

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

**A BUDGET WORK SESSION AND REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF SAN ANTONIO WERE HELD IN THE MUNICIPAL PLAZA BUILDING, WEDNESDAY, SEPTEMBER 9, 2009 AND THURSDAY, SEPTEMBER 10, 2009, RESPECTIVELY.**

The San Antonio City Council convened in a Budget Work Session at 2:00 pm Wednesday, **September 9, 2009**, Municipal Plaza Building with the following Councilmembers present: Cisneros, Taylor, Ramos, Cortez, Medina, Lopez, Rodriguez, Williams, Chan, Clamp, and Mayor Castro.

**1. STAFF PRESENTATION ON THE FY 2010 PROPOSED BUDGET, FOCUSING ON, BUT NOT LIMITED TO, THE FOLLOWING:**

- A. HOTEL OCCUPANCY TAX OPERATIONS**
- 1. CONVENTION AND VISITORS BUREAU**
  - 2. CONVENTION, SPORTS AND ENTERTAINMENT FACILITIES**
  - 3. OFFICE OF CULTURAL AFFAIRS**

City Manager Sheryl Sculley stated that revenues were down in the Hotel Occupancy Tax (HOT) Fund but the future looks promising, as San Antonio continues to be a premier destination for meetings and conventions.

Mr. Peter Zanoni, Management and Budget Director, stated that revenue generated from the HOT Fund was transferred to the Convention and Visitors Bureau (CVB) Fund; Community and Visitors Facilities Fund; Cultural Affairs Fund; and the History and Preservation Fund. He noted that State Tax Code mandates that 100% of the money generated must be allocated to activities that promote the Convention, Tourism, and Hotel Industries. Additionally, State Tax Code establishes a cap of 15% for the funding of Arts and Cultural Programming, as well as History and Preservation Functions. Ms. Sculley stated that preservation expenses exceeded HOT Fund allocations and utilized the General Fund to cover the balance. Mr. Zanoni noted that the current HOT Tax Rate was 16.75% and allocated as follows: 6% to the State; 1.75% to Bexar County; 7% to the City's Operating Budget; and 2% is utilized to pay the Convention Center Debt. He reported that there was an estimated \$5 million shortfall in HOT Fund revenue collected from what was originally projected for FY 2009, but estimated an increase of 3.5% in FY 2010. Mr. Zanoni detailed the allocations of the City's HOT Tax for FY 2010 by respective area.

Mr. Scott White, CVB Director, stated that the department's mission was to promote and market San Antonio as a premier visitor and convention destination for the purpose of positively affecting the local economy. He spoke of the partnerships that the Department had developed with local businesses and the marketing efforts to increase San Antonio's exposure as a tourist destination. He spoke of the various advertisements that the City was utilizing which addressed the uniqueness of the City, businesses, and culture. He provided estimates on the number of room nights booked from FY 2009 to FY 2014 and noted the importance of booking events at the Convention Center.

Mr. White spoke of a study conducted by Smith Travel which documented the number of rooms available versus the number of rooms sold by major Texas City. For the City of San Antonio, the room supply increased to 39,428 that equated to a 7% increase from July 2008 to July 2009. However, the number of rooms sold for this same time period decreased by 7% due to the increase in hotel development. He reported that initiated convention room nights for FY 2010 was estimated at 830,000 and that 588 delegates would book conventions in San Antonio. He mentioned the significant conventions and events that were scheduled for FY 2010 that included the Rock N Roll Marathon in November, 2009 and the Alcoholics Anonymous Conference in July, 2010.

Mr. White outlined the FY 2010 Proposed Budget and reductions totaling \$500,000. He spoke of the collaborative efforts being undertaken to identify and enhance a visitor's experience that include increased signage, safety, and public transportation. He stated that staff would continue to improve communication and collaboration with strategic partners in an effort to expand the reach of destination marketing efforts. He mentioned that they would utilize market research to grow existing markets, identify new markets, and develop targeted strategies. He noted that the Convention and Visitors Commission worked closely with the CVB to identify strategic priorities of the hospitality industry.

Mr. White highlighted results of the annual Awareness and Image Report for 2009, noting that San Antonio was rated as a safe place to visit for the second year in a row. He provided information regarding the ratings compiled by category studied and noted that overall; San Antonio was a highly desirable destination among Texans and Non-Texans.

Councilmember Chan requested that the CVB increase International marketing efforts, especially in China. She requested that brochures be translated into Chinese in order to reach this target group. Mayor Castro noted that it was important to highlight various areas of interest so that all segments of the population are targeted. He suggested that local tourist and business information be displayed on hotel room televisions so that individuals become aware of all that the City has to offer. Mr. White stated that there were some instances where the City did not control the areas of the City that were highlighted such as the broadcasting of the Today Show in San Antonio. He noted that the City owned the rights to the "Deep. In the Heart." Marketing video and local businesses could utilize it to increase economic development for the City. Councilmember Chan requested that the marketing video incorporate businesses such as Valero and NuStar, as well as company CEOs. Ms. Sculley stated that a new video was being developed which incorporated both local tourist destinations and businesses that were headquartered in San Antonio.

Mayor Castro noted that although Fiesta was a regional event, it could be marketed more widely to encourage greater participation. He added that the Linear Creekway Program and other related outdoor recreation activities should also be highlighted.

The Mayor and Council thanked Mr. White for his presentation.

Mike Sawaya, Director of the Convention, Sports, and Entertainment Facilities (CSEF) Department stated that the department had been formed during FY 2005 by merging the Convention Facilities and Alamodome Departments. He noted that they provided oversight for the operation and maintenance of the Henry B. Gonzalez Convention Center; Lila Cockrell Theatre; Municipal Auditorium; and the Alamodome. He reported that for FY 2009, revenue per square foot of the Convention Center and Municipal Auditorium totaled \$12.99 and that average revenue per attendee at the Alamodome was

\$6.16. He spoke of FY 2009 Accomplishments, noting that they had completed a \$3 million Phase II roof replacement project at the Convention Center and over \$900,000 in capital improvement projects at the Alamodome. He reported that they had begun the process to renovate the Lila Cockrell Theatre and were in the process of upgrading the Convention Center Exterior.

Mr. Sawaya stated that the FY 2010 Proposed Budget was decreased by 1% and outlined reductions totaling \$382,000. He spoke of Convention Center Capital Projects that included the Lila Cockrell Theatre Renovation Project. He noted that the total cost was \$26 million and the project would be completed in FY 2010. He reported that the Alamodome would receive interior upgrades in the amount of \$900,000 to host the 2010 Women's Final Four and had received \$16 million in Capital Improvements since 2004. He mentioned that the total economic impact related to Alamodome events since its opening was \$949 million. He noted that major events at the Alamodome included the Notre Dame versus Washington State Football Game that would be held on October 31, 2009 and the Valero Alamobowl that would be held on January, 2, 2010.

Councilmember Chan asked of the total square footage of rentable space at the Convention Center and Alamodome. Mr. Sawaya stated that the Convention Center had 650,000 square feet of rentable space that included the exhibit halls and meeting rooms and the Alamodome had 160,000 square feet and could seat up to 65,000 individuals. Councilmember Chan asked of the occupancy rate for each. Mr. Sawaya stated that they tracked occupancy rate by Exhibit Hall occupancy and averaged 65% at the Convention Center. He reported that the Alamodome hosted between 111-115 events per year. Councilmember Clamp asked of the partnership with the University of Texas at San Antonio (UTSA) Football Team. Mr. Sawaya stated that they had preliminary meetings with UTSA to discuss their 2011 Football Season and were considering a proposal submitted by the City.

Councilmember Cortez asked of the impact of the Dallas Cowboys Training Camp. Mr. Sawaya reported that they had hosted a successful Dallas Cowboys Training Camp with over 200,000 individuals attending and had received \$400,000 in revenue. Councilmember Cortez expressed support for continuing a partnership with the Dallas Cowboys and noted the great publicity received from their presence in the city. Mayor Castro asked of the long-term outlook for Alamodome. Mr. Sawaya stated that the Alamodome could have long-term viability as long as it was maintained and had demand. He spoke of recurring events such as high school football games, Dallas Cowboys Training Camp, and Monster Truck Jam that provided affordable entertainment for the local community.

Mayor Castro spoke of the redevelopment of HemisFair Park and investments to the Convention Center. Mr. Sawaya stated that they would be reviewing a study to determine how to grow responsibly over the next several years. He noted that they would look at short-term and long-term plans and take the HemisFair Plan goals into account when making decisions. He added that they would look at national demand and issues around the complex that needed to be addressed.

The Mayor and Council thanked Mr. Sawaya for his presentation.

Felix Padron, Director of the Office of Cultural Affairs (OCA) stated that OCA provided leadership and support for arts and cultural organizations to enhance the quality of life for San Antonio citizens and visitors. He recognized Henry Brun and Jan Van Den Hende, Members of the Arts and Cultural Advisory Committee that were in attendance and thanked them for their work. He noted that the Arts and Cultural Advisory Committee was appointed by the City Council and served in an advisory capacity

to OCA. He mentioned that the department was organized by three categories that included Arts Funding; The Cultural Collaborative; and Contract Administration. He added that The Cultural Collaborative was the City's first community-wide cultural plan adopted in 2005 and that 76% of the recommended strategies had been implemented.

Mr. Padron stated that the department was funded through 15% of the Hotel Occupancy Tax and \$8 million was budgeted for FY 2010. He explained that FY 2010 was the second year of a two-year funding cycle for individual agencies receiving Operational Support and funding was being recommended at the same level as FY 2009. He spoke of FY 2009 Accomplishments, noting that the combined creative impact in San Antonio was \$3.4 billion. He reported that the Luminaria Event would be receiving the Pinnacle Award from the International Downtown Association in Milwaukee on September 13, 2009. He noted that nonprofit cultural arts activity was responsible for over 23,000 permanent jobs in San Antonio and served over 300,000 children. He added that one million individuals participated in public performances and exhibitions and highlighted the SAHEARTS marketing campaign.

Mr. Padron reported that the FY 2010 Proposed Budget was being reduced by five percent and that 80% was dedicated toward art agencies and outreach. He outlined the Arts Funding Process and Application Review Criteria. He noted that staff and the Arts and Cultural Advisory Committee made funding recommendations based on Applicant Scores; Equity of Services; Available Funding; and Funding Level Limitations. He added that a total of \$5,903,651 was being recommended for arts agencies in FY 2010 and provided a list of same to the Council.

Councilmember Rodriguez asked of the accountability for funding provided to arts agencies. Mr. Padron stated that each contract had stringent requirements that included funding match requirements and that funds were provided on a reimbursement basis. Mayor Castro asked of funding for Luminaria. Mr. Padron reported that \$250,000 was allocated for the event. Mayor Castro asked of the Public Art Initiative. Mr. Padron replied that the program was implemented and monitored by the CIMS Department but was doing very well. Assistant City Manager Penny Postoak Ferguson noted that the City Council had recently appointed the Public Art Board. Mayor Castro asked of cultural tourism. Mr. Padron stated that they were working with the CVB to provide Neighborhood Art Tours on the West Side, East Side, and Central part of the city. Mayor Castro asked that staff begin to review a Museum District along Broadway. He asked staff to identify three or four areas with historic barriers and utilize a process to solicit artist conceptions to make the area more appealing. Councilmember Medina expressed support for Mayor Castro's recommendation to identify areas with historic barriers and suggested an area within District 5.

The Mayor and Council thanked Mr. Padron for his presentation.

## **B. AIRPORT SERVICES**

Frank Miller, Aviation Director stated that the purpose of the department was to promote air service development and meet the transportation needs of the community. He reported that San Antonio Non-Stop Flight Destinations had decreased to 30 through August, 2009 and that enplanements had decreased by 7.5% in 2009. He highlighted FY 2009 Accomplishments, noting that they had received a Perfect Score FAA Annual Certification Inspection and were the first airport to establish a Foreign Object and

Debris Program. He reported that they had completed the acoustical treatment of 209 homes and had opened a \$4.8 million Stinson Airport Terminal.

Mr. Miller spoke of the FY 2009 Capital Programs and noted that the Taxiway Romeo/Charlie Extension Project would be completed this Fall and would allow for the development and use of 11 acres of airport property. He stated that 22,000 linear feet of taxiway lighting and cable had been replaced and were in the process of implementing a \$209 million Expansion Program. He reported that FY 2009 airport revenues had declined due to a decrease in enplanements. He noted that FY 2010 revenues were projected at \$66.1 million and that the FY 2010 Proposed Budget was reduced by 1.6%. He provided FY 2010 Revenue Enhancements that included an increase in the Mobile Food Vending Permit and the establishment of a late payment fee for monthly parking.

Mr. Miller outlined operational reductions and provided an update on the Expansion Program. He mentioned that Terminal B would replace Terminal 2 that was 40 years old and provide 12 concession opportunities. He stated that the Baggage Handling System would consolidate baggage screening for Terminals A and B and would be completed in October, 2010. He reported that the design had been completed for Terminal C but had been reprogrammed as part of the Master Plan Update due to the downturn in passenger traffic. He noted that they would consider revised passenger forecasts and perform an analysis of the capacity of Terminals A and B before moving forward with construction.

Mr. Miller spoke of initiatives for FY 2010, noting that the Airport Master Plan would be updated to provide a 20-year planning outlook. He stated that the Master Plan was important in that it was a blueprint for realistic, affordable and sustainable development. He noted that the Airline Lease Terms were being extended to September 30, 2010 in order to address and resolve various issues. He mentioned that they would explore new non-airline revenue opportunities such as hotels, restaurants and refueling to maximize lease revenues.

Councilmember Williams noted the importance of development on the Southside and asked of the future of Stinson Airport. Mr. Miller stated that Stinson was a priority and that they were looking at moving some of the General Aviation activities of the International Airport to Stinson. Ms. Sculley stated that they had invested \$4.5 million for a renovated terminal at Stinson this past year. Councilmember Williams encouraged continuous development of Stinson and asked of the one-year airline lease extensions. Mr. Miller reported that airlines were concerned with the cost of operating at the airport and wanted assurances that the City understood the changes in market conditions. He noted that they were working through issues and had positive negotiations.

Councilmember Ramos thanked Councilmember Williams for his support of Stinson Airport and spoke of the renovations and development at Stinson. She asked of the number of terminals and the construction of Terminal C. Mr. Miller stated that there was no construction date set for Terminal C. Ms. Sculley added that there were currently two terminals and would analyze the necessity of Terminal C in the future. Councilmember Ramos asked of the number of gates and vacancies. Mr. Miller reported that there were 24 gates and two of them were not leased to an airline. Councilmember Rodriguez asked that staff work strategically to increase the number of non-stop flights. He asked of the Request for Proposals (RFP) for concession opportunities in Terminal B. Mr. Miller stated that the intent was to have new concessions in place when Terminal B opens and was pleased with the interest of those that attended the pre-proposal meeting. He noted that the deadline for responses was in October. Penny Postoak Ferguson added that there was a Minimum Annual Guarantee in each contract with the potential

for additional revenue. Councilmember Chan spoke in support of Stinson Airport and noted the importance of non-stop flights for economic development purposes. She asked of the utilization of SBEDA in the RFP for concessions. Mr. Miller stated that the Airport was subject to Federal Requirements and followed the Disadvantaged Business Enterprise (DBE) Program. He noted that they would establish goals for each of the proposals and review proposals for DBE requirements. Councilmember Chan asked of utilizing local food concessionaires. Mr. Miller stated that they encouraged local participation in all of the Airport concessions. Councilmember Chan asked of the 20-Year Master Plan and need for an additional Airport. Mr. Miller stated that the Master Plan would establish the need to continue operations and determine the amount of growth. Ms. Postoak Ferguson added that there was space available for Terminal D if it was deemed necessary.

Councilmember Lopez asked of Port San Antonio. Mr. Miller confirmed that it was not under the Aviation Department's purview. Councilmember Lopez encouraged staff to become knowledgeable of Port San Antonio and the regional approach they utilized. Mr. Miller stated that the Military was included in the Airport Master Plan effort. Mayor Castro stated that he looked forward to the completion of Terminal B in November, 2010 and asked staff to look toward the southern end of the IH 35 Corridor for possible expansion.

Mayor Castro recessed the meeting at 4:42 pm to convene in Executive Session for the purpose of:

**A. DELIBERATE COMPETITIVE MATTERS REGARDING CPS ENERGY'S STRATEGIC ENERGY PLAN AND DISCUSS RELATED LEGAL ISSUES PURSUANT TO TEXAS GOVERNMENT CODE SECTION 551.086 (COMPETITIVE MATTERS) AND TEXAS GOVERNMENT CODE SECTION 551.071 (CONSULTATION WITH ATTORNEY).**

Councilmember Cortez reconvened the Budget Work Session at 6:14 pm at which time it was noted that the City Council had been briefed on the above-styled matter but took no action. There being no further discussion, Councilmember Cortez adjourned the meeting at 6:14 pm.

The San Antonio City Council convened in a Regular Meeting on Thursday, **September 10, 2009** at 9:00 am in the City Council Chambers.

**Item 1.** The Invocation was delivered by Rev. Dan Allen, Senior Pastor, Leon Springs Baptist Church, guest of Councilmember W. Reed Williams, District 8.

**Item 2.** Mayor Castro led the Pledge of Allegiance to the Flag of the United States of America.

City Clerk, Leticia M. Vacek, took the Roll Call and noted a quorum of the Council with the following present: Cisneros, Taylor, Ramos, Cortez, Medina, Lopez, Rodriguez, Williams, Chan, Clamp, and Mayor Castro.

**Item 3. MINUTES**

Councilmember Cisneros moved to approve the Minutes for the August 10, 2009 Special Meeting and August 13, 2009 Regular City Council Meeting. Councilmember Cortez seconded the motion.

The motion prevailed by the following vote: **AYES:** Cisneros, Taylor, Cortez, Rodriguez, Williams, Chan, Clamp, and Mayor Castro. **NAY:** None. **ABSENT:** Ramos, Medina and Lopez.

**ITEMS FOR INDIVIDUAL CONSIDERATION**

The City Clerk read Items 4A, 4B and 4C:

Item 4. PUBLIC HEARING AND CONSIDERATION OF THE FOLLOWING ORDINANCES RELATED TO THE DOWNTOWN PUBLIC IMPROVEMENT DISTRICT (PID):

**2009-09-10-0693**

- A. AN ORDINANCE APPROVING THE LEVY OF A SPECIAL ASSESSMENT FOR THE DOWNTOWN IMPROVEMENT DISTRICT (PID); LEVYING AN ASSESSMENT RATE FOR FY 2010 AT \$0.12 PER \$100.00 VALUE OF COMMERCIAL REAL PROPERTY AND \$0.09 PER \$100.00 VALUE OF RESIDENTIAL CONDOMINIUMS IN THE PID; AND APPROVING THE FY 2010 SERVICES AND ASSESSMENT PLAN FOR THE PID.

**2009-09-10-0694**

- B. AN ORDINANCE AUTHORIZING A CONTRACT WITH CENTRO SAN ANTONIO MANAGEMENT CORP, A NON-PROFIT ENTITY, TO PROVIDE SPECIFIED SERVICES AND DEVELOP ANNUAL SERVICE AND ASSESSMENT PLANS FOR THE DOWNTOWN PUBLIC IMPROVEMENT DISTRICT FOR A FIVE YEAR PERIOD ENDING SEPTEMBER 30, 2014.

**2009-09-10-0695**

- C. AN ORDINANCE AUTHORIZING AN INTERLOCAL AGREEMENT WITH VIA METROPOLITAN TRANSIT AUTHORITY (VIA) FOR PARTICIPATION IN THE PID.

Paula Stallcup, Director of Downtown Operations stated that the ordinances being considered would approve the following: 1) Levy of a special assessment for the Downtown Public Improvement District (PID); 2) Contract with Centro San Antonio Management Corporation; and 3) Interlocal Agreement with VIA Metropolitan Transit Authority for participation in the PID. She noted that the PID was created in 1999 and reauthorized in 2004 and again in May, 2009 for an additional five-year term. The purpose of the PID is to supplement services in the Downtown Area and enhance the overall appearance and aesthetics of Downtown San Antonio.

Ms. Stallcup spoke of the contract with Centro SA, noting that Centro provides the City with an annual Service and Assessment Plan that details the level of services for each program. The programs include Maintenance, Landscaping, Marketing, and Operations Center Staffing. Ms. Stallcup provided information on the Operations Center which houses the Amigo Program with a Full-time Operations Manager. She stated that the Maintenance Program provided funding for the Maintenance to sweep, pressure wash and remove graffiti in public areas throughout the PID. She noted that proposed improvements included a private power washing contract and additional positions to service the expansion of the PID to the West.

Ms. Stallcup stated that the Landscape Amigos maintained the landscape of planters, sidewalk clusters and rail planters in the PID. She stated that proposed improvements included the purchase and

installation of new plant clusters for the expansion to the West and Downtown Area. She reported that Ambassador Amigos circulated throughout the PID to provide information and directions and report undesirable conditions or situations to appropriate agencies. She noted the Marketing Program publishes and distributes a calendar of events for the Downtown Area, and a quarterly newsletter. She noted that they would develop the scope for a Strategic Marketing Plan for Downtown and support the enhancement of a newly created website.

Ms. Stallcup reported that the Downtown Alliance contracts with Centro SA to provide administrative support, services and office space. Additionally, they provide financial oversight, program monitoring, and an annual audit. She noted that VIA had participated in the PID since 1999 and their proposed contribution for 2010 was \$160,000. She mentioned that the contribution would be reviewed during the first year to ensure that there was adequate funding for the services provided.

Ms. Stallcup stated that the total estimated value of real property in the PID was \$1.8 billion and represented a 2.414% increase in the total assessed value from 2008. She noted that the property assessment rate could be annually adjusted and adopted as part of the Service and Assessment Plan. She reported that the City had included \$116,324 in the Proposed FY 2010 Budget for various city facilities including the Municipal Plaza Building, Market Square, and City Hall.

Councilmember Cisneros recognized Ben Brewer, President of the Downtown Alliance. Ben Brewer addressed the Council and spoke of the great partnership with the City. He stated that the services provided enhanced the environment in the Downtown Area and that they had received great support from the property owners that participated in the PID. He thanked the City Council for their continued support.

Councilmember Cisneros expressed her support and thanked Mr. Brewer for the work of the Downtown Alliance. She recognized Bill Brendel and the work of the San Antonio Hotel Lodging Association and Paseo Del Rio Association. She spoke of the services that were needed in the PID and the importance of the Downtown Area to the City of San Antonio. She thanked VIA for their participation and recognized Centro SA for their work.

Laurence Seiterle addressed the City Council in support of said item. He stated that he was a Downtown Property Owner and served on the Centro Area Business Council and PID Board. He noted that he was in support of the Service and Assessment Plan for FY 2010 and the contract with Centro SA to manage the PID services. He added that the services were vital to the area and to the success of the City.

Mayor Castro thanked all for their work in the Downtown Area and noted the successful efforts over the last several years.

Councilmember Cisneros moved to adopt the proposed Ordinances for Items 4A, 4B and 4C. Councilmember Rodriguez seconded the motion.

The motion to adopt Ordinances 4A, 4B and 4C prevailed by the following vote: **AYES:** Cisneros, Taylor, Ramos, Cortez, Medina, Rodriguez, Williams, Chan, Clamp, and Mayor Castro. **NAY:** None. **ABSENT:** Lopez.

The City Clerk read the following Ordinance:

**2009-09-10-0696**

Item 5. AN ORDINANCE AUTHORIZING THE TRANSFER OF APPROXIMATELY 3,000 ACRES ADJACENT TO THE GOVERNMENT CANYON STATE NATURAL AREA IN BEXAR COUNTY, TEXAS TO THE TEXAS PARKS AND WILDLIFE DEPARTMENT WHILE RESERVING AN AQUIFER-PROTECTION CONSERVATION EASEMENT AND NEGOTIATING THE TRANSFER OF U.S. FISH AND WILDLIFE DEPARTMENT ENDANGERED-SPECIES MITIGATION CREDITS FOR THE USE AND BENEFIT OF CAMP BULLIS.

Xavier Urrutia, Director of the Park and Recreation stated that said item would authorize the transfer of approximately 3,000 acres to the Texas Parks and Wildlife Department and the negotiation of the transfer of the endangered species mitigation credits issued by US Fish and Wildlife to Fort Sam Houston for Camp Bullis. He noted that voters had approved Proposition 3 in May, 2000 to purchase land over the Edwards Aquifer Recharge Zone for water quality and quantity protection. He reported that 3,000 acres of the properties acquired with Proposition 3 Funds were adjacent to the Government Canyon State Natural Area.

Mr. Urrutia provided information regarding the short-term initiatives to protect Camp Bullis, noting that one of the initiatives dealt with habitat mitigation credits for immediate use by Camp Bullis to facilitate continued critical operations. In January, 2009, the City of San Antonio and the Texas Parks and Wildlife Department signed a letter of intent to transfer properties adjacent to the Government Canyon State Natural Area to Texas Parks and Wildlife. Mr. Urrutia noted the benefits of the transfer that included additional protections for endangered species that are not currently in place and expedited public access to natural areas. He stated that the City would maintain a conservation easement over all of the properties transferred to Texas Parks and Wildlife. The agreement required Texas Parks and Wildlife to manage the properties. He mentioned that the City would receive mitigation credits for the immediate benefit of Camp Bullis.

Councilmember Cortez asked of the land transfer and the role of Fort Sam Houston. Mr. Urrutia explained that Fort Sam Houston had been involved throughout the process while working with US Fish and Wildlife to ensure that the mitigation credits apply to Camp Bullis. Councilmember Cortez spoke of the importance of protecting Camp Bullis and recognized Mayor Castro and Councilmembers Taylor and Williams for their leadership on said item.

Councilmember Lopez entered the meeting at this time.

Councilmember Williams thanked the taxpayers for their support and noted that the funds were utilized to protect water quality and preserve the habitat. Councilmember Rodriguez expressed his support and noted the importance of protecting Camp Bullis. He spoke of the benefits for water quality and recreational opportunities and recognized Mayor Castro for his leadership. Councilmember Lopez thanked all involved in the project and noted that Government Canyon was in District 6 and a great asset to the City. Mayor Castro thanked all involved in the project and spoke of the importance of protecting the mission of Camp Bullis.

Carter Smith of Texas Parks and Wildlife spoke of the great partnership among the City, Military, and US Fish and Wildlife. He stated that Texas Parks and Wildlife would be fiscally responsible in the management of the property. He explained that it was critical to protect the economic vitality and ecological health of the region and that the extension of the one-cent tax was very important. He

reported that they would work closely with Camp Bullis and Fort Sam Houston to resolve endangered species issues and were committed to ensuring that the citizens of San Antonio could enjoy the area. He recognized Karen Hixon, Texas Parks and Wildlife Commissioner and the \$1 million grant in support of Voelcker Park.

Mayor Castro asked individuals representing Texas Parks and Wildlife to stand and be recognized.

Nazirite Ruben Flores Perez expressed his support for said item and spoke of the importance of protecting endangered species.

Councilmember Cortez moved to adopt the proposed Ordinance. Councilmember Chan seconded the motion.

The motion prevailed by the following vote: **AYES:** Cisneros, Taylor, Ramos, Cortez, Medina, Lopez, Rodriguez, Williams, Chan, Clamp, and Mayor Castro. **NAY:** None. **ABSENT:** None.

### **POINT OF PERSONAL PRIVILEGE**

Councilmember Clamp recognized District 10 resident Robert Ritterbach. Mr. Ritterbach thanked Councilmember Clamp for funding three handicap ramps at Valley Forge. He also recognized Office of the City Clerk staff and Chris Callanen for their great work and customer service. Lastly, he recognized the courteous staff in the Mayor's reception area and the Police Officers assigned to City Hall.

### **CONSENT AGENDA – Items 6-33**

Consent Agenda Items 8, 9, 12, 13, 14, 15, 18, 22, 23, and 28 A and B were pulled for Individual Consideration. Councilmember Clamp moved to approve the remaining Consent Agenda Items. Councilmember Chan seconded the motion.

Nazirite Ruben Flores Perez expressed support for the land acquisition along Leon Creek for the Linear Creekway Development Project (Item 17).

Faris Hodge, Jr. submitted various written testimonies. He wrote in opposition to the Public Improvement District (PID) in Item 4, stating that VIA should not participate. He wrote in support of the land transfer to Texas Parks and Wildlife in Item 5. He wrote that the purchases for Items 7, 10 and 11 should be delayed due to the budget shortfall.

The motion to approve the remaining Consent Agenda Items prevailed by the following vote: **AYES:** Cisneros, Taylor, Ramos, Cortez, Medina, Lopez, Rodriguez, Williams, Chan, Clamp, and Mayor Castro. **NAY:** None. **ABSENT:** None.

### **2009-09-10-0697**

Item 6. AN ORDINANCE ACCEPTING BIDS FOR THE FOLLOWING ANNUAL CONTRACTS IN THE ESTIMATED ANNUAL AMOUNT OF \$575,000.00: (A) EXCELL ENVIRONMENTAL, INC. DBA EXCELL FUELING SYSTEMS FOR UNDERGROUND TANK/LINE TIGHTNESS TESTING AND RED JACKET LEAK DETECTOR; (B) REUSABLE TRANSPORT PACKAGING FOR

REUSABLE STORAGE CONTAINERS; (C) JOHNSON CONTROLS, INC. FOR MAINTENANCE AGREEMENT FOR METASYS SYSTEM AT THE ALAMODOME AND (D) LEOTEK ELECTRONICS USA CORPORATION FOR EXTENDED VIEW LED TRAFFIC SIGNAL LAMPS.

**2009-09-10-0698**

Item 7. AN ORDINANCE ACCEPTING THE BID FROM ADACEL SYSTEMS, INC. FOR THE PURCHASE OF A FLIGHTLINE DRIVING SIMULATOR FOR TRAINING VEHICLE OPERATORS AS REQUIRED BY THE FEDERAL AVIATION ADMINISTRATION, FOR A COST OF \$161,429.00, FUNDED BY THE AIRPORT OPERATIONS & MAINTENANCE FUND.

**2009-09-10-0701**

Item 10. AN ORDINANCE ACCEPTING THE BEST VALUE BID FROM KENMARK BULLOCK PERSONNEL, LLC TO PROVIDE TEMPORARY DATA ENTRY PERSONNEL FOR AN ANNUAL COST OF \$210,600.00.

Item 11. CONSIDERATION OF THE FOLLOWING ORDINANCES RELATED TO THE NEW ROAD CONSTRUCTION TO BE KNOWN AS ARENA ROAD (IH-35 TO HOUSTON STREET) AND/OR ARTERIAL CONNECTOR STREETS (ARENA ROAD PROJECT), A 2007-2012 GENERAL OBLIGATION BOND PROJECT LOCATED IN COUNCIL DISTRICT 2:

**2009-09-10-0702**

A. AN ORDINANCE AMENDING THE FY 2009 ADOPTED CAPITAL BUDGET AND THE FY 2010 PROPOSED CAPITAL BUDGET, CANCELLING THE ARENA ROAD PROJECT AND REALLOCATING EXCESS PROJECT FUNDS TO CREATE A NEW PROJECT, HOUSTON STREET - AT&T PARKWAY EAST TO IH-10 SERVICE ROAD THAT MEETS THE INTENT OF THE ORIGINAL PROJECT TO IMPROVE TRAFFIC CONDITIONS IN THE AREA.

**2009-09-10-0703**

B. AN ORDINANCE AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT WITH CDS/MUERY SERVICES ENGINEERING & SURVEYING IN AN AMOUNT NOT TO EXCEED \$750,000.00 FOR ENGINEERING SERVICES FOR THE HOUSTON STREET - AT&T PARKWAY EAST TO IH-10 SERVICE ROAD PROJECT.

**2009-09-10-0704**

C. AN ORDINANCE GRANTING AUTHORITY TO STAFF TO NEGOTIATE WITH THE METROPOLITAN PLANNING ORGANIZATION TO CHANGE THE ARENA ROAD PROJECT SCOPE.

**2009-09-10-0709**

Item 16. AN ORDINANCE DETERMINING THE PUBLIC NECESSITY FOR AND AUTHORIZING THE ACQUISITION OF PERMANENT AND TEMPORARY EASEMENTS, THROUGH NEGOTIATION AND/OR CONDEMNATION BY CPS ENERGY OF PRIVATELY OWNED REAL PROPERTY, FOR ELECTRIC TRANSMISSION AND DISTRIBUTION LINES, COMMUNICATION SYSTEMS AND RELATED APPURTENANCES LOCATED NORTH OF U.S. HIGHWAY 90 WEST BEING OUT OF THE GRAVIEL CASIAS SURVEY NUMBER 111, ABSTRACT 1255, THE GRAVIEL CASIAS SURVEY NUMBER 112, ABSTRACT 1256, THE

MARY E. GAGE SURVEY NUMBER 395, ABSTRACT 1277, THE M.A.C. WILSON SURVEY NUMBER 41 ½, ABSTRACT 1239, THE J.S. COLLARD SURVEY NUMBER 41 ¼, ABSTRACT 1253 AND THE J.W. HOWARD SURVEY NUMBER 15 ¼, ABSTRACT 1464, MEDINA COUNTY, TEXAS FOR THE EXPANSION AND OPERATION OF THE CITY OF SAN ANTONIO'S GAS AND ELECTRIC SYSTEMS, INCLUDING THE AEP-UVALDE TO CPS ENERGY PROJECT.

**2009-09-10-0710**

Item 17. AN ORDINANCE AUTHORIZING THE ACQUISITION, THROUGH NEGOTIATION AND/OR CONDEMNATION OF APPROXIMATELY 0.63 ACRES OF LAND LOCATED IN NCB 14890, IN CITY COUNCIL DISTRICT 8 ALONG LEON CREEK FOR THE LINEAR CREEKWAY DEVELOPMENT PROJECT, ALL PROPERTIES BEING IN THE CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS; DECLARING THE LINEAR CREEKWAY DEVELOPMENT PROJECT ON LEON CREEK TO BE A PUBLIC PROJECT; DECLARING A PUBLIC NECESSITY FOR THE ACQUISITION OF PRIVATELY OWNED REAL PROPERTY AND AUTHORIZING THE CITY ATTORNEY AND/OR DESIGNATED SPECIAL COUNSEL TO FILE EMINENT DOMAIN PROCEEDINGS.

**2009-09-10-0712**

Item 19. AN ORDINANCE AUTHORIZING A 20-YEAR LEASE WITH AVENIDA GUADALUPE ASSOCIATION FOR 4.9 ACRES OF CITY-OWNED LAND ON GUADALUPE STREET BETWEEN SOUTH SAN JACINTO AND SOUTH BRAZOS STREETS IN COUNCIL DISTRICT 5.

**2009-09-10-0713**

Item 20. AN ORDINANCE AUTHORIZING A 5-YEAR EXTENSION OF THE CITY'S LEASE TO H.E. SAN ANTONIO LLC DBA HYATT REGENCY SAN ANTONIO FOR RIVER WALK PATIO SPACE WITH FIRST YEAR RENTAL OF \$39,519.00, AND AUTHORIZING A SUBLEASE TO CRAZY SAM'S SEAFOOD.

**2009-09-10-0714**

Item 21. AN ORDINANCE AUTHORIZING A 5-YEAR LICENSE AGREEMENT WITH SOUTHEAST APACHES POP WARNER FOOTBALL AND CHEERLEADING ORGANIZATION AT COPERNICUS PARK IN CITY COUNCIL DISTRICT 2.

**2009-09-10-0717**

Item 24. AN ORDINANCE AUTHORIZING AN AMENDMENT TO THE STD-HIV GRANT CONTRACT FROM THE TEXAS DEPARTMENT OF STATE HEALTH SERVICES WHICH WILL PROVIDE AN ADDITIONAL \$86,020.00 TO THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT (METRO HEALTH) TO PURCHASE ANALYTICAL EQUIPMENT FOR HIV TESTING AND RELATED TEST SUPPLIES FOR THE PROGRAM.

**2009-09-10-0718**

Item 25. AN ORDINANCE AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION AND ACCEPTANCE OF FUNDS UPON AWARD FROM THE FEDERAL HOME LOAN BANK OF DALLAS THROUGH A LOCAL SPONSOR BANK (FROST NATIONAL BANK), FOR AN AMOUNT OF UP TO \$500,000.00 FOR THE HOUSING AND NEIGHBORHOOD SERVICES DEPARTMENT'S MINOR HOUSING REPAIR PROGRAM.

Item 26. CONSIDERATION OF BOARD, COMMISSION AND COMMITTEE APPOINTMENTS, TO BE EFFECTIVE IMMEDIATELY UPON THE RECEIPT OF EIGHT AFFIRMATIVE VOTES, OR, IN THE EVENT EIGHT AFFIRMATIVE VOTES ARE NOT RECEIVED, TEN DAYS AFTER APPOINTMENT:

- A. APPOINTING MARY KATHY LUNA (DISTRICT 4) TO THE PARKS AND RECREATION BOARD FOR THE REMAINDER OF AN UNEXPIRED TERM OF OFFICE TO EXPIRE MAY 31, 2011.
- B. APPOINTING DANIEL D. KOSSL (DISTRICT 10, CATEGORY: COMMUNITY REPRESENTATIVE) TO THE CAPITAL IMPROVEMENTS ADVISORY COMMITTEE FOR THE REMAINDER OF AN UNEXPIRED TERM OF OFFICE TO EXPIRE MAY 31, 2011.
- C. REAPPOINTING MICHAEL R. GALLAGHER (DISTRICT 10) TO THE ZONING BOARD OF ADJUSTMENT FOR THE REMAINDER OF AN UNEXPIRED TERM OF OFFICE TO EXPIRE MAY 31, 2011.
- D. REAPPOINTING WAYNE S. ALEXANDER (DISTRICT 9) TO THE PORT AUTHORITY OF SAN ANTONIO FOR THE REMAINDER OF AN UNEXPIRED TERM OF OFFICE TO EXPIRE MAY 31, 2011.
- E. REAPPOINTING WILLIAM E. MERTEN (DISTRICT 9) TO THE SAN ANTONIO HOUSING TRUST BOARD OF TRUSTEES FOR THE REMAINDER OF AN UNEXPIRED TERM OF OFFICE TO EXPIRE MAY 31, 2011.
- F. REAPPOINTING RICHARD N. BERRY (DISTRICT 9) TO THE DISABILITY ACCESS ADVISORY COMMITTEE (CATEGORY: PROVIDER OF HANDICAPPED SERVICES) FOR THE REMAINDER OF AN UNEXPIRED TERM OF OFFICE TO EXPIRE MAY 31, 2011.

**2009-09-10-0719**

Item 27. AN ORDINANCE AUTHORIZING A CONTRACT AND ACCEPTANCE UP TO \$385,440.00 FROM SAN ANTONIO HOUSING AUTHORITY FOR THE HOUSING ASSISTANCE PAYMENT PROGRAM, A RENTAL SUBSIDY PROGRAM FOR HOMELESS RESIDENTS AT THE DWYER AVENUE CENTER.

**2009-09-10-0722**

Item 29. AN ORDINANCE AUTHORIZING THE EXTENSION OF THE CITY'S FINANCIAL UNDERWRITER POOL FROM WHICH FINANCIAL UNDERWRITER SYNDICATES WILL BE SELECTED AND APPROVED BY CITY COUNCIL FOR VARIOUS FINANCINGS FOR THE TERM COMMENCING OCTOBER 1, 2009 AND TERMINATING ON SEPTEMBER 30, 2010.

**2009-09-10-0723**

Item 30. AN ORDINANCE AUTHORIZING RENEWAL OF THE PROFESSIONAL SERVICES AGREEMENT WITH BUSINESS & PROFESSIONAL SERVICES FOR THE BILLING AND COLLECTION OF EMERGENCY MEDICAL SERVICE (EMS) FEES FOR TWO YEARS BEGINNING OCTOBER 1, 2009.

**2009-09-10-0724**

Item 31. AN ORDINANCE AUTHORIZING A ONE-YEAR INTERLOCAL AGREEMENT FOR EMERGENCY MEDICAL SERVICES WITH THE CITY OF HELOTES EFFECTIVE OCTOBER 1, 2009 THROUGH SEPTEMBER 30, 2010.

**2009-09-10-0725**

Item 32. AN ORDINANCE AUTHORIZING A LANDSCAPE CONSTRUCTION AND MAINTENANCE AGREEMENT WITH TEXAS DEPARTMENT OF TRANSPORTATION WHICH WILL ALLOW THE CITY TO INSTALL AND MAINTAIN TREE AND OTHER LANDSCAPING ALONG THE NORTH SIDE OF POTRANCO ROAD BETWEEN STATE HIGHWAY 151 AND LOOP 1604 IN CITY COUNCIL DISTRICT 6.

**2009-09-10-0726**

Item 33. AN ORDINANCE AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT WITH CLEAN HARBORS ENVIRONMENTAL SERVICES, INC. FOR HOUSEHOLD HAZARDOUS WASTE SERVICES UP TO \$1,125,000.00 ANNUALLY, FUNDED BY THE SOLID WASTE OPERATING FUND.

**[CONSENT AGENDA ITEMS CONCLUDED]**

**ITEMS PULLED FOR INDIVIDUAL CONSIDERATION**

The City Clerk read the following Ordinance:

**2009-09-10-0699**

Item 8. AN ORDINANCE ACCEPTING THE BID FOR AN ANNUAL CONTRACT FROM BAKER & TAYLOR TO PROVIDE THE SAN ANTONIO PUBLIC LIBRARY WITH PRINT MATERIALS, CATALOGING AND PROCESSING SERVICES IN THE ESTIMATED ANNUAL AMOUNT OF \$2,000,000.00.

Councilmember Cortez asked of the funding source for the materials and services. Kendra Trachta, Library Assistant Director stated that the book budget was funded by the General Fund and that the contract authorized an amount up to \$2 million. Councilmember Cortez asked of the selection process. Ms. Trachta reported that Baker & Taylor wholesaler was a well-known distributor selected through a best value bid process. She mentioned that they had contracted with Baker & Taylor since 2007 and had performed very well.

Councilmember Rodriguez asked of any local firms that could provide the services. Ms. Trachta stated that there were no local firms that could provide the sale of services. She added that the City worked with local companies to purchase items of local interest. She noted that Baker & Taylor had contracts and agreements with numerous publishers and provided the City with over 120,000 items per year. Councilmember Rodriguez requested that staff make a better effort to comply with the SBEDA Policy and solicit local participation in all contracts. Mayor Castro stated that the Library was in great need of books and technology and was pleased to make the investment.

Councilmember Cortez moved to adopt the proposed Ordinance. Councilmember Ramos seconded the motion.

The motion prevailed by the following vote: **AYES:** Cisneros, Taylor, Ramos, Cortez, Medina, Lopez, Rodriguez, Williams, Chan, Clamp, and Mayor Castro. **NAY:** None. **ABSENT:** None.

The City Clerk read the following Ordinance:

**2009-09-10-0700**

Item 9. AN ORDINANCE AUTHORIZING THE CITY TO UTILIZE A STATE COOPERATIVE CONTRACT FOR THE PURCHASE OF TWELVE REAR LOAD COLLECTION TRUCKS WITH ULTRA LOW SULFUR DIESEL BURNING ENGINES FOR THE SEMI-AUTOMATED GARBAGE AND RECYCLING COLLECTION PROGRAM FROM RUSH TRUCK CENTERS OF TEXAS, LP AND EQUIPMENT SOUTHWEST, INC. FOR A COST OF \$1,590,584.00, FUNDED WITH THE EQUIPMENT AND RENEWAL REPLACEMENT FUND AND THE SOLID WASTE MANAGEMENT FUND.

Councilmember Rodriguez expressed support for said item and noted that the smaller vehicles would allow for alley pickup throughout the City. David McCary added that the vehicles had the cleanest burning diesel engines and would continue to keep the environment in mind with future vehicle purchases. Councilmember Clamp thanked city staff for continuing to provide alley service.

Councilmember Rodriguez moved to adopt the proposed Ordinance. Councilmember Clamp seconded the motion.

The motion prevailed by the following vote: **AYES:** Cisneros, Taylor, Ramos, Cortez, Medina, Lopez, Rodriguez, Williams, Chan, Clamp, and Mayor Castro. **NAY:** None. **ABSENT:** None.

The City Clerk read the following Ordinance:

**2009-09-10-0705**

Item 12. AN ORDINANCE AWARDED A CONSTRUCTION CONTRACT IN THE AMOUNT OF \$298,400.00 TO 3TI INC. TO PERFORM CONSTRUCTION WORK IN CONNECTION WITH THE VILLA CORONADO PARK PROJECT, AN AUTHORIZED 2007-2012 GENERAL OBLIGATION BOND AND COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDED PROJECT LOCATED IN COUNCIL DISTRICT 3, FROM A TOTAL AUTHORIZED PROJECT AMOUNT OF \$388,707.00.

Councilmember Ramos thanked staff for their work and commitment to the community in keeping the project on time. She spoke of the great work of 3TI and asked of the project balance. Mike Frisbie stated that he would review the project budget and elements and provide the information. Councilmember Ramos stated that she would like to ensure that the park receive as many upgrades as possible.

Councilmember Ramos moved to adopt the proposed Ordinance. Councilmember Clamp seconded the motion.

The motion prevailed by the following vote: **AYES:** Cisneros, Taylor, Ramos, Cortez, Medina, Lopez, Rodriguez, Williams, Chan, Clamp, and Mayor Castro. **NAY:** None. **ABSENT:** None.

The City Clerk read the following Ordinance:

**2009-09-10-0706**

Item 13. AN ORDINANCE AWARDED A CONSTRUCTION CONTRACT IN THE AMOUNT OF \$61,408.00 TO F&W ELECTRICAL CONTRACTORS, INC. FOR THE KINGSBOROUGH SCHOOL WALKING TRACK LIGHTING PROJECT, AN AUTHORIZED 2007-2012 GENERAL OBLIGATION BOND PROJECT LOCATED IN COUNCIL DISTRICT 3, FROM A TOTAL AUTHORIZED PROJECT AMOUNT OF \$89,208.00.

Councilmember Ramos asked of the project balance. Mr. Frisbie stated that he would review the project budget and provide the information. Councilmember Ramos stated that she would like to provide any upgrades possible if the budget allowed and requested that CIMS Staff provide her with a list of add alternates. She thanked staff for their work in the Harlandale Community.

Councilmember Ramos moved to adopt the proposed Ordinance. Councilmember Clamp seconded the motion.

The motion prevailed by the following vote: **AYES:** Cisneros, Taylor, Ramos, Cortez, Medina, Lopez, Rodriguez, Williams, Chan, Clamp, and Mayor Castro. **NAY:** None. **ABSENT:** None.

The City Clerk read the following Ordinance:

**2009-09-10-0707**

Item 14. AN ORDINANCE AWARDED A CONSTRUCTION CONTRACT TO G.G. & G. GENERAL CONSTRUCTION INC. IN THE AMOUNT OF \$65,132.00 FOR LIGHTING AROUND AN EXISTING PARK TRAIL AND PAVILION FOR THE INGRAM HILLS LIGHTING PROJECT, AN AUTHORIZED 2007-2012 GENERAL OBLIGATION BOND PROJECT LOCATED IN COUNCIL DISTRICT 7, FROM A TOTAL AUTHORIZED PROJECT AMOUNT OF \$75,166.68.

Councilmember Rodriguez recognized Joan Price and the residents of Ingram Hills and asked staff for information regarding LED lighting. Mr. Frisbie stated that over time, the cost of LED lighting had decreased. He mentioned that LED lighting had a different type of projection and would be suitable for this project. Councilmember Cortez recognized Councilmember Rodriguez for moving said item forward and congratulated Joan Price and the residents of Ingram Hills for their commitment to the community.

Councilmember Rodriguez moved to adopt the proposed Ordinance. Councilmember Clamp seconded the motion.

The motion prevailed by the following vote: **AYES:** Cisneros, Taylor, Ramos, Cortez, Medina, Lopez, Rodriguez, Williams, Chan, Clamp, and Mayor Castro. **NAY:** None. **ABSENT:** None.

The City Clerk read the following Ordinance:

**2009-09-10-0708**

Item 15. AN ORDINANCE AUTHORIZING A CHANGE ORDER IN THE INCREASED AMOUNT OF \$395,376.30 TO THE \$11,817,259.78 CONSTRUCTION CONTRACT WITH SAN ANTONIO

CONSTRUCTORS, LTD. TO RECONCILE QUANTITIES FROM BID ITEM TO ACTUAL QUANTITIES USED FOR THE RIP RAP #69 PHASE II D PROJECT, FUNDED BY 2007-2012 GENERAL OBLIGATION BONDS, LOCATED IN COUNCIL DISTRICT 3.

Councilmember Ramos expressed concern with the huge change order amount. Mr. Frisbie explained that the design firm had greatly miscalculated the amount of concrete needed for the project. He noted that the contractor would still stand firm on the unit price and that funds were available within the project budget. Councilmember Ramos stated that the project looked great and the community was pleased with the progress. Councilmember Chan asked of the contingency fund. Mr. Frisbie stated that they had designated a significant contingency to said project and due to the low bid; there were funds available. He noted that all of the Bond Projects included 10% contingency funds.

Councilmember Ramos moved to adopt the proposed Ordinance. Councilmember Clamp seconded the motion.

The motion prevailed by the following vote: **AYES:** Cisneros, Taylor, Ramos, Cortez, Medina, Lopez, Rodriguez, Williams, Chan, Clamp, and Mayor Castro. **NAY:** None. **ABSENT:** None.

The City Clerk read the following Ordinance:

**2009-09-10-0711**

Item 18. AN ORDINANCE AUTHORIZING A 5-YEAR LEASE WITH DASI, LLC FOR SPACE AT THE PALO ALTO SHOPPING CENTER LOCATED AT 2827 PALO ALTO ROAD IN COUNCIL DISTRICT 4, FOR THE POLICE DEPARTMENT'S SAN ANTONIO FEAR FREE ENVIRONMENT (SAFFE) UNIT FOR AN ANNUAL RENTAL FEE OF \$14,000.00 FOR THE FIRST THREE YEARS AND INCREASING TO \$19,716.00 FOR THE FIFTH YEAR.

Councilmember Cortez asked of the mission of the Police Storefront. Chief Garcia stated that the storefront would facilitate access between the Police and the Community. She noted that the facility would be 885 square feet and staff five SAFFE Officers and one Sergeant. She mentioned that when they were not available, volunteers would staff the office during the hours of operation from 9:00 am to 5:00 pm Monday through Friday. She reported that individuals would be able to file police reports and receive general information.

Councilmember Cortez expressed support for the additional Police presence in District 4 and noted that it would help deter crime and reduce fear in the area. He recognized all involved in the project. Councilmember Ramos recognized Councilmember Cortez for his efforts on said item and noted that it would help the community feel safer. Mayor Castro and Councilmembers recognized Councilmember Cortez for his leadership and thanked all involved in the project.

Councilmember Cortez moved to adopt the proposed Ordinance. Councilmember Ramos seconded the motion.

The motion prevailed by the following vote: **AYES:** Cisneros, Taylor, Ramos, Cortez, Medina, Lopez, Rodriguez, Williams, Chan, Clamp, and Mayor Castro. **NAY:** None. **ABSENT:** None.

The City Clerk read the following Ordinance:

**2009-09-10-0715**

Item 22. AN ORDINANCE AUTHORIZING THE ACCEPTANCE OF A DONATION FROM MISSION DEL LAGO, LTD OF APPROXIMATELY 3.0 ACRES LOCATED WEST OF US 281 SOUTH, ADJACENT TO MISSION DEL LAGO GOLF COURSE, AND SOUTH OF LOOP 410 IN COUNCIL DISTRICT 3 TO BE DESIGNATED AS PARK LAND.

Councilmember Ramos requested additional information on said item. Xavier Urrutia, Parks and Recreation Director stated that as part of the 2009 Bond Program, funds were identified for the development of a park that was contingent upon a donation of land from Mission del Lago, LTD. He noted that there was a requirement that the park be named "Jim Mattox Park."

Councilmember Ramos expressed her support and noted that the park would be named after former Texas Attorney General Jim Mattox. She stated that she appreciated all that Mr. Mattox had done in regard to development of the area. She recognized Virginia Rogers and thanked her for being in attendance. Mr. Urrutia stated that construction would begin in the Fall of 2010 and would be completed in May, 2011.

Councilmember Ramos moved to adopt the proposed Ordinance. Councilmember Cisneros seconded the motion.

The motion prevailed by the following vote: **AYES:** Cisneros, Taylor, Ramos, Cortez, Medina, Lopez, Rodriguez, Williams, Chan, Clamp, and Mayor Castro. **NAY:** None. **ABSENT:** None.

The City Clerk read the following Ordinance:

**2009-09-10-0716**

Item 23. AN ORDINANCE AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION AND ACCEPTANCE OF FUNDS UPON AWARD IN THE AMOUNT OF \$2,303,774.00 FROM THE U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES TO PROVIDE IMMUNIZATION SERVICES TO THE COMMUNITY.

Councilmember Cortez asked of flu vaccinations for the city and when the process would begin. Dr. Fernando Guerra stated that the Health Department was not able to provide all of the flu vaccinations needed by the community. Councilmember Cortez asked of vaccinations for children. Dr. Guerra stated that the Vaccination for Children's Program covered the different vaccines that were on the schedule and recommended by the Centers for Disease Control. Councilmember Cortez thanked Dr. Guerra for his work and stated that the community should take advantage of the free vaccinations available through the Health Department.

Councilmember Cortez moved to adopt the proposed Ordinance. Councilmember Rodriguez seconded the motion.

The motion prevailed by the following vote: **AYES:** Cisneros, Taylor, Ramos, Cortez, Medina, Lopez, Rodriguez, Williams, Chan, Clamp, and Mayor Castro. **NAY:** None. **ABSENT:** None.

The City Clerk read Items 28A and 28B:

Item 28. CONSIDERATION OF THE FOLLOWING ORDINANCES RELATING TO FINANCIAL ADVISOR SERVICES CONTRACTS:

**2009-09-10-0720**

- A. AN ORDINANCE AUTHORIZING THE AMENDMENT AND EXTENSION OF THE FINANCIAL ADVISOR CONTRACT WITH COASTAL SECURITIES, INC., TO PROVIDE FINANCIAL ADVISOR SERVICES IN CONNECTION WITH THE CITY'S FINANCINGS FOR ONE (1) ADDITIONAL ONE-YEAR PERIOD UNDER THE SAME TERMS AND CONDITIONS COMMENCING OCTOBER 1, 2009 AND TERMINATING ON SEPTEMBER 30, 2010.

**2009-09-10-0721**

- B. AN ORDINANCE AUTHORIZING THE AMENDMENT AND EXTENSION OF THE FINANCIAL ADVISOR CONTRACT WITH ESTRADA HINOJOSA & COMPANY, INC., TO PROVIDE FINANCIAL ADVISOR SERVICES IN CONNECTION WITH THE CITY'S FINANCINGS FOR ONE (1) ADDITIONAL ONE-YEAR PERIOD UNDER THE SAME TERMS AND CONDITIONS COMMENCING OCTOBER 1, 2009 AND TERMINATING ON SEPTEMBER 30, 2010.

Councilmember Rodriguez recused himself on Items 28A and 28B by excusing himself from the Council Chambers and noting that he submitted the recusal form for said items to the City Clerk.

Councilmember Ramos moved to adopt the proposed Ordinances for Items 28A and 28B. Councilmember Chan seconded the motion.

The motion to approve Items 28A and 28B prevailed by the following vote: **AYES:** Cisneros, Taylor, Ramos, Cortez, Medina, Lopez, Williams, Chan, Clamp, and Mayor Castro. **NAY:** None. **ABSTAIN:** Rodriguez.

**Item 34. CITY MANAGER'S REPORT**

A. Metro Health Update

Ms. Sculley reported that the International City/County Management Association (ICMA) had selected Good Health at Goodwill as the 2009 recipient of the organization's Program Excellence Award in the category of Community Health and Safety. She stated that the program was implemented in March, 2007 and offered free and low-cost preventive services in the community. She noted that the public health clinic concept began with Metro Health approaching Goodwill Industries about a partnership to co-link preventive services with existing Goodwill services in the community. She added that the clinic was a model for communities seeking concepts to help care for the uninsured. She recognized Drs. Guerra and Alsip for exploring new partnerships and bringing new programming to the community.

Councilmember Chan congratulated the Health Department on their award and noted that the program was located in District 9.

Mayor Castro thanked Drs. Guerra and Alsip for their work. He recognized Ms. Sculley as the recipient of the Award for Career Excellence in Honor of Mark E. Keane, noting that she had worked for the

cities of Kalamazoo and Phoenix. He spoke of Ms. Sculley's work in San Antonio over the past four years and presented her with a proclamation. Ms. Sculley stated that it was an honor and privilege to serve the citizens of San Antonio and appreciated the recognition.

The Mayor and Council congratulated Ms. Sculley on her award and thanked her for her great work.

Mayor Castro recessed the meeting at 11:20 am and noted that the meeting would resume at 6:00 pm for Citizens to be Heard.

### **CITIZENS TO BE HEARD**

Mayor Castro reconvened the meeting at 6:00 pm and called upon those individuals registered to speak.

Nazirite Ruben Flores Perez spoke of the upcoming vote on nuclear and expressed concern with the Environmental Protection Agency. He spoke of the seven-headed dragon referenced in the Book of Revelations.

Thomas Guadiano stated that he represented the Mario Farias Tournament Committee and recognized the McAllister Park Little League Baseball Team on their accomplishments. He expressed concern with the proposed elimination of positions in the Parks and Recreation Department and lessened hours of operation at various community centers. He stated that the staff did a great job of mentoring the youth that attended the centers.

Rhett Smith invited all to attend a Peace Vigil that would be held on September 11, 2009 and read a statement from a member of the Peace Vigil Committee. He stated that they would like to honor the individuals that died in the 9-11 Tragedy by bringing home US Troops stationed in Iraq and Afghanistan. He spoke of First Amendment Centers that had been opened in other cities and expressed concern with the violation of First Amendment Rights.

Antonio Diaz requested a meeting with Mayor Castro and Police Chief McManus regarding his arrest and violation of First Amendment Rights that occurred at 401 Frio Street in April, 2009. He expressed concern with the behavior of Immigration Custom Enforcement Agents and San Antonio Police and with other discrimination and abuse that occurs within the San Antonio Police Department. He requested support for the Indigenous Dignity Day/Human Rights March that would be held on October 10, 2009.

Damon Mason expressed concern that VIA Metropolitan was re-routing Bus Route 524 that had been utilized for many years. He stated that he understood that parents were concerned with their children's safety but should not be concerned with bus transit, as buses were driven with great skill.

Faris Hodge, Jr. wished Mayor Castro and his brother State Representative Joaquin Castro a Happy Birthday. He spoke in opposition to the re-routing of VIA Bus Route 524, noting that there was a hill along the route that could be dangerous to pedestrians. He spoke in support of wind and solar energy and stated that more Public Hearings regarding nuclear energy should be held to allow citizen input. He expressed concern that the fire extinguishers at Elementary Schools were not being inspected by the San Antonio Fire Department. He noted his support for the Toyota Tacoma Production being relocated to San Antonio.

John McCann requested that the City address issues with individuals smoking in public areas. He noted that said issue should be addressed with VIA Metropolitan for the implementation of pilot programs to ban smoking at designated bus stops. He added that the pilot programs be expanded to portions of the Riverwalk and City Parks.

Mark Perez expressed concern with the ozone in the environment and the lack of response from the Planning and Development Services Department. He noted that Tetco had been operating without a Certificate of Occupancy and had contacted the Texas Commission on Environmental Quality to address said issue. He asked of the permits provided to VK Knowlton and the Kimberly Clark Facility.

Michelle Reyes stated that she was the Associate Director of The League of Public School Justice, a grass roots organization that had convened when the San Antonio Independent School District (SAISD) closed six schools in 2008. She noted Councilmember Rodriguez's efforts to address the school closures within District 7. She thanked Councilmembers Taylor and Medina for attending the public meetings regarding Sam Houston High School and Burbank High School, respectively. She spoke of the elementary schools that were closed to accommodate the Head Start Program and that the start and end times had been adjusted. She asked that parents be included in the decisions that affect their children.

Anna Alicia Romero stated that she was also involved with The League for Public School Justice. She noted that decisions made to the educational system affected the entire city. She spoke of the city's efforts to support educational programs to help build an infrastructure that will yield positive results. She expressed concern with removing schools from the inner city that include Brackenridge High School and asked that it remain intact due to its academic standing. She also requested that Fox Tech High School remain as a traditional high school.

### ADJOURNMENT

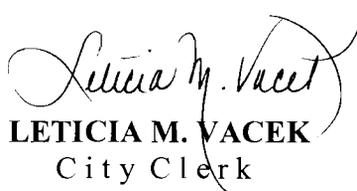
There being no further discussion, Mayor Castro adjourned the meeting at 6:35 pm.

A P P R O V E D



**JULIÁN CASTRO**  
MAYOR

Attest:



**LETICIA M. VACEK**  
City Clerk