

REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF SAN ANTONIO, HELD IN THE COUNCIL CHAMBERS, MUNICIPAL PLAZA BUILDING, THURSDAY, OCTOBER 31, 2002.

* * * *

2002-40 The City Council convened in an informal "B" Session at 10:00 A.M., Municipal Plaza Building "B" Room, to consider the following items(s):

A.) Staff Presentation on Early Childcare and Afterschool Care Strategic Plans. (Presented by Dennis J. Campa, Director of Community Initiatives.)

The Council members present were: Sanders, Moorhouse, Martin, Garcia, Barrera, Castro, Conner, Carpenter. ABSENT: Perez, Schubert, Garza.

The "B" Session adjourned at 11:15 A.M.

— — —
2002-40 The regular meeting was called to order at 1:00 P.M. by the Presiding Officer, Mayor Ed Garza, with the following members present: Perez, Sanders, Moorhouse, Martin, Garcia, Barrera, Castro, Conner, Carpenter. ABSENT: Schubert, Garza.

— — —
2002-40 Invocation by Councilman David Carpenter.

— — —
2002-40 Pledge of Allegiance to the flag of the United States.

2002-40 **PRESENTATION OF RESOLUTION OF APPRECIATION TO
NORMA S. RODRIGUEZ, CITY CLERK.**

Mayor Pro Tem David Garcia presented a plaque of service to City Clerk Norma S. Rodriguez. He then read a Resolution of Appreciation in honor of the many years of service to the City of San Antonio of which twenty-three have been as the City Clerk of the San Antonio.

Mayor Pro Tem Garcia then read the Resolution of Appreciation, and asked that the Resolution be made a part of the minutes of the meeting, and presented it to Mrs. Rodriguez.

A RESOLUTION
NO. 2002-40-40

**RESOLUTION OF APPRECIATION
NORMA S. RODRIGUEZ**

- Whereas,** Norma S. Rodriguez has faithfully served the City of San Antonio with distinction and dedication for 32 years– the last 23 as *City Clerk* ; and
- Whereas,** on December 6, 1979, the Mayor and City Council appointed Norma to her present post, which marked the beginning of a legacy filled with numerous accomplishments, honors, awards and historical occurrences, such as being the longest tenured City Clerk in the history of the City of San Antonio, as well as the first woman and hispanic to serve in this capacity; and
- Whereas,** her performance of the duties and responsibilities as City Clerk has yielded impeccable results, such as the initiation and completion of work on a conservation/preservation process for historical records which date back to the late 1700's; her personal efforts have directly resulted in more than \$200,000 in state and federal grants awarded to the City to complete the project of over 200 volumes of minutes and ordinance records; and
- Whereas,** Norma successfully initiated the transition of City records from a manual system to a computerized system, and oversaw the development of an in-house implementation plan for the records inventory and retention schedule for all City records, thereby saving the City millions of dollars in addition to paving the way for San Antonio's recognition as the first City in the State of Texas to complete such a project, which other cities in the State of

Texas eventually adopted as their model; she then championed the City's acquisition of the state of the art George Whitfield, Jr. Municipal Records Facility; and

Whereas, Norma secured and hosted the highly successful 56th Annual Conference of the International Institute of Municipal Clerks in May, 2002 with over 1,500 delegates from across the United States and 15 foreign countries attending, and generating an outstanding \$4 million economic impact for the City; and

Whereas, her years of service have been marked by exemplary dedication, as evidenced through her numerous honors and awards, such as the recent "Woman of the Year" award from the Mexican American Business & Professional Women's Club; the presidential commendation award from IIMC in May, 2002; San Antonio woman's hall of fame – public service category in 2001; the Texas Municipal Clerk's Association "Municipal Clerk of the Year" award in 1992; the outstanding achievement award from IIMC in 1991; and the Alamo Chapter of the Texas Municipal Clerk Association "Outstanding City Clerk" award in 1989; and

Whereas, in September 2002, the National Latina organization mana recognized her in Washington, D.C. as the first woman and the first hispanic City Clerk and president of the world-wide associated International Institute of Municipal Clerks, where during her tenure she re-structured its committee functions; and

Whereas, the City Council, along with a grateful citizenry, recognize that Norma's exemplary service, professional acumen, and expertise have greatly benefited the City of San Antonio, and her commitment and sensitivity to the citizens and employees of this City is a legacy she will leave for future generations; NOW THEREFORE:

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. That the City Council hereby commends Norma S. Rodriguez for her outstanding record of excellence, for her long and devoted service to our City and its citizens, and presents this Resolution as a token of its appreciation.

SECTION 2. It is hereby directed that a copy of this Resolution be spread upon the minutes of this meeting and a copy thereof be presented to Norma S. Rodriguez as a token of our highest regards.

* * * *

Councilman Carpenter made a motion to approve the proposed Resolution of Appreciation. Councilwoman Moorhouse seconded the motion.

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

City Clerk Norma S. Rodriguez spoke of the wonderful experience to serve as the City Clerk of San Antonio. She thanked the City Council for the faith, support and confidence extended to her, which helped in fulfilling her responsibilities. She recognized members of her family and the many friends for their unwavering support. She further commended her sons, her daughter in law, and her grandchildren and credited them with holding her hand in support, and thanked them all for their love. She further recognized members of her family, her mother, and also recognized her staff for their support throughout the years.

Mr. Arthur Rodriguez, husband of Mrs. Rodriguez, also spoke of the tremendous support received from their family and friends. He further acknowledged the wonderful people that they met and became friends with during his wife's exuberant career. Mrs. Rodriguez also thanked the City Council and the members of the Executive Team for their support.

As a momento, a framed photo was presented to her on behalf of the City Council, along with a bouquet of roses.

Members of the City Council extended their appreciation to her for the many years of unselfish dedication to the community, and service to the citizens of San Antonio. They further extended best wishes to Mrs. Rodriguez for many years of success.

Councilman Perez thanked members of her family, and commended Norma for being a leader in the community, noting the impact and quality that she has brought to their lives. He added that her name was synonymous with Cisneros, Cockrell, Gonzalez, and urged Council's support to direct the City Manager to locate an appropriate facility to be named in honor of Mrs. Rodriguez. He also made a motion to direct the City Manager, to

evaluate this issue and furthermore to prepare an ordinance to name Mrs. Rodriguez as City Clerk Emeritus in honor of the caliber of service rendered to the community. Councilwoman Moorhouse seconded the motion.

The motion as presented by Councilman Perez was approved by the following vote: **AYES:** Perez, Sanders, Moorhouse, Martin, Garcia, Barrera, Castro, Conner, Schubert, Carpenter, Garza. **NAYS:** None. **ABSENT:** Schubert, Garza.

City Manager Terry M. Brechtel, acknowledged the direction of the City Council and noted that she would have staff begin working on this project.

— — —
2002-40 Minutes of the Regular City Council Meetings of September 5, 2002 and September 12, 2002, were approved.

— — —
2002-40 **CONSENT AGENDA - CITIZENS COMMENTS**

Mr. Jack M. Finger, P.O. Box 12048, commented about the City Clerk's retirement, and further noted that she always treated him with respect. He spoke regarding a variety of items on the Consent Agenda, and spoke in opposition to Item #25.

Mr. Faris Hodge, Jr., 140 Dora, commented on Ms. Rodriguez's retirement, noting how she was a role model for the City of San Antonio, and further suggested that she run for office. He extended his appreciation to the City Clerk. He then spoke to various consent agenda items, and also commented on the City employees not receiving a raise this year.

Ms. Deborah Parrish spoke in opposition to funding certain organizations that would promote certain sexual preference.

Mr. Marion Thompson, spoke against homosexuality, and in opposition to funding directed to organizations who promote homosexuality.

Councilman Sanders also spoke in opposition to support this issue.

2002-40 CONSENT AGENDA

Councilman Perez made a motion to approve Agenda Items 6 through 36 constituting the Consent Agenda, except for Items 25 and 26. Councilman Carpenter 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, Carpenter. **NAYS:** None. **ABSENT:** Schubert, Garza.

AN ORDINANCE 96634

RATIFYING A CONTRACT WITH FLASHER EQUIPMENT CO. TO PROVIDE RENTAL OF BARRICADES AND ALLIED ITEMS FOR TRAFFIC CONTROL AT THE SBC CENTER FOR THE CITY OF SAN ANTONIO PUBLIC WORKS DEPARTMENT FOR AN ESTIMATED COST OF \$297,550.00, TO BE REIMBURSED IN ACCORDANCE WITH THE TRAFFIC MANAGEMENT AGREEMENT APPROVED BY ORDINANCE NO. 96567 ON OCTOBER 10, 2002.

* * * *

AN ORDINANCE 96635

ACCEPTING THE BIDS OF VARIOUS COMPANIES TO PROVIDE THE CITY OF SAN ANTONIO WITH DATABASE LICENSES FOR NEWSPAPER ARCHIVES, NETWORKING EQUIPMENT, EMERGENCY VEHICLE TIRES, ARMORED CAR SERVICE, TRANSMISSION PARTS & SERVICE, TRAFFIC CONTROLLER DEVICES & CABINETS, LATEX GLOVES, AUTOMOTIVE SHOP SUPPLIES, VEHICLE DECALS, LETTERS & NUMBERS, AND SNACKS FOR CHILDREN ON AN ANNUAL CONTRACT BASIS FOR FY 2002-2003 FOR A TOTAL OF APPROXIMATELY \$1,342,528.00.

* * * *

AN ORDINANCE 96636

SELECTING BAIN, MEDINA, BAIN, INC. TO PROVIDE ARCHITECTURAL AND ENGINEERING SERVICES IN CONNECTION WITH THE DAWSON PARK PARKING LOT IMPROVEMENTS COMMUNITY DEVELOPMENT BLOCK

GRANT (CDBG) PROJECT, LOCATED IN COUNCIL DISTRICT 2; AUTHORIZING THE NEGOTIATION AND EXECUTION OF A 26TH YEAR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDED PROFESSIONAL SERVICES CONTRACT IN THE AMOUNT NOT TO EXCEED \$28,868.00; AUTHORIZING \$1,132.00 FOR MISCELLANEOUS PROJECT CONTINGENCY EXPENSES; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

* * * *

AN ORDINANCE 96637

ACCEPTING THE LOW BID OF 1904 CORPORATION IN THE AMOUNT OF \$94,866.00 IN CONNECTION WITH THE TRAFFIC OPERATIONS BUILDING ROOF MAINTENANCE PROJECT, LOCATED AT 223 S. CHERRY ST., IN COUNCIL DISTRICT 2; AUTHORIZING \$9,487.00 FOR MISCELLANEOUS CONSTRUCTION CONTINGENCY EXPENSES AND \$412.92 FOR BID ADVERTISING, FOR AN OVERALL TOTAL OF \$104,765.92 FROM FACILITY IMPROVEMENT AND MAINTENANCE PROGRAM (FIMP) FUNDS; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

* * * *

AN ORDINANCE 96638

ACCEPTING THE LOW BID WITH ALTERNATE NO. 1 SUBMITTED BY MATRIX BUILDERS, INC. IN THE AMOUNT OF \$207,356.00 IN CONNECTION WITH THE MID-CITY GARAGE LOCATED AT 240 E. HOUSTON, RIVERBEND GARAGE LOCATED AT 210 N. PRESA, AND MARINA GARAGE, LOCATED AT 850 E. COMMERCE, PROGRAM SIGNAGE PROJECT IN COUNCIL DISTRICT 1; AUTHORIZING \$31,103.00 FOR CONSTRUCTION CONTINGENCY EXPENSES AND \$700.00 FOR ADVERTISING EXPENSES, FOR AN OVERALL TOTAL OF \$239,159.00 FROM 2000 PARKING REVENUE BOND FUNDS; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

* * * *

AN ORDINANCE 96639

APPROPRIATING AN AMOUNT NOT TO EXCEED \$41,873.00 FROM 2000 PARKING REVENUE BOND FUNDS AND AUTHORIZING THE CITY OF SAN ANTONIO PUBLIC WORKS DEPARTMENT TO PROVIDE CONSTRUCTION SERVICES IN CONNECTION WITH THE ALLEY AT THE ST. MARY'S STREET PARKING GARAGE AT 400 N. ST. MARY'S STREET, LOCATED IN COUNCIL DISTRICT 1.

* * * *

AN ORDINANCE 96640

DECLARING AS SURPLUS LOT 19, BLOCK 1, NEW CITY BLOCK 13398, LOCATED AT 4211 GLENCREST DRIVE; AND AUTHORIZING THE BOARD OF TRUSTEES OF THE SAN ANTONIO WATER SYSTEM TO DISPOSE OF SUCH PROPERTY.

* * * *

AN ORDINANCE 96641

AUTHORIZING THE EXECUTION OF THE SECOND AMENDMENT TO THE LEASE AGREEMENT APPROVED BY ORDINANCE NO. 88963 ON DECEMBER 17, 1998 AND AMENDED BY ORDINANCE NO. 94062 ON JUNE 7, 2001, FOR USE OF SPACE BY THE OFFICE OF INTERNAL REVIEW AT 415 SOUTH MAIN STREET, WITH BRY/DUN INVESTMENTS, LTD., AS LANDLORD, COMMENCING SEPTEMBER 1, 2002, FOR THE PURPOSE OF REDUCING THE LEASE SPACE FROM 7,671 SQUARE FEET TO 6,331 SQUARE FEET EFFECTIVE SEPTEMBER 30, 2002; ESTABLISHING A MONTHLY RENT RATE OF \$6,800.00 EFFECTIVE SEPTEMBER 1, 2002; REDUCING THE NUMBER OF PARKING SPACES PROVIDED AT NO CHARGE FROM 27 SPACES TO 10 SPACES; AND ESTABLISHING A LEASE TERMINATION DATE OF DECEMBER 31, 2002. (AMENDS ORDINANCE NOS. 88963, DECEMBER 17, 1998; ORDINANCE NO. 94062, JUNE 7, 2001).

* * * *

AN ORDINANCE 96642

AUTHORIZING 1987 GENERAL OBLIGATION DRAINAGE BOND FUNDS IN THE AMOUNT OF \$250.00 BE MADE PAYABLE TO DUGGER, CANADAY, GRAFE, INC. FOR APPRAISAL SERVICES IN CONNECTION WITH THE HILIONS DRAINAGE PROJECT #80, PHASE III & V PROJECT LOCATED IN COUNCIL DISTRICT 3, FOR A TOTAL SUM OF \$250.00; APPROPRIATING FUNDS AND PROVIDING FOR PAYMENT.

* * * *

AN ORDINANCE 96643

AUTHORIZING PAYMENT IN THE AMOUNT OF \$15,211.00 PAYABLE TO LAWYERS TITLE OF SAN ANTONIO AS ESCROW AGENT FOR STEVEN JAY EPSTEIN, CLYDE B. GOLDSMITH AND THE ROSENSTEIN FAMILY LIMITED PARTNERSHIP FOR FEE SIMPLE TITLE (\$3,411.00), AND A RIGHT OF ENTRY AGREEMENT (\$100.00); AND CLYDE B. GOLDSMITH, STEVEN JAY EPSTEIN, INDIVIDUALLY AND AS INDEPENDENT EXECUTOR OF THE ESTATE OF ERNA ANTONIO EPSTEIN, DECEASED, ROSENSTEIN FAMILY LIMITED PARTNERSHIP AND MORRIS ROSENSTEIN, TRUSTEE, FOR FEE SIMPLE TITLE (\$11,000.00), AND A RIGHT OF ENTRY AGREEMENT (\$100.00); AND RELATED TITLE CHARGES (\$600.00), FOR A TOTAL AMOUNT OF \$15,211.00 IN CONNECTION WITH STAHL AT O'CONNOR AND JUDSON RECONSTRUCTION METROPOLITAN PLANNING ORGANIZATION PROJECT; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

* * * *

AN ORDINANCE 96644

AUTHORIZING PAYMENT IN THE AMOUNT OF \$17,525.70 TO BRACEWELL & PATTERSON, L.L.P., FOR LEGAL SERVICES IN CONNECTION WITH THE ASHLEY ROAD - BASCUM BLVD. TO SOUTH FLORES PROJECT (\$36.45), BASSE ROAD AT SAN PEDRO INTERSECTION MPO PROJECT (\$3,324.00), BITTERS ROAD - WEST AVENUE TO HEIMER MPO PROJECT (\$216.00), BLANCO ROAD & JACKSON KELLER INTERSECTION MPO PROJECT (\$2,532.10), CHERRY STREET DRAINAGE PROJECT #15B, PHASE II (\$72.00),

ESCALON STREET #1008 DRAINAGE PROJECT (\$2,181.80), FIRE STATION NO. 7 (\$90.00), FIRE STATION NO. 25 PROJECT (\$191.85), HI-LIONS DRAINAGE PROJECT #80, PHASES III & V (\$1,922.55), HILDEBRAND AVENUE - I.H. 10 TO BREEDEN MPO PROJECT (\$90.00), HOUSTON STREET - WALTERS TO ONSLOW MPO PROJECT (\$108.00), HUNT LANE - MARBACH TO U.S. 90 MPO PROJECT (\$18.00), OCTAVIA DRAINAGE PROJECT #63, PHASE II, PART 1 (\$1,118.85), PEARSALL ROAD LANDFILL REDEVELOPMENT PROJECT (\$114.00), PLEASANTON ROAD - SOUTHCROSS TO MAYFIELD MPO PROJECT (\$234.00), SAN PEDRO AVENUE - QUINCY TO ROMANA MPO PROJECT (\$216.00), TEZEL - RIDGE PATH TO OLD TEZEL MPO PROJECT (\$585.15), W.W. WHITE PHASE I - RIGSBY TO LORD PROJECT (\$2,476.95), WESTERN AVENUE DRAINAGE PROJECT #74 (\$54.00), WURZBACH ROAD AT I.H. 10 AND IRONSIDE INTERSECTIONS PROJECT (\$1,926.00), AND THE WURZBACH PARKWAY PROJECT (\$18.00); REVISING THE BUDGET; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

* * * *

AN ORDINANCE 96645

DECLARING THE MOCKERT STREET AREA (MOCKERT, FORREST, W. LAMBERT, KLINE, CASS) PROJECT ("PROJECT") TO BE A PUBLIC PROJECT; DECLARING A PUBLIC NECESSITY FOR THE ACQUISITION OF THE FEE SIMPLE TITLE AND/OR EASEMENT INTEREST TO CERTAIN PRIVATELY OWNED REAL PROPERTY, BY NEGOTIATIONS AND/OR CONDEMNATION, IF NECESSARY, FOR PUBLIC IMPROVEMENTS FOR USE AS A PART OF THIS PROJECT; TO WIT, ALL OR PORTIONS OF THE PROPERTIES LISTED AS FOLLOWS: BEING 511.55 SQUARE FEET OUT OF LOT 16, AND 6,925.55 SQUARE FEET OUT OF LOT 19; AND BEING 551.54 SQUARE FEET OUT OF THE WEST 33.33 FEET OF LOT 20, AND BEING 131.18 SQUARE FEET OUT OF THE EAST 16.67 FEET OF LOT 20 AND THE WEST 16.67 FEET OF LOT 21, ALL OUT OF BLOCK 2, NCB 2593; BEING 12.43 SQUARE FEET OUT OF THE EAST 120 FEET OF LOT 5 AND EAST 120 FEET OF SOUTH 6.6 FEET OF LOT 4, AND BEING 12.50 SQUARE FEET OUT OF THE SOUTH 58.45 FEET OF LOT 36, BLOCK B, AND BEING 12.50 SQUARE FEET OUT OF LOT S, THE SOUTH 61.30 FEET OF LOT 38, BLOCK B, ALL OUT OF NCB 2874; BEING 12.41 SQUARE FEET OUT OF LOT E, BLOCK 1, IRREGULAR 85 FEET OF NORTH 59.30 FEET OF 10.125 ACRES OUT OF NCB 2931; BEING 12.43 SQUARE FEET OUT OF THE EAST 100 FEET OF LOT 1, AND 12.43 SQUARE FEET OUT OF THE NORTH 101.2 FEET OF LOT 12, BOTH OUT OF BLOCK 2, NCB 2932; AND 12.48 SQUARE FEET

OUT OF THE NORTH 30 FEET OF LOT 12 AND NORTH 30 FEET OF WEST 32 FEET OF LOT 11, BLOCK 3, NCB 2933; ALL IN SAN ANTONIO, BEXAR COUNTY, TEXAS, BEING FOR A PUBLIC PURPOSE AS PART OF THIS PROJECT; ESTABLISHING JUST COMPENSATION FOR THE PROPERTY; APPROPRIATING FUNDS FOR THE PROJECT INCLUDING MISCELLANEOUS EXPENSES ASSOCIATED WITH THE PROJECT SUCH AS APPRAISALS AND ATTORNEY'S FEES; AUTHORIZING THE CITY STAFF AND/OR ITS DESIGNATED REPRESENTATIVES TO NEGOTIATE WITH AND TO ACQUIRE THE PROPERTY FROM THE OWNERS ON THE APPROVED TERMS; AUTHORIZING THE CITY ATTORNEY AND/OR DESIGNATED SPECIAL COUNSEL TO FILE EMINENT DOMAIN PROCEEDINGS, IF NECESSARY; FINDING THE ORDINANCE TO HAVE BEEN CONSIDERED PURSUANT TO THE LAWS GOVERNING OPEN MEETINGS; AND ESTABLISHING AN EFFECTIVE DATE.

* * * *

AN ORDINANCE 96646

AUTHORIZING PAYMENT IN THE AMOUNT OF \$36.00 TO BRACEWELL & PATTERSON, L.L.P. FOR LEGAL SERVICES IN CONNECTION WITH THE CHICO - KNOX & MARGIL COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT, LOCATED IN DISTRICT 5, AND LEGAL SERVICES IN CONNECTION WITH THE GLIDER AND LANDING - GUNSMOKE TO LOOP 410 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT, LOCATED IN COUNCIL DISTRICT 6; REVISING THE PROJECTS BUDGET; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

* * * *

AN ORDINANCE 96647

AUTHORIZING THE EXECUTION OF A SUBLEASE AGREEMENT WITH THE GREATER KELLY DEVELOPMENT AUTHORITY (GKDA), AS LANDLORD, FOR USE OF APPROXIMATELY 12,501 RENTABLE SQUARE FEET OF SPACE IN A PORTION OF BUILDING 3820 BAY A AT KELLYUSA INDUSTRIAL CENTER TO BE USED BY THE SAN ANTONIO FIRE DEPARTMENT FOR ITS CANDIDATE PHYSICAL ABILITY TEST PROGRAM FOR A SIX MONTH TERM COMMENCING ON JUNE 1, 2002, AT A TOTAL RENTAL PAYMENT FOR THE LEASE TERM OF \$10.00 AND COMMON AREA MAINTENANCE, ESSENTIAL

SERVICES, AND INSURANCE CHARGES OF APPROXIMATELY \$5,426.18, FOR A TOTAL OF APPROXIMATELY \$5,436.18; AND PROVIDING FOR PAYMENT.

* * * *

AN ORDINANCE 96648

APPROVING AN AMENDMENT TO THE COMMUNICATIONS SYSTEM JOINT OPERATIONS AGREEMENT BETWEEN THE CITY OF SAN ANTONIO AND BEXAR COUNTY, TO MODIFY THE PERIOD OF TIME DURING WHICH BEXAR COUNTY MAY TERMINATE THE AGREEMENT TO JUNE 30, 2003, IF ACCEPTANCE TESTING HAS NOT BEEN SUCCESSFULLY COMPLETED BY JUNE 2, 2003. (AMENDS ORDINANCE NO. 93964, MAY 17, 2001.)

* * * *

AN ORDINANCE 96649

AMENDING THE CONTRACT WITH RCC CONSULTANTS, INC. FOR CONTINUED ON-SITE PROJECT MANAGEMENT AND CONSULTING SERVICES TO THE CITY OF SAN ANTONIO AND BEXAR COUNTY FOR THE CONSTRUCTION AND IMPLEMENTATION AND THE 800 MHZ PUBLIC SAFETY RADIO SYSTEM IN THE AMOUNT NOT TO EXCEED \$568,500.00; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT. (AMENDS ORDINANCE NO. 90320, AUGUST 19, 1999.)

* * * *

AN ORDINANCE 96650

AUTHORIZING THE ACCEPTANCE OF GRANT FUNDS IN THE AMOUNT OF \$50,000.00 FROM THE DEPARTMENT OF HEALTH AND HUMAN SERVICES ("DHHS") TO BE USED TO SUSTAIN PLANNING, EQUIPPING AND TRAINING OF THE METROPOLITAN MEDICAL RESPONSE SYSTEM ("MMRS"), A SYSTEM ESTABLISHED AS A PRIMARY RESOURCE FOR RESPONSE TO WEAPONS OF

MASS DESTRUCTION INCIDENTS, FOR THE PERIOD BEGINNING OCTOBER 1, 2002 AND ENDING SEPTEMBER 30, 2003.

* * * *

AN ORDINANCE 96651

APPROVING AN AMENDMENT TO THE FEDERAL REPRESENTATION SERVICES AGREEMENT WITH LOEFFLER, JONAS AND TUGGEY, L.L.P. TO PROVIDE FOR A FOUR PERCENT REDUCTION IN THE FEES TO BE PAID THE FIRM UNDER THE AGREEMENT FOR THE PERIOD OF OCTOBER 1, 2002 THROUGH JANUARY 31, 2003.

* * * *

AN ORDINANCE 96652

APPROVING AN AMENDMENT TO THE STATE GOVERNMENTAL AFFAIRS REPRESENTATION AGREEMENTS WITH DENTON, NAVARRO AND BERNAL AND MARC A. RODRIGUEZ TO PROVIDE FOR A FOUR PERCENT REDUCTION IN THE RESPECTIVE FEES TO BE PAID TO EACH FIRM UNDER THEIR AGREEMENT FOR THE PERIOD OF OCTOBER 1, 2002 THROUGH SEPTEMBER 30, 2003.

* * * *

AN ORDINANCE 96653

RATIFYING THE RENEWAL AND EXTENSION OF A CONTRACT WITH CAMBRIDGE INTEGRATED SERVICES GROUP, INC. TO PROVIDE THIRD PARTY CLAIMS ADMINISTRATION SERVICES FOR THE CITY'S SELF-INSURED LIABILITY AND WORKERS' COMPENSATION PROGRAMS, FOR A ONE YEAR PERIOD BEGINNING ON OCTOBER 1, 2002 THROUGH SEPTEMBER 30, 2003. (AMENDS ORDINANCE NO. 92177, JULY 27, 2000.)

* * * *

AN ORDINANCE 96654

RATIFYING THE RENEWAL AND EXTENSION OF A CONTRACT WITH MEDICAL AUDIT CONSULTANTS, INC. TO PROVIDE MEDICAL COST CONTAINMENT SERVICES FOR THE CITY'S SELF-INSURED WORKERS' COMPENSATION PROGRAM, FOR A ONE YEAR PERIOD BEGINNING ON OCTOBER 1, 2002 THROUGH SEPTEMBER 30, 2003. (AMENDS ORDINANCE NO. 92442, AUGUST 31, 2000.)

* * * *

AN ORDINANCE 96655

NAMING THE CURRENTLY UNNAMED CITY OF SAN ANTONIO TRAFFIC ISLAND PARK LOCATED AT HUISACHE AND KINGS COURT IN CITY COUNCIL DISTRICT 1 THE "WOODY TUCKER PARK."

* * * *

AN ORDINANCE 96656

APPROVING THE CONTRACT WITH, AND ADMINISTRATIVE BUDGET OF THE SAN ANTONIO HOUSING TRUST FOUNDATION, INC. IN THE AMOUNT OF \$250,350.00 FOR THE STAFFING AND ADMINISTRATION OF THE CITY OF SAN ANTONIO HOUSING TRUST FOR FISCAL YEAR 2002-2003; AUTHORIZING THE EXECUTION OF SAID CONTRACT; AND RATIFYING SERVICES RENDERED OCTOBER 1, 2002 TO DATE; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

* * * *

AN ORDINANCE 96657

AUTHORIZING THE ACCEPTANCE OF A GRANT AWARD IN THE AMOUNT OF \$20,000.00 FROM THE ANNIE E. CASEY FOUNDATION TO BE USED FOR THE ACQUISITION OF EQUIPMENT, TOOLS AND SUPPLIES NECESSARY TO IMPLEMENT CLEANUP PROJECTS REQUESTED THROUGH THE NEIGHBORHOOD SWEEP PROGRAM AND ESTABLISHING A COMMUNITY TOOL AS RECOMMENDED THROUGH THE COMMUNITY REVITALIZATION

GROUP; AUTHORIZING THE EXECUTION OF ALL NECESSARY DOCUMENTATION IN CONNECTION THEREWITH; ESTABLISHING AND APPROPRIATING A PROGRAM BUDGET.

* * * *

AN ORDINANCE 96658

AMENDING CITY ORDINANCE NOS. 90733 AND NO. 87597 TO REVISE THE EDWARD'S AQUIFER EXCHANGE PROGRAM COMPONENT OF THE SAN ANTONIO WATER SYSTEM'S RECYCLED WATER RATES; RATIFYING SAWS APPLICATION OF THESE RATES; AND AMENDING CHAPTER 34 OF THE CITY CODE TO INCORPORATE SUCH REVISIONS. (AMENDS ORDINANCE NO. 87597, MARCH 26, 1998.)

* * * *

AN ORDINANCE 96659

AUTHORIZING A FIREWORKS DISPLAY AT AN OPEN AREA ACROSS FROM FREEMAN COLISEUM FOR THE SAN ANTONIO SPURS' OPENING GAME TO BE HELD AT APPROXIMATELY 6:00 P.M. ON FRIDAY, NOVEMBER 1, 2002 WITH NO RAIN DATE; AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE UPON PASSAGE BY EIGHT (8) AFFIRMATIVE VOTES.

* * * *

AN ORDINANCE 96660

APPROVING A PARADE PERMIT AND AUTHORIZING THE TEMPORARY CLOSURE OF CERTAIN STREETS IN THE AREA OF THE ALAMODOME IN CONNECTION WITH THE SAN ANTONIO MARATHON, MAYOR'S 5K FITNESS CHALLENGE RUN/WALK TO BE HELD ON SUNDAY, NOVEMBER 10, 2002 FROM 6:00 A.M. TO 12:30 P.M.

* * * *

AN ORDINANCE 96661

APPOINTING KRISTINA LEE MCDONALD TO THE SAN ANTONIO YOUTH COMMISSION (DISTRICT 7) FOR A TERM OF OFFICE TO EXPIRE ON JUNE 1, 2004.

* * * *

AN ORDINANCE 96662

APPOINTING RETIRED COL. RICHARD E. GONZALES, JR., TO THE CITY COMMISSION ON VETERANS AFFAIRS (DISTRICT 5) FOR A TERM OF OFFICE TO EXPIRE ON JUNE 11, 2004.

* * * *

AN ORDINANCE 96663

APPOINTING DARRYL OHLENBUSCH TO THE BOARD OF DIRECTORS FOR REINVESTMENT ZONE NUMBER ELEVEN, CITY OF SAN ANTONIO, TEXAS, ALSO REFERRED TO AS THE INNER-CITY TIRZ, TO FILL THE UNEXPIRED TERM OF OFFICE OF THE SOUTHTOWN MAINSTREET ALLIANCE MEMBER.

— — —
2002-40 The Clerk read the following Ordinance:

AN ORDINANCE 96664

AUTHORIZING THE ACCEPTANCE OF A \$159,231 TEXAS COMMISSION ON THE ARTS DECENTRALIZATION GRANT; AUTHORIZING THE APPROPRIATION OF STATE ARTS FUNDS TO VARIOUS LOCAL AGENCIES; AUTHORIZING A PERSONNEL COMPLEMENT; AUTHORIZING THE REPROGRAMMING OF \$60,262 OF HOTEL/MOTEL FUNDS TO SUPPLEMENT THE STATE FUNDED PROGRAM; AUTHORIZING THE CITY MANAGER, OR HER DESIGNEE, TO CONTRACT WITH VARIOUS AGENCIES; AND PROVIDING FOR PAYMENT.

* * * *

Councilman Perez made a motion to approve the proposed Ordinance. Councilman Carpenter seconded the motion.

Mr. Felix Padron, Director of Cultural Affairs, explained that these funding awards were presented by the Texas Commission on the Arts, a state agency that support art groups in the state, noting that there was \$159,000 state dollars given to the City of San Antonio, a copy of which is on file with the papers of this meeting. He added that the monies are given to cities that have long-term processes to disseminate dollars to the art programs in the community. He further explained the various funding sources, and noted the process followed to determine the criteria for agencies that received monies.

Councilman Sanders stated that he recognized the criteria, and added that he also supported the process, however, he was in opposition of certain organizations that were receiving monies.

Councilwoman Conner inquired on the agencies receiving monies.

In response to Councilman Castro regarding clarification on how the City disseminate funds, Mr. Padron stated that the funds would not be jeopardized if the City would recommend denial to a certain organization.

Councilman Perez, stated that if people take a certain way of life, they should not be discriminated against and thus not receive funding. He took exception to those comments, noting that tax dollars are everyone's property, and that there was no way to start drawing the line for appropriation of funds. He recognized that some citizens are opposed to certain lifestyles. He added that if the Council begins to do this, they undermine what the Council is supposed to do, and that is to represent all constituencies. He stated that all entities/individuals are entitled to tax dollars, noting that he would support this Ordinance.

Councilwoman Conner stated that she supported the decision made by staff, and concurred that the Council represents all constituents, and respects everyone's point of view.

Councilman Garcia, concurred with Council members Perez and Conner, noting that this country was founded on the fact that we live the way we want to live and believe, and is opposed to excluding any group because of their beliefs. He added that the City should not defund or deprive any group because of their belief.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Moorhouse, Garcia, Barrera, Castro, Conner, Carpenter. **NAYS:** Sanders. **ABSENT:** Martin, Schubert, Garza.

— — —
2002-40 The Clerk read the following Ordinance:

AN ORDINANCE 96665

AUTHORIZING THE CITY MANAGER, OR HER DESIGNEE, TO ENTER INTO A FUNDING CONTRACT WITH THE CONTEMPORARY ARTS FOR SAN ANTONIO, D.B.A. BLUE STAR ARTS SPACE, TO PROVIDE FUNDING IN THE AMOUNT OF \$50,000 OF HOTEL/MOTEL FUNDS FOR THE "SPLENDORS OF CONTEMPORARY MEXICAN ART" PROJECT; AND PROVIDING FOR PAYMENT.

* * * *

Councilman Perez made a motion to approve the proposed Ordinance. Councilwoman Moorhouse seconded the motion.

Mr. Felix Padron, Director of Cultural Affairs, explained the funding presented to the Blue Star Complex for a particular exhibit, Splendors of Contemporary Mexican Art, coming to San Antonio in December, a copy of which is on file with the papers of this meeting. He elaborated details on the exhibit.

Councilman Garcia thanked Council colleagues, for their support, and commended the work being done on this project, noting that the "Splendors of Contemporary Art" is a unique exhibit that will enhance history and economics in our City.

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

AN ORDINANCE 96667

AWARDING \$2,401,193 IN FY 03 HOTEL/MOTEL FUNDS APPROVED BY THE CITY COUNCIL IN THE GENERAL OPERATING BUDGET TO VARIOUS LOCAL ART AGENCIES; AUTHORIZING THE CITY MANAGER, OR HER DESIGNEE, TO CONTRACT WITH THESE VARIOUS AGENCIES; AND PROVIDING FOR PAYMENT.

* * * *

Councilman Perez made a motion to approve the proposed Ordinance. Councilwoman Moorhouse seconded the motion.

Mr. Felix Padron, Director of Cultural Affairs, narrated a slide presentation on the arts and cultural funding recommendations, a copy of which is on file with the papers of this meeting. He outlined funding background, funding process implemented, the arts and cultural funding sources, funding distribution, agency funding recommendations, number of participants in art and cultural events, and the amount of non-City dollars leveraged for art agencies. He further delineated the ratio of non-City dollars leveraged to City dollars spent, agency-funding recommendations, multidisciplinary art agencies, and for visual art agencies.

Ms. Sylvia Schmidt, Chair of the Arts and Cultural Advisory Committee, stated they supported those agencies being proposed for funding. She further recognized members of the Board in attendance. She spoke of the hard work presented by staff, Mr. Padron, noting the process of funding allocations, the public input and urged the City Council to approve the funding recommendations.

The following citizen(s) appeared to speak:

Mr. Jorge Pina, Jr., Urban 15, spoke in support of the proposed funding, noting the solid investment being recommended. He stated that as an art administrator, he was aware of the difficulty to live in the City for the arts. He further acknowledged the benefits derived from the arts, and the opportunity that artists have in the community.

Ms. Deborah L. Parrish, spoke in opposition to the proposed funding, and requested that the documentation be included in the application with regard to obscenity, and also

requested a copy of the subject material, but urged City Council not to award monies going to school art theaters that promote homosexuality.

* * * *

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

— — —

2002-40 **EXECUTIVE SESSION**

The City Council recessed its regular session at 2:50 P.M. in order to convene in Executive Session for the purpose of:

- A.) Attorney-Client consultation regarding the City of San Antonio's contract with True Flavors Culinary Planners in connection with the Comprehensive Nutrition Program.

The City Council adjourned the Executive Session at 3:20 P.M. and reconvened in regular session, at which time Mayor Garza stated that City Council had been briefed on the above-styled matters and had given staff direction, but had taken no official action.

— — —

2002-40 The Clerk read a proposed ordinance authorizing the City Manager to accept Linebarger Goggan Blair and Sampson's offer to withdraw immediately from the contract for the Collection of Delinquent Adjudicated Class C Misdemeanor Fines and negotiating a contract with Municipal Services Bureau for same.

Councilman Carpenter affirmed that both Mayor Garza and Councilman Schubert were out of the City, and in light of this fact, made a motion to postpone this item until there was a full Council present to take action on this matter. Councilman Perez seconded the motion.

Councilman Garcia stated that he had voted for Linebarger, noting that at the time it was the best contract for the City, and further commented that he was still in favor of the contract for Linebarger. He requested that staff do a performance review, and stated that

to date they have done an exceptional job, and in light of the budget situation, every penny was essential.

Councilman Castro noted the motion to table this issue. He stated that whether this vote is done today or in a couple of weeks, whenever it is voted upon, he is recommending that the Council accept their withdrawal. He added that he would support the motion on the floor for now, however he stated that he believed the City should terminate the contract with Linebarger as soon as possible.

Councilman Garcia, stated it would be wise to see where the City is in the contract, noting that Linebarger was on line with the contract, and that the City was receiving revenue, however he noted that he would wait until a future vote. He reiterated his reason for voting on this contract, and acknowledged his commitment to continue to support it until such time.

After consideration, the motion to postpone, prevailed by the following vote: **AYES:** Perez, Moorhouse, Garcia, Barrera, Castro, Conner, Carpenter. **ABSTAIN:** Sanders, Martin. **NAYS:** None. **ABSENT:** Schubert, Garza.

— — —
2002-40 The Clerk read the following Ordinance:

AN ORDINANCE 96668

APPROVING AND AUTHORIZING THE EXECUTION OF A DEVELOPMENT AGREEMENT AND RELATED LEGAL AGREEMENTS BETWEEN THE CITY AND LA QUINTA, INC. AND/OR ITS SUBSIDIARIES FOR THE CONSTRUCTION OF A LA QUINTA INN & SUITES ("THE PROJECT") TO BE LOCATED ON ELM STREET APPROXIMATE TO INTERSTATE HIGHWAY 37 AND BOWIE STREET.

* * * *

Councilwoman Moorhouse made a motion to approve the proposed Ordinance. Councilman Sanders seconded the motion.

Mr. Ramiro Cavazos, Director of Economic Development Department, narrated a slide presentation on the development agreement, street closure, and enterprise zone project designation for La Quinta Inn and suites at the Convention Center, a copy of which is on file with the papers of this meeting. He outlined background information on La Quinta

Corporation, the aspects of the development agreement, proposed development outlining the traffic directional changes, traffic impact analysis, taxicab stands, parking meters, and infrastructure enhancements. He delineated the street closure and land conveyance, performance guarantees, the enterprise zone project and designation, project benefits and fiscal analysis, citing the estimated annual tax impacts. He then introduced the General Manager of the La Quinta Corporation.

Councilman Perez thanked the staff for their work on this project, and commended La Quinta representatives for being in attendance, noting that it was a good project for the City, which also represents a beginning of new development in this area impacting Victoria Courts, and other projects on the East side.

Councilman Sanders congratulated the staff and La Quinta Corp. for their contribution to enhance the quality of life in the community, and the role and involvement that La Quinta will play.

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

— — —

2002-40 PUBLIC HEARING AND ORDINANCE: CLOSING, VACATING, AND ABANDONING AN IMPROVED SIXTY (60) FOOT-WIDE PORTION OF ELM STREET PUBLIC RIGHT OF WAY.

Mayor Pro Tem Garcia declared the Public Hearing to be open.

The Clerk read the following Ordinance:

AN ORDINANCE 96669

CLOSING, VACATING AND ABANDONING AN IMPROVED SIXTY (60) FOOT-WIDE PORTION OF ELM STREET PUBLIC RIGHT-OF-WAY LOCATED BETWEEN EAST CROCKETT AND BLUM STREETS (200 BLOCK OF ELM STREET), AS REQUESTED BY LA QUINTA, INC., FOR CONSIDERATION AS

PROVIDED IN THE DEVELOPMENT AGREEMENT AUTHORIZED IN A SEPARATE ORDINANCE, SUCH CLOSURE NOT TO OCCUR PRIOR TO JANUARY 3, 2003.

* * * *

Councilman Perez made a motion to approve the proposed Ordinance. Councilwoman Moorhouse seconded the motion.

The following citizen(s) appeared to speak:

Mr. Faris Hodge, Jr., 140 Dora, spoke in support of this project, which represents a good project for San Antonio, especially for the east side.

Mr. Charles English, President of Jefferson Heights N.A. spoke in support of this project, and also of the utility relocation, and the Gateway entrance.

Ms. Julie Iris Oldham, resident of District 8, spoke in favor of the proposed project, noting that it would be a valuable asset to the City of San Antonio.

Mr. Jack M. Finger, P.O. Box 12048, spoke against the tax increment financing plan being proposed for the La Quinta Corporation, and also cited campaign contributions received by members of the City Council.

* * * *

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

There being no further citizens signed to speak to this matter, Mayor Pro Tem Garcia declared the Public Hearing to be closed.

— — —

2002-40 The Clerk read the following Ordinance:

AN ORDINANCE 96670

NOMINATING THE LA QUINTA INN & SUITES PROJECT, LOCATED ON ELM STREET, WITHIN THE CITY'S FEDERAL EMPOWERMENT ZONE AND "INNER CITY" TAX INCREMENT REINVESTMENT ZONE NUMBER 11, TO THE TEXAS DEPARTMENT OF ECONOMIC DEVELOPMENT (TXED) AS A "STATE ENTERPRISE ZONE PROJECT".

* * * *

Councilman Sanders made a motion to approve the proposed Ordinance. Councilwoman Moorhouse seconded the motion.

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

— — —

2002-40 PUBLIC HEARING AND ORDINANCE: CLOSING, VACATING AND ABANDONING IMPROVED PORTIONS OF GREENCREST DRIVE AND VANCEVIEW DRIVE.

Mayor Pro Tem Garcia declared the Public Hearing to be open.

Ms. Rebecca Waldman, Director of Asset Management, narrated a slide presentation on the proposed closure of improved portions of Greencrest and Vanceview Drives, a copy of which presentation is on file with the papers of this meeting. She outlined the total area involved, views of the proposed area, notification process, financial impact, and coordination efforts.

* * * *

There being no citizens signed to speak to this matter, Mayor Pro Tem Garcia declared the Public Hearing to be closed.

The Clerk then read the following Ordinance:

AN ORDINANCE 96671

CLOSING, VACATING AND ABANDONING IMPROVED PORTIONS OF GREENCREST DRIVE AND VANCEVIEW DRIVE PUBLIC RIGHTS OF WAY LOCATED IN NCB 11681 AS REQUESTED BY HILL-GRANADOS RETAIL PARTNERS, LTD., A TEXAS LIMITED PARTNERSHIP, AS PETITIONER, CONTINGENT UPON THE CLOSING OF THE PURCHASE OF THE GILLESPIE FAMILY PROPERTY ADJACENT TO SAID STREETS, IN EXCHANGE FOR THE CONVEYANCE BY SPECIAL WARRANTY DEED OF APPROXIMATELY FOUR (4) ACRES OF LAND AND HOUSE IN NCB 11681 APPRAISED AT A VALUE OF \$440,000.00 TO BE DESIGNATED AS PARK SPACE AND NAMED "VIRGINIA MARIE GRANADOS PARK"; AND AUTHORIZING THE NEGOTIATION AND EXECUTION OF ANY DOCUMENTS NECESSARY TO FACILITATE THE TRANSACTION.

* * * *

Councilman Sanders made a motion to approve the proposed Ordinance. Councilman Barrera seconded the motion.

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

— — —
2002-40 The Clerk read a proposed ordinance appointing Yolanda Ledesma as Acting City Clerk effective November 1, 2002; as requested by Mayor Edward D. Garza.

* * * *

Councilwoman Moorhouse made a motion to reconsider this item at a later time. Councilman Sanders seconded the motion.

Due to the required minimum of 8 votes needed for the item to be approved, City Council recommended that Item 40 be tabled to a later time in the meeting.

— — —
2002-40 The Clerk read the following Ordinance:

AN ORDINANCE 96673

AUTHORIZING THE EXECUTION OF AN INTERIM CONTRACT FOR GARBAGE DISPOSAL SERVICES WITH TEXAS DISPOSAL SYSTEMS, INC. FOR THE PERIOD OF NOVEMBER 1, 2002 THROUGH DECEMBER 31, 2002, AT AN ESTIMATED COST OF \$65,000.00, TO PROVIDE FOR THE HEALTH AND SAFETY OF THE PUBLIC WHILE PROVIDING TIME TO REBID A CONTRACT FOR THESE SERVICES, AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE.

* * * *

Councilwoman Moorhouse made a motion to approve the proposed Ordinance. Councilwoman Conner seconded the motion.

Ms. Janie Cantu, Director of Purchasing Department, narrated a slide presentation on the interim contract for garbage disposal service, a copy of which presentation is on file with the papers of this meeting. She outlined the history of the contract, and the next steps to be taken to reissue the annual bid, noting that staff would have a recommendation for the City Council by December 12, 2002.

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

— — —
2002-40 At this time, reference was made back to Item 40.

Councilman Sanders made a motion to reconsider Item #40 at this time, to insure the proper amount of votes.

The motion to reconsider this Item, prevailed by the following vote: **AYES:** Perez, Sanders, Moorhouse, Martin, Garcia, Barrera, Castro, Conner, Carpenter. **NAYS:** None. **ABSENT:** Schubert, Garza.

The Clerk then re-read the following Ordinance:

AN ORDINANCE 96672

APPOINTING YOLANDA LEDESMA AS ACTING CITY CLERK EFFECTIVE NOVEMBER 1, 2002; AS REQUESTED BY MAYOR EDWARD D. GARZA.

* * * *

Councilman Sanders made a motion to approve the proposed Ordinance. Councilman Barrera seconded the motion.

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

— — —
2002-40 **TRAVEL AUTHORIZATION - Granted:**

Confirmation of Travel Authorization for Mayor Edward D. Garza who attended the 2002 International Urban Environmental Conference in Kumamoto and Nagoya, Japan from Saturday, October 26, 2002 to Thursday, October 31, 2002.

Councilwoman Moorhouse made a motion to approve the proposed Travel Authorization. Councilman Sanders seconded the motion.

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

— — —
2002-40 **TRAVEL AUTHORIZATION - Granted:**

Travel Authorization for Mayor Edward D. Garza and Councilmembers Bobby Perez, District 1 and Bonnie Conner, District 8, who will attend the bond rating presentation in New York, N.Y. from Saturday, November 2, 2002 through Tuesday, November 5, 2002.

Councilwoman Moorhouse made a motion to approve the proposed Travel Authorization. Councilman Sanders seconded the motion.

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

— — —
2002-40 The Clerk read the following Ordinance:

AN ORDINANCE 96674

AUTHORIZING THE EXPENDITURE OF \$2,000.00 FROM THE DISTRICT 2 CONTINGENCY ACCOUNT FUND, PAYABLE TO THE SAN ANTONIO JUNETEENTH COALITION, TO BE USED TO HELP DEFRAY THE COST OF EXPENSES INCURRED FOR SECURITY BARRICADES USED DURING THE JUNETEENTH COMMUNITY CELEBRATION AND PARADE HELD ON JUNE 15, 2002; AS REQUESTED BY COUNCILMAN JOHN H. SANDERS, DISTRICT 2.

* * * *

Councilman Sanders made a motion to approve the proposed Ordinance. Councilwoman Moorhouse 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, Carpenter. **NAYS:** None. **ABSENT:** Schubert, Garza.

— — —
2002-40 The Clerk read the following Ordinance:

AN ORDINANCE 96675

AUTHORIZING THE EXPENDITURE OF \$120.00 FROM THE DISTRICT 3 CONTINGENCY ACCOUNT FUND, PAYABLE TO ST. CECILIA'S CATHOLIC CHURCH, TO BE USED TO HELP DEFRAY COSTS ASSOCIATED WITH "DOMINGO DE AMOR," AN EDUCATIONAL PROGRAM SPONSORED BY THE CHURCH AND THE AMERICAN CANCER SOCIETY TO HELP RAISE AWARENESS ABOUT BREAST CANCER THAT WAS HELD ON OCTOBER 20,

2002; AS REQUESTED BY COUNCILWOMAN ANTONIETTE MOORHOUSE,
DISTRICT 3.

* * * *

Councilwoman Moorhouse made a motion to approve the proposed Ordinance.
Councilman 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, Carpenter. **NAYS:** None. **ABSENT:** Schubert, Garza.

— — —
2002-40 The Clerk read the following Ordinance:

AN ORDINANCE 96676

AUTHORIZING THE EXPENDITURE OF \$191.50 FROM THE DISTRICT 3
CONTINGENCY ACCOUNT FUND, PAYABLE TO HIGHLAND FOREST
ELEMENTARY KINDERGARTEN, TO BE USED TO HELP DEFRAY THE COST
OF STUDENTS ENTRANCE FEES TO THE BOTANICAL GARDEN ACADEMY
EXCURSION EXHIBIT AND TRANSPORTATION TO AND FROM THE
GARDENS; AS REQUESTED BY COUNCILWOMAN ANTONIETTE
MOORHOUSE.

* * * *

Councilman Prado made a motion to approve the proposed Ordinance. Councilman
Guerrero 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, Carpenter, Garza. **NAYS:** None. **ABSENT:** None.

— — —
2002-40 The Clerk read the following Ordinance:

AN ORDINANCE 96677

AUTHORIZING THE EXPENDITURE OF \$550.00 FROM THE DISTRICT 5 CONTINGENCY ACCOUNT FUND, PAYABLE TO PARKS AND RECREATION DEPARTMENT, FOR THE USE OF ONE (1) SHOWMOBILE, WITH SOUND SYSTEM, BY SAN JUAN DE LOS LAGOS CATHOLIC CHURCH, FOR ITS CHILDREN'S FESTIVAL TO BE HELD ON SUNDAY, NOVEMBER 3, 2002; AS REQUESTED BY COUNCILMAN DAVID A. GARCIA.

* * * *

Councilman Carpenter made a motion to approve the proposed Ordinance. Councilman 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, Carpenter. **NAYS:** None. **ABSENT:** Schubert, Garza.

— — —
2002-40 The Clerk read the following Ordinance:

AN ORDINANCE 96678

AUTHORIZING THE EXPENDITURE OF \$270.00 FROM THE DISTRICT 6 AND DISTRICT 7 CONTINGENCY ACCOUNT FUNDS, PAYABLE TO CULEBRA PARK NEIGHBORHOOD ASSOCIATION, TO BE USED FOR PRODUCTION AND DELIVERY OF THEIR NEIGHBORHOOD ASSOCIATION NEWSLETTER; AS REQUESTED BY COUNCILMAN ENRIQUE M. BARRERA, DISTRICT 6 AND COUNCILMAN JULIAN CASTRO, DISTRICT 7.

* * * *

Councilwoman Moorhouse made a motion to approve the proposed Ordinance. Councilman Carpenter 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, Carpenter. **NAYS:** None. **ABSENT:** Schubert, Garza.

2002-40 The Clerk read the following Ordinance:

AN ORDINANCE 96679

AMENDING A TOTAL EXPENDITURE OF \$6,500.00 FROM COUNCILMAN DAVID CARPENTER, DISTRICT 10 (\$1,000.00) CONTINGENCY ACCOUNT, COUNCILMAN BOBBY PEREZ, DISTRICT 1 (\$1,000.00) FOR AN EXPENDITURE FROM THE "DISTRICT 1 CONTINGENCY ACCOUNT FUND", COUNCILMAN JOHN SANDERS, DISTRICT 2 (\$500.00), FOR AN EXPENDITURE FROM THE "DISTRICT 2 CONTINGENCY ACCOUNT", COUNCILWOMAN ANTONIETTE MOORHOUSE, DISTRICT 3 (\$1,000.00) FOR AN EXPENDITURE FROM "DISTRICT 3 CONTINGENCY ACCOUNT FUND", COUNCILMAN ENRIQUE MARTIN, DISTRICT 4 (\$1,000.00) FOR AN EXPENDITURE FROM THE "DISTRICT 4 CONTINGENCY ACCOUNT FUND", COUNCILMAN JULIAN CASTRO, DISTRICT 7 (\$1,000.00) FOR AN EXPENDITURE FROM THE "DISTRICT 7 CONTINGENCY ACCOUNT FUND", AND COUNCILMAN CARROLL W. SCHUBERT, DISTRICT 9 (\$1,000.00), HAS REQUESTED COUNCIL CONCURRENCE FOR AN EXPENDITURE FROM THE "DISTRICT 9 CONTINGENCY ACCOUNT"; IN THE AMOUNTS INDICATED PAYABLE TO THE U.S. MILITARY VETERANS PARADE ASSOCIATION, TO BE USED TO HELP DEFRAY THE COSTS ASSOCIATED WITH THE 2002 U.S. MILITARY VETERANS PARADE TO BE HELD ON SATURDAY, NOVEMBER 9, 2002; AS REQUESTED BY COUNCILMAN DAVID CARPENTER.

* * * *

Councilman Carpenter made a motion to approve the proposed Ordinance with additional funds from the following districts: District 1 - \$1,000; District 2 - \$500; District 3 - \$1,000; District 4 - \$1,000; District 7 - \$1,000; District 9 - \$1000. Councilman 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, Carpenter. **NAYS:** None. **ABSENT:** Schubert, Garza.

— — —
2002-40

CITIZENS TO BE HEARD

MR. FARIS HODGE, JR.

Mr. Faris Hodge, Jr., 140 Dora, spoke in support of City Clerk Norma Rodriguez, and spoke in regard to the nutrition program for the City. He then extended best wishes to everyone for a Happy Halloween.

* * * *

MR. NAZARITE RUBEN FLORES PEREZ

Mr. Nazarite Ruben Flores Perez, 627 Hearne Avenue, spoke to Item 47 regarding the contingency funds for a church, stating that it was in violation of the law.

City Council recessed the Citizens to be Heard at 4:15 P.M.

— — —
2002-40

CITIZENS TO BE HEARD (CONT'D)

City reconvened the Citizens to be Heard at 5:05 p.m.

MR. RENNICK TUCK

Mr. Rennick Tuck, former employee of the City of San Antonio, stated that he was treated unfairly by the Planning Director. He cited the evaluations as also being unfair, noting that there are many discrepancies.

* * * *

MR. CARL HENRY

Mr. Carl Henry, 153 Linares, spoke of the service provided by the City Clerk Norma Rodriguez. He stated that she has always served the community in a professional manner, and also commended her office staff.

* * * *

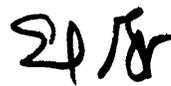
MS. MARY B. ENGLAND

Ms. Mary B. England, San Antonio Symphony, urged that Council extend funding for the symphony. She recognized the highly skilled musicians, acknowledging that they are teachers to the young people of the community. She stated also that music teaches discipline, perseverance, and focus. She added that classical music is often compared to athletics, and stated that teaching is only one of the things offered by the San Antonio Symphony. She invited all of the members of the City Council to the next concert to be held on November 8th and 9th, 2002. She further spoke of the interactive concerts, which are both educational and enlightening.

Councilman Sanders as a first chair and viola player, stated that he appreciates what the symphony is doing for the community to teach our young children, and also commended Ms. England for her contribution to the field of music.

— — —
2002-40 There being no further business to come before City Council, the meeting was adjourned at 5:16 P.M.

A P P R O V E D


EDWARD D. GARZA
M A Y O R

Attest: 
 NORMA S. RODRIGUEZ, CMC/AAE
City Clerk