

**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, WEDNESDAY, JUNE 28, 2006 AND THURSDAY, JUNE 29, 2006

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The City Council convened in an informal "B" Session at 3:00 p.m., Wednesday, June 28, 2006, in the Mission Room of the Henry B. Gonzalez Convention Center for the purpose of:

City Council policy goals and service delivery priorities for the FY 2007 Annual Budget. [Presented by Peter Zanoni, Director, Management and Budget; Erik J. Walsh, Assistant City Manager] Tim Fallon, facilitated the Goals and Priorities Session.

The Council members present were: Flores, McNeil, Gutierrez, Perez, Radle, Herrera, Guajardo, Hall, Haass, Wolff and Hardberger. ABSENT: None.

The "B" Session adjourned at 8:02 p.m.

The San Antonio City Council convened in the Council Chambers, Municipal Plaza Building in a Regular Council Meeting on Thursday, June 28, 2006 at 9:00 a.m.

City Clerk Leticia M. Vacek took the Roll Call and noted a quorum with the following Council members present: Flores, McNeil, Gutierrez, Perez, Radle, Herrera, Guajardo, Hall, Haass, Wolff and Hardberger. ABSENT: None.

The Invocation was led by Father Chris Janson, St. Mary's University, guest of Councilmember Elena Guajardo, District 7.

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

The minutes of the June 8, 2006 and June 15, 2006 City Council meetings were approved upon motion made by Councilmember Perez and seconded by Councilmember Gutierrez.

ITEMS FOR INDIVIDUAL CONSIDERATION

The City Clerk read the following Ordinance:

2006-06-29-0737

AN ORDINANCE DECLARING THE VOELCKER PROPERTY ACQUISITION PROJECT ("PROJECT") TO BE A PUBLIC PROJECT; DECLARING A PUBLIC NECESSITY FOR THE ACQUISITION OF THE FEE SIMPLE TITLE TO CERTAIN PRIVATELY OWNED REAL PROPERTY, BY NEGOTIATIONS AND/OR CONDEMNATION, IF NECESSARY, FOR USE AS A PART OF THIS PROJECT; TO WIT: APPROXIMATELY 311 ACRES OF REAL PROPERTY OUT OF THE J. B. THOMPSON SURVEY NO. 84, ABSTRACT NO. 740, AND THE P. CALDWELL SURVEY NO. 83, ABSTRACT NO. 124, NEW CITY BLOCK 11672 AND NEW CITY BLOCK 17180, IN THE VICINITY OF BLANCO ROAD, THE WURZBACH PARKWAY AND NW MILITARY HWY, CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS, FOR A PUBLIC PURPOSE AS PART OF THE PROJECT; ESTABLISHING JUST COMPENSATION FOR THE PROPERTY; APPROPRIATING FUNDS FOR THE PROJECT AND MISCELLANEOUS EXPENSES ASSOCIATED WITH THE PROJECT; AUTHORIZING THE CITY MANAGER OR HER DESIGNEE TO NEGOTIATE WITH AND TO ACQUIRE THE PROPERTY FROM THE OWNERS ON THE APPROVED TERMS; AND AUTHORIZING THE CITY ATTORNEY TO FILE EMINENT DOMAIN PROCEEDINGS IF THE PROPERTY CAN NOT BE ACQUIRED ON THE APPROVED TERMS.

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

Mr. Malcolm Matthews, Director of Parks and Recreation, made a presentation on the Voelcker Tract a copy of which is on file with the Office of the City Clerk. He stated the ordinance would authorize the expenditure for fee simple title and/or easement interest to the three parcels of privately owned real property. He outlined background information noting that the City Council had authorized the Voelcker Property Acquisition Project on May 4, 2006. He further spoke to the San Antonio's Parks and Recreation Strategic Plan, citing the location of the subject property, the benefits of a large urban park/open space area and the fiscal impact.

The following citizen(s) appeared to speak:

Ms. Kelli Larsen, 602 E. Commerce, Greater San Antonio Chamber of Commerce, expressed the Chamber's support of the Voelcker Ranch acquisition. She urged the City

to purchase the property to increase City access to park space. She stated without the acquisition improper development will take place in the area.

Ms. Bonnie Conner, San Antonio Conservation Society and Friends of the Parks, spoke in support of the acquisition of the Voelcker Property. She thanked Council for considering the purchase. She stated the acquisition would be beneficial to the community.

Mr. Louis Terrazas, 11542 Whisper Breeze, stated his support of the Voelcker property acquisition. He urged council to make the idea of the park a reality. He stated the benefits the park would bring to children in the area.

City Clerk Leticia Vacek read written testimony, a copy of which is on file with the Office of the City Clerk, submitted by Mr. Faris Hodge, Jr., 140 Dora, which stated the City should not annex more land if it cannot provide City services. He noted that the City cannot lower taxes because high wages are paid to police and fire personnel. He recommended that the City and County combine police and fire services to save money.

The motion carried the passage of the Ordinance by the following vote: AYES: Flores, McNeil, Gutierrez, Perez, Radle, Herrera, Guajardo, Hall, Wolff, Haass, Mayor Hardberger. NAYS: None. ABSENT: None.

Items 5A-D, regarding the Sino Swearingen Reinvestment zone were reconsidered. See page 7 of 46.

The Mayor recessed the Regular Session at 10:20 a.m. and announced that Council would reconvene at 11:15 a.m.

Mayor Pro Tem Gutierrez reconvened the Regular Session at 11:11 a.m.

Consent Agenda Items 13 through 96 were reconsidered. See page 8 of 46.

PUBLIC HEARING AND ORDINANCE: LOWE'S

Mayor Hardberger declared the Public Hearing to be open.

There being no citizens to speak, Mayor Hardberger declared the Public Hearing to be closed

The City Clerk read the following Ordinances:

2006-06-29-0738

AN ORDINANCE DESIGNATING THE LOWE'S REINVESTMENT ZONE CONSISTING OF A 10.00 ACRE TRACT EAST OF STATE HIGHWAY 151 AND BOUNDED BY CHASE BANK TO THE NORTH, FIRST HEALTH TO THE EAST, HARTFORD INSURANCE TO THE WEST, AND THE PROPOSED ROGERS RUN ROAD CUL-DE-SAC TO THE SOUTH IN THE WESTOVER HILLS MASTER PLAN AND MAP.

2006-06-29-0739

AN ORDINANCE AUTHORIZING EXECUTION AND APPROVING THE TERMS OF A TAX PHASE-IN AGREEMENT WITH LOWE'S HOME CENTERS, INC. TO EXEMPT 100% OF AD VALOREM TAXES FOR 10 YEARS ON PERSONAL PROPERTY AND REAL PROPERTY IMPROVEMENTS; AND GRANTING EXCEPTIONS TO THE TAX PHASE-IN GUIDELINES REGARDING JOB CREATION AND TERM.

2006-06-29-0740

AN ORDINANCE APPROVING A ONE-TIME, CHAPTER 380 ECONOMIC DEVELOPMENT REIMBURSEMENT GRANT WITH LOWES HOME CENTERS INC. OF UP TO \$300,000.00 FOR WATER UTILITY INFRASTRUCTURE AND OTHER RELATED PROJECT COSTS.

Councilmember McNeil made a motion to approve the proposed Ordinances. Councilmember Flores seconded the motion.

The motion carried the passage of the Ordinances by the following vote: **AYES:** Flores, McNeil, Gutierrez, Perez, Radle, Herrera, Hall, Wolff, Haass, Mayor Hardberger. **NAYS:** Guajardo. **ABSENT:** None.

The City Clerk read the following Resolution and Ordinance:

2006R-06-29-0741

A RESOLUTION CONSENTING TO THE FORMATION OF AN APPROXIMATELY 532.59 ACRE PUBLIC IMPROVEMENT DISTRICT (“PID”) BY BEXAR COUNTY, TO BE NAMED CROSSWINDS AT SOUTH LAKE SPECIAL IMPROVEMENT DISTRICT, LOCATED AT THE SOUTHWEST CORNER OF STATE HIGHWAY 16 AND WATSON ROAD.

2006-06-29-0742

AN ORDINANCE APPROVING AN AGREEMENT WITH FERMIN RAJUNOV OF PRESTO TIERRA LTD., AND CROSSWINDS AT SOUTH LAKE, L.P., EXTENDING THE LIMITED PURPOSE ANNEXATION OF THE SOUTH LAKE DEVELOPMENT PROJECT AREA THAT CONSISTS OF APPROXIMATELY 532.59 ACRES AND POSTPONING THE DATE FOR FULL-PURPOSE ANNEXATION UNTIL DECEMBER 31, 2035.

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

Ms. Jelynn Burley, Deputy City Manager, made a presentation on the South Lake Development Project a copy of which is on file with the Office of the City Clerk. She stated this ordinance would consent to the formation of a public improvement district (PID) by Bexar County, extend the limited purpose annexation of the South Lake Development Project and postpone the date for full-purpose annexation until December 31, 2035. She detailed the proposed development for the Crosswinds at South Lake which includes 1,200 single family homes, 360 apartment units to be completed by 2013. She further cited the monies associated with the developer fees and the annexation and consent terms.

The motion carried the passage of the Resolution and Ordinance by the following vote: **AYES:** Flores, Gutierrez, Perez, Radle, Herrera, Guajardo, Hall, Wolff, Haass, Mayor Hardberger. **NAYS:** None. **ABSENT:** McNeil.

BRIEFING ON THE FIVE-YEAR ANIMAL CARE SERVICES STRATEGIC PLAN.

Mr. Pat DiGiovanni, Deputy City Manager, briefed City Council on the main components assessed for the Animal Care Services strategic plan through identifying critical issues,

identifying the strengths of the organization, and identifying areas in need of improvement. He discussed the “no kill” policy that should be in place by 2012. He read the revised Animal Care mission statement, “Make San Antonio a City in which every animal receives responsible care.” He discussed pet neglect and irresponsible pet owners in San Antonio, stating that this is a contributing factor to the increase in stray or unwanted animals in the City. He compared the death ratio of pets in San Antonio to the ratios of other cities nationwide.

Ms. Kathy McGowan, Animal Care Services Board Member, presented the Animal Care Strategic Plan prepared by the Animal Care Services Advisory Board. She spoke to the plan of achieving a “no kill” goal by the year 2012. She cited the strategic planning session held by the Animal Care Advisory Board and their Year One Strategic Priorities noting the key partnerships and accountabilities for success.

The following citizen(s) appeared to speak:

Ms. Pattie Titus, 137 Yaupon Trail, stated that many national organizations contribute to responsible pet owners and recommended that the City consult these organizations when writing a spay/neuter ordinance.

Mr. Joel Hailey, 210 Vanderheck #4, expressed concern with a “mandatory” spay/neuter Ordinance. He recommended that permits be allowed for breeders or pet owners who do not want to spay/neuter their pets. He described spay/neuter policies in other cities.

Mr. Ross Marlow, 5547 Old Seguin Rd., asked Council to prioritize the spay/neuter policy and breeders license policies to include them in the one year plan. He asked that a timeline be set to assure that the Animal Care Services kill rate is reduced and healthy pet adoption is increased.

Ms. Rachel Zepeda, 2318 Townbreeze, reminded Council of a previous Animal Care Services Strategic plan that fell through and urged Council to follow through this time. She asked that Council consider the lives of the animals when making a plan. She stated the overpopulation of pets can only be controlled through spay/neuter policies along with breeder’s permits. She encouraged Council to support the Strategic Plan.

Mr. John Hacket, Voice for Animals, 123 E. Elsmere, condoned absolute “mandatory” spay/neuter ordinances. He stated a successful program would include spay/neuter policies along with breeders permits. He recommended expanding spay/neuter facilities and increasing low cost/ no cost, spay/ neuter facilities throughout the City.

Mr. John Bachman, 515 Mebane, asked that the 2012 plan be accelerated. He addressed the significance of increasing spay/neuters, and stated that uncontrolled breeding leads to

an increase in stray pets. He recommended that more spay/neuter clinics be accessible in the City and asked that Council include spay/neuter policies in the one year plan.

Mayor Hardberger recessed the Regular Session at 12:45 p.m. in order to convene in Executive Session for the purpose of:

Discuss legal issues related to the settlement agreement between the San Antonio Community Development Council and San Antonio Development Agency in *San Antonio Community Development Council Inc. v Urban Renewal Agency of the City of San Antonio, also known as San Antonio Development Agency*, Cause No. 2004-CI-01507, pursuant to Texas Government Code Section 551.071 (consultation with attorney).

Discuss legal issues related to the Amended and Restated Agreement for Services in Lieu of Annexation- Cibolo Canyon (PGA Agreement), pursuant to Texas Government Code Section 551.071 (consultation with attorney).

The following item was pulled from Executive Session:

Upon a Good Faith Determination by City Council pursuant to §551.086 (c) of the Texas Government Code that the subject matter involves a competitive matter, a discussion regarding competitive matters (§551.086 of the Tex. Govt. Code) and legal consultation (§551.071 of the Tex. Govt. Code) related to CPS' pricing strategies.

Mayor Hardberger reconvened the Regular Session from Executive Session at 3:25 p.m., 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.

Councilmember McNeil made a motion to reconsider Items 5 A-D and Consent Agenda. Councilmember Haass seconded the motion.

The motion to reconsider Items 5 A-D and Consent Agenda prevailed by the following vote: **AYES:** Flores, McNeil, Gutierrez, Perez, Radle, Herrera, Guajardo, Hall, Wolff, Haass, Mayor Hardberger. **NAYS:** None. **ABSENT:** None.

The City Clerk read the following Ordinances:

2006-06-29-0743

AN ORDINANCE DESIGNATING THE SINO-SWEARINGEN REINVESTMENT ZONE LOCATED AT 1170 SKY PLACE BOULEVARD AT THE SAN ANTONIO INTERNATIONAL AIRPORT, DESCRIBED AS APPROXIMATELY A 36.6 ACRE

TRACT OF LAND LOCATED ON THREE ADJACENT PARCELS TO THE RIGHT OF THE SOUTHEAST CORNER OF SKY PLACE BOULEVARD AND CESSNA DRIVE, BEING A PORTION OF NEW CITY BLOCK 8644, AND AS MORE PARTICULARLY DESCRIBED IN THE METES AND BOUNDS AND MAP, ON FILE WITH THE CITY CLERK.

2006-06-29-0744

AN ORDINANCE AUTHORIZING EXECUTION AND APPROVING THE TERMS OF A 10-YEAR TAX PHASE-IN AGREEMENT WITH SINO-SWEARINGEN AIRCRAFT CORPORATION TO EXEMPT 100% OF AD VALOREM TAXES ON ALL REAL AND PERSONAL PROPERTY IMPROVEMENTS AND TO EXEMPT 65% OF AD VALOREM TAXES ON ANNUAL INVENTORY.

2006R-06-29-0745

A RESOLUTION RECOMMENDING FUNDING TO SINO SWEARINGEN FROM THE CPS ENERGY COMMUNITY INFRASTRUCTURE AND ECONOMIC DEVELOPMENT (CIED) FUND, SUBJECT TO QUALIFICATION UNDER CIED FUND POLICY, IN AN AMOUNT NOT TO EXCEED \$200,000 FOR PUBLIC INFRASTRUCTURE IMPROVEMENTS RELATED TO THE EXPANSION.

2006-06-29-0746

AN ORDINANCE AUTHORIZING THE NEGOTIATION AND EXECUTION OF A LONG-TERM STANDARD SAN ANTONIO INTERNATIONAL AIRPORT LEASE AGREEMENT OF UP TO 30 YEARS WITH SINO SWEARINGEN AIRCRAFT CORPORATION AND A GROUND RENTAL ABATEMENT FOR THE PROJECT.

Councilmember Wolff made a motion to approve the proposed Ordinances and Resolution. Councilmember Perez seconded the motion.

Mr. Ramiro Cavazos, Economic Development Director, narrated a slide presentation on the Sino Swearingen Aircraft Corporation Expansion Project, a copy of which is on file with the Office of the City Clerk. He outlined the purpose of the proposed ordinances, the requirements of Chapter 312 of the Texas Tax Code with regard to the Reinvestment Zone public hearing. He delineated the proposed expansion project of Sino, the City's support for the project and the Aviation Department lease. He further expounded on the

project qualification under the Joint Tax Phase-In Guidelines for a 10-year, 100% tax abatement on all real and personal property, the state and community 20-yr financial impact, recapture provisions, adding that the City's net fiscal benefit will be \$3.8 million over 20 years.

Mr. Jack M. Finger, P.O. Box 12048, recognized the passing of Tom Culbertson, a citizen of San Antonio. He expressed concern towards tax giveaways for businesses and corporations.

The motion carried the passage of the Ordinances and Resolution by the following vote: **AYES:** Flores, McNeil, Gutierrez, Perez, Radle, Herrera, Guajardo, Hall, Wolff, Haass, Mayor Hardberger. **NAYS:** None. **ABSENT:** None.

CONSENT AGENDA

Consent agenda items 13, 14, 16, 18, 19, 22, 29, 33, 38, 58, 66, 79, 82, 89, 90, and 96. were pulled for individual consideration. The remaining items 13 through 96 were approved upon a motion made by Councilmember Perez and seconded by Councilmember Flores.

The following citizen(s) appeared to speak:

Mr. Jack M. Finger, P.O. Box 12048, expressed concern for funding of Family Planning services where minors are served. He suggested that homeless ministries be administered through non profit organizations.

The motion carried the passage of the following Ordinances by the following vote: **AYES:** Flores, McNeil, Gutierrez, Perez, Radle, Herrera, Guajardo, Hall, Wolff, Haass, Mayor Hardberger. **NAYS:** None. **ABSENT:** None.

2006-06-29-0747

AN ORDINANCE AUTHORIZING THE EXPENDITURE OF \$30,325.00 FOR THE REPLACEMENT OF BALLISTIC VESTS FOR THE SAN ANTONIO POLICE DEPARTMENT; AND RATIFYING THE SETTLEMENT WITH ARMOR HOLDING, INC.

2006-06-29-0748

AN ORDINANCE ACCEPTING THE BIDS OF VARIOUS COMPANIES TO PROVIDE THE CITY WITH VARIOUS TYPES OF COMMODITIES AND SERVICES ON AN ANNUAL CONTRACT BASIS FOR FY 2006-2007 FOR A COMBINED ESTIMATED COST OF \$291,497.00, INCLUDING: CATERPILLAR EARTHMOVING, CONSTRUCTION AND PAVING EQUIPMENT PARTS AND SERVICE; CAIRNS & BROTHER HELMETS AND REPAIR PARTS; GOMACO SIDEWALK & CURB MACHINE PARTS AND SERVICE; LINE MATRIX PRINTERS; FIREFIGHTING GLOVES; AND TRAFFIC SIGNAL HEADS.

2006-06-29-0749

AN ORDINANCE APPROVING A TOTAL CONSTRUCTION PROJECT AMOUNT OF \$798,806.63 TO INCLUDE AWARDDING A \$770,000.00 CONTRACT WITH V. W. BROOKS, INC. FOR THE CONSTRUCTION OF TRAIL AMENITIES, TRAIL HEADS, PLAYGROUND, PARKING LOT AND ENTRY DRIVE, RESTROOM ENCLOSURE, DRINKING FOUNTAIN, OUTDOOR CLASSROOMS, WAYFINDING SIGNAGE, DESIGN ENHANCEMENTS, AND INTERPRETIVE FEATURES THAT COMPLIMENT THE PHASE I DEVELOPMENT ON THE NORTHERN PARCEL OF THE PARK AND A LINKAGE TO NEISD EDUCATIONAL FACILITIES, IN CONNECTION WITH THE STONE OAK PARK IMPROVEMENTS – PHASE II PROJECT IN DISTRICT 9; AND APPROPRIATING FUNDS.

2006-06-29-0750

AN ORDINANCE APPROVING A TOTAL CONSTRUCTION PROJECT AMOUNT OF \$94,000.00 TO INCLUDE AWARDDING A \$92,000.00 CONTRACT WITH 3TI, INC. TO COMPLETE STRUCTURAL REPAIRS IN CONNECTION WITH THE OLMOS BASIN PARK IMPROVEMENTS PROJECT; AND APPROPRIATING FUNDS.

2006-06-29-0751

AN ORDINANCE AUTHORIZING THE APPROPRIATION OF \$61,518.84 FROM REVENUES COLLECTED FOR THE UNIFIED DEVELOPMENT CODE (UDC) FEES IN LIEU OF PARKLAND DEDICATION TO THE SPRING TIME PARK SWIMMING POOL RENOVATIONS PROJECT, WHICH WHEN ADDED TO A

PREVIOUS ALLOCATION OF \$482,000.00 FROM THE 2003 PARK BOND PROGRAM, BRINGS THE TOTAL PROJECT BUDGET TO \$543,518.84.

2006-06-29-0752

AN ORDINANCE APPROVING A TOTAL CONSTRUCTION PROJECT AMOUNT OF \$80,799.60 TO INCLUDE AWARDDING A \$60,303.00 CONTRACT WITH RST CONSTRUCTION, INC. FOR REPAIRS AND IMPROVEMENTS IN CONNECTION WITH THE NORMOYLE PARK COMMUNITY CENTER REPAIRS PROJECT IN DISTRICT 5; AND APPROPRIATING COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) AND 2006 CERTIFICATE OF OBLIGATION FUNDS.

2006-06-29-0753

AN ORDINANCE AUTHORIZING THE EXECUTION OF A FUNDING AGREEMENT WITH THE YOUNG MEN'S CHRISTIAN ASSOCIATION (YMCA) OF GREATER SAN ANTONIO AND THE HILL COUNTRY YMCA TO REIMBURSE EXPENDITURES NOT TO EXCEED \$1,055,320.00 FOR THE DESIGN, CONSTRUCTION AND MATERIALS ASSOCIATED WITH THE ROOF REPLACEMENT AND INCIDENTAL FACILITY REPAIRS AND OTHER IMPROVEMENTS AT THE DAVIS SCOTT YMCA, LOCATED IN DISTRICT 2; AND APPROPRIATING FUNDS FROM U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) 108 LOAN PROGRAM FUNDS.

2006-06-29-0754

AN ORDINANCE AUTHORIZING A \$134,000.00 CHANGE ORDER 15 TO THE \$6,083,505.40 CONSTRUCTION CONTRACT WITH JERDON ENTERPRISES, L.P., TO ACCELERATE INSTALLATION OF A PORTION OF DUCT BANK AS PART OF THE UTILITY RELOCATION FOR TERMINAL B PROJECT AT SAN ANTONIO INTERNATIONAL AIRPORT AND TRANSFERRING FUNDS WITHIN THE BUDGET.

2006-06-29-0755

AN ORDINANCE AMENDING THE PROFESSIONAL SERVICES AGREEMENT WITH VICKREY & ASSOCIATES, INC., IN AN AMOUNT NOT TO EXCEED \$49,064.00, TO PROVIDE ADDITIONAL ENGINEERING AND SURVEYING SERVICES IN CONNECTION WITH THE SKY PLACE BOULEVARD REALIGNMENT PROJECT AT THE SAN ANTONIO INTERNATIONAL AIRPORT, APPROPRIATING FUNDS AND REVISING THE BUDGET.

2006-06-29-0756

AN ORDINANCE AMENDING THE PROFESSIONAL SERVICES AGREEMENT WITH 3D/INTERNATIONAL (3D/I) IN AN AMOUNT NOT TO EXCEED \$279,642.00 FOR DESIGN SERVICES TO COMPLETE THE DESIGN ENHANCEMENTS TO BE INSTALLED IN TERMINAL B, TERMINAL C AND THE TERMINAL B-C CONNECTOR FOR THE NEW TERMINAL EXPANSION PROJECT AT SAN ANTONIO INTERNATIONAL AIRPORT.

2006-06-29-0757

AN ORDINANCE AUTHORIZING THE NEGOTIATION AND EXECUTION OF A PROFESSIONAL SERVICES CONTRACT IN AN AMOUNT NOT TO EXCEED \$208,841.00, WITH THE FIRM OF DRASH CONSULTING ENGINEERS, INC., TO PROVIDE CONSTRUCTION AND MATERIAL TESTING AND OBSERVATION SERVICES IN CONNECTION WITH THE AIRSIDE APRON & UTILITIES PROJECT - PHASE 1 AT SAN ANTONIO INTERNATIONAL AIRPORT AND REVISING THE BUDGET.

2006-06-29-0758

AN ORDINANCE AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES CONTRACT WITH THE FIRM OF DRASH CONSULTING ENGINEERS, INC. FOR AN AMOUNT NOT TO EXCEED \$40,379.00, TO PROVIDE CONSTRUCTION AND MATERIAL TESTING SERVICES IN CONNECTION WITH THE UTILITY RELOCATION FOR TERMINAL B; AND TO PERFORM AN ENVIRONMENTAL SURVEY, ABATEMENT PLAN AND ABATEMENT MONITORING FOR THE TERMINAL 2 TENANT RELOCATION AND SELECTIVE DEMOLITION AT SAN ANTONIO INTERNATIONAL AIRPORT.

2006-06-29-0759

AN ORDINANCE APPROPRIATING \$50,000.00 FOR EXPENDITURE IN SUPPORT OF PAYMENT TO THE CITY'S ENVIRONMENTAL SERVICES DEPARTMENT STAND-BY CONSULTANT, TLI & ENVIRONMENTAL SERVICES, INC., TO CONDUCT ASBESTOS ABATEMENT WORK IN CONNECTION WITH PROJECTS AT SAN ANTONIO INTERNATIONAL AND STINSON MUNICIPAL AIRPORTS, TRANSFERRING FUNDS, REVISING THE BUDGET, AND PROVIDING FOR PAYMENT FROM THE AIRPORT CAPITAL IMPROVEMENTS FUND.

2006-06-29-0760

AN ORDINANCE APPROPRIATING FUNDS AND AUTHORIZING THE PUBLIC WORKS STORM WATER OPERATIONS DIVISION TO PROVIDE CONCRETE INFRASTRUCTURE RECAPITALIZATION IN THE AMOUNT OF \$228,000.00 IN CONNECTION WITH THE BLUE RIDGE CHANNEL RECAPITALIZATION PROJECT AND THE ROCK CREEK RECAPITALIZATION PROJECT, TWO AUTHORIZED 2003 STORM WATER REVENUE BOND FUNDED PROJECTS, LOCATED IN DISTRICTS 5 & 7.

2006-06-29-0761

AN ORDINANCE APPROVING CHANGE ORDER 4 (FINAL) IN THE AMOUNT OF \$52,221.56 WITH R.L. JONES, L.P. TO RECONCILE ACTUAL QUANTITIES USED IN CONNECTION WITH COMPLETION OF THE FAY STREET/ST. JOSEPH PHASE II - CREIGHTON TO NEW LAREDO HWY PROJECT, AN AUTHORIZED 1999-2004 GENERAL OBLIGATION STREET IMPROVEMENT BOND AND 2003-2007 GENERAL OBLIGATION STREET BOND FUNDED PROJECT, LOCATED IN DISTRICT 5.

2006-06-29-0762

AN ORDINANCE AMENDING THE FY 2006 AND FY 2007 STREET MAINTENANCE PROGRAM AND AUTHORIZING PAYMENT IN AN AMOUNT NOT TO EXCEED \$200,000.00 TO SAN ANTONIO CONSTRUCTORS, LTD. FOR CONSTRUCTION SERVICES UNDER A PREVIOUSLY APPROVED INDEFINITE DELIVERY CONTRACT FOR PUBLIC WORKS INFRASTRUCTURE MAINTENANCE AND CONSTRUCTION, IN CONNECTION WITH THE HOLLENBECK AVENUE (CREIGHTON AVE. EAST TO DEAD- END) PROJECT,

AN APPROVED FY 2006 CERTIFICATES OF OBLIGATION PROJECT IN DISTRICT 5; AND APPROPRIATING FUNDS.

2006-06-29-0763

AN ORDINANCE APPROVING A TOTAL CONSTRUCTION PROJECT AMOUNT OF \$5,109,512.14, TO INCLUDE AWARDDING A CONSTRUCTION CONTRACT IN THE AMOUNT OF \$4,436,690.08 WITH SAN ANTONIO CONSTRUCTORS, LTD., \$729,396.74 OF WHICH WILL BE REIMBURSED BY SAN ANTONIO WATER SYSTEM AND \$120,728.00 WILL BE REIMBURSED BY CPS ENERGY, IN CONNECTION WITH THE SEMLINGER – RIGSBY TO LORD PROJECT, AN AUTHORIZED 2003 STORM WATER REVENUE BOND FUNDED PROJECT, LOCATED IN DISTRICT 2, AND APPROPRIATING FUNDS.

2006-06-29-0764

AN ORDINANCE APPROVING A TOTAL CONSTRUCTION PROJECT AMOUNT OF \$1,934,016.85, AND AWARDDING A CONSTRUCTION CONTRACT IN THE AMOUNT OF \$1,638,050.00 PAYABLE TO C.A. LANDRY PARTNERS, LTD., IN CONNECTION WITH THE CONVENTION CENTER ADMINISTRATIVE OFFICES AND CONVENTION CENTER EXECUTIVE ASSEMBLY MEETING ROOM PROJECTS; AUTHORIZED HOTEL MOTEL OCCUPANCY TAX SUBORDINATE LIEN REVENUE AND REFUNDING BOND SERIES 2004B FUNDED PROJECTS, LOCATED IN DISTRICT 1, AND APPROPRIATING FUNDS.

2006-06-29-0765

AN ORDINANCE APPROVING A TOTAL ESTIMATED PROJECT AMOUNT OF \$400,000.00, TO INCLUDE PAYMENT OF \$42,000.00 TO CHESNEY MORALES & ASSOCIATES, INC. FOR ARCHITECTURAL SERVICES UNDER A PREVIOUSLY APPROVED INDEFINITE DELIVERY PROFESSIONAL SERVICES AGREEMENT FOR ARCHITECTURAL SERVICES, IN CONNECTION WITH THE CONVENTION CENTER CONCESSION STAND IMPROVEMENTS PROJECT, AN AUTHORIZED HOTEL MOTEL OCCUPANCY TAX REVENUE BOND FUNDED PROJECT, LOCATED IN DISTRICT 1; AND APPROPRIATING FUNDS.

2006-06-29-0766

AN ORDINANCE APPROVING A TOTAL PROJECT AMOUNT OF \$4,620,300.00, TO INCLUDE AWARDED A \$3,623,800.00 CONSTRUCTION CONTRACT WITH F.A. NUNNELLY, IN CONNECTION WITH THE HAUSMAN ROAD BRANCH LIBRARY PROJECT, AN AUTHORIZED 1999-2003 AND 2003-2007 GENERAL OBLIGATION LIBRARY IMPROVEMENT BOND FUNDED PROJECT LOCATED IN DISTRICT 8; AND APPROPRIATING FUNDS.

2006-06-29-0767

AN ORDINANCE APPROVING A TOTAL AMOUNT OF \$217,974.73, TO INCLUDE A \$198,085.96 AMENDMENT TO A \$521,844.82 PROFESSIONAL SERVICES AGREEMENT WITH CIVIL ENGINEERING CONSULTANTS FOR ADDITIONAL ENGINEERING, BIDDING, AND CONSTRUCTION PHASE SERVICES, IN CONNECTION WITH THE SAN ANTONIO RIVER IMPROVEMENT PROJECT – LINK FROM ALAMO TO EAGLELAND: HIKE AND BIKE PHASE, LOCATED IN DISTRICT 5, AND APPROPRIATING FUNDS FROM THE CPS LEASE-BACK PROCEEDS.

2006-06-29-0768

AN ORDINANCE APPROVING A TOTAL CONSTRUCTION PROJECT AMOUNT OF \$1,215,674.08, TO INCLUDE AWARDED A \$1,072,737.25 CONTRACT WITH R.L. JONES, L.P., OF WHICH \$276,484.00 WILL BE FUNDED BY THE SAN ANTONIO WATER SYSTEM, FOR THE RECONSTRUCTION OF STREETS, TO INCLUDE 4-FOOT SIDEWALKS, DRIVEWAYS, CURB AND GUTTER AND DRAINAGE IMPROVEMENTS, IN CONNECTION WITH THE ELSON (34TH ST. TO SAN JOAQUIN) AND INEZ (34TH ST. TO SAN JOAQUIN) PROJECTS LOCATED IN DISTRICT 5, AND APPROPRIATING FUNDS FROM U. S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) 108 LOAN PROGRAM FUNDS.

2006-06-29-0769

AN ORDINANCE APPROVING A TOTAL CONSTRUCTION PROJECT AMOUNT OF \$4,044,677.71, TO INCLUDE AWARDED A \$3,407,479.20 CONTRACT WITH DORAZIO ENTERPRISES IN CONNECTION WITH THE CULEBRA DRAINAGE #58F PHASE 2A, A 1999 GENERAL OBLIGATION DRAINAGE IMPROVEMENT BOND PROJECT IN DISTRICT 7; AND APPROPRIATING FUNDS.

2006-06-29-0770

AN ORDINANCE APPROVING A TOTAL OF \$476,858.63, TO INCLUDE AWARDING A \$428,197.00 CONSTRUCTION CONTRACT WITH COLLECTIVE CONTRACTING, INC., OF WHICH \$164,572.00 WILL BE FUNDED BY THE SAN ANTONIO WATER SYSTEM, FOR THE RECONSTRUCTION TO 28-FOOT WIDTH STREETS AND REPAIRS TO EXISTING CURBS, SIDEWALKS, DRIVEWAY APPROACHES AND DRAINAGE IN CONNECTION WITH THE ELSIE (BURBANK LOOP TO FLORES) AND W. GLENN (BURBANK LOOP TO FLORES) PROJECTS LOCATED IN DISTRICT 5, AND APPROPRIATING FUNDS FROM U. S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) 108 LOAN PROGRAM FUNDS.

2006-06-29-0771

AN ORDINANCE APPROVING A TOTAL OF \$105,141.83, TO INCLUDE A \$64,923.25 PAYMENT TO PRUDENT ENVIRONMENTAL SERVICES, INC. UNDER AN EXISTING AS NEEDED ENVIRONMENTAL CONSTRUCTION SERVICES CONTRACT, A \$6,037.50 PAYMENT TO DRASH CONSULTING ENGINEERS, INC. UNDER AN EXISTING PROFESSIONAL SERVICES CONTRACT, AND \$34,181.08 PAYABLE TO THE ENVIRONMENTAL SERVICES DEPARTMENT FOR AIR AND SOIL QUALITY MONITORING, THE REMOVAL OF AN UNDERGROUND STORAGE TANK, AND THE HAULING OF IMPACTED MATERIALS FOR THE REMAINDER OF THE PROJECT SCHEDULE, IN CONNECTION WITH THE SOUTH FLORES RECONSTRUCTION - MALONE TO OCTAVIA PROJECT, AN AUTHORIZED METROPOLITAN PLANNING ORGANIZATION (MPO) FUNDED PROJECT LOCATED IN DISTRICTS 3 AND 5; AND APPROPRIATING FUNDS FROM HUD 108 LOAN PROGRAM FUNDS.

2006-06-29-0772

AN ORDINANCE RELEASING APPROXIMATELY 3,258 ACRES OF PROPERTY DIRECTLY ADJACENT TO THE NORTH, EAST AND SOUTHWEST OF FAIR OAKS RANCH CITY LIMIT LINE FROM THE CITY OF SAN ANTONIO'S EXTRATERRITORIAL JURISDICTION (ETJ), AS REQUESTED BY THE CITY OF FAIR OAKS RANCH.

2006-06-29-0773

AN ORDINANCE RELEASING APPROXIMATELY 397.86 ACRES (LOS REYES CANYON SUBDIVISION) FROM THE CITY OF SAN ANTONIO'S EXTRATERRITORIAL JURISDICTION (ETJ), AS REQUESTED BY THE CITY OF HELOTES.

2006-06-29-0774

AN ORDINANCE AUTHORIZING THE CITY'S ACQUISITION, IN FEE OR BY EASEMENT, OF 5 PARCELS FOR WIDENED PUBLIC RIGHT OF WAY ALONG BLANCO ROAD IN CONNECTION WITH THE BLANCO ROAD: HILDEBRAND TO SUMMIT PHASE I, PART OF THE PREVIOUSLY APPROVED 2003-2007 GENERAL OBLIGATION STREET IMPROVEMENT BOND-FUNDED PROJECT, DISTRICT 1.

2006-06-29-0775

AN ORDINANCE APPROPRIATING FUNDS AND APPROVING THE PURCHASE OF APPROXIMATELY 5.509 ACRES OF REAL PROPERTY IN FEE SIMPLE FROM J.C.S. PROPERTIES FOR \$971,000.00 AND A RIGHT OF ENTRY FOR \$100.00 AND APPROVING PAYMENT OF CLOSING COSTS OF \$8,700.00 ALL PAYABLE THROUGH SERVICE TITLE COMPANY IN CONNECTION WITH THE LADDIE PLACE REGIONAL STORM WATER FACILITY PHASE II (SPENCER LANE DETENTION) PROJECT, AN AUTHORIZED 2005 STORM WATER REVENUE BOND PROJECT LOCATED IN DISTRICT 1.

2006-06-29-0776

AN ORDINANCE DECLARING A PUBLIC NECESSITY FOR THE ACQUISITION OF ELECTRIC TRANSMISSION AND DISTRIBUTION LINES EASEMENTS AND RELATED RIGHTS OF INGRESS AND EGRESS AND FEE SIMPLE TITLE TO CERTAIN PRIVATELY OWNED REAL PROPERTIES FOR THE EXPANSION AND OPERATION OF THE CITY OF SAN ANTONIO GAS AND ELECTRIC SYSTEM, ("THE SYSTEM"), INCLUDING THE CONSTRUCTION, OPERATION AND MAINTENANCE OF THE CAGNON TO LYTTLE ELECTRIC TRANSMISSION AND DISTRIBUTION LINES, SUBSTATION PROPERTIES, AND COMMUNICATION SYSTEMS AND RELATED APPURTENANCES, ("THE PROJECT"), IN CERTAIN

PRIVATELY OWNED REAL PROPERTIES LOCATED IN THE FOLLOWING
AREAS OF BEXAR AND MEDINA COUNTIES, TEXAS:

BEXAR: SAN ANTONIO DITCH COMPANY (SOMETIMES REFERRED TO AS SAN ANTONIO DITCH CO.) SURVEY NO. 64, ABSTRACT 871, COUNTY BLOCK 4335, JOHANN PFEIFFER SURVEY NO.7, ABSTRACT 1018, COUNTY BLOCK 4349, JUAN P. TALAMANTES SURVEY NO. 300 1/3, ABSTRACT 1030, COUNTY BLOCK 4369, M. HERNANDEZ (SOMETIMES REFERRED TO AS MIGUEL HERNANDEZ) SURVEY NO. 300 1/4 (SOMETIMES INCORRECTLY REFERRED TO AS SURVEY NO. 300 1/2), ABSTRACT 1052, COUNTY BLOCK 4372, ELIZABETH DAVIS SURVEY NO.6, ABSTRACT 1001, COUNTY BLOCK 4348, SINGLETON THOMPSON (SOMETIMES REFERRED TO AS S. THOMPSON AND S. T. THOMPSON), SURVEY NO. 25 3/4 (INCORRECTLY REFERRED TO IN DEED AS OLD SURVEY NO. 25, ONCE PATENTED TO JESSE THOMPSON, BUT PATENT CANCELLED AND NOW NEW SURVEY NO. 25 3/4 GRANTED TO JESSE S. THOMPSON [SOMETIMES INCORRECTLY REFERRED TO AS JESSE S. TOMPSON]) (REFERRED TO IN DEED AS CERT. 105, PATENT 494, VOL. 4, DATED JUNE 21, 1883), ABSTRACT 981, COUNTY BLOCK 4282, SOCORRO FARMING COMPANY (SOMETIMES REFERRED TO AS SOCORO FARMING COMPANY) SURVEY NO. 15 (SOMETIMES REFERRED TO AS SURVEY NO. 15 1/2), CERTIFICATE NO. 35/214, ABSTRACT 1022, COUNTY BLOCK 4323, M. W. BUMSTEAD SURVEY NO. 25 1/2 (SOMETIMES INCORRECTLY REFERRED TO IN DEEDS AS W. M. BUMSTEAD), ABSTRACT 951, COUNTY BLOCK 4281, CAROLINE LOGAN (SOMETIMES REFERRED TO AS C. LOGAN) SURVEY NO. 25 1/8, ABSTRACT 1012, COUNTY BLOCK 4275, J. P. HOUGHTON SURVEY NO. 25 3/8, ABSTRACT 1010, COUNTY BLOCK 4274, AND HARDIN VICKERY (SOMETIMES REFERRED TO AS H. VICKERY) SURVEY NO. 25 5/8, ABSTRACT 1032, COUNTY BLOCK 4273.

MEDINA: ELIZABETH DAVIS SURVEY NO.6, ABSTRACT 1447, G. CASIAS (SOMETIMES REFERRED TO AS GRAVEL CASIAS) SURVEY NO. 112, ABSTRACT 1256. MARY E. GAGE SURVEY NO. 395, ABSTRACT 1277, J. S. COLLARD (SOMETIMES INCORRECTLY REFERRED TO AS J. B. COLLARD) SURVEY NO. 41 1/4, ABSTRACT 1253, I. &

G.N.R.R. CO. SURVEY NO. 1/17, ABSTRACT 1215, I. & G.N.R.R. SURVEY NO. 2/17, ABSTRACT 1214, I & G.N.R.R. SURVEY NO. 3/17, ABSTRACT 1213, J. W. HOWARD SURVEY NO. 15 L/4, ABSTRACT 1464, JAMES T. DENMAN (SOMETIMES REFERRED TO AS JAMES T. DUNMAN) SURVEY NO.3, ABSTRACT 1446, JAMES H. BOWMAN (SOMETIMES REFERRED TO AS J. H. BOWMAN) SURVEY NO. 15 1/2, ABSTRACT 1438 AND SOCORRO FARMING COMPANY (INCORRECTLY REFERRED TO IN DEED AS SOCORO FARMING COMPANY) SURVEY NO. 15, CERTIFICATE NO. 35/214, ABSTRACT 1022.

FOR THE PUBLIC PURPOSES OF THE EXPANSION AND OPERATION OF THE SYSTEM, INCLUDING THE PROJECT FOR THE SYSTEM; AUTHORIZING ALL APPROPRIATE ACTION OF THE CITY PUBLIC SERVICE BOARD OF SAN ANTONIO IN THE INSTITUTION AND PROSECUTION OF CONDEMNATION PROCEEDING TO ACQUIRE ANY SUCH NEEDED EASEMENTS, AND RELATED RIGHTS OF INGRESS AND EGRESS AND FEE SIMPLE TITLE TO CERTAIN PRIVATELY OWNED REAL PROPERTIES THAT CANNOT BE ACQUIRED THROUGH NEGOTIATION; RATIFYING AND AFFIRMING ALL PRIOR ACTS AND PROCEEDINGS DONE OR INITIATED BY ATTORNEYS, AGENTS AND EMPLOYEES OF THE CITY PUBLIC SERVICE BOARD TO ACQUIRE SUCH EASEMENTS, RIGHTS OF INGRESS AND EGRESS, AND FEE PROPERTIES.

2006-06-29-0777

AN ORDINANCE AUTHORIZING A FIVE-YEAR AGRICULTURAL LEASE WITH MR. WESLEY ATKISON FOR THE IN-KIND CONSIDERATION OF HIS MOWING AND MAINTAINING APPROXIMATELY 273 ACRES OF CITY-OWNED LAND AT SOUTHWEST BUSINESS & TECHNOLOGY PARK IN DISTRICT 6, AND AUTHORIZING THE RENEWAL OF THIS AGREEMENT FOR SOME OR ALL OF THE AFFECTED CITY PROPERTY AT THE PARK WITHOUT FURTHER COUNCIL ACTION.

2006-06-29-0778

AN ORDINANCE APPROVING A SECOND AMENDMENT TO LEASE AGREEMENT WITH RIVERVIEW TOWER PARTNERS, LTD., AS LANDLORD, FOR THE CONTINUED RENTAL OF OFFICE SPACE AT THE RIVERVIEW

OFFICE BUILDING, LOCATED AT 111 SOLEDAD STREET IN DISTRICT 1, BY THE CITY ATTORNEY'S OFFICE AND RISK MANAGEMENT DIVISION OF THE HUMAN RESOURCES DEPARTMENT FOR A TERM OF 2 YEARS COMMENCING JULY 1, 2006, AT AN ANNUAL RENTAL RATE OF \$14.50 PER SQUARE FOOT, OR \$18,028.34 PER MONTH, WITH 2 TWO-YEAR RENEWAL OPTIONS AT AN ANNUAL RATE OF \$15.00 PER SQUARE FOOT FOR THE FIRST RENEWAL TERM AND \$15.50 PER SQUARE FOOT FOR THE SECOND RENEWAL TERM.

2006-06-29-0779

AN ORDINANCE AUTHORIZING THE EXECUTION OF A RENEWAL OF LICENSE AGREEMENT WITH SECURITY SERVICE FEDERAL CREDIT UNION FOR THE CONTINUED PLACEMENT OF AN AUTOMATED TELLER MACHINE (ATM) LOCATED AT NELSON WOLFF STADIUM IN DISTRICT 6, FOR A FIVE-YEAR RENEWAL TERM COMMENCING JULY 1, 2006 AND EXPIRING JUNE 30, 2011, IN CONSIDERATION OF \$225.00 PER MONTH PER ATM PLUS 40% TO 50% PERCENT OF VARIOUS SURCHARGE AND TRANSACTION FEES.

2006-06-29-0780

AN ORDINANCE AUTHORIZING THE CITY TO GRANT TO KB HOME SAN ANTONIO TWO 16-FOOT WIDE SANITARY SEWER EASEMENTS AND TWO 25-FOOT WIDE TEMPORARY CONSTRUCTION EASEMENTS OVER CITY-OWNED PARK PROPERTY IN THE STONE OAK AREA (NCB 19219) IN EXCHANGE FOR \$1,887.00.

2006-06-29-0781

AN ORDINANCE AMENDING THE CURRENT LICENSE AGREEMENT WITH THE MIRACLE LEAGUE OF SAN ANTONIO TO ADD APPROXIMATELY 1.5 ACRES OF CITY OWNED PROPERTY AT WOLFF BASEBALL STADIUM FOR THE MIRACLE LEAGUE'S USE IN DEVELOPING PARKING FOR ITS FACILITIES AT THE PARKS FACILITY HEADQUARTERS/CITY NURSERY PROPERTY IN DISTRICT 6.

2006-06-29-0782

AN ORDINANCE APPROVING A ONE YEAR LA VILLITA RETAIL LEASE AGREEMENT WITH MS. CLAUDIA PAZ NEGRETE AND MR. SALVADOR CAZARES NEGRETE D/B/A CASA CLASAL, FOR LEASE OF APPROXIMATELY 591 SQUARE FEET IDENTIFIED AS BUILDING 4, 102 HIDALGO WALK AT LA VILLITA IN DISTRICT 1 FOR THE PERIOD JULY 1, 2006 THROUGH JUNE 30, 2007 WITH AN ANNUAL RENT OF \$5,014.69.

2006-06-29-0783

AN ORDINANCE AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT WITH SAN ANTONIO AVIATION, INC. FOR 27,832 SQUARE FEET OF HANGAR/OFFICE SPACE AND 137,445 SQUARE FEET OF GROUND, PREFERENTIAL RAMP, AND PARKING SPACE LOCATED AT STINSON MUNICIPAL AIRPORT, FOR A TERM OF TEN YEARS FOR AN ANNUAL RENTAL OF \$42,109.26 UNTIL SEPTEMBER 30, 2006 AND THEREAFTER AT AN ANNUAL RATE OF \$45,935.01 THROUGH EXPIRATION OF THE LEASE.

2006-06-29-0784

AN ORDINANCE AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT WITH VALERO CORPORATE SERVICES COMPANY FOR APPROXIMATELY 320,414 SQUARE FEET OF GROUND SPACE AT SAN ANTONIO INTERNATIONAL AIRPORT, FOR A TERM OF TWENTY YEARS AND ANNUAL RENT OF \$112,144.90, (SUBJECT TO EARNED RENT CREDITS AND ECONOMIC DEVELOPMENT INCENTIVES); APPROVING RENT CREDITS IN AN AMOUNT NOT TO EXCEED \$225,000.00 AS REIMBURSEMENT FOR DESIGN COSTS ASSOCIATED WITH THE EXTENSION OF TAXIWAY ROMEO AND OTHER SITE INFRASTRUCTURE IMPROVEMENTS, AND APPROVING ECONOMIC DEVELOPMENT INCENTIVES.

2006-06-29-0785

AN ORDINANCE AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE SAN ANTONIO HOUSING AUTHORITY (SAHA) FOR THE LEASE OF 16 UNITS FOR HOMELESS FAMILIES FOR THE PERIOD JULY 15, 2006 THROUGH SEPTEMBER 30, 2008; AND AUTHORIZING EXECUTION OF A "HOUSING FIRST" AGREEMENT FOR HOMELESS RESIDENTS.

2006-06-29-0786

AN ORDINANCE AUTHORIZING A ONE YEAR LEASE AGREEMENT WITH THE RK GROUP, LLC, FOR 47 PARKING SPACES AT THE FORMER SAWS HEADQUARTERS LOCATED AT 1001 EAST MARKET STREET, WITH TWO ONE-YEAR RENEWAL OPTIONS.

2006-06-29-0787

AN ORDINANCE AUTHORIZING A FIVE-YEAR LEASE AGREEMENT WITH LHT SAN ANTONIO REALTY, L.P., WITH THE CITY PAYING A BEGINNING ANNUAL BASE RENT OF \$33,626.00, PLUS EXPENSES, THE BASE RENT ESCALATING DURING THE LEASE TERM WITH THE CPI, FOR APPROXIMATELY 1,955 SQUARE FEET OF OFFICE SPACE AT 343 W. HOUSTON STREET IN DISTRICT 1, WITH ONE FIVE YEAR RENEWAL.

2006-06-29-0788

AN ORDINANCE AUTHORIZING THE RENEWAL OF AN ADMINISTRATIVE SERVICES AGREEMENT WITH THE SAN ANTONIO FIRE AND POLICE PENSION BOARD OF TRUSTEES IN AN ANNUAL AMOUNT OF \$25,363.00 PAYABLE TO THE CITY FOR ADMINISTRATIVE SERVICES PROVIDED TO THE FUND THROUGH SEPTEMBER 30, 2007; AND AUTHORIZING TWO ADDITIONAL ONE YEAR RENEWAL OPTIONS.

2006-06-29-0789

AN ORDINANCE AUTHORIZING THE EXECUTION OF CONTRACT CHANGE WITH THE TEXAS DEPARTMENT OF STATE HEALTH SERVICES WHICH WILL PROVIDE AN ADDITIONAL \$250,000.00 TO AUGMENT SUPPORT FOR THE ONGOING TITLE V FAMILY PLANNING PROGRAM OF THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT FOR THE PERIOD JANUARY 1, 2006 TO AUGUST 31, 2006; AND REVISING THE PROGRAM BUDGET.

2006-06-29-0790

AN ORDINANCE AUTHORIZING A GRANT APPLICATION, AND ACCEPTANCE OF GRANT FUNDS UPON AWARD, IN AN AMOUNT NOT TO EXCEED \$720,000.00, FROM THE TEXAS STATE LIBRARY AND ARCHIVES COMMISSION TO PURCHASE LIBRARY MATERIALS AND SUPPORT VARIOUS SERVICES PROVIDED BY THE SAN ANTONIO PUBLIC LIBRARY, THE MAJOR RESOURCE CENTER IN THE ALAMO AREA LIBRARY SYSTEM; AUTHORIZING THE EXECUTION OF RELATED CONTRACTS; APPROPRIATING FUNDS; AND APPROVING A PERSONNEL COMPLEMENT.

2006-06-29-0791

AN ORDINANCE AUTHORIZING A TECHNICAL ASSISTANCE NEGOTIATED GRANT APPLICATION, AND ACCEPTANCE OF GRANT FUNDS UPON AWARD, IN AN AMOUNT NOT TO EXCEED \$80,000.00 FROM THE TEXAS STATE LIBRARY AND ARCHIVES COMMISSION TO FUND COMPUTER SYSTEMS SUPPORT IN PUBLIC LIBRARIES LOCATED WITHIN THE ALAMO AREA LIBRARY SYSTEM; AUTHORIZING THE EXECUTION OF RELATED CONTRACTS; AND APPROPRIATING FUNDS.

2006-06-29-0792

AN ORDINANCE AUTHORIZING A GRANT APPLICATION, AND ACCEPTANCE OF GRANT FUNDS UPON AWARD, IN AN AMOUNT NOT TO EXCEED \$326,659.00 FROM THE TEXAS STATE LIBRARY AND ARCHIVES COMMISSION TO SUPPORT THE OPERATION OF THE SAN ANTONIO INTERLIBRARY LOAN CENTER; AUTHORIZING THE EXECUTION OF RELATED CONTRACTS; APPROPRIATING FUNDS; AND APPROVING A PERSONNEL COMPLEMENT.

2006-06-29-0793

AN ORDINANCE AMENDING THE 2006 INTERLIBRARY LOAN SERVICES-FEDERAL GRANT CONTRACT WITH THE TEXAS STATE LIBRARY AND ARCHIVES COMMISSION TO ACCEPT ADDITIONAL FUNDS IN THE AMOUNT OF \$17,070.00 TO SUPPORT TEMPORARY PERSONNEL COSTS FOR THE GRANT PERIOD ENDING AUGUST 31, 2006; AND APPROPRIATING FUNDS.

2006-06-29-0794

AN ORDINANCE AUTHORIZING THE EXECUTION OF A CONTRACT AMENDMENT TO INCREASE THE CONTRACT FROM \$27,000.00 TO \$60,880.00 WITH LOCAL DENTIST, DONNESE MICHELLE FRITSCH, D.D.S, TO PROVIDE SERVICES IN CLINICS FOR THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT FOR THE PERIOD BEGINNING MAY 15, 2006 THROUGH DECEMBER 14, 2006.

2006-06-29-0795

AN ORDINANCE AUTHORIZING THE EXECUTION OF A CONTRACT FOR A TOTAL OF \$66,000.00 WITH LOCAL DENTIST, DANYA GREIDER, D.D.S, TO PROVIDE SERVICES IN CLINICS FOR THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT FOR THE PERIOD JULY 1, 2006 THROUGH MARCH 31, 2009.

2006-06-29-0796

AN ORDINANCE AUTHORIZING THE ACCEPTANCE OF AN AWARD AMENDMENT IN THE AMOUNT OF \$125,000.00 FROM THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, HEALTH RESOURCES & SERVICES ADMINISTRATION FOR THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT TO CONTINUE THE HEALTHY START INITIATIVE AND EXTEND THE GRANT PERIOD FROM MAY 31, 2006 TO JULY 31, 2006; AND REVISING THE PROJECT BUDGET.

2006-06-29-0797

AN ORDINANCE AUTHORIZING THE EXECUTION OF A CONTRACT CHANGE WITH THE TEXAS DEPARTMENT OF STATE HEALTH SERVICES WHICH WILL PROVIDE ADDITIONAL FUNDS TOTALING \$100,000.00 FOR THE ONGOING TITLE V MATERNAL & CHILD HEALTH PROGRAM OF THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT FOR THE PERIOD SEPTEMBER 1, 2005 THROUGH AUGUST 31, 2006; REVISING THE PROGRAM BUDGET; AND APPROVING THE PERSONNEL COMPLEMENT.

2006-06-29-0798

AN ORDINANCE AUTHORIZING THE EXECUTION OF A CONTRACT CHANGE WITH THE TEXAS DEPARTMENT OF STATE HEALTH SERVICES WHICH WILL PROVIDE AN ADDITIONAL \$12,500.00 TO AUGMENT SUPPORT FOR THE ONGOING BREAST AND CERVICAL CANCER CONTROL SERVICES OF THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT THROUGH JUNE 30, 2006; AND REVISING THE PROGRAM BUDGET.

2006-06-29-0799

AN ORDINANCE AUTHORIZING THE EXECUTION OF AN AMENDMENT TO A SUBAWARD AGREEMENT WITH THE UNIVERSITY OF TEXAS HEALTH SCIENCE CENTER AT SAN ANTONIO WHICH WILL PROVIDE AN ADDITIONAL \$3,902.00 FOR THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT'S SAN ANTONIO CENTER FOR THE STUDY OF STILLBIRTH PROJECT FOR THE PERIOD AUGUST 1, 2005 THROUGH JULY 31, 2006; AND REVISING THE PROJECT BUDGET.

2006-06-29-0800

AN ORDINANCE AUTHORIZING THE ACCEPTANCE OF AN AMENDMENT TO A COOPERATIVE AGREEMENT AWARD FROM THE U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES WHICH WILL PROVIDE ADDITIONAL FUNDS IN THE AMOUNT OF \$562,260.00 FOR THE STEPS TO A HEALTHIER SAN ANTONIO PROGRAM OF THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT FOR THE PERIOD SEPTEMBER 22, 2005 THROUGH SEPTEMBER 21, 2006; AUTHORIZING A REVISED PROGRAM BUDGET; AND AUTHORIZING THE EXECUTION OF AMENDMENTS TO FIVE AGREEMENTS WITH BEXAR COUNTY HOSPITAL DISTRICT DBA UNIVERSITY HEALTH SYSTEM, SAN ANTONIO- BEXAR COUNTY METROPOLITAN PLANNING ORGANIZATION, SAN ANTONIO INDEPENDENT SCHOOL DISTRICT, AMERICAN CANCER SOCIETY, AND YMCA OF GREATER SAN ANTONIO.

2006-06-29-0801

AN ORDINANCE APPROVING AMENDMENTS TO THE FINAL PROJECT AND FINANCING PLANS FOR TAX INCREMENT INVESTMENT ZONE NUMBER SIX,

CITY OF SAN ANTONIO, TEXAS, ALSO REFERRED TO AS THE MISSION DEL LAGO TIRZ; AUTHORIZING PAYMENT OF ALL INCREMENTAL AD VALOREM TAXES FROM THE TIRZ INTO THE TIRZ'S TAX INCREMENT FUND; AND AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE INTERLOCAL AGREEMENTS WITH BEXAR COUNTY, UNIVERSITY HEALTH SYSTEM, ALAMO COMMUNITY COLLEGE DISTRICT AND A DEVELOPMENT AGREEMENT BETWEEN THE CITY OF SAN ANTONIO, MISSION DEL LAGO, LTD., AND THE BOARD OF DIRECTORS FOR THE TIRZ ("BOARD").

2006R-06-29-0802

A RESOLUTION AUTHORIZING THE BEXAR COUNTY HOUSING FINANCE CORPORATION TO USE PROCEEDS OF HOUSING MORTGAGE REVENUE BONDS WITHIN THE CITY LIMITS OF SAN ANTONIO.

2006-06-29-0803

AN ORDINANCE SELECTING FIRST SOUTHWEST COMPANY AND MORGAN KEEGAN & COMPANY, INC. TO SERVE AS SENIOR/CO-SENIOR MANAGING UNDERWRITERS FOR THE PROPOSED \$16,500,000.00 MORTGAGE REVENUE BOND PROGRAM TO BE ISSUED BY THE SAN ANTONIO HOUSING TRUST FINANCE CORPORATION.

2006-06-29-0804

AN ORDINANCE RATIFYING THE SUBMISSION OF TECHNICAL SUBMISSIONS TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) FOR THE 2005 CONTINUUM OF CARE HOMELESS ASSISTANCE SUPPORTIVE HOUSING PROGRAM (SHP); AUTHORIZING THE ACCEPTANCE OF A GRANT AWARD FROM HUD FOR THE 2005 SHP IN AN AMOUNT NOT TO EXCEED \$5,235,248.00; AUTHORIZING THE EXECUTION OF GRANT AGREEMENTS WITH HUD; AUTHORIZING THE EXECUTION OF CONTRACTS WITH AGENCIES TO SUPPORT THE PROGRAM; AND APPROVING A BUDGET AND PERSONNEL COMPLEMENT.

2006-06-29-0805

AN ORDINANCE AUTHORIZING THE EXECUTION OF TWO NO-COST CONTRACT AMENDMENTS WITH SAN ANTONIO METROPOLITAN MINISTRY (SAMMINISTRIES) AND THE SALVATION ARMY, TO ADJUST THE CONTRACT BUDGETS AND FACILITATE TIMELY EXPENDITURE OF FUNDS FOR THE SUPPORTIVE HOUSING PROGRAM.

2006-06-29-0806

AN ORDINANCE AUTHORIZING THE EXECUTION OF TWO HOUSING ASSISTANCE PAYMENT CONTRACTS WITH THE SAN ANTONIO HOUSING AUTHORITY FOR THE CITY TO RECEIVE FUNDS FOR THE CONTINUATION OF THE RENTAL SUBSIDY PROGRAM FOR SINGLE ROOM OCCUPANCY UNITS AT THE DWYER AVENUE CENTER FOR THE PERIOD ENDING SEPTEMBER 16, 2007.

2006-06-29-0807

AN ORDINANCE AUTHORIZING THE ACCEPTANCE OF AN AIRPORT IMPROVEMENT PROGRAM GRANT FROM THE FEDERAL AVIATION ADMINISTRATION, IN THE AMOUNT OF \$5,000,000.00 IN SUPPORT OF THE ACOUSTICAL TREATMENT PROGRAM AT THE SAN ANTONIO INTERNATIONAL AIRPORT.

2006-06-29-0808

AN ORDINANCE AUTHORIZING THE ACCEPTANCE OF AN AIRPORT IMPROVEMENT PROGRAM GRANT FROM THE FEDERAL AVIATION ADMINISTRATION, IN THE AMOUNT OF \$2,628,364.00 IN SUPPORT OF THE TAXIWAY R EXTENSION, RUNWAY 12R HOLDING BAY EXTENSION, UPDATE TO THE TERMINAL AREA FORECAST, AND DEVELOPMENT OF THE RUNWAY SAFETY ACTION TEAM AT THE SAN ANTONIO INTERNATIONAL AIRPORT.

2006-06-29-0809

AN ORDINANCE AUTHORIZING AN AMENDMENT TO THE SAN ANTONIO INTERNATIONAL AIRPORT ADVERTISING CONCESSION AGREEMENT WITH CLEAR CHANNEL OUTDOOR, INC. F/K/A ELLER MEDIA COMPANY, TO

EXTEND THE TERM FROM AUGUST 31, 2006 TO FEBRUARY 28, 2007 AND MONTH TO MONTH THEREAFTER FOR A PERIOD NOT TO EXCEED AN ADDITIONAL SIX MONTHS, UNDER THE SAME TERMS AND CONDITIONS AS THE CURRENT AGREEMENT.

2006-06-29-0810

AN ORDINANCE APPROVING AN EXTENSION OF LINE-OF-DUTY LEAVE FOR FIRE APPARATUS OPERATOR MARIO MONTEMAYOR.

2006-06-08-0811

AN ORDINANCE AUTHORIZING AN AMENDMENT TO A PROFESSIONAL SERVICES AGREEMENT WITH THE SEGAL COMPANY TO PROVIDE ADDITIONAL ACTUARIAL VALUATION AND RELATED SERVICES IN CONNECTION WITH THE FIRE AND POLICE RETIREE HEALTHCARE FUND FOR AN AMOUNT NOT TO EXCEED \$50,000.00.

2006-06-29-0812

AN ORDINANCE AUTHORIZING ADJUSTMENTS TO THE DISTRICT 5 ONE-TIME PROJECTS BUDGET BY REDUCING FUNDS SET ASIDE IN FY 2000 FOR THE INMAN CHRISTIAN CENTER CORRIDOR REVITALIZATION FROM \$23,783.87.82 TO \$14,621.87 TO HELP OFFSET COSTS BY CONTRIBUTING \$5,000.00 TO HOLY CROSS HIGH SCHOOL FOR THE INSTALLATION OF A FIRE HYDRANT; \$2,105.00 TO THE FARIAS PARK PROJECT FOR AN INDOOR PORTABLE BASKETBALL SCOREBOARD AND \$2,057.00 TO AVENIDA GUADALUPE ASSOCIATION, INC. FOR LIGHTING REPAIRS TO PLAZA GUADALUPE'S ARCADE LEVEL; AS REQUESTED BY COUNCILMEMBER RADLE, DISTRICT 5.

2006-06-29-0813

AN ORDINANCE AUTHORIZING THE INSTALLATION OF SPEED HUMPS AT THE EL SENDERO NEIGHBORHOOD IN CONSIDERATION OF \$10,500.00 FROM THE EL SENDERO HOMEOWNERS' ASSOCIATION, AS REQUESTED BY COUNCILMEMBER HERRERA, DISTRICT 6; AND APPROPRIATING FUNDS.

ITEMS 95A-G: BOARD APPOINTMENTS

REAPPOINTMENT OF MICHAEL WESTHEIMER (DISTRICT 1) TO THE ZONING COMMISSION FOR A TERM EFFECTIVE JULY 1, 2006, TO EXPIRE JUNE 30, 2008.

APPOINTMENT OF CRISTINA BAZALDUA (DISTRICT 1) TO KEEP SAN ANTONIO BEAUTIFUL, INC. FOR THE REMAINDER OF AN UNEXPIRED TERM OF OFFICE TO EXPIRE DECEMBER 22, 2006.

APPOINTMENT OF EDWARD SEBERA (DISTRICT 9) TO THE PLUMBING APPEALS AND ADVISORY BOARD (CATEGORY: LAYPERSON) FOR THE REMAINDER OF AN UNEXPIRED TERM OF OFFICE TO EXPIRE MARCH 20, 2007.

REAPPOINTMENT OF BENJAMIN S. MORA (DISTRICT 8) (CATEGORY: TRUSTEE) FOR THE REMAINDER AN UNEXPIRED TERM OF OFFICE TO EXPIRE NOVEMBER 30, 2007, AND STERLING S. NEUMAN (DISTRICT 8) (CATEGORY: DIRECTOR/TRUSTEE) FOR THE REMAINDER OF UNEXPIRED TERMS OF OFFICE TO EXPIRE NOVEMBER 30, 2008 AS A TRUSTEE, AND NOVEMBER 30, 2007 AS A DIRECTOR TO THE SAN ANTONIO LOCAL DEVELOPMENT COMPANY, INC. (D/B/A SOUTH TEXAS BUSINESS FUND).

REAPPOINTMENT OF GLORIA S. RODRIGUEZ (DISTRICT 6) TO THE DISABILITY ACCESS ADVISORY COMMITTEE (CATEGORY: CONSUMER OF HANDICAPPED SERVICES) FOR A TERM OF OFFICE TO EXPIRE MAY 31, 2007.

REAPPOINTMENT OF VERONICA R. GARCIA (DISTRICT 6) TO THE MAYOR'S COMMISSION ON THE STATUS OF WOMEN FOR A TERM OF OFFICE TO EXPIRE MAY 31, 2007.

APPOINTMENT OF JOHN P. DODSON (AT-LARGE) TO THE CONSERVATION ADVISORY BOARD (CATEGORY: UVALDE COUNTY) FOR A TERM OF OFFICE TO EXPIRE MAY 31, 2007.

The City Clerk read the following Ordinances:

2006-06-29-0814

AN ORDINANCE AUTHORIZING THE EXECUTION OF A LICENSE AGREEMENT FOR SNACK SERVICES IN CERTAIN CITY-OWNED AND CITY-LEASED FACILITIES WITH INDEPENDENT VENDORS OF SAN ANTONIO TO PROVIDE SNACK, FRESH/FROZEN FOOD, AND HOT DRINK VENDING MACHINE SERVICES FOR AN INITIAL SEVEN-YEAR TERM, WITH A THREE-YEAR EXTENSION SUBJECT TO CITY COUNCIL APPROVAL.

2006-06-29-0815

AN ORDINANCE AUTHORIZING AN AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT FOR THE MUNICIPAL MARKETING PARTNERSHIP PROGRAM WITH ACTIVE NETWORK, INC.

2006-06-29-0816

AUTHORIZING THE EXECUTION OF THE FIRST AMENDMENT TO COCA COLA'S LICENSE FOR VENDING MACHINE SERVICES, PROVIDING FOR A FIVE-YEAR EXTENSION OF THE CURRENT AGREEMENT WITH COMMISSION RATES OF THIRTY PERCENT FOR TWELVE OUNCE BOTTLES AND FORTY PERCENT FOR TWENTY OUNCE BOTTLES, AT THE PRICING PROVIDED IN THEIR BEST AND FINAL OFFER, WITH AN ANNUAL GUARANTEED PAYMENT OF \$50,000 AND AUTHORIZING THE EXECUTION OF A LICENSE AGREEMENT WITH BOTTLING GROUP, L.L.C. D/B/A THE PEPSI BOTTLING GROUP TO PROVIDE CONCESSIONS SERVICES, INCLUDING POURING RIGHTS, AT CONVENTION FACILITIES AND MUNICIPAL GOLF COURSES BASED ON THEIR BEST AND FINAL OFFER.

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

Mr. Shawn Eddy, Acting Director of Asset Management, made a presentation on the request for proposals for Beverage and Snack Services, a copy of which is on file with the Office of the City Clerk. He spoke to the RFP process which represented the first phase of the Municipal Marketing Program, noting the responses from the respective vendors. He outlined the criteria and the beverage proposal scoring for each of the vendors, compensation to the City and staff's recommendation.

The following citizen(s) appeared to speak:

Ms. Carolyn Heath, Antioch Community, 210-1 South Grimes, expressed support for the renewal of the City's beverage contract with Coca Cola. She stated that Coca Cola is a supportive partner of eastside programs and services. She listed the many beneficial programs that Coca-Cola has sponsored to help improve the community.

Mr. Terrell McCombs, McCombs Ent., 755 E. Mulberry, voiced his support of Coca Cola citing their community involvement, local business participation, and philanthropic philosophy.

Mr. Saul Levenshus, Barshop Jewish Community Center, 12500 NW Military Highway Suite 275, stated that Coca-Cola Bottling Company is an excellent community partner and business partner. He urged Council to renew the City's contact with Coca-Cola Bottling Company.

Mr. Donny McDaniel, Pepsi Bottling Group, 6100 NE Loop 410, spoke on the financial return for the City, marketing on behalf of the City, and health and wellness benefits that can be expected if the City begins a contract with Pepsi.

Mr. Steve Milonovich, Pepsi Bottling Group, 6100 NE Loop 410, described the smart choice initiative. He stated Pepsi has a large array of beverages and snacks that attract health-conscious consumers.

Mr. John Pruski, Coca Cola Bottling Company, 1 Coca Cola Plaza, explained Coca Cola is the preferred brand for citizens in San Antonio. He described the economic benefits Coca Cola can offer the City, and spoke on Coca Cola's continued commitment to the community.

Councilmember McNeil made a motion to amend the proposed Ordinance to authorize the City Manager to enter into an extension of the current agreement with San Antonio Coca Cola Bottling Company with commission rates of 30% for 12 oz. and 40% for 20 oz. at a pricing provided in their best and final offer to the City and an annual guaranteed payment of \$50,000 for a term of five years and authorizing the City Manager to enter into an agreement with Pepsi Bottling Company for pouring rights at the Convention Center and Municipal Golf Courses based on the terms of their best and final offer. Councilmember Flores seconded the motion.

The motion for amendment of the proposed Ordinance for Item 8c carried by the following vote: **AYES:** Flores, McNeil, Gutierrez, Herrera, Guajardo, Hall, Haass, Mayor Hardberger. **NAYS:** Perez, Radle, Wolff. **ABSENT:** None.

The main motion as amended carried the passage of the Ordinances by the following vote: **AYES:** Flores, McNeil, Gutierrez, Herrera, Guajardo, Hall, Haass, Mayor Hardberger. **NAYS:** Perez, Radle, Wolff. **ABSENT:** None.

The City Clerk read the following Ordinance:

2006-06-29-0817

AN ORDINANCE AMENDING CHAPTER 14 OF THE CITY CODE REGARDING THE SOLID WASTE HAULER'S PERMIT AND FEE PROGRAM BY CLARIFYING ENFORCEMENT OPTIONS, INCLUDING, BUT NOT LIMITED TO, DISCOUNTS FOR EARLY PERMIT PAYMENTS, AS WELL AS LATE FEE CHARGES; LIMITING CITY PROJECTS TO PERFORMANCE BY ONLY COMPLIANT HAULERS; AND ADJUSTING ENFORCEMENT NOTICE REQUIREMENTS; ALLOWING A ONE-TIME AMNESTY OPPORTUNITY FOR NON-COMPLIANT HAULERS; RECITING EXISTING CIVIL AND CRIMINAL PENALTIES; AND DIRECTING PUBLICATION.

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

Mr. Dan Cardenas, Director of Environmental Services, made a presentation on the Chapter 14 amendment regarding the solid waste hauler's permit and fee program, a copy of which is on file with the Office of the City Clerk. He stated this would clarify enforcement options including discounts for early permit payments, as well as late fee charges, limiting city projects to performance by only compliant haulers, adjusting enforcement notice requirements and allowing a one-time amnesty opportunity for non-compliant haulers. He further outlined the steps followed by staff and evaluation of the fee structure which has resulted in staff recommendation to maintain the current fee schedule and enhance the existing permitting process by providing payment alternatives to the waste haulers.

The motion carried the passage of the Ordinance by the following vote: **AYES:** Flores, McNeil, Gutierrez, Perez, Radle, Herrera, Guajardo, Hall, Wolff, Haass, Mayor Hardberger. **NAYS:** None. **ABSENT:** None.

PUBLIC HEARING AND ORDINANCE: ROSILLO RANCH DEVELOPMENT PROJECT

Mayor Hardberger declared the Public Hearing to be open.

There being no citizens to speak, Mayor Hardberger declared the Public Hearing to be closed

The City Clerk read the following Ordinance:

2006-06-29-0818

AN ORDINANCE DESIGNATING THE ROSILLO RANCH DEVELOPMENT PROJECT AREA LOCATED IN CITY COUNCIL DISTRICT 2, BOUNDED ON THE NORTH BY INTERSTATE 10, TO THE WEST BY MARTINDALE ARMY AIRFIELD, TO THE SOUTH BY FM 1346, AND TO THE EAST BY NORTH FOSTER ROAD AS A TAX INCREMENT REINVESTMENT ZONE (“TIRZ”); DESCRIBING THE BOUNDARIES OF THE TIRZ; CREATING A BOARD OF DIRECTORS FOR THE TIRZ; PROVIDING FOR AN EFFECTIVE DATE AND A TERMINATION DATE FOR THE TIRZ; NAMING THE TIRZ “REINVESTMENT ZONE NUMBER TWENTY-SIX, CITY OF SAN ANTONIO, TEXAS”; ESTABLISHING A TAX INCREMENT FUND; AND CONTAINING OTHER STATUTORILY REQUIRED PROVISIONS FOR THE DESIGNATION OF A TIRZ.

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

Mr. David Garza, Director of Neighborhood Services Department made a presentation on the Tax Increment Financing Program for Rosillo Ranch, a copy of which is on file with the Office of the City Clerk. He outlined the project construction located in Council District 2 which included 1,875 single family homes, 127 town homes, 224 garden homes, 118 duplex units 439,450 sq. ft. of commercial space and multiple parks. He added this project was in compliance with the amended Tax Increment Finance (TIF) guidelines and criteria. He stated the total infrastructure and related development costs were estimated at \$44,827,637 thereby increasing the 2006 base value from \$2,692,220 to \$332,665,000.

The motion carried the passage of the Ordinance by the following vote: **AYES:** Flores, McNeil, Gutierrez, Perez, Radle, Herrera, Guajardo, Hall, Haass, Mayor Hardberger. **NAYS:** None. **ABSENT:** Wolff.

The City Clerk read the following Ordinance:

2006-06-29-0819

AN ORDINANCE AMENDING CERTAIN SECTIONS OF DIVISION 4 OF ARTICLE IV OF CHAPTER 2 OF THE CITY CODE OF SAN ANTONIO, TEXAS RELATED TO THE EMPLOYEE-MANAGEMENT COMMITTEE.

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

Ms. Sharon De La Garza, Director of Human Resources, presented the amendment of Ordinance 99630 regarding the Employee-Management Committee, a copy of which is on file with the Office of the City Clerk. She spoke to the establishment of the Committee and its structure, and the provision of the ordinance which called for a review by March, 2006 and staff's recommendation.

Councilmember Radle made a motion to amend the proposed Ordinance to change election cycle from two years to three years. Councilmember Guajardo seconded the motion.

Councilmember Radle made a second motion to amend the proposed Ordinance to allow each EEO seat to have 20 hours of paid administrative leave per quarter to prepare for the meetings. Councilmember Gutierrez seconded the motion.

The motion for the second amendment by Councilmember Radle regarding the 20 hours of paid administrative leave prevailed by the following vote: **AYES:** Flores, McNeil, Gutierrez, Radle, Herrera, Guajardo, Hall. **NAYS:** Perez, Wolff, Haass, and Mayor Hardberger. **ABSENT:** None.

The motion for the first amendment by Councilmember Radle regarding the term extension to three years prevailed by the following vote: **AYES:** Flores, McNeil, Gutierrez, Radle, Herrera, Guajardo, Hall. **NAYS:** Perez, Wolff, Haass and Mayor Hardberger. **ABSENT:** None.

Councilmember Herrera made a motion to amend the proposed Ordinance to change the petition period from April 1st through July 31st to July 1st through September 30th. Councilmember Hall seconded the motion.

The motion for amendment by Councilmember Herrera regarding the petition period, prevailed by the following vote: **AYES:** Flores, McNeil, Gutierrez, Perez, Radle, Herrera, Guajardo, Hall, Wolff, Haass, Mayor Hardberger. **NAYS:** None. **ABSENT:** None.

Councilmember Herrera then made a motion to amend the proposed Ordinance to change the vote from majority to plurality in the elections; to allow the City Clerk to make decisions as to hours, dates, and locations of elections; and to cancel the election in uncontested cases. Councilmember Wolff seconded the motion.

The motion for amendment by Councilmember Herrera regarding the plurality vote and conduct of election, prevailed by the following vote: **AYES:** Flores, McNeil, Gutierrez, Perez, Radle, Herrera, Guajardo, Hall, Wolff, Haass, Mayor Hardberger. **NAYS:** None. **ABSENT:** None.

The main motion as amended carried the passage of the Ordinance by the following vote: **AYES:** McNeil, Gutierrez, Radle, Herrera, Guajardo, Hall, Haass, Mayor Hardberger. **NAYS:** Wolff. **ABSENT:** Flores, Perez.

CEREMONIAL ITEMS

Mayor Hardberger presented the following honorariums:

- Citation to Maya Hughes, Davis Middle School student, for achieving a 3rd place ranking in the State of Texas for excellence in academic achievement, and for receiving an invitation to the 2006 Junior National Young Leaders Conference this fall in Washington, D.C.
- Proclamation for National Night Out to National Association of National Night of Town Watch.
- Presentation of Betsy Ross flag to the City by Judge Ed and the Sons of the American Revolution.

The City Clerk read the following Ordinance:

2006-06-29-0820

AN ORDINANCE AUTHORIZING THE ACCEPTANCE OF A DONATION OF A 21.112 ACRE TRACT OF LAND, WHICH WILL BE DESIGNATED AS PARK LAND, ALONG SALADO CREEK FROM OAKWELL HOLDINGS, L.L.C.; AUTHORIZING THE ACCEPTANCE OF THE ASSIGNMENT OF A DRIVING RANGE LEASE ON THE 21.112 ACRES; AND AUTHORIZING THE PURCHASE OF AN ASSOCIATED 30-ACRE-FEET OF EDWARDS AQUIFER GROUNDWATER RIGHTS FROM THE TOBIN ENDOWMENT IN CONNECTION WITH THE LINEAR CREEKWAYS DEVELOPMENT PROJECT IN DISTRICT 10.

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

The following citizen(s) appeared to speak:

Mr. Voge spoke to the land the Tobin Endowment is donating to the City of San Antonio.

The motion carried the passage of the Ordinance by the following vote: **AYES:** Flores, Perez, Radle, Herrera, Guajardo, Hall, Wolff, Haass, Mayor Hardberger. **NAYS:** None. **ABSENT:** McNeil, Gutierrez.

Z-4. ZONING CASE #Z2006098 (District 8): An Ordinance changing the zoning district boundary from "O-1 ERZD" Office Edwards Recharge Zone District, "O-2 ERZD" Office Edwards Recharge Zone District and "ED ERZD" Entertainment Edwards Recharge Zone District to "MPCD ERZD" Master Planned Community Edwards Recharge Zone District on 46.18 acres out of NCB 14859 and NCB 34725, 16000 Block of La Cantera Parkway as requested by Brown, P.C., Applicant, for Cantera-Parkway Development Partners of SA, LP, Owner(s). Staff and Zoning Commission recommend Approval.

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

The following citizen(s) appeared to speak:

Mr. Faris Hodge, Jr., 140 Dora, spoke against rezoning over the Aquifer. He expressed concerns for the dirty water of the Riverwalk. He informed the Council that animal waste was being dumped into the River.

Mr. Nazarite Ruben Flores Perez, 627 Hearne Ave., expressed concern for rezoning over the Aquifer. He mentioned the rusting of wells that were donated to the City.

Councilmember Hall made a motion to approve the proposed rezoning case with deed restrictions. Councilmember Wolf seconded the motion.

The motion carried the passage of the Ordinance by the following vote: **AYES:** Flores, Gutierrez, Perez, Herrera, Hall, Wolff, Haass, Mayor Hardberger. **NAYS:** Radle, Guajardo. **ABSENT:** McNeil.

2006-06-29-0821

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS 46.18 ACRES OUT OF NCB 14859 AND NCB 34725 "O-1 ERZD" OFFICE EDWARDS RECHARGE ZONE DISTRICT, "O-2 ERZD" OFFICE EDWARDS RECHARGE ZONE DISTRICT AND "ED ERZD" ENTERTAINMENT EDWARDS RECHARGE ZONE DISTRICT TO "MPCD ERZD" MASTER PLANNED COMMUNITY EDWARDS RECHARGE ZONE DISTRICT.

Z-1. ZONING CASE #Z2006157 (District 2): An Ordinance changing the zoning district boundary from "C-3" General Commercial District, "C-2" Commercial District, "R-5" Residential Single Family District "R-4" Residential Single Family District and "MF-33" Multi-Family District to "UD" Urban District on 679.722 acres out of NCB 17993, NCB 17992, NCB 12877, NCB 12867 and NCB 35098, at Southwest corner of IH 10 and Foster Road as requested by Kaufman & Associates, Inc., Applicant, for Rosillo Creek Development, Ltd., Owner(s). Staff recommends Approval. Staff and Zoning Commission recommend Approval.

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

Councilmember Gutierrez, on behalf of Councilmember McNeil, made a motion to approve the proposed rezoning case. Councilmember Perez seconded the motion.

The motion carried the passage of the Ordinance by the following vote: **AYES:** Flores, Gutierrez, Perez, Radle, Herrera, Guajardo, Hall, Wolff, Haass, Mayor Hardberger. **NAYS:** None. **ABSENT:** McNeil.

2006-06-29-0822

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN 679.722 ACRES OUT OF NCB 17993, NCB 17992, NCB 12877, NCB 12867 AND NCB 35098 FROM "C-3" GENERAL COMMERCIAL DISTRICT, "C-2" COMMERCIAL DISTRICT, "R-5" RESIDENTIAL SINGLE FAMILY DISTRICT "R-4" RESIDENTIAL SINGLE FAMILY DISTRICT AND "MF-33" MULTI-FAMILY DISTRICT TO "UD" URBAN DISTRICT.

Z-2. ZONING CASE #Z2006119 (District 5): An Ordinance changing the zoning district boundary from "C-2 NA" Commercial Nonalcoholic Sales District Commercial Nonalcoholic Sales District with a Conditional Use for an Automobile Repair Shop to "C-2" Commercial District on Lot 13, Block 1, NCB 2449, 2424 Guadalupe Street as requested by Culebra Meat Market (Roman Inc.), Applicant, for Manuel Ramirez, Owner(s). Staff and Zoning Commission recommend Approval.

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 Perez seconded the motion.

The motion carried the passage of the Ordinance by the following vote: **AYES:** Flores, Gutierrez, Perez, Radle, Herrera, Guajardo, Hall, Wolff, Haass, Mayor Hardberger. **NAYS:** None. **ABSENT:** McNeil.

2006-06-29-0823

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 13, BLOCK 1, NCB 2449 FROM "C-2 NA" (CD-AUTOMOBILE REPAIR SHOP) COMMERCIAL NONALCOHOLIC SALES DISTRICT WITH A CONDITIONAL USE FOR AN AUTOMOBILE REPAIR SHOP TO "C-2" COMMERCIAL DISTRICT.

Z-3. ZONING CASE #Z2006118 (District 7): An Ordinance changing the zoning district boundary from "I-1" General Industrial District to "C-3" General Commercial District on Lot 2, Block 4, NCB 14880, 5776 Stemmons Drive as requested by Clearview Crown Partners, L. P., Applicant, for Target Corporation, formerly known as Dayton Hudson Corporation, Owner(s). Staff and Zoning Commission recommend Approval.

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

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

The motion carried the passage of the Ordinance by the following vote: **AYES:** Flores, Gutierrez, Perez, Radle, Herrera, Guajardo, Hall, Wolff, Haass, Mayor Hardberger. **NAYS:** None. **ABSENT:** McNeil.

2006-06-29-0824

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 2, BLOCK 4, NCB 14880 FROM "I-1" GENERAL INDUSTRIAL DISTRICT TO "C-3" GENERAL COMMERCIAL DISTRICT.

The City Clerk read Item 90 being a proposed ordinance approving the Alamo WorkSource Board Strategic Plan for FY 2007-2008.

Councilmember Perez made a motion to table Item 90 to August 3, 2006. Councilmember Herrera seconded the motion.

After consideration, the motion to table Item 90 prevailed by the following vote: **AYES:** Flores, Gutierrez, Perez, Radle, Herrera, Guajardo, Hall, Wolff, Haass, Mayor Hardberger. **NAYS:** None. **ABSENT:** McNeil.

Item 90 was tabled to August 3, 2006.

Mayor Hardberger was obliged to leave the meeting at 7:00 PM. Mayor Pro Tem Gutierrez presided.

The City Clerk read the following Ordinance:

2006-06-29-0825

AN ORDINANCE ACCEPTING THE BID SUBMITTED BY MISSION GOLF CARS TO PROVIDE THE CITY WITH 90 REPLACEMENT ELECTRIC GOLF CARS AND 4 REPLACEMENT MULTI-PURPOSE 3-WHEEL VEHICLES FOR A TOTAL COST OF \$300,310.00, FROM THE EQUIPMENT RENEWAL AND REPLACEMENT FUND.

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

The motion carried the passage of the Ordinance by the following vote: **AYES:** Flores, Gutierrez, Perez, Radle, Herrera, Guajardo, Hall, Wolff, Haass. **NAYS:** None. **ABSENT:** McNeil, Mayor Hardberger.

The City Clerk read the following Ordinance:

2006-06-29-0826

AN ORDINANCE ACCEPTING THE BID SUBMITTED BY AIR FLITE, INC. TO PROVIDE THE POLICE DEPARTMENT WITH ONE REPLACEMENT SCHWEIZER HELICOPTER FOR A TOTAL COST OF \$863,343.41.

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

The motion carried the passage of the Ordinance by the following vote: **AYES:** Flores, Gutierrez, Perez, Radle, Herrera, Guajardo, Hall, Wolff, Haass. **NAYS:** None. **ABSENT:** McNeil, Mayor Hardberger.

The City Clerk read the following Ordinance:

2006-06-29-0827

AN ORDINANCE ACCEPTING THE BID SUBMITTED BY SOUTHWEST BUS SALES TO PROVIDE THE COMMUNITY INITIATIVES ELDERLY AND DISABLED SERVICES DIVISION WITH 4 REPLACEMENT PASSENGER BUSES

FOR A TOTAL COST OF \$162,640.00, FROM THE EQUIPMENT RENEWAL AND REPLACEMENT FUND.

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

The motion carried the passage of the Ordinance by the following vote: **AYES:** Flores, Gutierrez, Perez, Radle, Herrera, Guajardo, Hall, Wolff, Haass. **NAYS:** None. **ABSENT:** McNeil, Mayor Hardberger.

The City Clerk read the following Ordinance:

2006-06-29-0828

AN ORDINANCE ACCEPTING THE BID SUBMITTED BY RECREATIONAL CONSULTANTS, ALL PLAY, AND MIRACLE RECREATION EQUIPMENT COMPANY, UTILIZING THE TEXAS BUYBOARD CONTRACT, TO PROVIDE PLAYGROUND EQUIPMENT FOR KINGSBOROUGH, ROYALGATE, SOUTH SAN, AND GOLDEN COMMUNITY PARKS, ALONG WITH RUBBERIZED FLOORING AND SKATEBOARD EQUIPMENT FOR THE MEDINA BASE ROAD PARK, FOR A TOTAL COST OF \$198,354.60, OF WHICH \$74,274.60 WILL BE FUNDED BY THE 30TH YEAR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUND AND \$124,080.00 FROM THE 2003-2007 PARK BOND FUND.

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

The motion carried the passage of the Ordinance by the following vote: **AYES:** Flores, Gutierrez, Perez, Herrera, Guajardo, Hall, Wolff, Haass. **NAYS:** None. **ABSENT:** McNeil, Radle, Mayor Hardberger.

The City Clerk read the following Ordinance:

2006-06-29-0829

AN ORDINANCE ACCEPTING THE SOLE SOURCE BID OF VIA TECHNOLOGIES, LLC, TO PROVIDE THE COMMUNITY INITIATIVES DEPARTMENT WITH A CLIENT TRACK CIMS II SOFTWARE PACKAGE FOR A TOTAL OF \$79,920.00 FROM THE COMMUNITY SERVICE BLOCK GRANT FOR A 3 YEAR TERM.

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

The motion carried the passage of the Ordinance by the following vote: **AYES:** Gutierrez, Perez, Radle, Herrera, Guajardo, Hall, Wolff, Haass. **NAYS:** None. **ABSENT:** Flores, McNeil, Mayor Hardberger.

2006-06-29-0830

AN ORDINANCE APPROVING A TOTAL CONSTRUCTION PROJECT AMOUNT OF \$2,535,368.00 TO INCLUDE AWARDING A \$2,278,105.00 CONTRACT WITH JERDON ENTERPRISES, LP TO COMPLETE PHASE I OF THE REHABILITATION CONSTRUCTION IN CONNECTION WITH THE MARKET SQUARE REHABILITATION PHASE I PROJECT; AND APPROPRIATING FUNDS.

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

The motion carried the passage of the Ordinance by the following vote: **AYES:** Flores, Gutierrez, Perez, Radle, Herrera, Guajardo, Hall, Wolff, Haass. **NAYS:** None. **ABSENT:** McNeil, Mayor Hardberger.

The City Clerk read the following Ordinance:

2006-06-29-0831

AN ORDINANCE AUTHORIZING THE NEGOTIATION AND EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT IN AN AMOUNT NOT TO EXCEED \$965,586.00, WITH THE FIRM OF FOSTER CM GROUP, INC. (FCMG) TO PROVIDE EVALUATION AND QUALITY CONTROL CONSULTING SERVICES AS THE DESIGN REVIEW TEAM CONSULTANT IN CONNECTION WITH THE \$24,000,000.00 RESIDENTIAL ACOUSTICAL TREATMENT PROGRAM AT THE SAN ANTONIO INTERNATIONAL AIRPORT.

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

The motion carried the passage of the Ordinance by the following vote: **AYES:** Gutierrez, Perez, Radle, Herrera, Guajardo, Hall, Wolff, Haass. **NAYS:** None. **ABSENT:** Flores, McNeil, Mayor Hardberger.

The City Clerk read a proposed Ordinance appropriating funds in the amount of \$900,000.00 payable to the Port Authority of San Antonio (Authority) for construction of the Frio City Ramp Project and authorizing the execution of an Interlocal Agreement with the Authority, for management services and construction of the Frio City Ramp Project located in Council District 4, an authorized Certificate of Obligation Funded Project.

Councilmember Perez made a motion to table Item 33 to August 3, 2006. Councilmember Hall seconded the motion.

After consideration, the motion to table Item 33 prevailed by the following vote: **AYES:** Flores, Gutierrez, Perez, Radle, Herrera, Guajardo, Hall, Wolff, Haass. **NAYS:** None **ABSENT:** McNeil, Mayor Hardberger.

Item 33 was tabled to August 3, 2006.

The City Clerk read the following Ordinance:

2006-06-29-0832

AN ORDINANCE APPROVING A TOTAL CONSTRUCTION PROJECT AMOUNT OF \$6,243,336.03, TO INCLUDE AWARDED A \$5,425,671.00 CONTRACT WITH TEXAS STERLING CONSTRUCTION, L.P. FOR RECONSTRUCTION OF STAHL ROAD FROM O'CONNOR TO JUDSON AND ASSOCIATED DRAINAGE IMPROVEMENTS, \$1,167,155.00 OF WHICH WILL BE REIMBURSED BY SAN ANTONIO WATER SYSTEM AND \$130,465.00 WILL BE REIMBURSED BY CPS ENERGY; AND TO INCLUDE A \$44,000.00 AMENDMENT TO A PROFESSIONAL SERVICES AGREEMENT WITH PAPE – DAWSON ENGINEERS, INC. FOR REVISED PLANS RELATED TO SEPARATING THE METROPOLITAN PLANNING ORGANIZATION INTERSECTION PROJECTS FROM THE BID PACKAGE, IN CONNECTION WITH THE STAHL ROAD – O'CONNOR TO JUDSON PROJECT, AN AUTHORIZED 2003 GENERAL OBLIGATION STREET & PEDESTRIAN IMPROVEMENT BOND FUNDED PROJECT, LOCATED IN DISTRICT 10, AND APPROPRIATING FUNDS.

Councilmember Hall made a motion to approve the proposed Ordinance. Councilmember Guajardo seconded the motion.

Councilmember Hall also directed City Staff to increase minority owned business participation in the contract.

The motion carried the passage of the Ordinance by the following vote: **AYES:** Flores, McNeil, Gutierrez, Perez, Radle, Herrera, Guajardo, Hall, Haass. **NAYS:** None. **ABSENT:** Wolff, Mayor Hardberger.

The City Clerk read the following Ordinance:

2006-06-29-0833

AN ORDINANCE AUTHORIZING THE EXECUTION OF A CONTRACT AMENDMENT TO INCREASE THE COMPENSATION FROM \$120,000.00 TO \$180,000.00 TO SOUTHWEST GENERAL HOSPITAL AND EXTEND THE CONTRACT PERIOD TO JUNE 30, 2007 IN ORDER TO CONTINUE PROVIDING SUPPORT FOR THE BREAST AND CERVICAL HEALTH PROGRAM OF THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT.

Councilmember Hall made a motion to approve the proposed Ordinance. Councilmember McNeil seconded the motion.

The motion carried the passage of the Ordinance by the following vote: **AYES:** Flores, McNeil, Gutierrez, Radle, Herrera, Guajardo, Hall, Haass. **NAYS:** None. **ABSTAINED:** Perez. **ABSENT:** Wolff, Mayor Hardberger.

The City Clerk read the following Ordinance:

2006-06-29-0834

AN ORDINANCE AUTHORIZING THE ACCEPTANCE OF A GRANT AWARD IN THE AMOUNT OF \$350,000.00 FROM THE FEDERAL HOME LOAN BANK (FHLB) OF DALLAS FOR THE EMERGENCY HOUSING REPAIR PROGRAM AND EXECUTION OF THE GRANT AGREEMENT; AUTHORIZING THE ACCEPTANCE OF \$25,000.00 FROM THE ANNIE E. CASEY FOUNDATION AND \$5,000.00 FROM FROST NATIONAL BANK; AND AUTHORIZING THE ACCEPTANCE OF \$10,000.00 FROM J. P. MORGAN CHASE BANK, \$5,000.00 FROM LAREDO NATIONAL BANK, \$5,000.00 FROM WELLS FARGO AND \$5,000.00 FROM BROADWAY BANK, BY THE SAN ANTONIO HOUSING TRUST FOUNDATION, INC., ACTING AS FISCAL AGENT FOR THE CITY OF SAN ANTONIO;

APPROVING GUIDELINES FOR THE PROGRAM; ESTABLISHING A BUDGET;
AND AUTHORIZING EXECUTION OF ANY RELATED DOCUMENTS.

Councilmember Hall made a motion to approve the proposed Ordinance.
Councilmember Guajardo seconded the motion.

The motion carried the passage of the Ordinance by the following vote: **AYES:** Flores, McNeil, Gutierrez, Radle, Herrera, Guajardo, Hall, Wolff, Haass. **NAYS:** None. **ABSENT:** Perez, Mayor Hardberger.

The City Clerk read the following Ordinance:

2006-06-29-0835

AN ORDINANCE AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT FOR UP TO \$29,865.00 WITH TEXAS A&M RESEARCH FOUNDATION TO PROVIDE LABORATORY ANALYSIS OF FISH TISSUE SAMPLES FROM THE LOWER LEON CREEK FOR THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT'S PUBLIC CENTER FOR ENVIRONMENTAL HEALTH FOR THE PERIOD JULY 1, 2006 THROUGH DECEMBER 31, 2006.

Councilmember Guajardo made a motion to approve the proposed Ordinance.
Councilmember McNeil seconded the motion.

The motion carried the passage of the Ordinance by the following vote: **AYES:** Flores, McNeil, Gutierrez, Perez, Radle, Herrera, Guajardo, Hall, Wolff. **NAYS:** None. **ABSENT:** Haass, Mayor Hardberger.

The City Clerk read the following Ordinance:

2006-06-29-0836

AN ORDINANCE NAMING THE SOFTBALL FIELD, LOCATED IN CUELLAR PARK AT 5626 SAN FERNANDO IN DISTRICT 6, AS THE "RUDY PEREZ SR. SOFTBALL FIELD."

Councilmember Herrera made a motion to approve the proposed Ordinance.
Councilmember McNeil seconded the motion.

The motion carried the passage of the Ordinance by the following vote: **AYES:** Flores, McNeil, Gutierrez, Perez, Radle, Herrera, Guajardo, Hall, Wolff. **NAYS:** None. **ABSENT:** Haass, Mayor Hardberger.

The City Clerk read the following proposed Ordinance abolishing the Home Improvement Advisory Committee, the Tax Phase-In Advisory Committee and the Affirmative Action Advisory Committee; repealing the ordinances establishing and appointing members to those committees and amending Chapter 16, Article IV, of the City Code of San Antonio to remove references to the Home Improvement Advisory Board.

Councilmember Guajardo made a motion to consider the proposed Ordinance. Councilmember Wolff seconded the motion.

Councilmember Radle made a motion to amend the proposed Ordinance to not sunset the Affirmative Action Advisory Board. Councilmember Guajardo seconded the motion.

Councilmember Radle made a motion to amend the proposed Ordinance by abolishing the Tax Phase-in Committee and to appoint an ad hoc committee. Councilmember Guajardo seconded the motion.

The motion as presented by Councilmember Radle to abolish the Tax Phase In Committee and to appoint an ad hoc committee failed by the following vote: **AYES:** McNeil, Gutierrez, Radle, Herrera, Guajardo **NAYS:** Hall, Wolff. **ABSTAIN:** Haass. **ABSENT:** Flores, Perez, Mayor Hardberger.

The motion as presented by Councilmember Radle to not sunset the Affirmative Action Advisory Board failed by the following vote: **AYES:** McNeil, Gutierrez, Radle, Herrera, Guajardo. **NAYS:** Wolff. **ABSTAIN:** Hall, Haass **ABSENT:** Flores, Perez, Mayor Hardberger.

Councilmember Hall then made a motion to table Item 96 to August 3, 2006. Councilmember Guajardo seconded the motion.

After consideration, the motion to table Item 96 prevailed by the following vote: **AYES:** McNeil, Gutierrez, Radle, Herrera, Guajardo, Hall, Haass. **NAYS:** Wolff. **ABSENT:** Flores, Perez, Mayor Hardberger.

Item 96 was tabled to August 3, 2006.

The following citizen(s) appeared to speak:

Ms. Laura Stanford, Citizens for Pound Reform, P.O. Box 15724, stated too many pets are being killed, so an aggressive spay/ neuter initiative is needed.

Ms. June Van Tosh, Citizens for Pound Reform, P.O. Box 15724, supported the effective solutions for pet overpopulation proposed by the Animal Care Services Board. She recommended that the City increase the number of low cost spay/neuter clinics and continue the spaying/ neutering of abandoned and feral cats. She also suggested options for a licensing ordinance.

Ms. Nancy Kilpo, Citizens for Pound Reform, P.O. Box 15724, asked Council to consider no longer accepting cats in traps at Animal Care Services (ACS). She recommended that ACS stop loaning out traps, adopt a trap neuter return, and aggressively promote spay/ neuter initiatives.

Mr. John Hackett, Voice for Animals, 123 E. Elsmere, asked council to consider a no-kill model. He recommended breeding permits. He stated concerns related to the schedule of a no-kill policy which should be enacted in two to three years rather than six years.

Ms. Lisa Chandler, argued that mandatory spay/neuter is not necessary. She recommended that licensing be in place for individuals who do not want to spay/neuter pets. She suggested that the Council look at other cities with successful spay/neuter programs for advice.

Mr. Faris Hodge, Jr., 140 Dora, spoke on affirmative action in the City and stated integration is needed. He expressed concern for the large number of agenda items.

Ms. D'ann Tretchan, 1011 Clydenille, asked that Council take the limits off of the number of pets an owner can have.

Mr. Michael John, 238 Tawsyl Dr., Riverwalk vendor, cited an article in "The Downtown" that wrongly attacked Riverwalk Vendors, accusing them of causing congestion on the Riverwalk, safety issues, and not paying taxes. He cited Ordinance 56455.

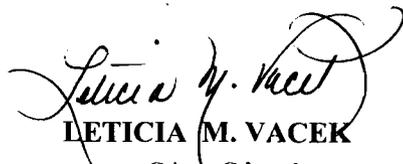
There being no further business to discuss, Mayor Pro Tem Gutierrez adjourned the meeting at 9:00 p.m.

A P P R O V E D



PHIL HARDBERGER
MAYOR

Attest:



LETICIA M. VACEK
City Clerk