlined the RFP process, the selection of Rio San Antonio Cruises (RSAC), the services and operations to be provided by RSAC, and fleet operation. He delineated barge tour ticket prices, prices for river taxi, barge charters, financial terms, other contract terms, and the fiscal impact.

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

Item 31, being an ordinance considering a proposed fuel surcharge for taxicab companies: amending Section 33-981 of the San Antonio City Code to include fuel surcharge adjustment for taxi cab companies, if necessary was pulled from consideration.

The City Clerk read the following resolution:

A RESOLUTION 2005-23-25

AMENDING THE CITY OF SAN ANTONIO'S THREE-YEAR ANNEXATION PLAN BY ADDING THE TIMBERWOOD PARK AREA AND CERTAIN ADJACENT PROPERTY THAT CONSIST OF APPROXIMATELY 4,354 ACRES.

Councilmember Segovia made a motion to approve the proposed Resolution. Councilmember Haass seconded the motion.

Mr. Emil Moncivais, Director of Planning made a presentation on the Amendment to the City's Three-Year Annexation Plan regarding the Timberwood Park Area, a copy of which is on file with the Office of the City Clerk. He outlined background information on the public hearing process for the proposed annexation, and cited the annexation statute requirements.

After consideration, the motion, carrying with it the passage of the Resolution, prevailed by the following vote: **AYES:** Flores, Perez, Barrera, Castro, Hall, Schubert, Haass, Garza. **NAYS:** Radle. **ABSENT:** Williams, Segovia.

The City Clerk read the following ordinance:

AN ORDINANCE 100963

APPROPRIATING AND AUTHORIZING PAYMENT OF \$100,000.00 FROM THE ECONOMIC DEVELOPMENT INCENTIVE FUND TO THE FISCAL AGENT FOR THE ESTABLISHMENT AND OPERATIONS OF A HEALTHCARE AND BIOSCIENCE MARKETING ENTITY TO BE CREATED BY THE GREATER SAN ANTONIO CHAMBER OF COMMERCE, TO FOSTER THE GROWTH OF THIS TARGETED INDUSTRY BY COORDINATING COMMUNITY MARKETING EFFORTS AND TO HEIGHTEN AWARENESS OF THE IMPRESSIVE ARRAY OF WORLD-CLASS HEALTH CARE AND BIOTECHNOLOGY ASSETS AND SERVICES IN SAN ANTONIO; AND AUTHORIZING THE NEGOTIATION AND EXECUTION OF A GRANT AGREEMENT IN CONNECTION THEREWITH; AS REQUESTED BY MAYOR EDWARD D. GARZA.

Councilmember Perez made a motion to approve the proposed Ordinance. Councilmember Williams seconded the motion.

Mr. Trey Jacobson, Assistant Director of Economic Development, made a presentation on the funding of the Healthcare and Biosciences Initiatives, a copy of which is on file with the Office of the City Clerk. He addressed the economic impact of the healthcare and biosciences industry, noting that it was the largest industry in San Antonio with \$12.9 billion economic impact in 2003 and employment exceeding 103,000 in 2003 signifying a growth of 8%. He spoke to the objectives of the initiative, the partners involved, the allocation of \$100,000 from the Economic Development Incentive Fund to finance the initial operations of the entity, and fiscal impact.

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

The City Clerk read the following ordinance:

AN ORDINANCE 100964

AUTHORIZING A LOAN OF \$300,000.00 FROM THE ECONOMIC DEVELOPMENT INCENTIVE FUND TO PARK CENTRE TOWERS, LTD. (THE "DEVELOPER"), FOR THE PARK CENTRE PROJECT TO PROVIDE MARKETING AND OTHER PRE-DEVELOPMENT EFFORTS TO PROMOTE DEVELOPMENT OF TWO MID-RISE CONDOMINIUM TOWERS AND TOWN HOMES ON THE NEAR

EASTSIDE OF DOWNTOWN; APPROPRIATING AND AUTHORIZING PAYMENT CONTINGENT UPON THE DEVELOPER SECURING TITLE TO THE PROPERTY FROM VIA METROPOLITAN TRANSIT; GRANTING A VARIANCE TO THE ECONOMIC DEVELOPMENT INCENTIVE FUND; AND AUTHORIZING THE NEGOTIATION OF AN AGREEMENT SETTING OUT THE TERMS AND CONDITIONS OF THE LOAN; AS REQUESTED BY MAYOR EDWARD D. GARZA.

Councilmember Williams made a motion to approve the proposed Ordinance. Councilmember Haass seconded the motion.

Mr. Trey Jacobson, Assistant Director of Economic Development narrated a slide presentation on the Park Centre Towers Project, a copy of which is on file with the Office of the City Clerk. He gave an overview of the project, topographical view, the requested project funding, background information on the investment group, and recommendation of the Urban Land Institute with respect to this type of residential development.

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

The City Clerk read the following ordinance:

AN ORDINANCE 100965

REALLOCATING \$9,050.00 FROM THE DISTRICT 3 FY 2004-2005 ONE-TIME PROJECT FUNDS DESIGNATED TO THE OLD CORPUS CHRISTI ROAD SEWER LATERAL PROJECT FOR THE FOLLOWING: \$3,000.00 TO THE ENVIRONMENTAL SERVICES DEPARTMENT FOR ADDITIONAL BRUSH PICKUP; \$2,250.00 TO THE PARKS AND RECREATION DEPARTMENT TO HELP OFFSET THE COST FOR A SHOWMOBILE FOR ST. LEO THE GREAT FESTIVAL HELD ON SEPTEMBER 5, 2004, SAN JUAN CAPISTRANO CHURCH FESTIVAL HELD ON OCTOBER 16, 2004 AND THE ST. LAWRENCE CATHOLIC CHURCH FESTIVAL HELD ON MAY 7, 2005; \$1,300.00 TO THE UNITED STATES MILITARY VETERANS PARADE ASSOCIATION TO OFFSET THE COST FOR BARRICADE EXPENSES IN CONNECTION WITH ITS ANNUAL PARADE HELD ON NOVEMBER 6, 2004; AND \$2,500.00 TO THE AMERICAN OPPORTUNITY FOR HOUSING, INC., TO BE USED AS CAPITAL FOR SOLE PURPOSE OF A CHILD CARE FACILITY AT THE RESERVE AT PECAN VALLEY APARTMENT COMPLEX; AS REQUESTED BY COUNCILMAN RON SEGOVIA, DISTRICT 3.

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

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

TRAVEL AUTHORIZATION - Granted:

Travel Authorization for Councilman Richard Perez, District 4, who will travel to Washington, D.C. for the Chamber's "SA to DC XXVII" trip from Saturday, June 11, 2005 to Wednesday, June 15, 2005.

Councilmember Williams made a motion to approve the proposed Travel Authorization. Councilmember Segovia seconded the motion.

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

There being no further business to come before the City Council, Mayor Garza adjourned the meeting at 7:36 pm.

A P P R O V E D



EDWARD D. GARZA
M A Y O R

Attest:


LETICIA M. VACEK
City Clerk