

REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF SAN ANTONIO, HELD IN THE COUNCIL CHAMBERS, MUNICIPAL PLAZA BUILDING, THURSDAY, MAY 15, 2003

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2003-19 The City Council convened in an informal "B" Session at 9:00 A.M., Municipal Plaza Building "B" Room, to consider the following items(s):

- A) **Staff Presentation on City Contracting Policy and Process Manual.**
(Presented by Rebecca Waldman, Director, Asset Management; Erik J. Walsh, Assistant to the City Manager.)

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

The "B" Session adjourned at 11:00 A.M.

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2003-19 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, Herrera, Barrera, Castro, Conner, Schubert, Garza. ABSENT: Carpenter.

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2003-19 Invocation by Rev. Lee Young, Valley-Hi Nazarene Church.

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2003-19 Pledge of Allegiance to the flag of the United States.

Mr. Tom Wendorf, Director of Public Works, members of the Public Works staff, and other City staff members came forward to accept the Proclamation on behalf of the departments. Mayor Garza spoke regarding how government service employees work every day to make life better for all citizens in San Antonio. Mr. Wendorf reiterated that during the month of May, public service employees will be honored for their involvement in delivering vital service to the community. He noted that this includes employees from the Public Works Department, Environmental Services Department, Police Department and many other departments who are to be commended for their service.

Mr. Wendorf also spoke to an 2003 American Public Works Association award that was recently presented to the City's Public Works Department. The award was given for exceptional performance in adversity during the July, 2003 response and recovery program for a city-wide flood.

Mr. Wendorf invited the public to the Public Works Rodeo at Brooks City Base on Saturday, May 17, 2003 to demonstrate the various tasks performed by Public Works employees. He noted that along with the Environmental Services Department, there will be friendly competition to demonstrate the employees' skill and safety in using heavy equipment.

Mr. Wendorf also spoke to the grand opening of the Northeast Service Center on May 21. He noted that the new facility will house a portion of the Public Works Department, Environmental Services and the Purchasing Department. He thanked the City Council for their continued support.

The City Council commended Mr. Wendorf and the department employees for their continued service to the community.

Ms. Terry Brechtel, City Manager, recognized the Public Works Department employees, and all other City employees for their dedication to serving the community in their various capacities.

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2003-19 ON A POINT OF PERSONAL PRIVILEGE

On a point of personal privilege, Councilman Barrera recognized Mr. Nick Hollis, Chairman of the Library Foundation, who provided information about the Centennial Celebration of the San Antonio Public Library. Mr. Hollis also presented lapel pins to the Council members as appreciation for their continued support of the Library Foundation.

Ms. Laura Isenstein, Director of the Public Library Department, thanked the City Council for their support.

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2003-19 **ON A POINT OF PERSONAL PRIVILEGE**

On a point of personal privilege, Mayor Garza introduced a special guest, Secretary of State, Gwyn Shea, and Vice Chair of the Veterans Affairs Commission, Mr. Richard Gonzalez.

Ms. Shea presented a card from the state government to the City of San Antonio and to those members of the military community who have chosen to serve their country. Ms. Shea expressed her gratitude to Texans and other members of the military for their courage to serve in Iraq and in other locations throughout the world.

Council members thanked the group for the tribute to San Antonio's veterans.

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2003-19 **CONSENT AGENDA**

Councilwoman Moorhouse made a motion to approve Agenda Items 7 through 28B, constituting the Consent Agenda. Councilman Sanders seconded the motion.

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

AN ORDINANCE 97605

ACCEPTING THE BIDS OF VARIOUS COMPANIES TO PROVIDE THE CITY OF SAN ANTONIO WITH SERVICE OF CARDKEY DIGITAL BADGING AND ACCESS CONTROL SYSTEM, ELEVATOR MAINTENANCE AT THE DWYER CENTER, MEDIUM DUTY GMC & PETERBILT TRUCK PARTS & SERVICE, FLOOR STRIPPING & WAXING OF PARKS & RECREATION FACILITIES, AND GOLF CAR BATTERIES, ON AN ANNUAL CONTRACT BASIS FOR FISCAL YEAR 2003-2004 FOR A TOTAL AMOUNT OF APPROXIMATELY \$157,948.00.

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AN ORDINANCE 97606

ACCEPTING THE LOW BIDS SUBMITTED BY SCHOOL SPECIALTY, LEARNING ZONE, CANNON SPORTS, INC., DIRECT ADVANTAGE, S & S WORLDWIDE, AND COLLEGIATE PACIFIC, TO PROVIDE THE CITY OF SAN ANTONIO PARKS & RECREATION DEPARTMENT WITH GAMES FOR THE AFTER SCHOOL CHALLENGE AND SUMMER RECREATION PROGRAMS FOR A TOTAL AMOUNT OF \$64,002.48.

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AN ORDINANCE 97607

APPROPRIATING \$17,600.00 IN FISCAL YEAR 2001 FACILITY IMPROVEMENT PROGRAM (FIMP) FUNDS FOR EMERGENCY REPAIRS OF THE ROOF AT THE CITY'S CUELLAR PARK COMMUNITY CENTER IN CITY COUNCIL DISTRICT 6 BY CRAM ROOFING COMPANY, INC.; ESTABLISHING A PROJECT BUDGET; AUTHORIZING THE NEGOTIATION AND EXECUTION OF A CONSTRUCTION CONTRACT; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 97608

APPROPRIATING FUNDS IN THE AMOUNT OF \$460,000.00 FROM 2002 CERTIFICATES OF OBLIGATION AND ESTABLISHING A FORCE ACCOUNT TO PROVIDE FACILITY IMPROVEMENTS AT THE MUNICIPAL PLAZA, CITY HALL ANNEX, AND PLAZA DE ARMAS BUILDINGS ASSOCIATED WITH THE HISTORIC CIVIC CENTER FACILITY DEVELOPMENT PLAN.

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AN ORDINANCE 97609

AUTHORIZING PAYMENT IN THE TOTAL AMOUNT OF \$15,249.44 FROM 1999 G.O. STREET IMPROVEMENT BOND FUNDS TO EAGLE CONSTRUCTION AND ENVIRONMENTAL SERVICES, L.P., FOR ENVIRONMENTAL CONSTRUCTION SERVICES UNDER AN EXISTING ON CALL PROFESSIONAL SERVICES-ENVIRONMENTAL REMEDIATION AND CONSTRUCTION CONTRACT IN CONNECTION WITH THE MISSION TRAILS PACKAGE #3 PROJECT, LOCATED

IN COUNCIL DISTRICT 3; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 97610

AUTHORIZING PAYMENT IN THE TOTAL AMOUNT OF \$22,685.78 FROM 1996 CERTIFICATES OF OBLIGATION FUNDS TO EAGLE CONSTRUCTION AND ENVIRONMENTAL SERVICES, L.P., FOR ENVIRONMENTAL CONSTRUCTION SERVICES UNDER AN EXISTING ON CALL ENVIRONMENTAL PROFESSIONAL SERVICES-ENVIRONMENTAL REMEDIATION AND CONSTRUCTION CONTRACT IN CONNECTION WITH THE SOUTH FLORES FROM DURANGO TO FRANCISCAN PROJECT, LOCATED IN COUNCIL DISTRICTS 1, 3 AND 5; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 97611

AUTHORIZING PAYMENT IN THE TOTAL AMOUNT OF \$9,876.00 FROM 1999 G.O. DRAINAGE IMPROVEMENT BOND FUNDS TO ATC GROUP SERVICES, INC., FOR REMEDIAL ENVIRONMENTAL ENGINEERING SERVICES UNDER AN EXISTING STAND-BY ENVIRONMENTAL ENGINEERING SERVICES AGREEMENT IN CONNECTION WITH THE ANSLEY BOULEVARD DRAINAGE #1092 PROJECT, LOCATED IN COUNCIL DISTRICT 4; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 97612

ACCEPTING THE PROPOSALS AND AUTHORIZING THE EXECUTION OF TWO (2) \$150,000.00 ON-CALL PROFESSIONAL ENVIRONMENTAL ENGINEERING SERVICES AGREEMENTS WITH RABA KISTNER CONSULTANTS, INC., AND STEARNS, CONRAD AND SCHMIDT, CONSULTING ENGINEERS, INC., DBA SCS ENGINEERS, RESPECTIVELY, FOR A ONE (1) YEAR TERM EACH, WITH OPTIONS FOR TWO (2) ADDITIONAL ONE-YEAR PERIODS TO BE EXECUTED AT THE DISCRETION OF THE DIRECTOR OF ENVIRONMENTAL SERVICES,

CONTINGENT UPON FUNDING AVAILABLE; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 97613

ACCEPTING THE PROPOSALS AND AUTHORIZING THE EXECUTION OF TWO (2) \$100,000.00 ON-CALL PROFESSIONAL ENVIRONMENTAL ENGINEERING SERVICES AGREEMENTS WITH HNTB CORPORATION AND POST, BUCKLEY, SCHUH, & JERNIGAN, INC. (PBS&J), RESPECTIVELY, FOR A ONE (1) YEAR TERM EACH, WITH OPTIONS FOR TWO (2) ADDITIONAL ONE-YEAR PERIODS TO BE EXECUTED AT THE DISCRETION OF THE DIRECTOR OF ENVIRONMENTAL SERVICES, CONTINGENT UPON FUNDING AVAILABLE; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 97614

ACCEPTING THE LOW BID AND AUTHORIZING \$73,198.65 FROM TEXAS COMMISSION ON ENVIRONMENTAL QUALITY (TCEQ) GRANT FUNDS PAYABLE TO SAN ANTONIO CONSTRUCTORS, LTD., HEATH MANAGEMENT, L.L.C., GENERAL PARTNER, FOR CONSTRUCTION SERVICES IN CONNECTION WITH THE PAVEMENT REPLACEMENT PROJECT FOR THE HOUSEHOLD HAZARDOUS WASTE DROP-OFF CENTER, LOCATED AT 7030 CULEBRA IN COUNCIL DISTRICT 6; AUTHORIZING THE NEGOTIATION AND EXECUTION OF A CONSTRUCTION CONTRACT; AUTHORIZING \$14,639.73 FOR MISCELLANEOUS CONSTRUCTION CONTINGENCY EXPENSES, FOR AN OVERALL TOTAL OF \$87,838.38; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 97615

AUTHORIZING THE TRANSFER OF \$219,334.25 FROM 1999 G.O. STREET IMPROVEMENT BOND FUNDS TO THE CITY OF SAN ANTONIO PUBLIC WORKS DEPARTMENT; ESTABLISHING A FORCE ACCOUNT; AND AUTHORIZING THE CITY OF SAN ANTONIO PUBLIC WORKS DEPARTMENT TO PROVIDE CONSTRUCTION SERVICES IN CONNECTION WITH THE JO

MARIE FROM W.W. WHITE TO 100 BLOCK, PHASE I PROJECT, LOCATED IN COUNCIL DISTRICT 3.

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AN ORDINANCE 97616

AUTHORIZING PAYMENT IN THE AMOUNT OF \$27,545.71 TO BRACEWELL & PATTERSON, L.L.P., FOR LEGAL SERVICES IN CONNECTION WITH THE ESCALON STREET #1008 DRAINAGE PROJECT (\$18.00), FIRE STATION NO. 25 PROJECT (\$108.00), HI-LIONS DRAINAGE PROJECT #80, PHASES III & V (\$290.55), HILDEBRAND AVENUE - I.H. 10 TO BREEDEN MPO PROJECT (\$24,991.21), OCTAVIA DRAINAGE PROJECT #63, PHASE II, PART 1 (\$216.00), SAN PEDRO AVENUE - QUINCY TO ROMANA MPO PROJECT (\$505.35), AND THE WURZBACH AT I.H. 10 AND IRONSIDE INTERSECTIONS MPO PROJECT (\$1,416.60); REVISING THE BUDGET; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 97617

AUTHORIZING PAYMENT IN THE AMOUNT OF \$20,372.54 TO DAVIDSON & TROILO, P.C., FOR LEGAL SERVICES IN CONNECTION WITH THE BABCOCK ROAD/LEON CREEK IMPROVEMENTS - HAUSMAN TO DEZAVALA PROJECT (\$6,907.40), BITTERS ROAD - WEST AVENUE TO HEIMER METROPOLITAN PLANNING ORGANIZATION PROJECT (\$9,937.07), PLEASANTON ROAD - SOUTHCROSS TO MAYFIELD METROPOLITAN PLANNING ORGANIZATION PROJECT (\$3,270.69), AND THE SALADO CREEK GREENWAY (HIKE & BIKE, PHASE I) PROJECT (\$257.38); REVISING THE BUDGET; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 97618

REAFFIRMING AND DECLARING THAT THE SAN ANTONIO WATER SYSTEM'S WESTERN WATERSHED RELIEF LINE (W-EXTENSION-A) PROJECT ("PROJECT") IS A NECESSARY PUBLIC PROJECT; FURTHER REAFFIRMING AND DECLARING THAT A PUBLIC NECESSITY EXISTS FOR THE ACQUISITION OF PERMANENT AND TEMPORARY EASEMENT INTERESTS ACROSS, OVER, UPON AND UNDER CERTAIN PRIVATELY OWNED REAL

PROPERTIES, BY NEGOTIATION AND/OR CONDEMNATION, IF NECESSARY FOR PUBLIC IMPROVEMENTS FOR USE AS A PART OF THE PROJECT; AUTHORIZING THE SAN ANTONIO WATER SYSTEM (SAWS) TO ACQUIRE PERMANENT AND TEMPORARY EASEMENT INTERESTS ACROSS, OVER, UPON AND UNDER CERTAIN PRIVATELY OWNED REAL PROPERTIES DESCRIBED BELOW, BY NEGOTIATION, AND/OR CONDEMNATION, IF NECESSARY FOR PUBLIC IMPROVEMENTS FOR USE AS A PART OF THE PROJECT, TO WIT; A 0.107 ACRE TEMPORARY EASEMENT AND A 0.716 ACRE TEMPORARY EASEMENT, BOTH OUT OF THE CANDALARIO VILLANUEVA SURVEY NO. 85, NCB 17635 IN BEXAR COUNTY, TEXAS IN VOLUME 6063, PAGE 852 AND 9177, AND VOLUME 9177, PAGE 1239 OF THE DEED RECORDS OF BEXAR COUNTY, TEXAS, FOR A PUBLIC PURPOSE AS PART OF THE PROJECT; AUTHORIZING SAWS, ITS EMPLOYEES, AGENTS AND/OR THEIR AUTHORIZED INDEPENDENT NEGOTIATORS TO NEGOTIATE AND EXECUTE ALL SALES AND OTHER AGREEMENTS, EASEMENTS, AND OTHER NECESSARY DOCUMENTS WITH THE OWNERS OF CERTAIN PRIVATELY OWNED PROPERTIES DESCRIBED ABOVE AND TO TAKE ALL OTHER LAWFUL ACTIONS NECESSARY OR INCIDENTAL TO SURVEY, SPECIFY, CLARIFY, DEFINE AND ACQUIRE THE PERMANENT AND TEMPORARY EASEMENT INTERESTS ACROSS, OVER, UPON AND UNDER CERTAIN PRIVATELY OWNED PROPERTIES AS DESCRIBED ABOVE; FURTHER AUTHORIZING SAWS AND ITS ATTORNEYS TO FILE EMINENT DOMAIN PROCEEDINGS, IF NECESSARY, AND PROSECUTE ALL SUCH CONDEMNATION PROCEEDINGS THROUGH CONCLUSION (INCLUDING FINAL JUDGEMENT AND ALL NECESSARY APPEALS) FOR THE CONDEMNATION OF THE PERMANENT AND TEMPORARY EASEMENT INTERESTS ACROSS, OVER, UPON AND UNDER CERTAIN PRIVATELY OWNED PROPERTIES AS DESCRIBED ABOVE; APPROVING, RATIFYING AND DECLARING VALID ALL PRIOR ACTS AND PROCEEDINGS DONE OR INITIATED BY ATTORNEY, AGENTS AND/OR EMPLOYEES ACTING FOR SAWS TO ACQUIRE SUCH PERMANENT AND TEMPORARY EASEMENT INTERESTS ACROSS, OVER, UPON AND UNDER CERTAIN PRIVATELY OWNED PROPERTIES AS DESCRIBED ABOVE; DECLARING THAT THE CONVEYANCE OF ALL SUCH PERMANENT AND TEMPORARY EASEMENT INTERESTS IN CERTAIN PRIVATELY OWNED PROPERTIES AS DESCRIBED ABOVE SHALL BE TO THE CITY OF SAN ANTONIO FOR THE USE AND BENEFIT OF SAWS; FINDING THE ORDINANCE TO HAVE BEEN CONSIDERED PURSUANT TO THE LAWS GOVERNING OPEN MEETINGS; PROVIDING A SEVERABILITY CLAUSE; AND ESTABLISHING AN EFFECTIVE DATE.

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AN ORDINANCE 97619

DISCLAIMING AN INTEREST IN THE PROPERTIES LEGALLY DESCRIBED AS NCB 2461, BLOCK 3, LOCATED AT 1000 COLIMA (APPROXIMATELY 2.357 ACRES), NCB 2463, BLOCK 1, LOCATED AT 1000 VERA CRUZ AND NCB 2465, BLOCK 3, LOCATED AT 1114 SOUTH BRAZOS STREET (APPROXIMATELY 2.693 ACRES) AS ERRONEOUSLY RECORDED BY THE SAN ANTONIO HOUSING AUTHORITY TO THE CITY OF SAN ANTONIO IN THE OFFICIAL PUBLIC RECORDS OF REAL PROPERTY OF BEXAR COUNTY, TEXAS.

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AN ORDINANCE 97620

AUTHORIZING THE CITY OF SAN ANTONIO TO ACQUIRE TITLE TO A SINGLE-FAMILY LOT LEGALLY DESCRIBED AS NCB 2848, BLOCK 3, LOT 18, GRANDVIEW EAST UT-2 (531 CLARK AVENUE) FROM THE SAN ANTONIO DEVELOPMENT AGENCY FOR THE PUBLIC PURPOSE OF NEIGHBORHOOD REVITALIZATION AND PROVIDING AFFORDABLE HOUSING IN THE COMMUNITY THROUGH THE HOUSING ASSET RECOVERY PROGRAM (HARP); AND AUTHORIZING THE EXECUTION OF ANY AND ALL DOCUMENTS IN CONNECTION THEREWITH.

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AN ORDINANCE 97621

AUTHORIZING THE CITY MANAGER, OR HER DESIGNEE, TO ACCEPT GRANT FUNDS IN THE AMOUNT OF \$7,786.32 FROM THE TEXAS DEPARTMENT OF PUBLIC SAFETY UNDER THE FISCAL YEAR 2003 FACILITIES AND EQUIPMENT GRANT PROGRAM, WHICH WILL BE UTILIZED BY THE SAN ANTONIO FIRE DEPARTMENT'S OFFICE OF EMERGENCY MANAGEMENT TO REPLACE CRITICAL COMMUNICATIONS EQUIPMENT, FOR THE PERIOD BEGINNING OCTOBER 1, 2002 AND ENDING SEPTEMBER 30, 2003; AND AUTHORIZING A CITY MATCH IN THE AMOUNT OF \$7,786.33.

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AN ORDINANCE 97622

AMENDING THE TRAFFIC CONTROL DEVICES SCHEDULES ESTABLISHED BY CHAPTER 19 (TRAFFIC REGULATIONS), ARTICLE III (TRAFFIC CONTROL DEVICES), SECTION 19-68(B) TO INCLUDE CERTAIN ADDITIONS AND EXCLUSIONS TO THE OFFICIAL TRAFFIC-CONTROL DEVICE SCHEDULE FOR "FULL TRAFFIC LOCATIONS", "ONE-WAY AT ALL TIMES STREET LOCATIONS" SIGNS, "ONE-WAY SEVEN A.M. TO NINE A.M. AND TWO P.M. TO FOUR P.M." SIGNS, "MAXIMUM SPEED LIMIT" SIGNS, "SCHOOL ZONES, SCHOOL CROSSWALKS (MID-BLOCK)" SIGNS, "SCHOOL ZONES, SCHOOL CROSSWALKS (INTERSECTION)" SIGNS, AND "LOADING ZONE SEVEN A.M. TO NINE A.M. AND TWO P.M. TO FOUR P.M. SCHOOL DAYS ONLY" SIGNS; AUTHORIZING THE PERMANENT INSTALLATION OF SAID DEVICES; DECLARING THEM AS OFFICIAL TRAFFIC CONTROL DEVICES OF THE CITY OF SAN ANTONIO; AND DECLARING VIOLATIONS OF THESE TRAFFIC REGULATIONS, EXCEPT THE CIVIL PARKING VIOLATIONS, TO BE MISDEMEANOR CRIMES PUNISHABLE BY A FINE OF NOT MORE THAN \$200.00, AND DECLARING VIOLATIONS OF THE CIVIL PARKING VIOLATIONS TO BE SUBJECT TO THE ENFORCEMENT PROVISIONS OF CITY CODE SECTION 19-225 (ADMINISTRATIVE ADJUDICATION OF STOPPING, STANDING AND PARKING VIOLATIONS), AND ESTABLISHING AN EFFECTIVE DATE. (AMENDS CHAPTER 19, SECTION 68 OF THE CITY CODE.)

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AN ORDINANCE 97623

AMENDING THE TRAFFIC CONTROL DEVICES SCHEDULES ESTABLISHED BY CHAPTER 19 (TRAFFIC REGULATIONS), ARTICLE III (TRAFFIC CONTROL DEVICES), SECTION 19-68(B) TO INCLUDE CERTAIN ADDITIONS AND EXCLUSIONS TO THE OFFICIAL TRAFFIC-CONTROL DEVICE SCHEDULE FOR "MAXIMUM SPEED LIMIT" SIGNS; AUTHORIZING THE PERMANENT INSTALLATION OF SAID DEVICES; DECLARING THEM AS OFFICIAL TRAFFIC CONTROL DEVICES OF THE CITY OF SAN ANTONIO; AND DECLARING VIOLATIONS OF THESE TRAFFIC REGULATIONS TO BE MISDEMEANOR CRIMES PUNISHABLE BY A FINE OF NOT MORE THAN \$200.00), AND ESTABLISHING AN EFFECTIVE DATE. (AMENDS CHAPTER 19, SECTION 68 OF THE CITY CODE.)

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AN ORDINANCE 97624

AUTHORIZING THE ACCEPTANCE OF \$37,710.00 IN CASH SUPPORT FROM THE TEXAS DEPARTMENT OF HEALTH (TDH) TO AUGMENT THE ONGOING LABORATORY BIOTERRORISM PREPAREDNESS PROGRAM OF THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT; APPROVING THE EXECUTION OF A CHANGE TO THE CONTRACT WITH THE TDH; REVISING THE BUDGET FOR THE PUBLIC HEALTH STATE SUPPORT PROJECT 2002-2003 - FEDERAL; AND AUTHORIZING PAYMENTS FOR CONTRACTUAL SERVICES.

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AN ORDINANCE 97625

AUTHORIZING THE CITY MANAGER OR HER DESIGNEE TO ACCEPT A CASH DONATION IN THE AMOUNT OF \$1,500.00 FROM SAM'S CLUB #8227 TO THE WEST PATROL SUBSTATION OF THE SAN ANTONIO POLICE DEPARTMENT TO BE USED TO PURCHASE EQUIPMENT OR OTHER MATERIALS FOR USE BY THE SAN ANTONIO FEAR FREE ENVIRONMENT (SAFFE) OFFICERS OF THE SUBSTATION.

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AN ORDINANCE 97626

APPOINTING BARBARA WITTE-HOWELL (DISTRICT 1) TO THE PARKS AND RECREATION BOARD FOR A TERM OF OFFICE TO EXPIRE ON MARCH 31, 2005.

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2003-19 **MEETING OF THE BOARD OF DIRECTORS OF THE CITY OF SAN ANTONIO HOUSING TRUST FINANCE CORPORATION.**

Mayor Garza recessed the regular meeting at 2:00 P.M. in order to convene the meeting of the Board of Directors of the **SAN ANTONIO HOUSING TRUST FINANCE CORPORATION**. The following members were present: Sanders, Moorhouse, Martin, Herrera, Barrera, Castro, Conner, Schubert, Garza. ABSENT: Perez, Carpenter.

Acting City Clerk Ledesma then read the following Resolution of the Board:

A RESOLUTION

RESOLUTION AUTHORIZING THE ISSUANCE, SALE AND DELIVERY OF SAN ANTONIO HOUSING TRUST FINANCE CORPORATION SINGLE FAMILY MORTGAGE REVENUE REFUNDING NOTES, SERIES 2003A; APPROVING THE FORM AND SUBSTANCE OF A TRUST INDENTURE, A NOTE OF PURCHASE AGREEMENT, A REMARKETING AGREEMENT; MAKING CERTAIN FINDINGS AND DETERMINATIONS; AUTHORIZING THE EXECUTION OF DOCUMENTS AND INSTRUMENTS NECESSARY OR CONVENIENT TO CARRY OUT A SINGLE FAMILY MORTGAGE PURCHASE PROGRAM; AND CONTAINING OTHER PROVISIONS RELATING TO THE SUBJECT. [PRESIDENT - BOBBY PEREZ, VICE PRESIDENT - JULIAN CASTRO, SECRETARY - DAVID CARPENTER, TREASURER - JOHN H. SANDERS.]

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

Mr. John Kenny, Executive Director of the San Antonio Housing Trust Fund Board of Trustees Corporation spoke on the Resolution that would allow the issuance, sale and delivery of refunding notes series 2003A and refund bonds series 2003, a copy of which is on file with the papers of this meeting. He gave a brief background on the Finance Corporation's creation in 1997. Mr. Kenny explained the purpose of the bond program is to provide below market home mortgages and down payment assistance to low and moderate income/first time homebuyers. He further explained the various partnerships created by the Finance Corporation in an effort to leverage the program. He noted that the primary reason for the Resolution is to preserve allocations through the staff's proposal to refund the remaining balance into a short-term variable rate note program. Mr. Kenny explained the benefits of this Resolution resulting in the Finance Corporation's ability to make mortgages and down payment assistance for low-income families in San Antonio. He explained the lenders will also have the ability to recoup their investments in the 2002 program, and will allow the Finance Corporation to use a greater percentage of its tax exempt bond allocations. Mr. Kenny stated that the policy is consistent with City Council's direction to staff for the development of affordable housing and incorporated the utilization of single family mortgage revenue bonds. He also stated the financial impact of this proposal will be paid from the funds already in deposit in the Series 2002 program, and that this program will have no impact on the city's budget.

Mr. Kenny also explained the coordination with the Bexar County Housing Finance Corporation, and their down payment assistance program. He explained the mechanisms in place to assist Bexar County in the event their funds would be completely exhausted.

Mr. Kenny provided information on the program timeline as May 20, with July 22 as the expected date for closing of the series since notice must be given to the trustee either for extension or refunding of the origination.

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

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The Clerk read the following Resolution:

A RESOLUTION

RESOLUTION AUTHORIZING THE ISSUANCE, SALE AND DELIVERY OF SINGLE FAMILY MORTGAGE REVENUE REFUNDING BONDS, SERIES 2003B; APPROVING THE FORM AND SUBSTANCE OF AN INDENTURE OF TRUST, AN AMENDED AND RESTATED ORIGINATION AND SERVICING AGREEMENT, A PURCHASE AGREEMENT AND AN OFFERING DOCUMENT; MAKING CERTAIN FINDINGS AND DETERMINATIONS; AUTHORIZING THE EXECUTION OF DOCUMENTS AND INSTRUMENTS NECESSARY OR CONVENIENT TO CARRY OUT A SINGLE FAMILY MORTGAGE PURCHASE PROGRAM; AND CONTAINING OTHER PROVISIONS RELATING TO THE SUBJECT.

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

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

Mayor Garza then adjourned the meeting of the Board of Directors of the San Antonio Housing Trust Finance Corporation, and reconvened the regular session of the City Council meeting at 2:08 P.M.

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2003-19 The Clerk read the following Resolution:

A RESOLUTION
NO. 2003-19-20

RESOLUTION APPROVING THE ISSUANCE OF NOT TO EXCEED \$20,981,000 OF SAN ANTONIO HOUSING TRUST FINANCE CORPORATION SINGLE FAMILY MORTGAGE REVENUE REFUNDING BONDS, SERIES 2003A; AND CERTAIN RELATED ACTIONS.

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

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

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2003-19 The Clerk read the following Resolution:

A RESOLUTION
NO. 2003-19-21

RESOLUTION APPROVING THE ISSUANCE OF NOT TO EXCEED \$20,981,000 OF SAN ANTONIO HOUSING TRUST FINANCE CORPORATION SINGLE FAMILY MORTGAGE REVENUE REFUNDING BONDS, SERIES 2003B; AND CERTAIN RELATED ACTIONS.

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

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

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2003-19 The Clerk read the following Ordinance:

AN ORDINANCE 97627

AMENDING SECTION 33-981 OF THE SAN ANTONIO CITY CODE TO INCREASE THE TAXICAB "WAIT TIME" RATES FROM \$12.00 PER HOUR TO \$15.00 PER HOUR. (AMENDS SECTION 33-981 OF THE CITY CODE.)

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

Chief Albert Ortiz, Police Department, narrated a presentation on the Taxicab Wait Time Rates, a copy of which is on file with the papers of this meeting. Chief Ortiz defined the wait time charge for the use of a taxicab in San Antonio during certain instances. He also gave a historical perspective for wait time rate charges of \$8 an hour beginning in 1984, through November, 2001 when the Transportation Advisory Board recommended an increase to \$18 an hour. Chief Ortiz explained previous independent transportation companies' rate increase studies that showed increases were less than 2% in 2002. Chief Ortiz stated that in March, 2003, the Quality of Life Committee directed staff to conduct a cost analysis. He stated that as a result of the analysis, staff recommended an increase from \$12 to \$15 an hour. Chief Ortiz further stated that a rate analysis also was conducted and the results proved that the taxicab operating expenses, using a comparison to other Texas cities and across the nation, increased by 20.95% from 1994 to 2003. It further showed that the transportation industry had a 24.25% rate increase in 2003. Chief Ortiz stated that staff recommends a wait time taxi cab charge be increased from \$12 to \$15 an hour, or a 25% increase.

Councilwoman Conner spoke regarding the issue as controversial among senior citizens with VIA Metropolitan Transit Authority providing less transportation service, noting that more citizens rely on taxi cabs. She called on her colleagues for support on this item.

Councilman Castro spoke regarding the effects on senior citizens who rely on taxicabs, and how generally cabs are not used too much in particular instances. He noted that \$15

per hour seems to be well within the rate comparison of other Texas cities. He stated that he would be supporting the rate increase.

The following citizen(s) appeared to speak:

Mr. Mike Bernard, General Manager of Yellow Checker Taxicab Company, spoke in support of the wait time charge increase. He stated that raising the wait time charge still leaves San Antonio taxi cab drivers ranked last in comparison to other metropolitan areas with the population exceeding 500,000. He further stated that the \$3 an hour increase will only raise taxi fares and the earnings of 750 professional taxi drivers by 2%. He noted the original proposal of \$18 as endorsed by the Transportation Advisory Board still fell short of the national average of \$22 an hour. Mr. Bernard explained that, collectively, transportation drivers endorse the \$15 rate because of the current economy. He stated that he hopes to readdress this matter in order to further reduce the disparity between San Antonio taxi fares in comparison to cities of similar size and economy.

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

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2003-19 The Clerk read the following Ordinance:

AN ORDINANCE 97628

AUTHORIZING THE EXECUTION OF THE SECOND AMENDMENT OF THE PARTNERSHIP AGREEMENT BETWEEN THE CHIEF ELECTED OFFICIALS OF THE ALAMO WORKFORCE DEVELOPMENT AREA (CITY OF SAN ANTONIO, BEXAR COUNTY AND THE AREA RURAL JUDGES) AND THE ALAMO WORKFORCE DEVELOPMENT BOARD TO CLARIFY THEIR ROLES, RESPONSIBILITIES, RELATIONSHIPS AND FUNCTIONS WITH REGARD TO WORKFORCE DEVELOPMENT AND RELATED ISSUES. (AMENDS ORDINANCE NOS. 86594, SEPTEMBER 11, 1997; ORDINANCE NO. 87588, MARCH 26, 1998.)

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

Ms. Diane Quaglia, City Manager's Office, gave a presentation on the Alamo Workforce Partnership Agreement Amendments. A copy of the presentation is on file with the papers of this meeting. Ms. Quaglia spoke to the last amendment to the Partnership agreement in February, 1998, which is a relationship agreement between the principals who are the City of San Antonio, Bexar County and the area rural judges. Ms. Quaglia explained a review process and approval by other entities, with the final approval scheduled to be made by the Bexar County Commissioners Court. She described the proposed amendment, which would include a definition section, a section on the responsibilities shared by the principals and the Alamo WorkForce Board (AWFB), further definition of the duties of the committee of six and Board responsibilities. Ms. Quaglia noted that under the shared responsibilities, there is also an approval of the annual operations plan, approval of the annual budget, and approval of major provider contracts over \$500,000 that are now addressed. She highlighted the shared responsibilities, clarified the duties of the committee of six, and the AWFB responsibilities. Ms. Quaglia noted board members' responsibilities regarding personal information and term lengths. She further noted that the proposed amendments have been approved by the rural judges and are now to be approved by Bexar County.

Councilman Barrera commended Ms. Quaglia for her work on the amendments.

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

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2003-19 The Clerk read the following Ordinance:

AN ORDINANCE 97629

AUTHORIZING THE ACCEPTANCE FROM ALAMO WORKFORCE DEVELOPMENT, INC. OF WELFARE TO WORK FUNDS IN THE AMOUNT OF \$130,783.00, TEXAS DEPARTMENT OF PROTECTIVE AND REGULATORY SERVICES FUNDS IN THE ESTIMATED AMOUNT OF \$1,637,778.00, AND AN INCENTIVE AWARD IN THE AMOUNT OF \$8,299.00 FOR MEETING CONTRACTED PERFORMANCE TARGETS IN PRIOR YEARS IN CONNECTION WITH THE ALAMO CHILD CARE DELIVERY SYSTEM (CCDS) PROGRAM FOR THE PERIOD OF SEPTEMBER 1, 2002 THROUGH AUGUST 31, 2003; ACKNOWLEDGING UNILATERAL MODIFICATIONS IN CONNECTION

THEREWITH; AUTHORIZING BUDGET ADJUSTMENTS IN PROTECTIVE AND REGULATORY SERVICE CATEGORIES TO REFLECT ACTUAL EXPENDITURES; AND ADOPTING A REVISED CCDS PROGRAM BUDGET. (AMENDS ORDINANCE NO. 94646, SEPTEMBER 27, 2001.)

* * * *

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

Mr. Dennis Campa, Director, Community Initiatives Department narrated a presentation on the Alamo Child Care Delivery System (CCDS) FY 2003. A copy of the presentation is on file with the papers of this meeting. Mr. Campa reported the purpose of the program to include, among other acceptance of funds from different entities, the acceptance of contract modifications with Alamo Workforce Development, Inc. (AWD) in connection with the continued operation of the Alamo Child Care Delivery System (CCDS) program. He also presented background on the AWD contracts with regard to the Children's Resources Division. Mr. Campa explained the proposed action of the CCDS program would provide direct child care services to an estimated 38 referrals from the Texas Workforce Centers and approximately 482 child protective service referrals from the Texas Department of Protective and Regulatory Services.

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

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2003-19 The Clerk read the following Ordinance:

AN ORDINANCE 97630

AUTHORIZING THE EXECUTION OF AN AMENDMENT TO A DELEGATE AGENCY CONTRACT WITH THE UNIVERSITY OF TEXAS AT SAN ANTONIO INCREASING THE CONTRACT BY \$31,000.00, FOR A TOTAL CONTRACT AMOUNT OF \$71,095.00, IN CONNECTION WITH THE PRE-FRESHMAN ENGINEERING PROGRAM; AND AUTHORIZING THE ALLOCATION AND EXPENDITURE OF HUMAN DEVELOPMENT SERVICES FUNDS IN THE AMOUNT OF \$10,000.00 FROM DISTRICT 1, \$1,000.00 FROM DISTRICT 5 AND

\$20,000.00 FROM DISTRICT 7 IN CONNECTION THEREWITH. (AMENDS ORDINANCE NO. 96958, DECEMBER 19, 2002.)

* * * *

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

Mr. Dennis Campa, Director, Community Initiatives Department, provided background information regarding the allocation and expenditure for a contract amendment with the University of Texas at San Antonio for the Pre-Freshman Engineering Program (PREP), a copy of which is on file with the papers of this meeting. He stated that the program is targeted for those students whose families are economically challenged. He also noted the criteria students must meet to enroll in the program.

Mr. Campa stated the funds contributed by Council Districts 1, 5 and 7 will enhance the project for educational field trips for math and science education. He further stated that the Department of Community Initiatives will perform monthly monitoring and provide technical assistance to build the PREP capacity.

In response to Councilwoman Conner regarding the program director, Ms. Carol Petrie, UTSA, stated that Dr. John Bromo, is the interim director. Ms. Petrie also stated that criteria is based on the students' academic grades, beginning in middle school with a grade of 90 or better and high school students require a grade of 90 or higher. She noted that students are eligible to apply in the 6th grade and may go through 3 years of PREP.

In response to Councilman Castro regarding the success of a program, Ms. Petrie stated that the program began with 50 students and is in its 25th anniversary. She noted that today, PREP has over 10,000 who have completed one summer of the program. Ms. Petrie explained that the program has been replicated in fourteen Texas cities, and in ten other cities in the country and Puerto Rico.

Councilman Castro espoused the program citing students from our City can master the math, science and engineering fields as a result of PREP. He commended Mr. Campa and his staff for their work on this project.

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

2003-03 The Clerk read the following Ordinance:

AN ORDINANCE 97631

AUTHORIZING THE EXECUTION OF A CONTRACT WITH THE SAN ANTONIO GATEWAY CORRIDOR, INC. IN THE AMOUNT OF \$25,000.00 FOR THE DEVELOPMENT OF A CD-ROM EXHIBITING COMPUTER-ANIMATED IMAGES AND ILLUSTRATIONS OF VARIOUS PROPOSED ENHANCEMENTS AND MODIFICATIONS TO THE U.S. 281 AND HILDEBRAND AVENUE AREA ADJACENT TO THE SAN ANTONIO ZOO.

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

Mr. Tom Wendorf, Director, Public Works Department, presented a discussion on the San Antonio Gateway Project and Proposed CD-Rom Development. A copy of this presentation is on file with these papers. Mr. Wendorf described the agreement's mission was to create a unique and beautiful gateway between the San Antonio International Airport and downtown San Antonio. He expounded on the development of a CD-Rom exhibiting computer-animated images of various proposed enhancements and modifications to the U.S. 281 and Hildebrand Avenue area. He noted background information as to the City Council's support by contributing funds from Human Development budgets for this project. Mr. Wendorf stated that the project completion date is scheduled for September, 2003.

Councilman Schubert expressed his appreciation to the City Council for their support of the Gateway Corridor. He noted that the project is a first step to develop a model for future solicitation of private funds from the community, and in coordination with the Texas Department of Transportation.

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

2003-19 STAFF UPDATE ON THE CITY OF SAN ANTONIO LEGISLATIVE PROGRAM FOR THE 78TH TEXAS LEGISLATIVE SESSION AND OTHER SIGNIFICANT BILLS OF INTEREST.

Mr. Jim Campbell, External Relations Director, narrated a presentation on the State Initiatives Program, 78th Legislature. Mr. Campbell spoke regarding 6,000 bills that were filed for the 78th legislative session, of which over 300 could be detrimental to the City's interest. He noted that several issues, including a budget shortfall, congressional redistricting, public school financing and major tort reform financing were serious considerations for the session. Mr. Campbell gave updates on the status of pending house and senate bills and the likelihood of their success on the senate floor.

(At this point, Mayor Garza was obliged to leave the meeting. Councilman Schubert presided.)

Mr. Campbell discussed other bills of interest including the Toyota Land Tax Exemption and the Smart Jobs Appropriation Bills.

(Mayor Garza returned to the meeting and presided.)

In response to Mayor Garza regarding updates to the delegation, Mr. Campbell stated that the delegation is provided updates on the City's pending legislation. He noted that the Republicans stepped forward and offered assistance with the program during the time the Democrats were out of the city.

In response to Mayor Garza regarding Toyota Manufacturing, Mr. Campbell stated that House Bill 480 was passed out of committee, and all that is required is to pass that bill on the floor of the house, and ultimately will be forwarded to the Governor's desk. He added that delegation has been made aware of the impact Senate Bill 1565 would have regarding the Toyota agreement.

In response to Councilwoman Conner regarding HB1204, Mr. Campbell stated that his office has been working on this bill during the entire legislative session. He added that the current version is very different from the original. He also added that the wording states that if the City and County cannot come to agreement, that they would be forced into arbitration to determine who has jurisdiction on the Extraterritorial Jurisdiction on certain issues. Mr. Campbell stated that the City needs to have the bill in place and continue to work on this bill to reduce the impact and to remove San Antonio out of the legislation. He added that a number of related pieces of legislation have attempted to take away the City's authority to do land use regulation. Mr. Campbell stated that the City has been reasonably successful in trying to protect the city's interest with regarding to land use authority.

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2003-19 PUBLIC HEARING AND ORDINANCES: ADOPTING THE 29TH YEAR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) AS CONTAINED IN THE FY 2003-2004.

Mayor Garza declared the Public Hearing to be open.

(At this point, Mayor Garza was obliged to leave the meeting. Councilman Schubert presided.)

Mr. Andrew Cameron, Director of Housing and Community Development, explained that the presentation on the consolidated budget proposal for fiscal year 2003-2004 will be conducted in four parts for four entitlements. He noted that the entitlements included Community Development Block Grants (CDBG), Home Investment Partnership, Emergency Shelter Grants, and Housing Opportunities for Persons with AIDS. He further explained that the presentation will be a joint effort by him and Mr. Dennis Campa, Director, Department of Community Initiatives.

Mr. Cameron, gave a presentation on the proposed fiscal year 2003-2004 Consolidated Annual Budget, a copy of which is on file with the papers of this meeting. Mr. Cameron described the FY 2003-2004 entitlements, with respective funding available and responsible departments. He broke down the entitlements by comparison of FY 2003-2004. He discussed the consolidated budget funding process and a scoring system for ranking said applications submitted for funding through the Consolidated Budget Process. Mr. Cameron enumerated the number of applications for various types of funding.

Mr. Cameron, described the FY 2003-2004 entitlements, with respective funding available and responsible departments, a copy of which is on file with the papers of this meeting. He broke down the entitlements by cost comparison of FY 2003-2004. He discussed the consolidated budget funding process and background on respective applications for the four entitlements. Mr. Cameron described the process designed to reduce administrative funding by 15%, and expounded on the CDBG funding strategy, goals and process. He further addressed the proposed CDBG allocations by category to include housing, capital improvements, public services, neighborhood revitalization, economic development and administration for a total of \$17,717,000.00. Mr. Cameron outlined each Council District's project allocations.

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

(Mayor Garza returned to the meeting and presided.)

Mr. Cameron discussed the scoring process and administrative funding. He further discussed the new policy process that allows for priority to projects that meet certain requirements. He highlighted the CDBG funding strategy that would maintain funding for City-wide public service projects, provide funding for youth activities at the same level as last year, and would also select capital projects for the existing project inventory. Mr. Cameron delineated each Council District's proposed FY 2003-04 distribution of funds.

Councilman Perez made a motion to approve the proposed Ordinance with the amendments as so indicated. Councilman Sanders seconded the motion.

In response to Councilwoman Moorhouse, Mr. Cameron read the amendments for District 3 that were read.

Southside Lions Park lighting: \$120,000; total \$370,000

Topeka: -0-

Commercial from S.W. Military to Gillette: \$35,000

Commercial from Gillette to Chavanuex: (sidewalks)

\$250,000; total in that category \$504,818

Under Public Service: Hogan \$20,000

Health Families: \$3,000

In response to Councilwoman Conner regarding clarification on how those funds are distributed and how much each Council district is allocated, Mr. Cameron read the districts' allocation as amended. They are noted as follows:

District 1: \$1,948,727

District 2: \$872,818

District 3: \$907,818

District 4: \$701,350

District 5: \$1,582,259

District 6: \$691,000

District 7: \$1,099,518

District 8: \$52,000

District 9: \$255,159

District 10: \$123,905

Mr. Cameron described the budget approval process from the time the City Council adopted it in December, 2002, the time, dates and location of neighborhood meetings and public hearings. He gave a time line as to when the City Council approved a new consolidated budget process. He explained that the Council approved terms that if any

application is funded for which there is no contract executed by November 31 following the adoption of that budget, that project is automatically cancelled and those funds come back for refunding. He stated that was agreeable to the City Council in an effort to reduce problems for projects being funded without the scope of work. He further explained that in order to make it an equitable distribution of funds, funding of the application should be based on the merits of the application and not on a formula that provides funding for districts. He described the scoring whereby applications with 70 and above would be considered by staff for funding. He then noted that the applications would then be reviewed by staff who would make recommendations to the City Council.

Councilman Perez stated that with respect to District 1 and the allocation of Travis Housing, there is a program through the Neighborhood Action Department. He also gave direction to the Neighborhood Action Department to provide an update to Council within six months from this day, contingent on the item being approved.

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

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

The main motion, as amended, prevailed by the following vote: **AYES:** Perez, Sanders, Moorhouse, Martin, Herrera, Barrera, Castro, Conner, Schubert, Garza. **NAYS:** None. **ABSENT:** Carpenter.

The Clerk then read the following Ordinance:

AN ORDINANCE 97632

ADOPTING THE 29TH YEAR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) IN THE AMOUNT OF \$17,717,000.00 AS CONTAINED IN THE FISCAL YEAR 2003-2004 CONSOLIDATED PLAN ANNUAL BUDGET; AUTHORIZING THE 29TH YEAR CDBG PROGRAM; DESIGNATING THE 29TH YEAR CDBG PROGRAM FUNDS; APPROPRIATING 29TH YEAR PROGRAM FUNDS IN THE AMOUNT OF \$17,717,000.00; ALLOCATING PROGRAM FUNDS TO PROJECTS; ESTABLISHING ACCOUNTS; DELINEATING PROGRAM RESPONSIBILITIES; AUTHORIZING PERSONNEL CLASSIFICATIONS AND PAY RANGES; ESTABLISHING A REVOLVING LOAN ACCOUNT FOR THE NEIGHBORHOOD ACTION DEPARTMENT; AUTHORIZING THE REPROGRAMMING OF CDBG

FUNDS IN THE AMOUNT OF \$70,000.00 AVAILABLE FROM POSITIVE SOLUTIONS TO S.W. REINVESTMENT CORPORATION; AUTHORIZING THE CLOSE-OUT AND CANCELLATION OF THE AFFECTED PROJECTS AND THE CREATION AND/OR MODIFICATION OF THE APPROPRIATE PROJECT BUDGETS; REVISING THE APPROPRIATE PROJECT BUDGETS; AUTHORIZING THE EXECUTION AND SUBMISSION OF CONTRACTS AND OTHER DOCUMENTS AS NECESSARY IN CONNECTION THEREWITH; AUTHORIZING THE APPROPRIATION AND ALLOCATION OF SAID FUNDS TO SAID PROJECT; AND PROVIDING FOR PAYMENT; AUTHORIZING THE AMENDMENT OF ORDINANCE NO. 97235, PASSED AND APPROVED FEBRUARY 20, 2003 TO CORRECT THE AMENDED ORDINANCE NUMBER FROM 92035 TO 93957; AUTHORIZING EXECUTION OF ALL REQUIRED CONTRACTS AND RELATED DOCUMENTS IN CONNECTION WITH SAID 29TH YEAR CDBG PROGRAM, AND THE PROJECTS THEREUNDER; AND AUTHORIZING THE SUBMISSION OF THE CDBG GRANT TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) FOR FISCAL YEAR 2003-2004 CONSOLIDATED PLAN ANNUAL BUDGET, CERTIFICATION AND OTHER INFORMATION AS REQUIRED TO HUD.

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2003-19 The Clerk read the following Ordinance:

AN ORDINANCE 97633

ADOPTING THE 12TH YEAR HOME PARTNERSHIP ENTITLEMENT GRANT (HOME) IN THE AMOUNT OF \$7,370,756.00, \$394,084.83 IN DESIGNATED PROGRAM INCOME AND \$250,000.00 IN REPROGRAMMED FUNDS AS CONTAINED IN THE FISCAL YEAR 2003-2004 CONSOLIDATED PLAN ANNUAL BUDGET; AUTHORIZING THE REPROGRAMMING OF HOME FUNDS IN THE AMOUNT OF \$250,000.00 AVAILABLE FROM THE BAYNON TREE APARTMENTS PROJECT; AUTHORIZING THE CLOSE-OUT AND CANCELLATION OF THE AFFECTED PROJECT; AUTHORIZING THE FISCAL YEAR 2003-2004 HOME PARTNERSHIP ENTITLEMENT GRANT (HOME) PROGRAM; DESIGNATING THE 12TH YEAR HOME PROGRAM FUNDS; APPROPRIATING 12TH YEAR PROGRAM FUNDS; ALLOCATING PROGRAM FUNDS TO PROJECTS; ESTABLISHING ACCOUNTS; DELINEATING PROGRAM RESPONSIBILITIES; AUTHORIZING PERSONNEL CLASSIFICATIONS AND PAY RANGES; ESTABLISHING REVOLVING LOAN ACCOUNTS FOR NEIGHBORHOOD HOUSING SERVICES (NHS) AND SAN ANTONIO ALTERNATIVE HOUSING CORPORATION (SAAHC); AUTHORIZING THE

REPROGRAMMING OF HOME FUNDS IN THE AMOUNT OF \$220,000.00 AVAILABLE FROM THE NHS SINGLE FAMILY HOUSING PROGRAM IN THE AMOUNT OF \$20,000.00 AND THE NHS FIRST-TIME HOMEBUYER PROGRAM IN THE AMOUNT OF \$200,000.00 TO THE NHS OWNER-OCCUPIED REHABILITATION FOR THE DISABLED PROGRAM; AUTHORIZING THE CLOSE-OUT AND CANCELLATION OF THE AFFECTED PROJECTS AND THE CREATION AND/OR MODIFICATION OF THE APPROPRIATE PROJECT BUDGETS; REVISING THE APPROPRIATE PROJECT BUDGETS; AUTHORIZING THE EXECUTION AND SUBMISSION OF CONTRACTS AND OTHER DOCUMENTS AS NECESSARY IN CONNECTION THEREWITH; AUTHORIZING THE APPROPRIATION AND ALLOCATION OF SAID FUNDS TO SAID PROJECTS; AND PROVIDING FOR PAYMENT; AUTHORIZING EXECUTION OF ALL REQUIRED CONTRACTS AND RELATED DOCUMENTS IN CONNECTION WITH SAID 12TH YEAR HOME PROGRAM, AND THE PROJECTS THEREUNDER; AND AUTHORIZING THE SUBMISSION OF THE HOME GRANT TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) FOR FISCAL YEAR 2003-2004 CONSOLIDATED PLAN ANNUAL BUDGET, CERTIFICATION AND OTHER INFORMATION AS REQUIRED TO HUD.

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

Mr. Andrew Cameron, Director of Housing and Community Development, described the Home Investment Partnership Program (HOME) for a total of \$8,014,840.83, and outlined the proposed allocations to include First-Time Homebuyer, CHDO Operating Support, Owner-Occupied Rehabilitation Reconstruction, Rental Housing, Tenant-based Rental Assist and General Administration.

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

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2003-19 The Clerk read the following Ordinance:

AN ORDINANCE 97634

ADOPTING THE FISCAL YEAR 2003-2004 EMERGENCY SHELTER GRANT (ESG) IN THE AMOUNT OF \$703,000.00 AS CONTAINED IN THE FISCAL YEAR 2003-2004 CONSOLIDATED PLAN ANNUAL BUDGET; AUTHORIZING THE FISCAL YEAR 2003-2004 ESG PROGRAM; DESIGNATING THE FISCAL YEAR 2003-2004 ESG PROGRAM FUNDS; APPROPRIATING THE FISCAL YEAR 2003-2004 PROGRAM FUNDS IN THE AMOUNT OF \$703,000.00 [ENTITLEMENT] AND \$703,000.00 FROM IN-KIND MATCH; ALLOCATING PROGRAM FUNDS TO PROJECTS; ESTABLISHING ACCOUNTS; DELINEATING PROGRAM RESPONSIBILITIES; AUTHORIZING PERSONNEL CLASSIFICATIONS AND PAY RANGES; AUTHORIZING EXECUTION OF ALL REQUIRED CONTRACTS AND RELATED DOCUMENTS IN CONNECTION WITH SAID FISCAL YEAR 2003-2004 ESG PROGRAM, AND THE PROJECTS THEREUNDER; AND AUTHORIZING THE SUBMISSION OF THE ESG GRANT TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) FOR FISCAL YEAR 2003-2004 CONSOLIDATED PLAN ANNUAL BUDGET, CERTIFICATION AND OTHER INFORMATION AS REQUIRED TO HUD.

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

Mr. Dennis Campa, Director of Community Initiatives, followed with a presentation on the Consolidated Plan FY 2003-2004 for the Emergency Shelter Grant that is designed to promote quality emergency and transitional facilities, and the development of additional shelter space for the community, a copy of which is on file with the papers of this meeting. He discussed the 1.7% decrease in funding from the previous year, resulting in a total FY 03-04 allocation of \$703,000. He noted the request for proposal process, and outlined the investment categories. He also provided descriptions of those agencies that will receive said allocations.

Councilwoman Herrera spoke regarding reprogramming of previous funds that were allocated to the Avenida Guadalupe, who has since received other funds. She gave direction to Mr. Cameron to reprogram that money to the San Antonio Methodist Ministries (SAMM) Shelter.

Mr. Cameron stated that he would have to post a public hearing and bring back the item to a future City Council meeting.

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

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2003-19 The Clerk read the following Ordinance:

AN ORDINANCE 97635

ADOPTING THE FISCAL YEAR 2003-2004 HOUSING OPPORTUNITIES FOR PERSONS WITH AIDS ENTITLEMENT GRANT (HOPWA) IN THE AMOUNT OF \$1,006,000.00 AS CONTAINED IN THE FISCAL YEAR 2003-2004 CONSOLIDATED PLAN ANNUAL BUDGET; AUTHORIZING THE FISCAL YEAR 2003-2004 HOPWA PROGRAM; DESIGNATING THE FISCAL YEAR 2003-2004 HOPWA PROGRAM FUNDS; APPROPRIATING THE FISCAL YEAR 2003-2004 PROGRAM FUNDS IN THE AMOUNT OF \$1,006,000.00; ALLOCATING PROGRAM FUNDS TO PROJECTS; ESTABLISHING ACCOUNTS; DELINEATING PROGRAM RESPONSIBILITIES; AUTHORIZING PERSONNEL CLASSIFICATIONS AND PAY RANGES; AUTHORIZING EXECUTION OF ALL REQUIRED CONTRACTS AND RELATED DOCUMENTS IN CONNECTION WITH SAID FISCAL YEAR 2003-2004 HOPWA PROGRAM, AND THE PROJECTS THEREUNDER; AND AUTHORIZING THE SUBMISSION OF THE HOPWA GRANT TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) FOR FISCAL YEAR 2003-2004 CONSOLIDATED PLAN ANNUAL BUDGET, CERTIFICATION AND OTHER INFORMATION AS REQUIRED TO HUD.

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

Mr. Dennis Campa, Director of Community Initiatives, then began discussion on the Housing Opportunities for Persons with AIDS (HOPWA) that addresses the housing and social service needs of low-income persons with HIV, AIDS or a related disease and their family members, a copy of which is on file with the papers of this meeting. Mr. Campa stated that San Antonio is one of 108 entitlement areas in the country for a proposed FY 03-04 allocation of \$1,006,000. He described the request for proposal process, investment categories and recommended investments. Mr. Campa provided a description of those agencies who will receive said funding to include the Alamo Area Resource

Center Resource and Referral, the San Antonio AIDS Foundation and the Department of Community Initiatives.

Mr. Andrew Cameron, Director of Housing and Community Development, spoke regarding recommendations for improvements on the new process implemented this year for consolidated budget proposal for fiscal year 2003-2004. He indicated training sessions and technical assistance would continue for agencies to improve on the application process. He also indicated that staff is proposed to expand the Review Team to include representation from outside the City organization.

The following citizen(s) appeared to speak:

Mr. George McFerren, representing the Macedonia Community Development Corporation (CDC) as the Co-chair Board of Directors, and Chair of the Housing Division, spoke regarding the fact that they will continue to work towards improvements in living conditions for the community in District 6 even though their organization was not one chosen for funding. He further spoke of plans to submit applications for CDBG funding for first-time homebuyers.

Ms. Deborah Lawrence, expressed concern on the Macedonia CDC not being recommended for funding. She stated that this organization has not had a full year to develop their program since it began on January 1, 2003. She also stated that they will continue to market their program and assist the public in their housing needs, while getting support from the area partnerships in District 6.

Ms. Sue Kelly, San Antonio Urban Ministries, thanked the City Council for their support of the Urban Ministries.

Ms. Vicky Dawson, representing San Antonio Urban Ministries After School Day Care Program, presented the City Council with a small token of appreciation for their support in 2003. She spoke of the children who participated in the program and the opportunities to continue learning in a safe environment.

Ms. Dahlia Martinez, representing San Antonio Urban Ministries After School Day Care Program, spoke regarding the thirty-two after-school care sites in Districts 2, 4, 6, 7, 8, 9 and 10, and that only Districts 8 and 9 had been recommended for funding. Ms. Martinez asked Districts 4, 6 and 7 to reconsider funding the after-school programs in their districts in order to keep children in a safe and focused after-school environment.

Ms. Kathleen Cummings, student at the University of Texas Health Science Center at San Antonio, spoke as a single mother of four children who attends the Urban Ministries After School Day Care. She directed her statement to Councilman Castro for assistance to fund

the Urban Ministries in order to continue helping families like hers.

Ms. Ida Brown, CERA Executive Director, thanked Councilman Perez for his continued support with the Inner City Tax Increment Finance Reinvestment Zone (TIFs), and for his commitment to inner city revitalization. Ms. Brown noted that CERA's application for CDBG funding is a request for funds that will support projects in the inner city and neighborhood revitalization which will enhance the revitalization efforts of projects previously approved by the City Council.

Reverend I. V. Tolbert, Emmanuel Episcopal Church, spoke of the joint plans with CERA to implement a charter school. Reverend Tolbert stated that he is impressed with CERA's professionalism and dedication for economic development of the East Side. He also stated that he is in full support of approving CERA's request for CDBG funds.

Mr. William Newells, Deputy Director of CERA, spoke on the progress towards the revitalization and rehabilitation of the Bellinger Square on South Hackberry Street. He spoke of the area properties purchased recently by CERA with CDBG allocations. He noted that CDBG funds have also been used for certified appraisals and architectural renderings to conduct necessary environment assessments in an effort to revitalize existing neighborhood structures. Mr. Newells stated future CDBG allocations will fund the completion of this revitalization project. He thanked the City Council for their consideration and support of CERA.

Mr. Hoy Ellis, Revitalization Coordinator for the Neighborhood Revitalization Districts, CERA, spoke regarding the successes of CERA in Districts 2. He stated that CERA consulted over 300 small business owners, and was responsible for starting five new businesses, facilitated several façade improvement grants and provided 18 loans at a value of \$80,000 to small business owners. He requested continued support for CERA.

Ms. Susan Romalaski, St. Peter's & St. Joseph's Children's Home, spoke regarding their CDBG proposal to provide funds for infrastructure and associated development costs for the addition of a recreation therapy and enrichment center and counseling center expansion. He noted that the construction would benefit the abused and neglected children served by the St. Peter's Children's Home and individuals living in the vicinity of St. Peter's. Ms. Romalaski stated that St. Peter's serves over 300 children per year and 2,000 members of the community.

Mr. Bert Pfiester, Respite Care San Antonio (RCSA), spoke on behalf of those families and children with developmental disabilities. Mr. Pfiester noted that the cost of this care is high and that the demand is growing. He also noted that in the past three years, enrollment has increased by 300% at the Respite Day Care. Mr. Pfiester described the most unique service available is the skilled nursing care that provides a nurturing and safe environment for the children in need. Mr. Pfiester stated that RCSA is in compliance

with Human Development activities in the care of children and that the children are academically prepared to enter kindergarten through Respite Day Care. He also stated that while RCSA is greatly appreciative of the \$129,000 approved, their application had been submitted for \$200,000; a gap that represents unfilled community needs. Mr. Pfiester asked that the City Council keep in mind the special needs of children and their families.

Mr. Joe Soliz, Citizens Organized for Public Service (COPS) Chairman, and Mr. Joe McFarren, Metro Alliance Chairperson, noted that over the past few years, CDGB funds have been the only source of funds for street reconstruction in the community. Mr. Soliz noted that COPS and Metro Alliance have complied with the Housing and Urban Development (HUD) rules, but the funding has continually decreased. He noted that some community needs for reconstruction, housing and job training have been included in staff's recommendation and therefore, their organizations recommend approval of staff's recommendation.

Representative from Wesley Community Center, spoke on the Center's goals to assist families through CDBG funding by providing child care, sports, classes and social services to South side residents in Districts 3, 4 and 5. She noted that programs are targeted to the 13-16 year old groups in an after school safe environment with recreational activities for children in special education who cannot attend regular after school programs. She also noted that young adults 16+ years of age participate by playing basketball on Monday through Thursday, 5:00 p.m. to 9:00 p.m. She also described an eight-week summer program for children ages 6 to 16 that provide field trips, arts and crafts, outdoor activities, games, sports, lunch and a snack. She reported that in the summer of 2002, 221 children were served at four different sites. She added that an additional site is scheduled to be included at the Asbury Methodist Church. She noted that this program has a reputation of providing solid services to the community.

Mr. Randy Hinkle, Alamo Area Resource Center (AARC), Program Director, spoke regarding supportive services for individuals who are HIV positive or with AIDS. He stated that AARC provides case management, mental health counseling, substance abuse counseling, nutritional services, transportation and housing information services. Mr. Hinkle gave an ethnic breakdown of their client base. He noted that transportation and housing information services are funded under the HOPWA programs. He gave his support of staff recommendation of the HOPWA budget.

Ms. Mary L. Cantu, Project Learn to Read, spoke regarding the purpose of the project to recruit and train volunteers who teach beginning level adult learners and older youth basic reading skills and basic English. She introduced a participant of the program, Ms. Leonor Garcia.

Ms. Lenora Garcia explained her personal situation from the time she could not read or write, and the difficulties she has experienced in raising her daughter because of the lack of these skills. She further explained of the other adult learners who are experiencing similar difficulties in life because they do not know how to read and write. Ms. Garcia spoke on how these students depend on the program to teach them to become productive and independent individuals. She requested the City Council to consider funding the Project Learn to Read.

Mr. Manuel Macias, Executive Director, San Antonio Development Agency (SADA), commended Mr. Andrew Cameron and his staff for their recommendations to the application process for CDBG funds. Mr. Macias also extended SADA's appreciation to Councilman Sanders for his support in funding the next phase of the Historic Gardens which will give visitors to the City a more positive view of the East side of San Antonio.

Mr. Macias gave an overview of projects in which SADA is currently involved, and noted that SADA was one of the agencies affected by the 15% reduction in administrative support. He explained that in order to continue providing services to the communities, he asked for the City Council's support on SADA'S efforts to leverage funds by applying for other projects that are consistent with their mission. He noted SADA's plan to continue working with the City of San Antonio on the many new initiatives. Mr. Macias requested City Council's support to fill the gap due to the 15% budget reduction.

A representative of the Young Mens' Catholic Association (YMCA) of San Antonio, thanked Mr. Andrew Cameron and the City Council for their decisions regarding this budget.

Executive Directors of area YMCAs were introduced as individuals who grew up in their neighborhood YMCAs as children in need, and who have become leaders in the City. They were described as products of support through CDBG funds and listed other ways the City Council supports non-profit organizations that deal with building strong youth in San Antonio. The speaker added that strong YMCAs equal strong youths, families and community. The speaker thanked the City Council for their support.

Ms. Deborah Delgado Robinson, Executive Director for UU Housing Assistance Corporation (UUHAC), spoke regarding the non-profit organization. She described how these agencies provide funds back into inner city revitalization through owner-occupied rehabilitation. She further noted the UUHAC participation in programs in conjunction with the City's master plan. Ms. Robinson thanked Councilman Perez for his efforts and his encouragement to move forward in the City's revitalization. She also spoke to expanding services to District 2 communities though the owner occupied rehabilitation program that would be offered upon approval of staff's recommendations. Ms. Robinson stated that UUHAC's commitment to serving the constituents by providing affordable housing programs.

Mr. Hector Cardenas, UUHAC Board President and neighborhood activist, thanked the City Council for their support.

Dr. Gloria G. Rodriguez, AVANCE President & CEO, thanked the City Council for their previous support and also requested an additional \$125,000 for a headquarters building in San Antonio. Ms. Rodriguez stated that it will be located in an area considered the most blighted in the City. She described the project as beneficial to all districts in the City and requested special support from District 1. She offered that the facilities will house training of all AVANCE centers in the country, provide childcare, literacy, computer training and program development. Ms. Rodriguez stated that it will be a model for the country through community revitalization and development, and has already proven to be a catalyst for improvement in the neighborhood. Ms. Rodriguez further stated that the goal is to obtain \$4.5 million in order to complete the project. She then introduced Ms. Jo Ann Barrera, who is a participant of AVANCE.

Ms. Jo Ann Barrera stated that she has been an AVANCE participant for six years. She discussed the assistance this organization has provided such as with education, childcare and employment. She requested continued support for CDBG funding for AVANCE.

Dr. Gloria G. Rodriguez continued discussion that AVANCE has selected San Antonio to be featured in their annual magazine to recognize this project as the national headquarters building in San Antonio. She thanked the City Council for their support and for their commitment to the children of San Antonio.

Mr. Charles English, 807 Canton Street, President Jefferson Heights Association, spoke regarding various entities programs that have recently been publicized. He noted that the Jefferson Heights area has fallen short of promised revitalization of their community through federal funding. He cited streets and sidewalks that are not being repaired within a two mile radius of a school. Mr. English requested \$8.1 million in CDBG funds for those projects. He also spoke of a need for neighborhood rehabilitation for area homes. Mr. English referred to a district plan that will be part of the community plan and East Side Corridor, all of which lack funding. He continued discussion regarding funding for the community's streets, drainage and rehabilitation.

Mr. Ron Anderson, Housing and Community Services, Inc. (HCS) Executive Director, a San Antonio based non-profit housing sponsor, described how this organization, since 1996, has saved over 500 units of affordable housing in San Antonio, and he enumerated the units in the respective City Council districts. Mr. Anderson requested the City Council to partner with HCS to preserve affordable housing for the present and future use of San Antonio by approving staff's recommendation for \$250,000 for Country Oak Village Apartments. He described the units as restricted to elderly and handicapped with Section 8 subsidy and located in District 7. Mr. Anderson also described particulars

leading to the option of HCS's opportunity to buy the complex with funds from the TDHCA. In order to safeguard the federal subsidies, a stipulation to that funding requires the City of San Antonio to provide \$250,000 as recommended by staff. Mr. Anderson acknowledged Mr. Andrew Cameron and his staff for developing the application process to a more user-friendly process. He noted that he supports staff's recommendation.

Mr. Don Schlegal, resident of Country Oak Village Apartments, stated that he and his wife are residents of the complex and are aware of the purchase options. Mr. Schlegal spoke about the improvements that need to be made to the complex including sidewalks and a security fence. He is hopeful that the new owners of the complex will get the funding necessary to complete the improvements.

Ms. Alma Smith, CEO Young Women's Catholic Association (YWCA) of San Antonio, thanked the staff for recommending bathrooms at the Westside YWCA. Ms. Smith also requested Councilman Sanders to reconsider funding the Self-Employment for Economic Development Program, a structured program of micro enterprise services for individuals living at, or below, the poverty guidelines. She stated that the program will provide three summer sessions for youth to introduce them to becoming entrepreneurs. Ms. Smith outlined the services that are provided such as entrepreneurial and personal skills training. Ms. Smith reported that the facility is located on the far West side of San Antonio and asked for funding to create a site on the East side of San Antonio and to provide training for the youth and other members of that community.

Mr. Rudy Hernandez, Director of Operations, YWCA, thanked the City Council for their support to the Positive Youth Development Program, an organized sports program offered year round. Mr. Hernandez noted that out of the 515 youth participants, 189 came to the 8-week program through a scholarship. He stated the program is designed to help youth build character and strengthen the family unity. Mr. Hernandez stated that parents become involved in the sports activities as team moms and coaches. He noted that their programs help children to learn about teamwork, develop their self-esteem, the importance of staying in school, social skills and how they look forward to success. Mr. Hernandez requested \$15,000 to assist with the program for another year.

Ms. Julie Iris Oldham, P.O. Box 40263, spoke regarding her surprise at now living in District 7. She also spoke regarding the CDBG programs that should be audited to avoid discrimination. She also noted the senior citizen program and her personal experience with applying for utility payment assistance. She requested the City Council provide her assistance with applying for additional funds.

Mr. Faris Hodge, Jr., 140 Dora, spoke regarding several issues as they pertain to the city budget. Mr. Hodge discussed the city buying the McCreless building as a SAMM

Shelter, and elderly programs. He supports the South Side Initiative, and a day care program for City employees. He spoke against providing CDBG funds for art programs.

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

2003-19 **CITY MANAGER'S REPORT**

City Manager Terry M. Brechtel spoke regarding an update from City Public Service (CPS) in an effort to keep the City Council informed about the summer electric bills in the community. She stated that CPS will also discuss programs to be set in place to help out the community with their electric bills.

Mr. Ben Gorzell, Public Utilities Supervisor, spoke regarding some factor that could significantly impact CPS electric and gas bills this summer, and the steps that customers can take to save energy and money.

Mr. Steve Bartley, CPS Representative, stated that CPS has taken steps to make the community aware of what may occur this summer with respect to their gas and electric bills. He stated that the briefing is to provide estimate of what bills will look like for the summer and to share conservation tips and assistance available through CPS. Mr. Bartley estimated an average electric bill for the upcoming months for June to September to be approximately \$158 per months for those months. He stated that this represents a 30% increase from last year's \$118 a month for that same time frame. A copy of this presentation is on file with these papers.

Mr. Bartley discussed the factors attributing to the higher utility bills such the higher market prices for natural gas, unavailability of Unit 1 of the South Texas Project (STP) nuclear power plant and a projected warmer summer than in 2002. He noted other factors include a raise in as prices in February to more than \$20 per thousand cubic foot and prices have declined since. He also noted that one of two units of the STP nuclear power plant is temporarily out of service for repairs, and CPS will only receive 14% instead of 28% of its electricity from STP. He continued discussion that a temperature last summer was mild due to heavy rains, so electrical usage was down.

Mr. Bartley described the Residential Energy Assistance Partnership with the City and the County that allows for economically challenged customers to apply for utility assistance, with funding available through the Community Initiatives Departments. He stated that other programs including low-interest rate loans are available to make homes more energy efficient through the Home Efficiency Loan Program. He noted other energy conservation tips available to homeowners by regulating the thermostat.

Mr. Bartley emphasized that even with these circumstances, San Antonio enjoys favorable rates compared to other major Texas cities because many of us are impacted similarly by these higher natural gas prices. He explained that major utilities have an equivalent amount of gas generation on their system, because it is beneficial to have a diverse gas mix. He further explained that since our rates were fairly low, that advantage remains today. Mr. Bartley stressed the importance of customers to take steps today to help manage utility bills this summer.

In response to Mayor Garza regarding the factors of higher market prices and how other cities will be impacted, Mr. Bartley stated that these are nation-wide prices across the country and compared the prices that we're paying noting that they are typical of prices that other utilities are paying. He stated that the prices that San Antonio will be seeing this summer are nearly \$6 per MCF compared to about \$3.50 last summer, an approximately 60% increase. Mr. Bartley stated that out of the 30% increase in the bills, 2/3 is caused by the natural gas increase and the other 1/3 is attributed to the STP and the increase in consumption that is expected to be seen this summer.

In response to Mayor Garza regarding the STP project issue and when can that issue be expected to be resolved, Mr. Larry Blalock, expert from the STP, stated that it is anticipated that by late summer, the unit will be returned to service. He further stated STP has a plan in place to affect the repairs, identify the root cause, review that with the Nuclear Regulatory Commission (NRC), and then return the unit to service as soon as possible. He also stated that while STP prefers to use the least costly fuel by using both units, but in this instance CPS will bring up gas fired plants to make up that difference in power to meet the demands of summer.

In response to Mayor Garza on the average amount of power units 1 and 2 produce for the City combined in a month, Mr. Blalock stated that each unit produces 350 megawatts apiece, for a total of 700 megawatts an hour. For a monthly estimate, Mr. Blalock estimated multiplying 350 megawatts per hour times 24 hours times the number of days the unit is down, would be the amount of power that needs to be replaced on a monthly basis.

In response to Mayor Garza regarding the incident with unit #1, Mr. Blalock stated that on March 26 during a scheduled refueling, an inspection revealed a small amount of residue on the bottom of that reactor. He also stated that since that time only one generator has been providing power, and it will continue to do so through the latter part of the summer.

In response to Mayor Garza regarding the projections for the warmer summer weather, Mr. Blalock discussed that projections are based on a long-term forecast that assumes normal weather for this summer.

In response to Mayor Garza regarding projections for a warmer summer may result in less increase, Mr. Bartley stated that the projections are all estimates. He further stated that CPS hopes to get unit #1 back by August, in hopes for lower gas prices. He added that if San Antonio does have more moderate weather than normal, the projections would be less.

Discussion continued regarding the implementation of a CPS program that would provide for delayed collection of bills, aside from the assistance provided by the Department of Community Initiatives. Mayor Garza sought assurance that CPS customers will be able to absorb peak rate charges on their utility bills. CPS representatives were in agreement such a program may be considered if the summer temperatures do rise, and added that it would help CPS provide the programs if customers would not disregard their bills and make some form of payment.

In response to Councilman Castro regarding the repairs at the STP, Mr. Blalock stated that the repairs were normal maintenance in nature and not elective repairs. He stated that the plant is now in a forced outage due to the small amount of residue found during the scheduled refueling inspection.

In response to Councilman Castro regarding establishing a long-term contract in an effort to keep costs down in the summer, Mr. Blalock stated that CPS has a variety of natural gas suppliers and through those suppliers, different contracts are for varying lengths of time in order to keep gas supply at a spot market.

In response to Councilman Castro regarding what means are in place to see less of a spike in rates in the future, Mr. Blalock stressed the importance of diversifying the fuel mix. He suggested alternatives such as purchasing power or building some other form of generation in the next six or seven years. He also stated the importance of considering alternative means of power generation since CPS is now the largest supplier of wind power to the consumers. He also noted solar power is also a consideration for generation in the future.

In response to Councilwoman Moorhouse regarding customers who are on limited incomes, Mr. Dennis Campa, Director of the Department of Community Initiatives, stated that the REAP program will soon be implemented and will provide \$400,000 of assistance to CPS customers. He noted that there is a policy in place with CPS to prioritize categories such as the elderly and low-income families to avoid utility disconnection.

Mr. Blalock stated that it was difficult to estimate how long this rate increase will remain in place. He explained that the concern with having a supply of natural gas for next winter is a big factor, and noted that hopefully by the October and September months, cooler temperatures will make electric bills go down to normal levels.

In response to Councilwoman Moorhouse regarding the Central Power Light Utility Company, Mr. Blalock provided a rate comparison to CPS.

In response to Councilwoman Conner regarding the issue of customer call-ins and telephone lines being jammed, CPS representatives stated that there is a plan in place for additional temporary staff and ten seasoned call center staff to reduce the wait time for customers.

Mr. Campa also stated that the City, the County, United Way and CPS are implementing a program to distribute fans to needy families through the City's Fire Department again this year.

Mayor Garza thanked the staff for the update.

City Manager Brechtel announced a second item for the City Manager's Report, the community summer recreation program, Kid Quest, to be outlined by Mr. Malcolm Matthews, Director of Parks and Recreation Department.

Mr. Matthews discussed the goals and objectives sessions in preparation for this operating budget that identified the need to improve the summer recreation program. He described what the Parks and Recreation Department is planning in conjunction with different school districts. He outlined the comparisons between last years and this year's program to include grouping children by the same ages, pre-registration and the starting times that now will begin at 7:30 a.m. Mr. Matthews stated that the program will operate out of 44 schools, and that the ratio of student to staff will now be 25 to 1. He noted that the program included specific theme weeks, science and art activities and will offer a summer reading program and a self-monitoring program. He also described the cap on the number of kids at each school site. He stated that staff training will be consistent and in compliance with state regulations.

Mr. Matthews also described the Teen Connection Program at four high schools that is offered to youths 15 – 19 years of age in an open gymnasium concept. He added that all summer program staff would be required to pass a background check. He also noted there would be a free lunch program provided at each of the 90 sites.

Mr. Matthews also spoke regarding the swimming pool programs that will be free to the public, and noted that the pools will be closed on Mondays. He added that the San Antonio Natatorium would also be closed on Sundays.

He spoke of the next step which would be to get the word out to the public through the City's Public Information Office and several media spots which have already taken place through publications, news media and television interviews.

Mayor Garza stated that the demand exists in the community for this type of program.

In response to Mayor Garza regarding Mr. Avery Johnson, Mr. Matthews stated that there are as many as eight sites where Mr. Johnson will conduct motivational programs this summer.

Ms. Brechtel then called upon Mr. Dan Cardenas to provide an update on the Environmental Services Department's Brush Collection Program.

Mr. Dan Cardenas, Director, Environmental Services Department, narrated the Brush/Bulky Waste Program Six-Month Evaluation to include the brush/bulky waste goals FY 2002-2003, a copy of which is on file with the papers of this meeting. He outlined changes to the brush and bulky waste collection program, and direct mail brush notification. Mr. Cardenas provided a sample of a door hanger notification and revised brush/bulky waste notices. He described the success of the 311-call center support, and feedback on the brush/bulky waste program modifications. He outlined the results of a customer survey brush & bulky waste program, and the partnerships with City departments, other organizations, contractual partners, and code enforcement efforts to make the program successful. He recommended continuing with the program, continuing the public education efforts, to continue to assess feedback from the public and staff, and to maintain a current cost containment effort.

Councilman Martin congratulated Mr. Cardenas and his staff for the success of the program that is evident throughout the community.

In response to Councilman Barrera regarding the survey feedback, Mr. Cardenas stated that students at the Urban Policy Research Center conducted the survey. He stated that the calls were made randomly throughout the City. He also stated that the Department of Environmental Services personally talked to Neighborhood Associations, COPS, Metro Alliance and organizations such as Keep San Antonio Beautiful. Mr. Cardenas noted

there were 415 contacts that responded to the telephone survey out of approximately 2,500 attempted contacts.

Councilman Barrera suggested one area that may be included in a future survey would be to determine the number and location of mini-dumps and illegal dumping sights.

2003-19

CITIZENS TO BE HEARD

MR. GUILLERMO VASQUEZ

Mr. Guillermo Vasquez, Local Co-Director SEIC 1967 the City Employee's Union, 1530 N. Alamo Street, expressed concern on the lack of enforcement of safety ordinance, specifically Ordinance #74249 Section 14-10 a-1 and the City's Leave Policy which he believes is unfair. Mr. Vasquez spoke regarding workers in all departments who face major issues concerning safety. He cited the City budget facing \$4.5 million in workers compensation, and noted that the Environmental Services Department expects these costs to exceed \$1.4 million. He noted that employees in this department sustain more injuries than any other department. Mr. Vasquez provided information on the number of injuries reported that required medical attention in comparison to those that do not. He stated that intimidation exists to where reports of injuries are not made. Mr. Vasquez also stated that workers daily pick up overweight and illegal size trash cans that are in violation of the City ordinance. He stated that the Union wants this ordinance enforced.

Mr. Vasquez spoke regarding the tag program that Mr. Cardenas presented in the City Manager's Report. Mr. Vasquez discussed the need to educate the public about the oversized trash cans in an effort to reduce the number of injuries to the workers. He stated that the workers are willing to take their own time to educate the public of this problem. He requested the City negotiate a simple discount with retailers to offset the cost to citizens for the purchase of new cans. He pointed out this effort could be phased in within a three month period.

Mr. Vasquez also asked for clarification on the City's policy on the 12-week leave policy. He cited some instances where discrepancies in the policy are extreme. Mr. Vasquez stated that he planned to present a report on the inconsistencies to the City Council.

Mr. Vasquez reiterated the issue of overweight trash cans, by pointing out that he and the other union members were wearing "Can The Can" t-shirts. He challenged the City Council to assist the Union in a fundraiser to offset the purchase of new cans for the

senior citizens. He stated that the Union is committed to raising the money by August 1 and would like to see the City Council contribute a total to \$5,000.

Mr. Vasquez reiterated his request for the City Council to enforce the aforesaid ordinance regarding safety. He spoke of the organization's efforts to gather as many workers as possible to show at this evening's meeting, but noted that because of delays in finishing their work that this might not be possible.

Mayor Garza thanked the SEIC members for the work they do for the City of San Antonio. He spoke to the two issues discussed; workers' rights and public education.

In response to Mayor Garza regarding any retributions if a worker sees a can that is over the weight limit and refuses to pick it up, Mr. Vasquez stated that most supervisors are sending the workers back to pick up the oversized cans.

In response to Mayor Garza regarding the policy if workers refuse to pick up a can that exceeds the weight limit, Mr. Dan Cardenas stated that if a worker is supposed to come back and report it to the supervisor. Mr. Cardenas stated that the supervisor will then make an attempt to explain to the citizen why the can was not picked up.

Mr. Cardenas explained that the current policy is in place.

Mayor Garza spoke regarding both sides of the issue and stated that he is willing to spend a shift to personally see first hand if that will help workers' rights and find out how the City can better educate the public.

Councilman Sanders noted his concern about these issues and has discussed this with the City Manager. He stated that he would make a diligent effort to support the workers' rights.

Councilman Castro thanked those in attendance and noted that he would support an equitable resolution.

In response to Councilman Castro regarding any political maneuvers that may or may not be present in an attempt to keep workers distracted from the meeting, Mr. Cardenas stated that safety training is usually reserved for Thursdays and Fridays. He also stated that the North Loop Service Center move was delayed, and that the move is now being completed. He pointed out that an individual was recently promoted and was being introduced to different crews.

Councilman Castro expressed his concern that an organization may have the management level on track, but also noted that there is always the possibility that there may be individuals who have their own agenda, and suggested that the possibility should be checked out.

In response to Councilwoman Moorhouse regarding the cost of workman's comp, Mr. Vasquez stated that this department spends \$1.4 million on that item.

In response to Councilwoman Moorhouse regarding treatment of City employees when an injury occurs, Mr. Vasquez outlined the process from initial report to medical attention.

In response to Councilwoman Moorhouse regarding the case of Mr. Santiago Reyes, Mr. Vasquez stated that the case was pending.

In response to Councilwoman Moorhouse regarding the outcome of Municipal Civil Service Commission rulings for terminations, Mr. Vasquez stated that terminations are not stated as a result of injuries, but rather for Unauthorized Absences.

Councilwoman Moorhouse and Mr. Vasquez further discussed the process for hearings to come before the Municipal Civil Service Commission.

In response to Councilwoman Moorhouse regarding a date to resolve Mr. Reyes' case, Ms. Elisa Bernal, Director of Human Resources Department, stated that the recommendation will be forwarded to her office this Friday. She added that there are many variables on each case that calls for postponement, and in this particular case the postponements were called by the City Attorney and the other two by the Commission.

In response to Councilwoman Herrera regarding the pilot tag program, Mr. Cardenas gave an explanation of the process, and their attempt to education the community. He stated that there are plans to expand the program and go city-wide.

In response to Councilwoman Herrera regarding the effectiveness of the tag program, Mr. Vasquez stated that it is not effective. He stated that he would like to finalize a timeline for the implementation of a City-wide tag program. He noted that the workers are committed to working on or off the clock to assist in educating the program, but that ultimately it takes communication and collaboration with everyone involved.

Mayor Garza stated that a follow up report would be scheduled.

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MR. LARRY WHITFIELD

Mr. Larry Whitfield, San Antonio Jr. Golf Foundation, stated he had started a junior golf program on the East side of San Antonio at no cost to the youth. Mr. Whitfield noted that he now has over 200 kids in his program, and was asking for financial assistance in order to continue this program.

Councilman Sanders stated that he would assist in helping find sponsors for the program.

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MR. FARIS HODGE, JR.

Mr. Faris Hodge, 140 Dora, spoke regarding his support to the City workers. He noted that in two weeks, trash pick-up will be in his neighborhood. He spoke regarding the Dallas Cowboys, Toyota Manufacturing, more police officers and bike patrol in the downtown area, problems with youth gangs, and the smoking ban. He also spoke about his opposition to the utility rate increase. He also discussed his recommendations for the City budget.

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MR. NAZARITE RUBEN FLORES PEREZ

Mr. Nazarite Ruben Flores Perez, 627 Hearne Avenue, spoke on his experience with the sick leave policy for City employees.

2003-19 There being no further business to come before the City Council, the meeting was adjourned at 6:57 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