STATE OF TEXAS
COUNTY OF BEXAR
CITY OF SAN ANTONIO

A WORK SESSION AND REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF SAN ANTONIO WERE HELD IN THE MUNICIPAL PLAZA BUILDING, WEDNESDAY, MARCH 10, 2010 AND THURSDAY, MARCH 11, 2010, RESPECTIVELY.

The San Antonio City Council convened in a Work Session at 2:00 pm Wednesday, **March 10, 2010,** Municipal Plaza Building with the following Councilmembers present: Cisneros, Taylor, Ramos, Medina, Lopez, Rodriguez, Williams, Chan, Clamp, and Mayor Castro. **ABSENT:** Cortez. Mrs. Vacek noted that Councilmember Cortez was absent due to military training.

1. BRIEFING ON THE EASTSIDE REINVESTMENT SUMMIT AND EASTSIDE NEIGHBORHOOD INITIATIVES

Ms. Sculley provided an overview of the Eastside Reinvestment Summits and noted that many great ideas had been received. She stated that three main issues had emerged from a city services perspective: 1) Crime; 2) Code Enforcement; and 3) Stray Animals. She mentioned that 24 of the Police Officers funded by Stimulus Funds would be assigned to address crime issues on the Eastside. She provided a summary of the Eastside Reinvestment Summit prepared by Huntley Partners.

Brian James, Assistant Director of the Center City Development Office stated that the three summits had been very well-attended and that 15 projects had been recognized as catalytic and doable projects. Mr. James stated that they had re-engineered the delivery of key city services focused on 13 corridors within the Eastside. He reported that 102 vacant structures had been secured and 332 animals had been impounded. He noted that there had also been 29 prostitution arrests, 85 narcotics arrests, and 85 other arrests since the additional Police Officers.

Mr. James outlined five key projects that would help spur redevelopment. In regard to the Friedrich Building, they would identify opportunities to have the building utilized and recruit agencies to be housed there. He spoke of the efforts to utilize the Willow Springs Golf Course as an amenity to leverage development in the area. He referenced the Sutton Homes Redevelopment Project and the Walters Street Charette, noting that Walters Street is the primary entrance to Fort Sam Houston. Lastly, he stated that they would partner with the owner of the Mega Warehouse and identify possible tenants to utilize the building.

Mr. James spoke of the importance of coordinating efforts among the City, SAHA, VIA, and CPS Energy. He noted that it would be important to utilize fee waivers and tax abatement policies as outlined in the Inner City Reinvestment/Infill Policy. He added that Land Banking would help address issues with vacant structures and undeveloped properties.

Mayor Castro asked of the Land Banking timeline. Mr. James stated that they would have a clearly defined purpose for a land bank within a few months. Mayor Castro stated that he would like for the mechanics of the process to be established prior to the city's budget process. He noted that there had been concern expressed by small business owners to participate in the reinvestment of the eastside. Mr. James stated that the small businesses owners he spoke with were in need of funding for items such as

equipment and remediation. He noted that they were working on educating small business owners of the assistance programs available and connecting them with the appropriate agencies. Deputy City Manager Pat DiGiovanni mentioned that they were in discussions with SAGE regarding their role moving forward and they should be the first point of contact for small business owners.

Councilmember Taylor thanked everyone involved in the Eastside Initiatives and recognized Mayor Castro and the Councilmembers for their support. She stated that the meetings were well-designed and attended and recognized city staff for their work. She noted that it was important to create an environment that encourages investment and to leverage the investment at Fort Sam Houston into the neighborhoods. She indicated that the area has been overlooked for many years and the citizens need assistance. She spoke of the positive energy that has emerged and the many enhancements identified for the district. She stated that the city needs partnerships with the private sector and assistance from community and neighborhood leaders. She recognized the consultants, Huntley Partners, and added that they would focus on catalytic projects for sustainability to include the Friedrich Building. She mentioned the importance of working with small businesses and educating the community. She added that there was still much work to be accomplished but was hopeful and encouraged with current efforts.

Councilmember Cisneros thanked all that participated in the Eastside Summits and spoke of the old and ailing infrastructure throughout the city. She recognized the neighborhood leaders in attendance, noting that she witnessed their excitement that their community would get the attention it deserved. She stated that the economic climate required assistance from the private sector and that SAGE would play a role in the reinvestment efforts. She spoke of the importance of utilizing tools that are available to include New Market Tax Credits, noting that the program has available funds.

Councilmember Medina stated that he would continue to participate in the Eastside Summits because of the benefits to the entire community. He noted that he was in support of early childhood education and reaching out to the youth in the area. He expressed concern with the senior citizens that could not bring their properties to code and requested assistance from volunteer groups. He stated that it was a very challenging time for small business owners due to the economy and that assistance should be provided to them through organizations such as SAGE.

Councilmember Ramos congratulated Councilmember Taylor for her work on the summits and stated that she was pleased to see the great amount of participation. She noted the great need for revitalization in the area and referenced the work that had already been accomplished with code enforcement and stray animals. She mentioned that the corridors led to District 3 and would assist with the investment efforts that would benefit the entire city.

Councilmember Lopez asked of the budget for projects identified. Ms. Sculley stated that they would not attempt to implement all 15 projects but had selected five catalytic projects to begin with. She noted that they would present recommendations prior to the budget process and mentioned that the Walters Street Charette was already scheduled. Councilmember Lopez asked of the stray animals that had been impounded. Ms. Sculley stated that they had impounded 3,000 strays on the Eastside last year and were committed to impounding 50% more this year. Councilmember Lopez expressed concern with the number of animals killed on the streets.

Councilmember Lopez asked of the land banking initiative. Mr. James stated that it involves properties that the city has come to own through nonpayment of taxes and to establish a method for disposing of

them. He added that it was also the process of targeting properties that are underutilized or creating issues for a neighborhood to include both residential and commercial properties. Councilmember Lopez spoke of the issue with vacant lots throughout the community. Mr. James stated that they would focus on properties that have proven issues and target the lots that are developable. Councilmember Lopez noted that funding would be critical and that properties should be identified throughout the city. Mayor Castro commended Councilmember Taylor for her leadership and noted that it will take a tremendous effort to accomplish the goals.

2. BRIEFING ON THE EVENTS AND MAJOR EVENTS TRUST FUND PROGRAMS

Mike Sawaya, Director of the Convention, Sports, and Entertainment Facilities (CSEF) Department stated that the Sporting Events Trust Fund Legislation was established in 2003 and that the City had utilized the program to recapture $5 million in expenses related to the 2004 NCAA Men's Final Four. He reported that an additional $6 million had been received to fund improvements to the Alamodome in preparation for the 2008 Men's Final Four. He mentioned that new rules had been established as amended by Senate Bill 1515 effective September 1, 2009 in which conventions are now eligible for participation. He explained that an event was eligible if a site selection organization selects a site in Texas for the event; if the event will not be held more than once in a calendar year in Texas; and if the site selection is performed through a competitive selection process.

Mr. Sawaya reported that the reimbursement payments could be used to finance costs related to applying or bidding for selection and for preparations necessary for conducting an event in this state including construction or renovation of facilities. He stated that a request for participation and determination must be submitted not earlier than one year and not later than three months before the event start date. He noted that an economic impact study must be conducted and contain information on direct expenditures and impact to the municipality hosting the event. He added that municipalities were required to submit an amount up to or equal to the calculated local share no later than 90 days after the event and that all construction or renovations were required to be completed prior to hosting the event.

Mr. Sawaya spoke of the reimbursement process, noting that 86% was funded by the State and 14% was funded by the City. He outlined the various funding sources that staff had identified to utilize for the program. This included the Improvement and Contingency Fund that was reserved for the Six-Year Capital Improvement Plan and the Hotel Occupancy Tax Facilities Fund. He noted that the funds would be replaced after reimbursement from the State.

Mr. Sawaya noted that staff had identified 18 events and conventions that met the qualifications to seek reimbursement of hosting obligations with an estimated rebate totaling $13 million. He spoke of current convention center projects including carpet replacement, public seating area, and restroom renovations and the financial benefits that would relieve $9-10 million of the $16 million six-year future capital needs. He reported that to date the city received $732,000 for the Rock 'N Roll Marathon, and $691,000 for the Notre Dame Football Game. He added that the Texas Comptroller's Office had evaluated 12 events and authorized over $10 million for San Antonio.

Mayor Castro thanked staff for their work and stated that he was pleased with the opportunity to leverage funds. Councilmember Chan asked of the requirements for reimbursement. Mr. Sawaya replied that the improvements made to the facility were not required to be completed specifically for an event but must be completed prior to the start of the event. Councilmember Chan asked if the

reimbursed funds were generated by the event. Mr. Sawaya replied that the economic impact analysis took into account the amount of money that would be generated by the event. Councilmember Chan asked if there was a limit to requests for reimbursement. Mr. Sawaya reported that there were no limits as long as the events met the requirements for reimbursement.

Councilmember Rodriguez commended staff for their work and stated that it was a great way to leverage funds. He recognized Marc Solis, the newly hired General Manager for the Alamodome, noting that he had worked with Mr. Solis as an intern. He asked why the Women's Final Four was not included in the list for reimbursement for 2010. Mr. Sawaya stated that it had been previously included in the Sporting Events category.

EXECUTIVE SESSION

Mayor Castro recessed the meeting at 3:41 pm to convene in Executive Session for the purpose of:

DISCUSS LEGAL AND REAL PROPERTY MATTERS RELATED TO THE EASTSIDE REINVESTMENT SUMMIT AND EASTSIDE NEIGHBORHOOD INITIATIVES UNDER TEXAS GOVERNMENT CODE SECTION 551.071 (CONSULTATION WITH ATTORNEY) AND 551.072 (DELIBERATIONS ABOUT REAL PROPERTY).

Mayor Castro reconvened the meeting at 4:15 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, Mayor Castro adjourned the meeting at 4:15 pm.

The San Antonio City Council convened in a Regular Meeting on Thursday, **March 11, 2010** at 9:00 am in the City Council Chambers.

ROLL CALL

City Clerk, Leticia M. Vacek, took the Roll Call and noted a quorum of the Council with the following present: Cisneros, Taylor, Ramos, Medina, Lopez, Rodriguez, Williams, Chan, Clamp, and Mayor Castro. **ABSENT:** Cortez. She noted that Councilmember Cortez was absent due to military training.

Item 1. The Invocation was delivered by Rev. Kevin Nelson, Pastor, Calvary Baptist Church, guest of Councilmember Ivy R. Taylor, District 2.

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

Item 3. MINUTES

Councilmember Cisneros moved to approve the Minutes for the February 18, 2010 City Council Meeting. Councilmember Clamp seconded the motion.

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

ITEMS FOR INDIVIDUAL CONSIDERATION

The City Clerk read the following Ordinance:

2010-03-11-0178

Item 4. AN ORDINANCE APPOINTING A TEMPORARY ACTING MEMBER TO CITY COUNCIL DISTRICT 4, DUE TO THE ACTIVATION INTO MILITARY SERVICE OF COUNCILMAN PHILIP A. CORTEZ.

Mayor Castro called upon those registered to speak on Item 4.

Mary Kathryn Luna, President of the Rainbow Hills Area Neighborhood Association spoke in support of the appointment of Leticia Cantu as Temporary Acting Councilmember for District 4. She stated that she had known Ms. Cantu since 2003 and that Ms. Cantu was a good organizer. She noted that Ms. Cantu had addressed their Neighborhood Association earlier in the week and planned to continue the projects that had been implemented by Councilmember Cortez.

Joe Valadez, Rebecca Valadez, and Sara Valadez of the Collins Garden Neighborhood Association spoke in support of the appointment of Leticia Cantu as Temporary Acting Councilmember for District 4. Mr. Valadez stated that Ms. Cantu had worked for several Councilmembers in the past and had worked with him as the Zoning Commission Appointee for District 5. He noted that she was self-motivated and highly capable of fulfilling the responsibilities of the position. He added that she was a valuable resource and urged the Council to support her temporary appointment. Ms. Sara Valadez read a letter from Robert C. Escobedo, President, Joe Valadez, Vice-President, and Lupita Escobedo, Past President, of the Collins Garden Neighborhood Association. They recognized Councilmember Cortez for his military service. They recommended approval of Councilmember Cortez's request to appoint Leticia Cantu as Temporary Acting Councilmember for District 4. They wrote that they had known Ms. Cantu through her work with other Councilmembers and the Neighborhood Association. They noted that she was knowledgeable, responsible and dependable and met the qualifications to fulfill the responsibilities.

Julie Oldham spoke in opposition to the appointment of Leticia Cantu as Temporary Acting Councilmember for District 4. She referenced an article from the San Antonio Lightning that was written of an incident where Ms. Cantu allegedly removed a campaign sign. She expressed concern with the new security at City Hall.

Jack M. Finger commended Councilmember Cortez for serving in the military but expressed concern that the citizens of District 4 were being denied representation. He also expressed concern that there was no backup documentation for agenda item 4 and spoke in opposition to the recommended appointment by Councilmember Cortez for a Temporary Acting Councilmember for District 4.

Nathan Alonzo of the San Antonio Professional Firefighters Association asked the City Council to consider the recommendation by Councilmember Cortez to appoint Leticia Cantu as Temporary Acting Councilmember for District 4. He stated that Ms. Cantu was aware of the processes and issues throughout the city.

Former Councilmember Lourdes Galvan commended Councilmember Cortez for his military service and spoke in support of Leticia Cantu for appointment as Temporary Acting Councilmember for District 4. Ms. Galvan stated that Ms. Cantu had the experience and knowledge to serve District 4 well until Councilmember Cortez's return. She also requested that the City Council consider the funding request from the Esperanza Peace and Justice Center.

Mrs. Vacek summarized seven written testimonies from Former Councilmember Walter Martinez; Ogden Chamberlain, Director of SEIU Texas; Fernando Velazquez, President of the Palm Heights Neighborhood Association; Andro R. Herrera-Mendoza, Marketing Instructor at Northwest Vista College; Mark A. Guerrero, President of the Stablewood Homeowners Association; Christopher A. Steele, President of the San Antonio Professional Firefighters Association; and Michael F. Helle, President of the San Antonio Police Officers' Association in favor of Leticia Cantu's appointment as Temporary Acting City Councilmember for District 4.

Faris Hodge, Jr. submitted written testimony in opposition to the appointment of Leticia Cantu as Temporary Acting Councilmember for District 4 noting that a public hearing should have been conducted.

Councilmember Rodriguez recognized Councilmember Cortez for his military service and stated that this was a unique circumstance for the City Council. He stated that the appointment of Leticia Cantu was temporary in nature. He mentioned that he had worked well with Ms. Cantu in the past and she had demonstrated the ability to perform the responsibilities of the position. He added that he respected Councilmember Cortez's recommendation to appoint Ms. Cantu as the Temporary Acting Councilmember for District 4.

Councilmember Cisneros recognized Councilmember Cortez for his commitment to the residents of District 4 and for his military service. She expressed her support to appoint Leticia Cantu as Temporary Acting Councilmember for District 4. She added that Ms. Cantu would work with District 4 to continue their operations. Councilmember Lopez expressed his support for the appointment of Leticia Cantu as Temporary Acting Councilmember for District 4. He stated that she was knowledgeable of the processes and would maintain continuity for the district.

Councilmember Ramos commended Councilmember Cortez for his commitment and dedication to our country through his military service. She stated that she was in support of Councilmember Cortez's recommendation to appoint Leticia Cantu as Temporary Acting Councilmember for District 4 and noted that Ms. Cantu would perform well due to her previous work experience at City Hall.
Leticia Cantu thanked the Mayor and Councilmembers for their support and consideration of her appointment. She recognized Councilmember Cortez for his service to the residents of District 4. She added that she looked forward to working with the Mayor and Councilmembers.

Mayor Castro recognized Councilmember Cortez for his military service. He stated that Leticia Cantu was a good friend and would serve as a good representative for District 4 on a temporary basis.

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

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

OATH OF OFFICE – TEMPORARY ACTING COUNCILMEMBER

Mrs. Vacek administered the Oath of Office to Leticia Cantu, as Temporary Acting Councilmember for District 4 and Ms. Cantu took her seat on the dais.

At this time, Mrs. Vacek noted that all items with the exception of 5B would be acted upon.

Item 5. BRIEFING ON THE FEDERAL ECONOMIC STIMULUS FUNDING RECEIVED TO DATE AND THE STATUS OF PROJECTS, FOLLOWED BY CONSIDERATION OF THE FOLLOWING ORDINANCES RELATED TO STIMULUS FUND CONTRACTS AND GRANT APPLICATIONS:

2010-03-11-0179

A. AN ORDINANCE AUTHORIZING A CONTRACT WITH ENERPATH SERVICES, INC. IN AN AMOUNT UP TO $2,000,000.00 TO PERFORM AND MANAGE AUDIT AND RETROFIT SERVICES FOR THE "CITY LIGHTS": SMALL BUSINESS LIGHTING RETROFIT PROGRAM, WHICH WILL PROVIDE ENERGY AUDIT AND ENERGY EFFICIENCY IMPLEMENTATION SERVICES FOR SMALL BUSINESS.

2010-03-11-0181

C. AN ORDINANCE AUTHORIZING A CONTRACT WITH THE METROPOLITAN PARTNERSHIP FOR ENERGY, A SOLE SOURCE PROVIDER OF THE BUILD SAN ANTONIO GREEN, IN AN AMOUNT UP TO $202,520.00 TO CERTIFY HOMES THROUGH THE BUILD SAN ANTONIO GREEN "GREEN RETROFIT" PROGRAM AND PROVIDE RELATED SERVICES.

2010-03-11-0182

D. AN ORDINANCE AUTHORIZING THE SELECTION OF ENERGY XTREME, A SOLE SOURCE PROVIDER FOR AUXILIARY POWER UNITS FOR POLICE CRUISERS, FOR AN AMOUNT UP TO $98,500.00 TO PROVIDE AUXILIARY POWER UNITS AND INSTALLATION SERVICES FOR AIRPORT POLICE CRUISERS.

2010-03-11-0183

E. AN ORDINANCE AUTHORIZING A CONTRACT WITH THE UNIVERSITY OF TEXAS AT SAN ANTONIO, IN AN AMOUNT UP TO $60,000.00 TO DEVELOP A SUSTAINABLE NEIGHBORHOOD PLANNING TOOL.

2010-03-11-0184

F. AN ORDINANCE AUTHORIZING A CONTRACT WITH HATCH, INC. TO PROVIDE THE DEPARTMENT OF COMMUNITY INITIATIVES WITH 610 EARLY CHILDHOOD COMPUTER LEARNING CENTERS FOR THE HEAD START PROGRAM FOR A TOTAL COST OF $606,950.00 FUNDED PRIMARILY WITH AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009 (ARRA) FUNDS.

2010-03-11-0185

G. AN ORDINANCE AUTHORIZING THE SAN ANTONIO PUBLIC LIBRARY TO SUBMIT A JOINT GRANT APPLICATION WITH THE TEXAS STATE LIBRARY AND ARCHIVES COMMISSION TO THE NATIONAL TELECOMMUNICATIONS AND INFORMATION ADMINISTRATION FOR UP TO $1,500,000.00 IN FUNDING TO ENHANCE BROADBAND CAPACITY AT THE SAN ANTONIO PUBLIC LIBRARY.

Peter Zanoni presented an update on the American Recovery and Reinvestment Act (ARRA) of 2009 and stated that $161 million had been identified for the City of San Antonio. He reported that 50 Police Officers had been added through the Community Oriented Policing Recovery Grant and that future mandated costs had been included in the City's Five-Year Forecast. He noted that funding for Fire Stations #50 and #51 had been provided through the Assistance to Firefighters Grant and that the required environmental assessments were in process. He outlined the streets and infrastructure projects including the US 281/Loop 1604 Interchange Improvements and US 281 Super Street Project. He mentioned that of the 11 Community Development Block Grant (CDBG) Neighborhood Street and Sidewalk Projects, three had been completed and eight were in progress. He added that the Airport Security Checked Baggage Inspection System was 40% complete with an anticipated completion in Fall, 2010.

Mr. Zanoni reported that $25 million had been awarded to the city for the Mission Reach River Project Phase 2A and anticipated completion in Spring, 2011. He spoke of the Weatherization Assistance Program in the amount of $12 million through the partnership with CPS Energy "Casa Verde SA" Program. He noted that the program targets low-income, elderly, and disabled households with high energy costs. He mentioned that 1,544 additional children were being served through the Child Care Services Grant in the amount of $12 million. He provided a progress report of all ARRA funded programs through February, 2010. He added that staff recommended approval to apply for a Broadband Technology Grant in the amount of $1,500,000 to enhance broadband capacity in public computers within the Library System.

Laurence Doxsey presented an overview of the energy efficiency grant projects. He stated that the City Lights Small Business Retrofit Program in the amount of $2 million would provide loans and program management. EnerPath Services, Inc. will be contracted to perform and manage lighting audit and retrofit services for small businesses and coordinate with the City's Revolving Loan Program. He noted that up to 600 loans would be provided up to $3,000 each at no interest to install high efficiency lighting retrofits. He mentioned that they would contract with Halff Associates to update the 2004 Bicycle Master Plan and that the planning process would include public participation and a Bicycle Master Plan Advisory Committee.

Mr. Doxsey further reported that they were recommending approval of a contract with the Metropolitan Partnership for Energy to certify residential retrofits and remodeling, as well as provide training to participating homeowners and contractors. He reported that they were also requesting approval of a contact with Energy Xtreme in the amount of $98,500 to provide 14 auxiliary power units for Airport Police Cruisers. He explained that the power units would be utilized to operate a vehicle's electrical and traffic control systems while the vehicle engine is turned off to reduce motor idle time and fuel consumption. He stated that they were requesting approval of a contract with the University of Texas at San Antonio (UTSA) to design a sustainable neighborhood planning tool through use of Geographic

Information Systems-based software. He mentioned that it would calculate the environmental indicators in a community, sector or neighborhood.

Mayor Castro called upon those registered to speak on Item 5.

Nazirite Ruben Flores Perez stated that he was in support of the computers for the Head Start Program (Item 5F). He expressed concern that the classrooms in the learning centers were not constructed properly. He noted that he had served in the Army and spoke in support of Councilmember Cortez's military service. He added that he was in support of a cost of living adjustment for city employees.

Julie Oldham spoke in support of the stimulus fund programs and the bike trails. She stated that she was in favor of fixing the Salado Creek and expressed concern with the streets in her neighborhood. She noted that she was concerned with the condition of the newly reconstructed Babcock Road and in support of funding for Senior Nutrition Centers.

Jack M. Finger asked of the Green Retrofit Program in Item 5B. He spoke in opposition to the sustainable neighborhood planning tool in Item 5E and to the funding allocated for computers for the Head Start Program in Item 5F.

Councilmember Williams requested information on the City Lights Small Business Lighting Retrofit Program and the responsibilities of EnerPath Services, Inc. Mr. Doxsey replied that they would recruit enrollment and participation in the program within targeted areas and conduct an analysis of prospective buildings to improve lighting and promote other energy improvements. He noted that they would dispatch contractors to perform the work and verify satisfactory completion. He added that CPS Energy would verify that the work meets the standard for rebates.

Councilmember Williams asked of the energy audit that would be conducted. Mr. Doxsey reported that EnerPath Services, Inc. would perform the audit and the cost was included within the contract. He noted that EnerPath Services, Inc. would hire local contractors to perform the lighting retrofits. Councilmember Williams asked of the loans that would be provided. Mr. Doxsey replied that the loans would be provided with no interest charge and the requestor could take three years to repay the loan. He added that EnerPath Services, Inc. would work with the city to monitor the loans and that the city would distribute the funds. Councilmember Williams noted that it was important to understand and market the programs in order for them to be successful.

Councilmember Cisneros commended the Office of Environmental Policy for their work and noted that the programs would help the city meet the Mission Verde goals for sustainability. She expressed support for the City Lights Small Business Lighting Retrofit Program that would promote STEP goals for energy conservation. She noted that she planned to aggressively promote the program to small businesses in District 1 and asked of outreach efforts. Mr. Doxsey stated that outreach would begin once they received approval for the program. Councilmember asked of the sustainable neighborhood planning tool designed by UTSA. Mr. Doxsey replied that it would take two years to complete the tool and various features would be implemented throughout that time. Councilmember Cisneros expressed her support for updating the Bicycle Master Plan and promoting bicycle safety.

Councilmember Ramos asked of the delay in the fire station projects. Mr. Zanoni replied that the schedule had been revised based on federal guidelines required to utilize the funding and now included

the need to conduct environmental assessments. Councilmember Ramos asked if the buildings would be LEED Certified. Mr. Zanoni confirmed same. Councilmember Ramos asked of the delay in Head Start Program Projects and the impact to the federal review that would be conducted in May. Mr. Zanoni reported that two playground projects were delayed and would be in progress prior to the review. Councilmember Ramos asked of the plan for future funding for the additional 1,544 children in daycare. Mr. Zanoni replied that the grant was funded through June, 2011 and that families had been informed that the funds were one-time in nature. Ms. Sculley added that they have not developed a plan for future funding but could be included in the budget process at the Council's request. Councilmember Ramos thanked the Office of Environmental Policy for their work and expressed support for the Casa Verde SA Program.

Councilmember Medina asked of the funds that would be allocated for the Head Start Program. Mr. Zanoni stated that the funds would be utilized for computers and software appropriate for the Head Start Program. Councilmember Medina requested that a portion of the funds be utilized for the purchase of software for children with learning disabilities. He asked of the Broadband Technology Grant and the libraries that would receive the funds. Kendra Trachta, Assistant Library Director stated that they would begin implementation of the enhancements at branch libraries with IT Infrastructure that did not meet city standards. She noted that the second tier would encompass those branches that serve individuals with high unemployment and poverty rates including: Central, Bazan, Carver, Cody, Collins Garden, Cortez, Forest Hills, Great Northwest, Johnston, Las Palmas, McCreless, Memorial, Pan American, Thousand Oaks, and Westfall Libraries. Councilmember Medina requested that staff work with the Westside Development Corporation to identify potential small businesses for the City Lights Small Business Retrofit Program.

Councilmember Clamp asked of the criteria for eligibility for the City Lights Small Business Retrofit Program. Mr. Doxsey replied that the business must employ 50 individuals or less; work from a building with less than 15,000 square feet; and be a customer in good standing with CPS Energy. Councilmember Clamp asked how businesses would be selected. Mr. Doxsey reported that the process had not been finalized but would begin in the order that the applications were received. Richard Varn added that it was a revolving loan and more funds would be available as the loans were repaid.

Councilmember Rodriguez thanked staff for their work and requested that the number of jobs created be included in future ARRA updates. Mr. Zanoni replied that they were required to provide that information to the Federal Government and would include it in future updates. Councilmember Rodriguez referenced bicycle connectivity for commuters in Madison, Wisconsin and asked if those amenities would be included in the Bicycle Master Plan. Mr. Doxsey confirmed that addressing connectivity was an important component of the Bicycle Master Plan and would encompass commuter and recreational use. Temporary Acting Councilmember Cantu asked of the CDBG Projects that were behind schedule. Mr. Zanoni replied that they were projects in which the city was working with a third party or external organization. He added that they have been working with the agencies to identify weaknesses in the projects and get them back on schedule. Temporary Acting Councilmember Cantu recognized the Public Works Department for their work with the Metropolitan Planning Organization to fund the 36th Street Project.

Mayor Castro spoke of the importance of the results from ARRA investments related to bicycling and sustainability and moving the projects forward in a timely manner. He added that job creation was essential in moving the city in the right direction.

Councilmember Cisneros moved to adopt the proposed Ordinances for Items 5A, 5C, 5D, 5E, 5F and 5G. Councilmember Ramos seconded the motion.

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

The City Clerk read the caption for Item 5B:

2010-03-11-0180

Item 5B. AN ORDINANCE AUTHORIZING A CONTRACT WITH HALFF ASSOCIATES, INC. IN AN AMOUNT UP TO $214,760.00 TO UPDATE THE EXISTING BICYCLE MASTER PLAN TO INCLUDE BENCHMARKS AND IMPLEMENTATION GOALS TO ACHIEVE THE GOALS OF INCREASING THE LEVEL OF BIKE RIDERSHIP FOR DAILY TRAVEL WHILE IMPROVING CYCLING SAFETY.

Councilmember Chan recused herself on Item 5B by exiting the Council Chambers and noting that she had submitted the recusal forms to the City Clerk.

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

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

The City Clerk read the caption for Item 6:

Item 6. PUBLIC HEARING ON THE PROPOSED FY 2010-2011 CONSOLIDATED ANNUAL ACTION PLAN/BUDGET AND FIVE-YEAR CONSOLIDATED PLAN.

Nina Nixon-Mendez, Interim Grants Administrator presented Item 6 and stated that a public hearing was being conducted to receive input on the FY 2010-2011 Housing and Urban Development (HUD) Consolidated Annual Action Plan/Budget and the Five-Year Consolidated Plan. She reported that the consolidated budget consisted of four entitlement grants: 1) CDBG; 2) HOME; 3) Emergency Shelter Grant (ESG); and 4) Housing Opportunities for Persons with Aids (HOPWA). She explained that HUD determined the amount of each entitlement grant through a statutory formula that utilized measures including poverty, population, and housing overcrowding in relation to other distribution areas. She stated that based on the previous year allocation, they anticipated funding in the amount of $23,387,821 for FY 2010-2011.

Ms. Nixon-Mendez stated that CDBG Funds were utilized for projects to include rehabilitation of residential structures, neighborhood centers, and activities related to energy conservation. She reported that $4.8 million of CDBG Funds would be allocated toward Section 8 Loan Debt Service. She noted that HOME Funds were utilized to create affordable housing for low-income households and could provide for home purchase or rehabilitation finance assistance. She mentioned that ESG Funds provided homeless persons with basic shelter and essential supportive services. She added that HOPWA Funds

could be utilized for acquisition, rehabilitation or new construction of housing or rental assistance for persons with HIV/AIDS.

Ms. Nixon-Mendez reported that the City Council had approved a Budget Schedule on January 21, 2010 with direction that CDBG Funds be primarily utilized for Neighborhood Facility Improvements and Economic Development Activities. Additionally, at least 60% of CDBG and HOME Funds should be targeted to the Inner Core of the Reinvestment Area. She stated that the Five-Year Consolidated Plan consisted of goals and action steps to address community development and housing needs for low to moderate income families. She noted that the Citizen Participation Meetings were held from November 17, 2009 to December 9, 2009 to solicit comments and develop priorities. Lastly, she presented an Annual Action Plan/Budget and Five-Year Consolidated Plan Schedule and noted that a second public hearing would be held on May 13, 2010 with adoption on May 20, 2010.

Mayor Castro opened the Public Hearing and called upon those registered to speak.

Graciela Sanchez, Jessica Guerrero, and Amanda Haas of the Esperanza Peace and Justice Center addressed the City Council in support of CDBG Funding for their organization. Ms. Sanchez reported that the funds would be utilized to complete the renovation of existing buildings. The funds will also be used to acquire a small piece of adjoining property, and construct a new building at "El Rinconcito de Esperanza" located on Colorado and Guadalupe Streets. She presented photos of "Casa de Cuentos," Ruben's Ice House, and other projects operated by the Esperanza Peace and Justice Center. She noted that they worked with students from local elementary, middle, and high schools, as well as colleges and universities. Ms. Guerrero outlined architectural drawings for their building enhancements and noted that they would utilize solar panels. She referenced the row houses along Guadalupe Street and added that they were requesting funds to add a building for Mujer Artes.

Rita Vidaurri Eden stated that she was a retired professional singer and served as a foster grandparent at the Methodist Children's Hospital. She spoke in support of funding for the Esperanza Peace and Justice Center and noted that she participated in the Casa de Cuentos Program once a month. Lastly, she presented the council with a compact disc of her music and sang a song.

George Page, Jill Rips and David Ewell of the San Antonio Aids Foundation (SAAF) addressed the City Council in support of funding for their organization. Mr. Page stated that SAAF had been providing services since 1986 and spoke of the importance in providing housing assistance to those in need. He outlined the three types of housing services that include hospice care, tenant based rental assistance, and transitional housing. Ms. Rips thanked the Mayor and Councilmembers for their financial support to help open Casa Martin. She expressed concern that there was no coordination of HIV/AIDS funding initiatives between the City of San Antonio and Bexar County. She spoke of the importance of prioritizing funding and referenced their great need for housing funds. Mr. Ewell expressed concern with the HOPWA funding allocated by the Department of Community Initiatives, noting that $75,000 had been provided to the Women's Life Resource Center that was not in existence. He stated that the $150,000 allocated toward transportation was a duplication of services, as $300,000 in Ryan White Funding was available for those services. He spoke of the need to review HOPWA funding and added that the greatest need was for housing services.

Sandra Laconi stated that she was diagnosed with HIV nine years ago and it progressed to AIDS five years ago. She noted that she had been very ill and had received great care and assistance from SAAF.

She mentioned that she has been living at SAAF in their skilled nursing facility but would be transferring to transitional housing soon. She expressed concern that housing would only be available for three months and was unsure where she would live after that period of time. She urged the Council to support HOPWA Funding for SAAF and added that she was speaking on behalf of the many individuals that could not be in attendance.

Lauren Schmoldt stated that she was a transgender female and spoke in support of the housing services provided by SAAF. She expressed concern with the housing services provided at the SAMM Shelter and noted that she was in support of funding for housing services for the transgender population.

Gregory Stovall stated that he had lost his job in February, 2008 due to the great amount of time he missed work due to his HIV illness and that SAAF had provided him with rental assistance. He noted that he began to self medicate and subsequently, became incarcerated. He mentioned that he had been diagnosed with kidney cancer and SAAF has helped him through his recovery. He requested that HOPWA Funding be allocated to SAAF.

Denis Jee stated that he was a resident of SAAF and unable to work due to his illness. He recognized SAAF for their support services and requested that HOPWA Funding be allocated to SAAF.

Imelda Arismendez spoke in support of the Mujer Artes Program provided by the Esperanza Peace and Justice Center. She stated that the program provided art classes for women at no charge and presented a ceramic bowl that she had created. She noted that residents from throughout the city attended the program and that it was of great value to the community. She added that their program was recognized throughout the United States and requested that funding be allocated to the Esperanza Peace and Justice Center.

Enrique Sanchez, Isabel Sanchez and Sam Rodriguez of Sabios and Sabias Westside addressed the City Council in support of funding for the Esperanza Peace and Justice Center. They presented a video that showed programs offered to the elderly population including one in which they shared old photos and discussed their history. Ms. Sanchez spoke of her experiences with the program and noted that she had supported the Center for many years. She stated that the Center requested citizen input prior to implementing programs and asked the City Council to consider funding for their organization. Mr. Rodriguez spoke in support of funding for the Center and stated that he had been a participant at Casa de Cuentos for over two years. He noted that he was pleased to be able to share personal history that was being documented and recorded. He mentioned that a portion of the funds being requested would be utilized to install a ramp at the Center. Mr. Sanchez also expressed his support for funding for the Center and recognized his wife Isabel for raising money for graduates of Lanier High School.

Elpidia O. Lopez, Ines Valdez, and Veronica Gonzales of the Mujer Artes Program addressed the Council in support of funding for the Esperanza Peace and Justice Center. Ms. Gonzales stated that the participants of the Mujer Artes Program had a discussion regarding the significance and importance of the program in their lives. She read a sampling of responses, noting that the program was extremely significant to the participants and had positively affected their lives. She mentioned that many could not afford to pay for art classes and this was a great opportunity provided to them. She requested funding for the Esperanza Peace and Justice Center.

Veronica Castillo stated that she participated in the Mujer Artes Program and they had been providing services in the West Side for 15 years. She noted that they shared their stories through clay and ceramics and spoke in support of the free art classes. She added that all were welcome to attend and asked the City Council to consider the funding request by the Esperanza Peace and Justice Center.

Jon Hinojosa stated that he was the Artistic and Executive Director for Say Sí and requested support for their funding request. He noted that they provided art programs throughout the year and focused on youth living in the inner city with low-income households. He reported that they served 175 youth through their on-site programs and over 4,000 youth in their outreach programs. He stated that over the last five years, 100% of high school seniors enrolled in their programs graduated from high school and 100% attend college. He noted that they were requesting $250,000 for building renovations to expand their programs and serve more youth in the community. He added that they would maintain their commitment to green efforts, noting their use of wind energy and commitment to 100% recycling of waste.

Jose Mascorro with Housing and Community Services, Inc. stated that their organization was a local non-profit housing provider and spoke in support of their funding request for the Montebella Point Apartment Complex Project located at FM 78 and Foster Road. He noted that they had received tax credits for the project but are in need of the local funding match. He mentioned that Montebella Point included 144 multi-family uniquely designed housing units that targeted low-income families, as well as Veterans and their families.

Mrs. Vacek summarized 11 written testimonies from Rollette Schreckenghost, President of the San Antonio Conservation Society; Former Councilmember Patti Radle; Mike Villarreal, Texas House of Representatives District 123; Pat Zepeda, former owner of Ruben's Ice House; Mary Agnes Rodriguez, Former member of Historic and Design Review Commission; Mary Ellen Garcia, Ph.D.; Elizabeth Pople; Tiffany Ross; Anel Flores; Dennis G. Medina; and Mildred Hilbrich in support of funding for the Esperanza Peace and Justice Center for the Rinconcito de Esperanza and Casa de Cuentos.

Councilmember Cisneros thanked the Grants Monitoring and Administration Department for incorporating public input into the process. She asked how the feedback would be utilized and of the $75,000 allocated to Beat Aids for the Women's Life Resource Center. Ms. Nixon-Mendez stated that the applications for funding were being reviewed and based on established criteria. She noted that they utilized public involvement in their recommendation to the City Council, focusing on neighborhood revitalization and economic development. She reported that there were delays with the Women's Life Resource Center due to issues with the contractor and an $85,000 lien had been placed on the structure. She mentioned that they had initiated a bidding process to complete the work but the lien remained on the property. She added that the facility would need to be furnished and anticipated opening this summer.

Councilmember Cisneros asked of the possible reallocation of funds if the Women's Life Resource Center did not open as planned. Cindy Schoenmakers, Interim Director of the Department of Community Initiatives stated that they would continue to work closely with the Grants Monitoring Administration Department to monitor the project timeline. She noted that if the funds were reallocated, they would notify the other agencies that had applied in that category of the availability of funds. Councilmember Cisneros recognized the representatives of SAAF for their work and advocacy. She asked of the administrative funding cap of 20% and the number of authorized positions. Ms. Nixon-

Mendez replied that the administrative cap varied based on the program and that 45 positions were funded through CDBG. Councilmember Cisneros recognized the representatives that spoke on behalf of the Esperanza Peace and Justice Center. Mayor Castro thanked everyone that spoke and noted that there would be another opportunity to provide input prior to a final decision on the funding allocations.

There was no action required for Item 6. There being no other discussion, Mayor Castro closed the Public Hearing.

POINT OF PERSONAL PRIVILEGE

Mayor Castro spoke of Luminaria-Arts Night in San Antonio that would be held on Saturday, March 13, 2010. He stated that over the last two years, more than 150,000 individuals had attended the event that included the work of over 1,000 artists. He recognized former Mayor Phil Hardberger and Event Co-Chairs Paula Owen, and George Cisneros. Mayor Hardberger stated that Luminaria was a great event for the city and thanked Mayor Castro and Councilmembers for their continued support. He noted that Luminaria helped recognize many artists and invited everyone to attend. George Cisneros thanked Mayor Castro and Councilmembers for their continued support of the event and recognized city staff for their assistance. He noted that every district had artists represented in the event and presented Mayor Castro with a Luminaria Cap. Ms. Owen noted that they expected over 200,000 to attend the event and recognized the participating artists. She added that she was proud to live in a city that valued its artists.

CITY MANAGER'S REPORT

A. LUMINARIA - ARTS NIGHT IN SAN ANTONIO

Ms. Sculley stated that the footprint for the event had changed and was focused in the HemisFair and La Villita area. She invited everyone to attend the event.

B. 2010 U.S. CENSUS

Item B was not addressed.

RECESSED

Mayor Castro recessed the meeting at 12:20 pm to break for lunch and noted that the meeting would resume at 2:00 pm.

RECONVENED

Mayor Castro reconvened the meeting at 2:10 pm and addressed the Consent Agenda.

CONSENT AGENDA ITEMS 7-21

None of the Consent Agenda Items were pulled for Individual Consideration. It was noted that Item 17C was pulled by city staff.

Councilmember Cisneros moved to approve the Consent Agenda Items. Councilmember Rodriguez seconded the motion.

Mayor Castro called upon Jack M. Finger to speak on the Consent Agenda.

Mr. Finger spoke in opposition to the payment of $65,886 to the Airports Council International-North America for annual dues, services and membership fees (Item 18). He expressed concern with the agreement with Pape-Dawson Engineers in the amount of $112,500 for vegetation surveys to identify potential golden-cheeked warbler habitat (Item 20) and noted that the Mayor and Councilmembers had received campaign contributions from Pape-Dawson Engineers.

Councilmember Cisneros recognized city staff for their work with the Metropolitan Partnership for Energy to support solar energy public outreach efforts (Item 19).

Faris Hodge, Jr. submitted written testimony in favor of Items 6, 7, 9-16, and 19-21. He wrote against the purchase of tasers for the San Antonio Police Department in Item 8. He also wrote against the payment of $65,886 to the Airports Council International North America for dues, services and membership fees (Item 18).

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

2010-03-11-0186

Item 7. AN ORDINANCE AUTHORIZING THE CITY TO UTILIZE A COOPERATIVE CONTRACT WITH CRAFCO, INC. TO PROVIDE THE AVIATION DEPARTMENT WITH 1 TRAILER MOUNTED HOT POUR JOINT/CRACK SEALING MACHINE FOR A TOTAL COST OF $58,855.01 FUNDED BY THE AVIATION DEPARTMENT AIRPORT OPERATION & MAINTENANCE FUND.

2010-03-11-0187

Item 8. AN ORDINANCE ACCEPTING THE BID FROM GT DISTRIBUTORS, INC. TO PROVIDE THE SAN ANTONIO POLICE DEPARTMENT WITH 50 CONDUCTIVE ENERGY DEVICES, C.E.D.'S (TASER®) AND ACCESSORIES FOR A TOTAL COST OF $52,517.50 FUNDED BY THE POLICE DEPARTMENT'S CONFISCATED PROPERTY FEDERAL ACCOUNT FUND.

2010-03-11-0188

Item 9. AN ORDINANCE AUTHORIZING THE CITY TO UTILIZE A COOPERATIVE CONTRACT WITH SOUTHERN ALUMINUM MANUFACTURING, INC. TO PROVIDE THE CONVENTION, SPORTS AND ENTERTAINMENT FACILITIES WITH 1,150 ROUND BANQUET TABLES AND 230 TABLE CARTS FOR A TOTAL COST OF $561,165.50 FUNDED BY THE HOTEL OCCUPANCY TAX IMPROVEMENT AND CONTINGENCY FUND.

2010-03-11-0189

Item 10. AN ORDINANCE AUTHORIZING AN AMENDMENT IN THE INCREASED AMOUNT OF $143,816.00 TO THE $28,705,216.04 PROFESSIONAL SERVICES AGREEMENT WITH 3D/INTERNATIONAL INC., FOR DESIGN AND CONSTRUCTION ADMINISTRATION SERVICES FOR THE AIRPORT EXPANSION PROGRAM AT THE SAN ANTONIO INTERNATIONAL AIRPORT, FUNDED BY AUTHORIZED PROJECT CONTINGENCY FUNDS.

2010-03-11-0190

Item 11. AN ORDINANCE AWARDING A CONSTRUCTION CONTRACT TO JOURNEYMAN CONSTRUCTION, INC. IN THE AMOUNT OF $3,595,150.00 AND AUTHORIZING AN AGREEMENT WITH TXDOT TO ALLOW FOR THE CONSTRUCTION AND MAINTENANCE OF LEON CREEK GREENWAY TRAIL IMPROVEMENTS WITHIN TXDOT RIGHT-OF-WAY LOCATED IN COUNCIL DISTRICTS 6 AND 7.

Item 12. CONSIDERATION OF THE FOLLOWING ORDINANCES RELATING TO FEDERAL AVIATION ADMINISTRATION AIRPORT IMPROVEMENT PROGRAM GRANTS FOR PROJECTS AT SAN ANTONIO INTERNATIONAL AIRPORT:

2010-03-11-0191

A. AN ORDINANCE ACCEPTING FUNDS IN THE AMOUNT OF $300,000.00 WITH THE AVIATION DEPARTMENT PROVIDING MATCHING FUNDS IN THE AMOUNT OF $100,000.00 FROM CAPITAL IMPROVEMENT FUNDS FOR THE DEVELOPMENT OF AN ELECTRONIC-AIRPORT LAYOUT PLAN.

2010-03-11-0192

B. AN ORDINANCE ACCEPTING FUNDS IN THE AMOUNT OF $9,000,000.00 WITH THE AVIATION DEPARTMENT PROVIDING MATCHING FUNDS IN THE AMOUNT OF $2,250,000.00 FROM 2005 AIRPORT PASSENGER FACILITY CHARGE BONDS.

2010-03-11-0193

Item 13. AN ORDINANCE REALLOCATING $38,951.90 IN JUVENILE ACCOUNTABILITY BLOCK GRANT FUNDS FROM THE OFFICE OF THE GOVERNOR, CRIMINAL JUSTICE DIVISION; AUTHORIZING AN AMENDMENT TO INCREASE THE FAMILY SERVICE ASSOCIATION, INC'S - YOUTH AGAINST GANG ACTIVITY CONTRACT BUDGET BY THE SAME AMOUNT FOR EARLY INTERVENTION SERVICES FOR THE PERIOD SEPTEMBER 1, 2009 TO AUGUST 31, 2010; AND AUTHORIZING A BUDGET AMENDMENT.

2010-03-11-0194

Item 14. AN ORDINANCE AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION, AND THE ACCEPTANCE OF UP TO $425,000.00 UPON AWARD, FROM THE TEXAS PARKS & WILDLIFE DEPARTMENT FOR THE RENOVATION OF THE JINGU HOUSE AT THE JAPANESE TEA GARDENS IN COUNCIL DISTRICT 9.

2010-03-11-0195

Item 15. AN ORDINANCE AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION AND THE ACCEPTANCE OF UP TO $800,000.00 UPON AWARD, FROM THE U.S. DEPARTMENT OF JUSTICE, OFFICE OF JUSTICE PROGRAMS, NATIONAL INSTITUTE OF JUSTICE FOR SOLVING COLD CASES WITH DNA GRANT.

2010-03-11-0196

Item 16. AN ORDINANCE AUTHORIZING VARIOUS APPLICATIONS AND ACCEPTANCE OF APPROXIMATELY $399,000.00 OR MORE FROM THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY (TCEQ) FOR REGIONAL SOLID WASTE PASS-THROUGH

GRANTS FOR FISCAL YEAR 2011, THROUGH THE ALAMO AREA COUNCIL OF GOVERNMENTS (AACOG) TO FUND ACTIVITIES SUCH AS RECYCLING EDUCATION, RECYCLING PROGRAM EXPANSION AND SOLID WASTE STREAM REDUCTION.

Item 17. CONSIDERATION OF THE FOLLOWING BOARD, COMMISSION AND COMMITTEE APPOINTMENTS FOR THE REMAINDER OF UNEXPIRED TERMS OF OFFICE TO EXPIRE MAY 31, 2011, 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; OR FOR TERMS AND EFFECTIVENESS AS OTHERWISE INDICATED BELOW:

A. APPOINTING EDWARD J. MOORE (DISTRICT 2) TO THE PORT AUTHORITY OF SAN ANTONIO FOR THE REMAINDER OF AN UNEXPIRED TERM OF OFFICE TO EXPIRE NOVEMBER 30, 2011.

B. APPOINTING JERRILENE KEYS (DISTRICT 2) TO THE AFFIRMATIVE ACTION ADVISORY COMMITTEE.

ITEM 17C PULLED BY STAFF

C. APPOINTING ALICE ROSE KENNEDY (DISTRICT 2) TO KEEP SAN ANTONIO BEAUTIFUL, INC. FOR THE REMAINDER OF A TERM OF OFFICE TO EXPIRE DECEMBER 22, 2011.

D. APPOINTING SUE CALBERG (DISTRICT 2) TO THE LINEAR CREEKWAY PARKS ADVISORY BOARD.

E. APPOINTING HEATHER A. DEGRELLA (MAYORAL) TO THE CITIZENS' ENVIRONMENTAL ADVISORY COMMITTEE.

F. APPOINTING TONY R. HARRIS, II (MAYORAL, CATEGORY: BUSINESS) TO THE ARTS AND CULTURAL ADVISORY COMMITTEE.

2010-03-11-0197

Item 18. AN ORDINANCE AUTHORIZING PAYMENT OF $65,886.00 TO THE AIRPORTS COUNCIL INTERNATIONAL – NORTH AMERICA FOR 2010 ANNUAL DUES AND SERVICES AND MEMBERSHIP FEES.

2010-03-11-0198

Item 19. AN ORDINANCE AUTHORIZING AN AGREEMENT WITH THE METROPOLITAN PARTNERSHIP FOR ENERGY IN AN AMOUNT UP TO $17,500.00, TO SUPPORT SOLAR ENERGY PUBLIC OUTREACH EFFORTS UNDER THE DEPARTMENT OF ENERGY'S "SOLAR AMERICA CITIES" GRANT.

2010-03-11-0199

Item 20. AN ORDINANCE AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT WITH PAPE-DAWSON ENGINEERS, INC. IN AN AMOUNT UP TO $112,500.00 TO PROVIDE VEGETATION SURVEYS TO IDENTIFY POTENTIAL GOLDEN-CHEEKED WARBLER HABITAT ON CITY-OWNED PROPERTIES LOCATED IN COUNCIL DISTRICTS 8 AND 9.

Item 21. AN ORDINANCE AUTHORIZING SELF-MONITORING STANDARDS FOR THE PARKS AND RECREATION DEPARTMENT'S YOUTH RECREATION PROGRAMS TO COMPLY WITH TEXAS DEPARTMENT OF FAMILY AND PROTECTIVE SERVICES REGULATIONS.

[CONSENT AGENDA ITEMS CONCLUDED]

Mayor Castro recessed the meeting at 2:17 pm 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 the individuals registered to speak.

Nazirite Ruben Flores Perez spoke of the seven-headed lion that would end religion.

Mark Kellmann stated that he was an architect and spoke of the VIA North-South rail route. He noted that he had worked on the River North Project in 1996 and had included a transportation loop in the original plan. He mentioned that the density had increased in Alamo Heights and spoke of the tower located at the intersection of Hildebrand and Broadway. He added that the Pearl Brewery Terminal had not been included in VIA's original plan but if included in the long-range plan, there would be enough demand.

John Schneider stated that he was a resident of the Hills of Rivermist Subdivision and lived on Treewell Glen. He noted that he was waiting to hear from Pulte/Centex on how they would address the issues with the development and expressed concern with their building methods. He asked the city to help keep Pulte/Centex accountable and buy back all of the homes from the owners.

Basheda Kelley stated that she and her husband had served in the military for 18 years and secured funding for their home in the Hills of Rivermist through a Veterans Administration Loan. She noted that they served in a rotation cycle and would have to place their home on the market. She expressed concern that no one would want to purchase their home due to the many development issues. She added that it would take years for the homeowners to recover. She stated that the value of the home had been greatly affected and requested that Pulte/Centex buy their home back.

State Representative David Leibowitz read and presented a letter to the City Council regarding the Hills of Rivermist Subdivision. He stated that he had visited the Rivermist Community and expressed concern that the homeowners were still in limbo. He expressed concern that displaced residents were witnessing construction of new homes in their neighborhood and noted the lack of communication with the homeowners. He requested that the city discontinue the issuance of building permits until the matter is thoroughly investigated and that there be more transparency regarding the city's discussions with the developer. He noted that many of the families were in the military and in the process of being deployed or transferred. He added that he had been concerned with the construction practices at Rivermist since 2007 and had inquired about the quality of the fill material being utilized at that time.

Mark Perez expressed concern with the Planning and Development Services Department and the businesses that were operating without a Certificate of Occupancy. He noted that his wife had given birth to stillborn twins while he was employed with Tetco. He spoke of the toxic chemicals that they

were releasing into the community and referenced the facility at 4702 Goldfield that had illegally installed tanks. He expressed concern that he had not received a response to his requests.

Damon Mason referenced an online article that he had read in which an individual demolished his home because a mortgage creditor refused to accept the $170,000 offer that would have resolved his mortgage issues. He spoke of concerns that he encountered with his Time Warner account representative at Las Palmas Mall. He stated that the Pan American Expressway should have 10 lanes and the city should not wait for the Texas Department of Transportation to construct the expansion.

Charles Cervantes stated that he lived on Treewell Glen in the Hills of Rivermist Subdivision and spoke of the 27 homes that would be purchased back by Pulte/Centex. He noted that their solution to build a new wall was not acceptable as it would not address the real problem. He spoke of the issues with underground water, Del Rio Clay, and Buda Limestone, and referenced the cracks in various brick houses in the neighborhood. He expressed concern that homeowners were not invited to attend the meeting held between Pulte/Centex and the Planning and Development Services Department staff. He added that there was not a list of attendees or minutes from the meeting. He stated that decisions should not be made without input from the homeowners and demanded that they be treated with more respect. He asked the city to help determine a solution and asked that Pulte/Centex buy the homes back.

Elsa Gonzalez stated that she was a resident of the Hills of Rivermist and referenced a verse from the Gettysberg Address, "Of the people, by the people, and for the people." She expressed concern that corporations had the upper hand and that the people were not being helped. She noted that she was concerned with the mandatory binding arbitration in which they would have no recourse and that they deserved more respect. She asked the Council to stand by the people and help make Pulte/Centex accountable and buy their homes back.

Eiginio Rodriguez spoke of zoning case Z2010042 CD that would be brought forth at the March 18, 2010 City Council Meeting. He stated that the applicant was requesting parking but expressed concern that the facility that needed the parking was zoned as "O1S". He mentioned that Holy Cross High School, Gus Garcia Middle School, and Cenizo Elementary were located nearby and expressed concern. He stated that the Certificate of Occupancy for the Family Services Association Community Center had been issued in error. He asked that the Council gather more information regarding the "O1S" zoning designation and protect the rest of the community.

Henry Rodriguez congratulated Temporary Acting Councilmember Cantu on her appointment. He spoke of former issues with Mirasol Homes built by KB Homes and the development issues with the Hills of Rivermist built by Pulte/Centex. He expressed concern that city inspectors had not identified the building discrepancies and asked the City Council to help the homeowners to the best of their ability.

Faris Hodge, Jr. expressed concern that a democratic process was not followed in regard to the appointment of the Temporary Acting Councilmember for District 4. He reported that the scanners at City Hall did not work and that the doors to City Hall did not open until 7:45 am. He expressed concern that he could not access the building to use the facilities or purchase a soft drink and referenced a memo from the City Manager noting that the building should be accessible from 7 am to 7 pm. He asked that Pulte/Centex buy the homes back from the homeowners.

George Alejos stated that he was representing LULAC District 15 and speaking on behalf of the residents of the Hills of Rivermist Subdivision. He expressed concern that they would not be able to sell their homes or recover their investment due to the tainted reputation of the subdivision. He spoke of Brandeis High School and the achievements that they have accomplished in the short time that they have been in existence. He stated that they would now have to worry about the residents that would no longer be able to live in the subdivision due to development issues. He asked the city to place a moratorium on building houses in the area until the issues are resolved and that the City Council help the homeowners.

Andrea Hofstetter of Seton Home stated that their facility was located off Mission Road and provided assistance to homeless teen mothers and their children. She noted that they had applied for Human Development Services Funds and thanked the Mayor and Councilmembers for their support. She reported that they needed the funds now more than ever and had been operating at capacity for the past year. She introduced Cynthia, a 17-year old mother that had accomplished the highest achievement in their behavioral system, living in an independent cottage on the campus. Cynthia stated that Seton Home had helped her become a better mother to her son and was thankful for all that she had learned at the facility. Ms. Hofstetter asked the City Council to support their request for funding.

Rene Dewinne, Jr. stated that he was speaking on behalf of wrecker drivers in the city and asked why they were held to higher standards than taxi and limousine drivers. He spoke of the wrecker drivers that were not allowed to work on the city contract due to a Driving While Intoxicated (DWI) conviction that had occurred many years ago. He expressed concern with the loss of experienced drivers and the inexperienced drivers that have since been hired. He asked the City Council for their assistance.

Gerald Rocamontes also expressed concern with the wrecker drivers that could not work on city contracts due to a DWI conviction that occurred many years ago. He stated that they were required to undergo federal and state background checks but were still not allowed to work on city contracts.

Refugio Sanchez stated that he was born and raised in San Antonio and had put San Antonio on the map through an article featured in the "American Towman" Magazine. He noted that he had received a Driving Under the Influence (DUI) conviction 22 years ago but had paid for his mistake. He mentioned that once seven years have passed since a DUI conviction, individuals are allowed to receive their Commercial Drivers License (CDL) and return to work. He stated that he was a heavy duty operator and had learned the trade well. He mentioned that he had worked for Texas Towing and Assured Towing in the past but was no longer allowed to work on city contracts. He added that he has sent letters and done everything he can but needs help from the City Council.

Janet Ahmad referenced comments made by Elizabeth Dole of the Federal Trade Commission, to the National Association of Homebuilders, 31 years ago. She stated that the concept of having a dream home has turned into a nightmare for many Americans. She expressed concern with the shoddy building practices that were concealed by developers and noted that consumers demanded more protection from government. She noted that the Federal Trade Commission had conducted a study in 1979 that found that 75% of homes had structural defects. She requested a meeting with Mayor Castro and asked that the Council tour the Hills of Rivermist Subdivision.

Raymond Zavala spoke of the lack of accountability by CPS Energy and asked of the bylaws of the CPS Energy Board. He asked the city to purchase the homes of the Hills of Rivermist Subdivision or that they be donated by Pulte/Centex to be utilized as homeless shelters. He expressed concern with the

campaign signage that had not been removed and noted that he had contacted Code Compliance regarding same. He spoke of the safety hazard of exposed electrical wires at the intersection at Colorado and North Guadalupe. He asked the City Council to assist in Lucky's (the Elephant) transfer to the sanctuary in Tennessee.

Leticia Vela stated that she had been here the previous week to discuss enforcement of the noise ordinance in a residential area. She expressed concern with the outdoor surround sound system that had been installed by her next door neighbor and noted that the problem had been made worse. She noted that a SAFFE Officer had conducted an investigation but did not ask her any questions. She added that the San Antonio Police Department only utilizes one of 12 methods to determine violations and needs assistance.

ADJOURNMENT

There being no further discussion, Mayor Castro adjourned the meeting at 7:02 pm.

APPROVED

JULIÁN CASTRO
MAYOR

Attest:

LETICIA M. VACEK, TRMC/CMC
City Clerk

20100311
LV/lys