

**REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF SAN ANTONIO, HELD IN THE COUNCIL CHAMBERS, MUNICIPAL PLAZA BUILDING, THURSDAY, MAY 2, 2002.**

\* \* \* \*

2002-18 The regular meeting was called to order at 1:00 P.M. by the Presiding Officer, Mayor Edward D. Garza, with the following members present: Perez, Sanders, Moorhouse, Martin, Garcia, Barrera, Castro, Conner, Schubert, Garza. ABSENT: Carpenter.

— — —

2002-18 Invocation by Rev. Wayne Clark, First Assembly of God Church.

— — —

2002-18 Pledge of Allegiance to the flag of the United States.

— — —

2002-18 **PRESENTATION OF CITATION TO RONALD REAGAN HIGH SCHOOL BOYS' VARSITY SOCCER TEAM**

Mayor Garza recognized the soccer team from Ronald Reagan High School for winning their first state championship title with an outstanding record of 27 wins and no losses. He read a Citation of Commendation and presented it to Coach Walter Rule.

Coach Rule thanked the Mayor and City Council for the recognition and spoke of the tremendous work and determination of the students in persevering to win this title.

Members of the City Council commended the members of the team, and the leadership roles they took in this effort.

— — —



Ms. Rodriguez further spoke of the function of the office, and the upcoming Conference taking place during the month of May. She further elaborated on the number of delegates to visit San Antonio and the Conference serving as an opportunity to showcase our beautiful City.

Members of the City Council commended the City Clerk's staff for their outstanding customer service, noting the leadership of the City Clerk Ms. Rodriguez.

City Manager Terry Brechtel spoke of the fundraising efforts of the Clerk's staff in order to host this international conference.

— — —

2002-18      ELOISE JAPHET ELEMENTARY SCHOOL

On a point of personal privilege, Councilwoman Moorhouse recognized the students and teachers from Eloise Japhet Elementary School.

— — —

2002-18      CONSENT AGENDA – CITIZEN COMMENTS

Mr. Jack M. Finger, P.O. Box 12048, commended the City Clerk's Office for the outstanding service provided to the citizens, and spoke to Item 14 regarding the incident where a prisoner had committed suicide.

Mr. Faris Hodge, Jr., 140 Dora, recognized the service provided by the City Clerk's Office. He also spoke to Item 14, citing the incident where a suicide took place.

— — —

2002-18      CONSENT AGENDA

Mr. Sanders made a motion to approve Agenda Items 5 through 15, constituting the Consent Agenda, except for #19 which were pulled from the agenda. Mr. Garcia seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinances, prevailed by the following vote: **AYES:** Perez, Sanders, Moorhouse, Martin, Garcia, Barrera, Castro, Conner, Schubert, Garza. **NAYS:** None. **ABSENT:** Carpenter.

AN ORDINANCE 95693

ACCEPTING THE LOW BID SUBMITTED BY HUMBLE EQUIPMENT CO., INC. TO PROVIDE THE CITY OF SAN ANTONIO AVIATION DEPARTMENT WITH THE RETEXTURE OF P.C.C. RUNWAY AT SAN ANTONIO INTERNATIONAL AIRPORT FOR A TOTAL SUM OF \$67,545.00.

\* \* \* \*

AN ORDINANCE 95694

ACCEPTING THE LOW, QUALIFIED BID SUBMITTED BY TRC COMPUTER SERVICES, INC. (MBE) TO PROVIDE THE CITY OF SAN ANTONIO INFORMATION TECHNOLOGY SERVICES DEPARTMENT WITH PERSONAL COMPUTER SERVICES ON AN ANNUAL CONTRACT BASIS FOR AN ESTIMATED COST OF \$350,000.00.

\* \* \* \*

AN ORDINANCE 95695

ACCEPTING THE LOW, QUALIFIED BIDS SUBMITTED BY WAUKESHA-PEARCE INDUSTRIES, INC., ITEMS 1, 4, AND 7; B-C EQUIPMENT SALES, INC. (BID #2), ITEM 2; CLOSNER EQUIPMENT CO., INC., ITEM 3; ROMCO EQUIPMENT CO., ITEMS 5A, 5B AND 13; EQUIPMENT DEPOT, ITEM 6; UNITED RENTALS, INC. (BID #1) ITEMS 11 AND 15; ALAMO AG-CON EQUIPMENT, INC. (MBE), ITEMS 12 AND 14; GAMBLE EQUIPMENT CO., INC., ITEM 16, TO PROVIDE THE CITY OF SAN ANTONIO PUBLIC WORKS, PARKS & RECREATION, ENVIRONMENTAL SERVICES AND AVIATION DEPARTMENTS WITH HEAVY EQUIPMENT FOR A TOTAL SUM OF \$1,529,410.89.

\* \* \* \*

AN ORDINANCE 95696

ALLOCATING COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT FUNDS AND AUTHORIZING PAYMENT IN THE AMOUNT OF \$185,309.78 TO THE CITY FORCES ACCOUNT FOR CONSTRUCTION COSTS IN CONNECTION WITH THE SOUTHCROSS SIDEWALKS - ZARZAMORA TO

YMCA COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT;  
REVISING THE PROJECT BUDGET; AND PROVIDING FOR PAYMENT.

\* \* \* \*

AN ORDINANCE 95697

AUTHORIZING THE EXECUTION OF A THREE (3) YEAR LICENSE AGREEMENT WITH THE SAN ANTONIO FARMER'S MARKET ASSOCIATION FOR THE USE OF SPACE IN OLMOS BASIN PARK IN CITY COUNCIL DISTRICT 9 FOR MARKETING FRESH PRODUCE IN CONSIDERATION FOR THEIR MAINTENANCE OF SAID AREA.

\* \* \* \*

AN ORDINANCE 95698

AUTHORIZING THE EXECUTION OF A THREE (3) YEAR LICENSE AGREEMENT WITH THE TRI-COUNTY FARMER'S MARKET ASSOCIATION FOR THE USE OF SPACE IN LINCOLN PARK IN CITY COUNCIL DISTRICT 2 FOR MARKETING FRESH PRODUCE IN CONSIDERATION FOR THEIR MAINTENANCE OF SAID AREA.

\* \* \* \*

AN ORDINANCE 95699

AUTHORIZING THE EXECUTION OF A TEN (10) YEAR LEASE AGREEMENT WITH ROCKPORT HOLDING, LTD. FOR THE USE OF APPROXIMATELY 30,104 SQUARE FEET OF GROUND SPACE ON THE EAST SIDE OF NAKOMA ROAD AT SAN ANTONIO INTERNATIONAL AIRPORT FOR AN ANNUAL RENTAL RATE OF \$3,763.00.

\* \* \* \*

AN ORDINANCE 95700

AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT WITH INTERNATIONAL RAM ASSOCIATES, L.C. FOR THE USE OF 311 SQUARE FEET

OF OFFICE SPACE AT SAN ANTONIO INTERNATIONAL AIRPORT FOR A MONTHLY RENTAL RATE OF \$1,555.00.

\* \* \* \*

AN ORDINANCE 95701

APPROVING THE EXECUTION OF A FIVE (5) MONTH INTERLOCAL AGREEMENT WITH BEXAR COUNTY FOR THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT TO PROVIDE ANIMAL CARE SERVICES FOR AREAS OF UNINCORPORATED BEXAR COUNTY DURING THE PERIOD MAY 1, 2002 THROUGH SEPTEMBER 30, 2002 FOR AN AMOUNT NOT TO EXCEED \$85,544.17 PLUS THE COUNTY'S PROPORTIONAL SHARE OF COSTS FOR ANIMAL CARE SUPPORT SERVICES.

\* \* \* \*

AN ORDINANCE 95702

AUTHORIZING PAYMENT IN THE AMOUNT OF \$238,500.00 FOR THE FULL AND FINAL SETTLEMENT OF THE LAWSUIT STYLED ESTELLA HENDRICKSON, ET AL, VS. CITY OF SAN ANTONIO, ET AL, CAUSE NO. SA-2001-CA-0253-HG, UNITED STATES DISTRICT COURT, WESTERN DISTRICT OF TEXAS.

\* \* \* \*

AN ORDINANCE 95703

AN ORDINANCE AUTHORIZING THE EXECUTION OF INTERLOCAL AGREEMENT WITH BEXAR COUNTY FOR THE CITY'S LIBRARY DEPARTMENT TO CONTINUE PROVIDING LIBRARY SERVICES TO RESIDENTS OF BEXAR COUNTY RESIDING OUTSIDE THE CORPORATE LIMITS OF THE CITY OF SAN ANTONIO FOR AN INITIAL FIVE (5) MONTH TERM, AUTOMATICALLY RENEWING FOR FIVE (5) ADDITIONAL ONE YEAR PERIODS, BECOMING EFFECTIVE MAY 1, 2002, FOR A FEE BASED ON THE ACTUAL CIRCULATION OF MATERIALS TO THESE NON-CITY RESIDENTS, WITH ESTIMATED ANNUAL PAYMENTS TO THE CITY WITHIN THE RANGE OF \$2,327,000.00 TO \$2,384,000.00.

— — —  
2002-18 The Clerk read the following Ordinance:

AN ORDINANCE 95704

RESCHEDULING CERTAIN CITY OF SAN ANTONIO COUNCIL MEETINGS: JULY 4, 2002 (FOURTH OF JULY), JULY 11, JULY 18 AND JULY 25, 2002 (BUDGET MEETINGS) TO AUGUST 1, 2002; OCTOBER 17, 2002 (TEXAS MUNICIPAL LEAGUE OF CITIES CONFERENCE) TO OCTOBER 24, 2002; NOVEMBER 28, 2002 (THANKSGIVING) AND DECEMBER 5, 2002 (NATIONAL LEAGUE OF CITIES CONFERENCE) TO DECEMBER 12, 2002; DECEMBER 26, 2002 (CHRISTMAS HOLIDAY) AND JANUARY 2, 2003 (NEW YEAR'S DAY) TO JANUARY 9, 2003.

\* \* \* \*

Ms. Moorhouse made a motion to approve the proposed Ordinance. Mr. Perez seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Sanders, Moorhouse, Martin, Garcia, Barrera, Castro, Conner, Schubert, Garza. **NAYS:** None. **ABSENT:** Carpenter.

— — —  
2002-18 The Clerk read the following Ordinance:

AN ORDINANCE 95705

ACCEPTING THE LOW BID OF SAN ANTONIO CONSTRUCTORS, LTD. IN THE AMOUNT OF \$1,299,048.96 IN CONNECTION WITH THE ASPHALT OVERLAY - 2002 STREET MAINTENANCE CONTRACT; AUTHORIZING \$25,000.00 FOR MISCELLANEOUS CONSTRUCTION CONTINGENCY EXPENSES; AUTHORIZING \$750.00 PAYABLE FOR ADVERTISING EXPENSES AND \$500.00 FOR PRINTING AND REPRODUCTION EXPENSES; APPROVING FUNDS; APPROVING FIELD ALTERATION NO. 1 IN THE DECREASED AMOUNT OF \$111,810.00; APPROPRIATING FUNDS AND PROVIDING FOR PAYMENT.

\* \* \* \*

Mr. Perez made a motion to approve the proposed Ordinance. Ms. Moorhouse seconded the motion.

Mr. Tom Wendorf, Director of Public Works, narrated a slide presentation on the 2002 Street Maintenance Program, a copy of which presentation is on file with the papers of this meeting. He presented an overview, objectives, 2002 implementation schedule, coordination of projects, summary of funding, and the selection process. He further delineated the cost impact, criteria on the recommended contracts on the various street maintenance applications, scope of work for the slurry seal, micro-surface and asphalt overlay.

Mr. Sanders expressed concern on the duration and quality of work in certain projects, and the fact that outside contractors were handling some of the projects.

In response to Mr. Sanders regarding the difference in the contractors, Mr. Wendorf stated that people in residential areas prefer to have the City forces. He further elaborated on the special training of inspectors in order to carefully review the projects and assure quality control.

Ms. Conner expressed concern on the number of calls from citizens regarding the street projects.

In response to Mr. Castro regarding the repairs needed on streets previously worked on six months prior to that, Mr. Wendorf further explained the process in efforts to quickly remedy the situation.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Sanders, Moorhouse, Martin, Garcia, Barrera, Castro, Conner, Garza. **NAYS:** None. **ABSENT:** Schubert, Carpenter.

— — —  
2002-18 The Clerk read the following Ordinance:

AN ORDINANCE 95706

ACCEPTING THE LOW BID OF CLARK CONSTRUCTION COMPANY, INC. IN THE AMOUNT OF \$3,130,393.11 IN CONNECTION WITH THE MICRO - SURFACE 2002 STREET MAINTENANCE CONTRACT; AUTHORIZING \$25,000.00 FOR MISCELLANEOUS CONSTRUCTION CONTINGENCY EXPENSES; AUTHORIZING \$750.00 PAYABLE FOR ADVERTISING EXPENSES

AND \$500.00 FOR PRINTING AND REPRODUCTION EXPENSES; APPROVING FIELD ALTERATION NO. 1 IN THE DECREASED AMOUNT OF \$1,010,686.34; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT. (AMENDS ORDINANCE NO. 95533, MARCH 28, 2002.)

\* \* \* \*

Mr. Perez made a motion to approve the proposed Ordinance. Mr. Garcia seconded the motion.

Mr. Tom Wendorf, Director of Public Works, outlined details regarding the contract for micro-surface 2002 Street Maintenance program, a copy of which is on file with the papers of this meeting.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Sanders, Moorhouse, Martin, Garcia, Barrera, Castro, Conner, Schubert, Garza. **NAYS:** None. **ABSENT:** Carpenter.

— — —  
2002-18 The Clerk read the following Ordinance:

AN ORDINANCE 95707

ACCEPTING THE LOW BID OF CLARK CONSTRUCTION COMPANY, INC. IN THE AMOUNT OF \$5,474,089.66 IN CONNECTION WITH THE SINGLE COURSE BITUMINOUS SLURRY SEAL -2002 STREET MAINTENANCE CONTRACT; AUTHORIZING \$25,000.00 FOR MISCELLANEOUS CONSTRUCTION CONTINGENCY EXPENSES; AUTHORIZING \$750.00 PAYABLE FOR ADVERTISING EXPENSES AND \$500.00 FOR PRINTING AND REPRODUCTION EXPENSES; APPROVING FIELD ALTERATION NO. 1 IN THE DECREASED AMOUNT OF \$1,335,748.79; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

\* \* \* \*

Mr. Perez made a motion to approve the proposed Ordinance. Ms. Moorhouse seconded the motion.

Mr. Tom Wendorf, Director of Public Works, delineated issues regarding the single course bituminous slurry seal contract for the 2002 Street Maintenance program, a copy of which is on file with the papers of this meeting.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Sanders, Moorhouse, Martin, Garcia, Barrera, Castro, Conner, Schubert, Garza. **NAYS:** None. **ABSENT:** Carpenter.

— — —  
2002-18 The Clerk read the following Ordinance:

AN ORDINANCE 95708

APPROVING FIELD ALTERATION NO. 1 IN THE DECREASED AMOUNT OF \$153,620.51 PAYABLE TO CUTLER REPAVING COMPANY IN CONNECTION WITH THE 2002 ASPHALT RECYCLING AND OVERLAY STREET MAINTENANCE CONTRACT. (AMENDS ORDINANCE NO. 95533, MARCH 28, 2002.)

\* \* \* \*

Mr. Perez made a motion to approve the proposed Ordinance. Ms. Moorhouse seconded the motion.

Mr. Tom Wendorf, Director of Public Works, explained the contract for the 2002-asphalt recycling and overlay street maintenance program, noting the reduction of the contingency amount for this project, a copy of which is on file with the papers of this meeting.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Sanders, Moorhouse, Martin, Garcia, Barrera, Castro, Conner, Schubert, Garza. **NAYS:** None. **ABSENT:** Carpenter.

— — —  
2002-18 The Clerk read a proposed ordinance authorizing the negotiation and execution of twenty-six (26) discretionary contracts in connection with the arts in the community program for community based art projects in a total amount of \$222,800.00; and providing for payment.

Ms. Moorhouse made a motion to approve the proposed ordinance. Ms. Conner seconded the motion.

Mr. Felix Padron, Director of Cultural Affairs, narrated a slide presentation on the arts in community program, a copy of which presentation is on file with the papers of this meeting. He outlined the program history, the current funding, the funding recommendations and the individual projects by Council Districts.

(At this point, Mayor Garza was obliged to leave the meeting. Mayor Pro Tem Moorhouse presided.)

The following citizen(s) appeared to speak:

Mr. Jack M. Finger, P.O. Box 12048, stated that the arts program should be privately funded, and further noted campaign contributions made to various members of the City Council.

\* \* \* \*

Mr. Garcia stated there were some questions he had, and noted that he wished to review the various funding programs before voting on it. He then made a substitute motion to postpone for one week. Mr. Martin seconded the motion.

The substitute motion to postpone this item, prevailed by the following vote: **AYES:** Perez, Sanders, Moorhouse, Martin, Garcia, Barrera. **NAYS:** Castro, Conner, Schubert. **ABSENT:** Carpenter, Garza.

The motion as substituted, prevailed by the following vote: **AYES:** Perez, Sanders, Moorhouse, Martin, Garcia, Barrera. **NAYS:** Castro, Conner, Schubert. **ABSENT:** Carpenter, Garza.

— — —

2002-18 The Clerk read the following Ordinance:

AN ORDINANCE 95709

AMENDING THE SAN ANTONIO CITY CODE CHAPTER 28, ENTITLED "SIGNS AND BILLBOARDS", TO REGULATE MULTIPLE TENANT SIGNS; AS REQUESTED BY COUNCILMAN CARROLL SCHUBERT, DISTRICT 9.

\* \* \* \*

Mr. Martin made a motion to approve the proposed Ordinance. Ms. Conner seconded the motion.

Mr. Michael Clack, Assistant Director of Development Services, narrated a slide presentation on the Amendment to Chapter 28, entitled "Signs and Billboards", a copy of which presentation is on file with the papers of this meeting. He outlined the proposed amendment, policy analysis, view of the typical multi-tenant sign, and the allowable heights and sizes.

The following citizen(s) appeared to speak:

Ms. Barbara John, San Antonio Conservation Society, spoke in support of the proposed Ordinance, and submitted a prepared statement, of which is on file with the papers of this meeting.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Sanders, Martin, Garcia, Barrera, Conner, Schubert. **NAYS:** None. **ABSENT:** Moorhouse, Castro, Carpenter, Garza.

— — —  
2002-18 The Clerk read the following Ordinance:

AN ORDINANCE 95710

AUTHORIZING THE EXPENDITURE OF \$500.00 FROM THE MAYOR'S CONTINGENCY ACCOUNT FUND TO PROVIDE TEN SCHOLARSHIPS (\$50.00 EACH) TO LOCAL RESIDENTS TO ATTEND THE GET SMART! CONFERENCE BEING HELD ON MAY 10 AND 11, 2002, SPONSORED BY MAYOR ED GARZA IN CONJUNCTION WITH THE LOCAL CHAPTER OF THE AMERICAN INSTITUTE OF ARCHITECTS WITH A GOAL TO SHOW THE TREMENDOUS DEVELOPMENT POTENTIAL IN SAN ANTONIO, INCLUDING REVITALIZATION OF OLDER NEIGHBORHOODS THROUGH INFILL CONSTRUCTION, CREATION OF NEW NEIGHBORHOODS THAT CONSERVE NATURAL RESOURCES AND TRANSIT-ORIENTED DEVELOPMENT; AS REQUESTED BY MAYOR ED GARZA.

\* \* \* \*

Mr. Perez made a motion to approve the proposed Ordinance. Mr. Garcia seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Sanders, Martin, Garcia, Barrera, Conner, Schubert. **NAYS:** None. **ABSENT:** Moorhouse, Castro, Carpenter, Garza.

— — —  
2002-18 The Clerk read the following Ordinance:

AN ORDINANCE 95711

AUTHORIZING THE TRANSFER OF \$3,600.00 FROM THE DISTRICT 4 CONTINGENCY ACCOUNT FUND TO THE DISTRICT 4 ADMINISTRATIVE BUDGET; AS REQUESTED BY COUNCILMAN ENRIQUE "KIKE" MARTIN.

\* \* \* \*

Mr. Garcia made a motion to approve the proposed Ordinance. Mr. Martin seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Sanders, Martin, Garcia, Barrera, Conner, Schubert. **NAYS:** None. **ABSENT:** Moorhouse, Castro, Carpenter, Garza.

— — —  
2002-18 The Clerk read the following Ordinance:

AN ORDINANCE 95712

AUTHORIZING THE EXPENDITURE OF \$500.00 FROM THE DISTRICT 6 CONTINGENCY ACCOUNT FUND, PAYABLE TO THE COLUMBIA TRACK CLUB TO ASSIST WITH TRAVEL EXPENSES TO KNOXVILLE, TENNESSEE TO SEND THIRTY (30) ATHLETES TO REPRESENT THE CITY OF SAN ANTONIO AT THE NATIONAL JUNIOR OLYMPICS BEING HELD FROM JULY 26, 2002 THROUGH AUGUST 5, 2002; AS REQUESTED BY COUNCILMAN ENRIQUE M. BARRERA.

\* \* \* \*

Mr. Garcia made a motion to approve the proposed Ordinance. Mr. Martin seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Sanders, Martin, Garcia, Barrera, Conner, Schubert. **NAYS:** None. **ABSENT:** Moorhouse, Castro, Carpenter, Garza.

— — —  
2002-18 The Clerk read the following Ordinance:

AN ORDINANCE 95713

AUTHORIZING THE ACCEPTANCE OF A GRANT FROM THE FEDERAL AVIATION ADMINISTRATION FOR THE COMPENSATION OF INCREASED EXPENSES IN SUPPORT OF NEW FEDERAL SECURITY REGULATIONS IMPOSED AT SAN ANTONIO INTERNATIONAL AIRPORT; ESTABLISHING A GRANT FUND; ADOPTING A BUDGET AND APPROPRIATING FUNDS IN THE AMOUNT OF \$632,262.00.

\* \* \* \*

Mr. Perez made a motion to approve the proposed Ordinance. Mr. Sanders seconded the motion.

Mr. Kevin Dolliole, Director of Aviation, narrated a slide presentation on the San Antonio International Security Issues and reimbursements, a copy of which presentation is on file with the papers of this meeting. He outlined the 9-11 security costs reimbursement, and delineated the various security programs such as the explosive detection canine team program, the airport security Checkpoint Law enforcement officers.

The following citizen(s) appeared to speak:

Mr. Faris Hodge, Jr., 140 Dora, spoke of the 9-11 incident, and the need for additional security measures at the airport.

In response to Mr. Garcia, Mr. Dolliole explained the reimbursement to the City, noting that local cities are being funded to pay for the law enforcement officers. He added that at this point there is sufficient security, however other security personnel may be added in the future.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Sanders, Martin, Garcia, Barrera, Conner, Schubert. **NAYS:** None. **ABSENT:** Moorhouse, Castro, Carpenter, Garza.

— — —  
2002-18 The Clerk read the following Ordinance:

AN ORDINANCE 95714

AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE TRANSPORTATION SECURITY ADMINISTRATION FOR THE EXPLOSIVES DETECTION CANINE TEAM PROGRAM AT SAN ANTONIO INTERNATIONAL AIRPORT; ESTABLISHING A GRANT FUND; ADOPTING A BUDGET; AND APPROPRIATING FUNDS IN THE AMOUNT OF \$120,000.00.

\* \* \* \*

Mr. Garcia made a motion to approve the proposed Ordinance. Mr. Perez seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Sanders, Martin, Garcia, Barrera, Conner, Schubert. **NAYS:** None. **ABSENT:** Moorhouse, Castro, Carpenter, Garza.

— — —  
2002-18 The Clerk read the following Ordinance:

AN ORDINANCE 95715

AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE TRANSPORTATION SECURITY ADMINISTRATION FOR THE USE OF AIRPORT POLICE PERSONNEL AT INTERNATIONAL AIRPORT CHECKPOINTS; ESTABLISHING A GRANT REIMBURSEMENT FUND; ADOPTING A BUDGET AND APPROPRIATING FUNDS IN THE AMOUNT OF \$425,800.00.

\* \* \* \*



— — —

**2002-18 SAN ANTONIO WATER SYSTEM REPORT ON RIVER ROAD NEIGHBORHOOD INCIDENT**

General Eugene Habiger, Chief Executive Officer, San Antonio Water System, explained the incident which occurred on April 18, 2002 in the River Road Neighborhood area. He stated that calls were received from residents complaining of musty odor in the water, and that when it was determined that the water was odorous, immediate action was taken to remove the contaminated water. He stated that the recycled water valve was shut off, and that the bad water was removed. He added that citizens were advised on how to get rid of the bad water. General Habiger explained that if communications had been in place, more aggressive action would have been taken, adding that procedures were in place to assure this type of incident would not reoccur. He further added that meetings with the neighborhood association had been taking place in order to hear concerns and suggestions, noting that over 200 people had been contacted. General Habiger stated that the water bills for those affected citizens would be adjusted for 30 days. He also stated that the recycled water had not been in the San Antonio River, and that all tests conducted of the water had been negative. He then outlined the next steps to review internal procedures, validate the process and procedures by an outside firm. He stated that a report would be completed by the end of May by TNRCC and accountability issues would be given to the City Council.

The following citizen(s) appeared to speak:

Ms. Sheryl Pursley, expressed concern on the dental problems of children due to fluoridation.

Mr. Faris Hodge, Jr., 140 Dora, expressed concern on the contaminated water, noting that SAWS need to be accountable for this incident. He also noted sewer seepage in the ground and urged the City Council to be more aggressive by having more inspections of the water lines.

Mr. Nazarite Ruben Flores Perez, 627 Hearne Avenue, expressed concern on the water contamination.

Mr. Christopher Green, stated that the map presented is outdated and not showing all the lines.

Mr. Larry D'Martino, commended Councilman Perez for his concerns, and spoke of the need to look at all connections noting a high probability of cross contamination. He cited that cities such as San Jose, that have manuals on the process of reused water, and that a mechanism needed to be in place for San Antonio. He recommended that a Committee be established to review operations on reused water, which would include experts in addition to business and health professionals.

Mr. John Hernandez, expressed concern on the lack of details being disclosed to the residents, and requested that accountability measures be enforced.

Mr. Neil Mauer, expressed concern on the incident and the lack of information to citizens regarding the incident.

Ms. Sheryl Pursley, expressed concern on the incident, noting that the figures from the Health Department regarding the number of people becoming ill was inaccurate.

Mr. Chuck Mauer, stated that his family and neighbors have been ill, and had been treated with antibiotics. He added that staff was not disclosing all issues, and expressed concern with the long term ramifications, and risk agents of future possible diseases.

Mr. Greg Powell, stated he was not informed of anything, and requested that more aggressive action be taken to communicate such issues to the neighborhood residents.

Mr. Jack M. Finger, P.O. Box 12048, spoke of the incident and read excerpts from articles in the newspapers.

\* \* \* \*

Mr. Perez thanked colleagues for the public hearing, and inquired on the cross contaminations that may exist and the residual effects.

Gen. Habiger explained that water samples had been tested and that the results were negative. He added that other projects taking place within 30 days would be reviewed carefully, adding that Ft Sam would be done as quickly as possible, and that all efforts would be made to preclude such an incident to reoccur.

Dr. Fernando Guerra, Health Director, stated there was no increase in the number of reported cases, specifically with intestinal characteristics.

Gen. Habiger stated that a claim process was already being made available to handle potential claims, noting that there were four claims filed and that they were immediately responded to.

Mr. Perez stated he had reviewed the plan for Brackenridge Park projects, noting the City has the responsibility to monitor and coordinate efforts with the Parks and Recreation Department, in addition to the Public Works Department with respect to ensuring capping and plugging is completed.

Discussion continued on the contract with the Parks and Recreation Department.

Mr. Perez explained the next steps to be followed, and requested that Senator Leticia Van De Putte be provided with a report in a timely manner. He added that all documentation from SAWS be made available to anyone that needs them, and requested that a report be made to the City Council and the citizens at Lions Field. He noted that the citizen oversight issue is well founded, and needs to occur at SAWS just like the City. He urged citizens with health problems to proceed with the claims process, and further encouraged citizens to get involved with the appointment process of SAWS board members. He asked that a time certain for Gen. Habiger be made to report back to the City Council.

In response to Councilman Barrera's comments regarding the need to preclude a repeat occurrence, Gen. Habiger stated that there are legal issues already pending against the contractors and with regard to SAWS personnel, there are ongoing reviews on what transpired.

A discussion also took place on the authorized process utilized on recycled water recharged into the San Antonio River and the monitoring and checking of the process.

Mr. Barrera stated he is concerned because while he encourages the use of recycled water be introduced into the four new parks in his district, he wants to be assured of no adverse impact to the community.

Ms. Conner also expressed concern about the manner in which this occurred and the circumstances which impacted the community in the area. She stated that she is extremely concern about the recycled water issue and is anxious to hear SAWS' final report.

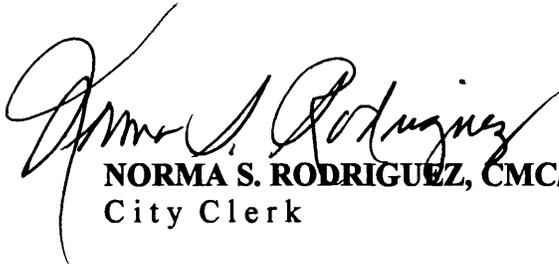
2002-18 There being no further business to come before the City Council, the meeting was adjourned at 6:35 P.M.

A P P R O V E D



**EDWARD D. GARZA**  
M A Y O R

Attest:



**NORMA S. RODRIGUEZ, CMC/AE**  
City Clerk