



**2002-41 PRESENTATION OF OFFICIAL CITY OF SAN ANTONIO  
CERTIFICATE TO THE FAMILY OF SOLDIER JESSE MOREIDA**

Mayor Garza invited the family of Manuel Jesus ("Jesse") Moreida, a soldier who lost his life on December 2, 1967 in the Vietnam War, to come forward to accept a Certificate on behalf of Mr. Moreida. It was explained that on March 1993, a suspected crash site on a mountain in a province of Vietnam was excavated and the remains of the crew of Mr. Moreida's assault helicopter were found. After DNA testing and identification, Mr. Moreida was finally laid to rest at Ft. Sam Houston National Cemetery on September 27, 2002.

Mr. Moreida's brother accepted the certificate on behalf of his brother and thanked the Mayor and City Council for their heartfelt recognition. He also thanked the veterans' organizations for their respective roles in assisting the family with bringing his brother back home for proper burial.

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**2002-41 PRESENTATION OF PROCLAMATION FOR THE "3<sup>RD</sup> ANNUAL  
VETERANS' PARADE DAY"**

Mayor Garza invited veterans who were in the audience to come forward to receive a Proclamation for the 3rd Annual Veterans' Parade Day.

Ms. Delia Guajardo, Chairperson of the U. S. Military Veterans Parade Association, spoke to the day's planned events and introduced members of her group.

General Karen Rankin, Veterans Affairs Commission, presented a check to the Association on behalf of the Commission to help with the costs of holding this event.

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**2002-41 CONSIDERATION OF ITEM NO. 21 ALLOCATING MONIES  
FROM DISTRICT CONTINGENCY ACCOUNT FUNDS**

Councilman Perez made a motion to consider Item No. 21 at this time. Councilman Sanders seconded the motion.

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

At this time the Clerk read a proposed Ordinance authorizing the expenditure of monies from various City Council contingency funds to be used to help defray the costs associated with the parade.

Several Council members pledged additional funds from their contingency accounts to be used to defray the costs associated with the parade by the U.S. Military Veterans Parade Association. In addition to monies pledged at the previous week's meeting, Councilmen Garcia and Barrera, along with Councilwoman Conner and Mayor Garza also pledged monies from their contingency accounts.

Councilman Perez then made a motion to approve the proposed Ordinance with additional funds from the following districts: District 5 - \$1,000; District 6 - \$1,000; District 8 - \$500; District 11 - \$1,500. Councilwoman Moorhouse seconded the motion.

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

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#### AN ORDINANCE 96680

AUTHORIZING THE TOTAL EXPENDITURE OF \$4,000.00 FROM VARIOUS CITY COUNCIL CONTINGENCY ACCOUNT FUNDS, 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 ENRIQUE M. BARRERA.

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#### 2002-41 CONTINUATION OF THE 3<sup>RD</sup> ANNUAL VETERANS' PARADE DAY PRESENTATION

The Veterans' Parade Day presentation resumed and each City Council member was ceremoniously presented with a United States flag. A member of the delegation then read a poem on the flag's significance.

Council members thanked the veterans for their many sacrifices in defense of the United States and the association members for their efforts to honor veterans by holding this parade.

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2002-41      POINT OF PERSONAL PRIVILEGE

On a point of personal privilege, Mayor Garza introduced students, from the Alamo Community College District's Student Leadership Institute, who were present in the audience.

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2002-41      CONSENT AGENDA - CITIZENS COMMENTS

Mr. Jack M. Finger, P. O. Box 12048, spoke to the recent election and to various items on the Consent Agenda, including the purchase of photocopiers for the Library and a street name change.

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2002-41      CONSENT AGENDA

Councilman Perez made a motion to approve Agenda Items 6 through 15, constituting the Consent Agenda, except for Items 9 and 10, which were pulled for individual consideration. Councilwoman Moorhouse 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, Carpenter, Garza. **NAYS:** None. **ABSENT:** None.

AN ORDINANCE 96681

AUTHORIZING THE EXECUTION OF A LICENSE AGREEMENT WITH DOCUMATION, INC. FOR COPIER SERVICES AT THE SAN ANTONIO PUBLIC LIBRARY AND BRANCH LOCATIONS FOR USE BY THE PUBLIC AND CITY STAFF FOR AN INITIAL THIRTY-SIX MONTH TERM BEGINNING ON NOVEMBER 18, 2002, WITH AN OPTION TO EXTEND THE AGREEMENT FOR TWO ADDITIONAL SUCCESSIVE ONE YEAR PERIODS UPON MUTUAL CONSENT, AND AMENDING ORDINANCE NUMBER 84795 TO ESTABLISH FEES FOR THE USE OF COIN-OPERATED COPIERS AT LIBRARY DEPARTMENT FACILITIES, AND AMENDING CITY CODE SECTION 2-11 IN ACCORDANCE HEREWITH.

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AN ORDINANCE 96682

AUTHORIZING THE INCREASE IN THE CONSTRUCTION CONTINGENCIES IN THE AMOUNT OF \$6,714.36 FOR THE CONSTRUCTION OF GATE GOURMET/PIEDMONT DRIVEWAY AS PART OF THE LOT 9 DEMOLITION & UPGRADE AT SAN ANTONIO INTERNATIONAL AIRPORT; REVISING THE BUDGET; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 96683

AUTHORIZING AN AMENDMENT TO SALES CONTRACT APPROVED BY ORDINANCE NO. 96355, DATED SEPTEMBER 12, 2002, WITH MEDLINE INDUSTRIES, INC. ("MEDLINE") TO INCREASE THE AMOUNT AVAILABLE FROM THE SALES PROCEEDS BY \$20,000.00 FOR COSTS ASSOCIATED WITH OVERSIZING VARIOUS UTILITY IMPROVEMENTS TO SERVE FUTURE DEVELOPMENT ON ADJACENT CITY OWNED PROPERTY; AND GRANTING A TEMPORARY ACCESS EASEMENT WITH MEDLINE TO ALLOW ACCESS OVER CITY PROPERTY ON SOUTH CALLAGHAN ROAD DURING THE CONSTRUCTION OF IMPROVEMENTS ON THE ADJACENT PROPERTY OWNED BY MEDLINE. (AMENDS ORDINANCE NO. 96355, SEPTEMBER 13, 2002).

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AN ORDINANCE 96684

AUTHORIZING PAYMENT TO THE NATIONAL LEAGUE OF CITIES FOR MEMBERSHIP DUES IN THE AMOUNT OF \$24,615.00 FOR THE PERIOD BEGINNING OCTOBER 1, 2002 THROUGH SEPTEMBER 30, 2003; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 96685

ACCEPTING A GRANT FROM THE SOUTHWESTERN BELL CORPORATION (SBC) FOUNDATION, SBC EXCELERATOR PROGRAM, IN THE AMOUNT OF \$6,500.00 FOR THE PERIOD BEGINNING OCTOBER 1, 2002 AND ENDING SEPTEMBER 15, 2003, IN SUPPORT OF THE COMPREHENSIVE NUTRITION

PROJECT'S (CNP) TECHNOLOGY INITIATIVE; RATIFYING STAFF'S ACTIONS IN CONNECTION THEREWITH; ESTABLISHING A FUND FOR SAID INITIATIVE AND AUTHORIZING THE APPROPRIATION OF FUNDS.

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AN ORDINANCE 96686

AUTHORIZING THE ACCEPTANCE OF A COMMUNITY SERVICES BLOCK GRANT (CSBG) PERFORMANCE AWARD IN THE AMOUNT OF \$4,840.00 FROM THE TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS IN CONNECTION WITH THE SUCCESS AND INDEPENDENCE PROGRAM; AND REVISING THE BUDGET.

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AN ORDINANCE 96687

AUTHORIZING THE ACCEPTANCE OF A SUPPLEMENTAL GRANT AWARD TOTALING \$50,000.00 IN CASH SUPPORT, \$2,126,273.00 IN-KIND VACCINE SUPPORT, AND \$14,150.00 IN-KIND PERSONNEL SUPPORT FROM THE U.S. PUBLIC HEALTH SERVICE (USPHS) TO AUGMENT THE ONGOING OPERATION OF THE CHILDHOOD IMMUNIZATION PROJECT OF THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT (SAMHD) THROUGH DECEMBER 31, 2002; AND REVISING THE PROJECT BUDGET.

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AN ORDINANCE 96688

REAPPOINTING DELICIA HERRERA (DISTRICT 6) AND VIVIAN SPURLOCK (MAYOR) TO THE SMALL BUSINESS ECONOMIC DEVELOPMENT ADVOCACY ADVISORY COMMITTEE FOR TERMS OF OFFICE TO EXPIRE ON NOVEMBER 20, 2004 AND NOVEMBER 20, 2003, RESPECTIVELY.

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

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2002-41 The Clerk read the following Ordinance:

AN ORDINANCE 96689

CHANGING THE STREET NAME OF THE 200 BLOCK OF PASO HONDO TO ROBINSON PLACE.

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

Mr. Florencio Pena, Director, Development Services Department, noted that Councilman Sanders had submitted a request to change the street name of the 200 block of Paso Hondo to Robinson Place to honor Mr. David Robinson, a member of the San Antonio Spurs Basketball Team, a copy of which is on file with the papers of this meeting. He added that the Street Name Change Committee had approved the request.

Councilman Sanders spoke to the contributions that Mr. Robinson has made to the community and thanked his colleagues for supporting his request.

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. **NAYS:** None. **ABSENT:** Garza.

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2002-41 The Clerk read the following Ordinance:

AN ORDINANCE 96690

CHANGING THE STREET NAME OF THE 4500 BLOCK OF SISK TO CHARLES WILLIAMS PLACE.

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

Mr. Florencio Pena, Director, Development Services Department, stated that Councilman Sanders had submitted this street name change request and that the Street Name Change

Committee had approved the request, a copy of which is on file with the papers of this meeting.

Councilman Sanders spoke to Mr. Charles Williams' commitment and myriad of contributions that he has made to District 2.

Mr. Williams thanked the Mayor and City Council for acknowledging his work by honoring him in this way.

Councilman Garcia thanked Mr. Williams also for all his efforts to beautify our City.

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. **NAYS:** None. **ABSENT:** Garza.

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2002-41      **INDIVIDUAL ITEMS- CITIZEN COMMENTS**

Mr. Jack M. Finger, P. O. Box 12048, spoke to several items on the Agenda, including the use of public funds for the construction of the rail line between Austin and San Antonio, the clean air plan, and the new voting precincts.

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(Mayor Garza returned to the meeting and presided.)

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2002-41      The Clerk read the following Ordinance:

AN ORDINANCE 96691

AMENDING, REVISING, AND ESTABLISHING CITY VOTING PRECINCTS TO BE UTILIZED FOR THE MAY 3, 2003 MUNICIPAL ELECTION IN CONFORMANCE WITH THE REDISTRICTING CHANGES MADE PURSUANT TO SECTION 4 OF THE CITY CHARTER AND ADOPTED BY ORDINANCE NO. 96041.

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

Acting City Clerk Yolanda Ledesma reported that this Ordinance would adopt the voting precincts that had been established by the Bexar County Commissioners Court, 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, Conner, Schubert, Carpenter, Garza. **NAYS:** None. **ABSENT:** Castro.

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2002-41 The Clerk read the following Resolution:

A RESOLUTION  
NO. 2002-41-41

SUPPORTING THE CREATION OF AN INTERMUNICIPAL COMMUTER RAIL DISTRICT FOR THE AUSTIN-SAN ANTONIO CORRIDOR.

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

Mr. Jim Campbell, External Relations Director, narrated a slide presentation in which he spoke to the creation and background of the Intermunicipal Commuter Rail District for the Austin-San Antonio Corridor, its purpose, membership, powers, and fiscal impact, a copy of which is on file with the papers of this meeting. He noted that staff recommended approval of this Resolution.

Mayor Garza stated that this was a significant undertaking and noted that development would focus on both commuter and freight rail. He publicly thanked Congressman Lamar Smith for his efforts in getting the initial \$5 million dollars for the project. He asked Council members for their support in appointing Councilman Schubert and Mr. Sam Barshop as San Antonio's two representatives on the District.

Councilman Schubert spoke to looking at the feasibility of creating this District and to trying to solve any problems related to commuter as well as freight rail.

Several Council members spoke to their support of this initiative.

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

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2002-41 The Clerk read the following Ordinance:

AN ORDINANCE 96692

APPOINTING COUNCILMAN CARROLL SCHUBERT, DISTRICT NINE, AS THE CITY OF SAN ANTONIO'S ELECTED LEADER REPRESENTATIVE AND SAM BARSHOP AS THE CITY OF SAN ANTONIO'S REPRESENTATIVE OF THE BUSINESS COMMUNITY TO THE INTERMUNICIPAL COMMUTER RAIL DISTRICT FOR THE AUSTIN-SAN ANTONIO CORRIDOR.

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

In response to a question by Mayor Garza regarding the terms, Mr. Campbell explained that the terms of service would be for two years.

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.

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2002-41 The Clerk read the following Ordinance:

AN ORDINANCE 96693

AUTHORIZING THE EXECUTION OF A GENERAL OPERATING AGENCY CONTRACT BETWEEN THE CITY OF SAN ANTONIO (THE "CITY") AND THE GREATER KELLY DEVELOPMENT AUTHORITY ("GKDA") IN AN AMOUNT NOT TO EXCEED \$2,149,000.00, TO BE USED FOR CAPITAL PROJECTS AT KELLYUSA.

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

Mr. Ramiro Cavazos, Director of Economic Development, narrated a slide presentation in which he spoke to the General Operating Agency Contract between the City of San Antonio and the Greater Kelly Development Authority, a copy of which is on file with the papers of this meeting. He outlined the projects being funded, consultant services related to transportation planning and engineering and to watershed modeling. He then introduced Mr. Bruce E. Miller, Executive Director, Greater Kelly Development Authority.

Mr. Miller continued the slide presentation and spoke to continuing the work that has been done in the past with regards to developing the facility. He gave a status report on the FY 2001 – 2003 City of San Antonio funded projects, existing buildings, and KellyUSA tenants and jobs.

Councilman Martin spoke to the promising future of KellyUSA as it relates to jobs.

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

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2002-41 The Clerk read the following Ordinance:

AN ORDINANCE 96694

AUTHORIZING THE EXECUTION OF THE EARLY ACTION COMPACT, COMMONLY REFERRED TO AS THE "CLEAN AIR PLAN", WITH THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY.

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

Mr. Daniel V. Cardenas, Director of Environmental Services, narrated a slide presentation on air quality and the clean air plan, a copy of which is on file with the papers of this meeting.

Mr. Al Notzon, Executive Director of the Alamo Area Council of Governments, continued the presentation, reporting the current ozone status, non-attainment, penalties, and the alternative, the Clean Air Plan/Early Action Compact.

The following citizen(s) appeared to speak:

Mr. Carl Raba, Jr., 602 E. Commerce, read from a policy statement prepared by the Greater San Antonio Chamber of Commerce, supporting the air quality early action compact.

Mr. Mark Langford, Founder of Citizens Organized for Good Science (COGS), spoke briefly about COGS and gave a slide presentation outlining his opposition to San Antonio endorsing the Early Action Compact.

Mr. Bennett Feinsilber, voiced his opinion that the high air readings should have been more vigorously challenged and urged the City Council to adopt a one year interim acceptance of this compact provision.

Mayor Patrick Keith, City of Boerne, Commissioner Jay Millikin, Comal County, and Tom Griebel, spoke of their support of this Clean Air Plan and urged the City Council to give it favorable consideration.

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Mayor Garza spoke to the importance of air quality and the need to be proactive in implementing a plan. He added that this plan would give the City the opportunity to identify sources and come up with specific recommendations. He urged Council colleagues to support this Ordinance.

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

Several Council members spoke in support of the Ordinance and to the City taking a proactive stance thereby creating a plan that would meet the area's needs.

In response to a question by Councilwoman Moorhouse, Mr. Notzon spoke to biodiesel and cleaner burning fuels.

(Mayor Garza returned to the meeting and presided.)

Councilman Schubert requested that the Council be briefed regularly on the progress of this Plan.

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

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2002-41 The Clerk read the following Ordinance:

AN ORDINANCE 96695

ACCEPTING THE LOW BID SUBMITTED BY CONSTRUCTORS & ASSOCIATES, INC. IN THE AMOUNT OF \$2,050,000.00 IN CONNECTION WITH THE MUNICIPAL PLAZA EXTERIOR RENOVATION PROJECT LOCATED AT 114 W. COMMERCE IN COUNCIL DISTRICT 1; AUTHORIZING \$161,566.00 FOR CONSTRUCTION CONTINGENCY EXPENSES; APPROVING FIELD ALTERATION NO. 1, WHICH DEDUCTS \$511,566.00 FROM THE BASE BID FOR VALUE ENGINEERING CHANGES, FOR A COMBINED TOTAL OF \$1,700,000.00 FROM 2002 CERTIFICATES OF OBLIGATION; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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

Mr. Tom Wendorf, P.E., Director of Public Works, narrated a slide presentation in which he in part provided a brief history of the Municipal Plaza Building, the proposed work to the exterior and the bids received, 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, Barrera, Castro, Conner, Schubert, Carpenter, Garza. **NAYS:** None. **ABSENT:** Martin, Garcia.

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

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2002-41 The Clerk read the following Ordinance:

AN ORDINANCE 96696

CLOSING, VACATING AND ABANDONING AN IMPROVED PORTION OF UTE STREET PUBLIC RIGHT OF WAY LOCATED BETWEEN OWASSO STREET AND THE SERVICE ROAD OF INTERSTATE HIGHWAY 35 SOUTH, AS SOUGHT BY KELLY HEIGHTS APARTMENTS, LTD., ET AL., PETITIONERS, FOR THE TOTAL OF \$16,225.00, INCLUDING PAYMENT OF FEES; AND CONSIDERATION OF A TWENTY FIVE PERCENT (25%) REDUCTION OF THE CONSIDERATION, AS REQUESTED BY COUNCILMAN ENRIQUE MARTIN, DISTRICT 4.

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

Ms. Rebecca Waldman, Director, Department of Asset Management, narrated a slide presentation, a copy of which is on file with the papers of this meeting. She reported on the request to close, vacate and abandon an improved portion of Ute Street at the request of the petitioner, Kelly Heights Apartments, Ltd., et al. She noted that the Planning Commission, the Urban Affairs Committee and staff recommended approval of this Ordinance.

The following citizen(s) appeared to speak:

A group of citizens representing the St. Clare C.O.P.S. organization spoke against the closing of Ute Street.

Mr. Faris Hodge, Jr., 140 Dora, spoke against closing of Ute Street citing the inconvenience it would cause area citizens and the need for accessibility into the area in case of emergencies.

Mr. Nazirite Ruben Flores Perez, 627 Hearne Avenue, spoke to contaminants in the Kelly area and to the need for caution by any contractors doing work in the area.

Mr. Roland Salazar, President of Kelly Heights Apartments, Ltd., gave a brief presentation on current and projected plans for the area if their request was approved.

Mr. A. J. Jasso, 531 Ute Street, spoke to traffic on this portion of Ute Street and stated that he did not see a problem if the street were closed.

Mr. Sam Luna, police officer, noted that the closing of Ute Street would not adversely impact the community, as there were other streets in the area used for access to the neighborhood.

Mr. Jack M. Finger, P.O. Box 12048, spoke against closing the street.

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Councilman Martin spoke in support of the closure. He offered clarification on several issues brought up by citizens during the discussion of this proposed Ordinance and noted that Mr. Salazar had taken a blighted area and improved it.

In response to questions by the Council, Police Chief Albert Ortiz stated that he knew of no studies related to the safety of gated communities vs. communities that were not secure. He also stated that the key to safety is how well neighbors know each other and how well they look out for each other.

In response to a question by Councilman Castro concerning the 25% fee waiver for the closure, vacation, and abandonment of Ute Street, Ms. Waldman stated that the fee reduction rather than a complete fee waiver was considered acceptable in the interest of economic development in the area.

A lengthy discussion followed in which several Council members asked the petitioner for clarification on his plans for the street and the project in general.

Councilwomen Moorhouse and Conner noted their reasons for abstaining from the vote.

Councilman Castro spoke as to why he could not support this Ordinance.

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

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2002-41 Item 4A being a proposed ordinance authorizing the reprogramming of FY 2000 Housing Opportunities For Persons With AIDS (HOPWA) Grant Funds in the amount of \$111,003.08 available from the Alamo Area Resource Center (AARC) in the amount of \$46,651.08 and the San Antonio Metropolitan Health District (SAMHD) in the amount of \$64,352.00; authorizing the close-out and cancellation of the affected projects and the creation of the appropriate project and project budget; authorizing the execution and submission of contracts and other documents as necessary in connection therewith;

authorizing the appropriation and allocation of said funds to the San Antonio AIDS Foundation (SAAF) to provide Tenant Based Rental Assistance (TBRA) to individuals who have HIV/AIDS and their family members; and providing for payment, was pulled from consideration by the City Manager.

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2002-41 Item 4B being a proposed ordinance authorizing the reprogramming of FY 2002-2003 Emergency Shelter Grant (ESG) funds in the amount of \$45,215.00 available from the San Antonio Metropolitan Ministry (SAMB) Dwyer Avenue Overflow Shelter; authorizing the appropriation and allocation of said funds to the SAMB Shelter on Commerce Street; authorizing revisions of appropriate project budgets; authorizing the execution and submission of contracts and other documents as necessary in connection therewith; and providing for payment, was pulled from consideration by the City Manager.

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2002-41

**CITIZENS TO BE HEARD**

**MR. NAZARITE RUBEN FLORES PEREZ**

Mr. Nazarite Ruben Flores Perez, 627 Hearne, thanked those who voted for him for Railroad Commissioner during the recent election and spoke to a variety of subjects including the need for more testing for contaminants in the Kelly area.

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**MR. FARIS HODGE, JR.**

Mr. Faris Hodge, Jr., 140 Dora, spoke to a variety of subjects including the current rules governing the sign-up sheets, the waving of fees, and vacant lots in the Palo Alto area.

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**FORT SAM GATE CLOSURE**

Ms. Diane Smilgin, 950 E. Grayson, Mr. Charles English, Mr. Gil Murillo, Mr. August Curel, 1917 N. New Braunfels, and Mr. Kent Niemann, 1917 N. New Braunfels, spoke to the negative impact to area businesses that the closure of the gate on New Braunfels Avenue into Fort Sam Houston had caused. They each urged the City Council for their assistance in asking the federal government to reopen the gate.

Councilman Sanders stated that he had recently met with the Commander of Ft. Sam Houston over this issue and briefly shared what had transpired during the meeting.

Mr. Andrew Martin, City Attorney, stated that reopening of the gate would have to be negotiated with the federal government.

Ms. Smilgin shared with the Council what actions she and area residents had taken to try to get the gate reopened. She reiterated her request that the Council assist the area businesses in securing the opening of the gate.

(At this point, Mayor Garza returned to the meeting and presided.)

In response to a question by Councilman Sanders, Mr. Ramiro Cavazos, Director of Economic Development, stated that at the meeting with the Commander, it was initiated that Congressman Charlie Gonzales' office would need to be contacted to attempt to bring all parties together to seek a viable solution.

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2002-41      EXECUTIVE SESSION

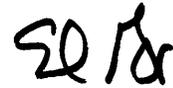
The City Council recessed its regular session at 6:06 P.M. in order to convene in Executive Session for the purpose of:

- A.) Attorney-client consultation regarding the lawsuit styled Encore Video vs. City of San Antonio #005119, United States Court of Appeals for the Fifth Circuit.
- B.) Discuss status of economic development negotiations and incentives offered to business prospects that may locate in areas proposed for annexation, pursuant to §551.087 of the Texas Government Code.

The City Council adjourned the Executive Session at 6:59 P.M. and reconvened in regular session, at which time Mayor Garza stated that City Council had been briefed on the above-styled matters but had taken no official action.

2002-41 There being no further business to come before the City Council, the meeting was adjourned at 7:00 P.M.

A P P R O V E D



EDWARD D. GARZA  
M A Y O R

Attest:



YOLANDA L. LEDESMA  
Acting City Clerk