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

Deliberate the appointment and employment of an Interim City Manager effective October 1, 2004, pursuant to Texas Government Code Section 551.074 (personnel matters), and related legal issues, pursuant to Texas Government Code Section 551.071 (consultation with attorney).

Discuss legal issues relating to the removal for cause of a member of the Municipal Civil Service Commission pursuant to Section 70, Paragraph 1 of the City Charter, pursuant to Texas Government Code Section 551.071 (consultation with attorney).

Discuss legal issues related to Minella v. City of San Antonio, et al., CA SA-03-CA-246-FB, in the U. S. District Court for the Western District of Texas, San Antonio Division, pursuant to Texas Government Code Section 551.071 (consultation with attorney).

Discuss legal issues and competitive matters related to Acoustical Treatment Consultant Proposal and the Federal Aviation Administration selection process mandates, pursuant to Texas Government Code Section 551.071 (consultation with attorney).

The Council members present were: Flores, Williams, Segovia, Perez, Radle, Barrera, Hall, Schubert, Haass. ABSENT: Castro, Garza.

The “B” Session adjourned at 12:15 P.M.

The regular meeting was called to order at 1:00 P.M. by the Presiding Officer, Mayor Ed Garza, with the following members present: Flores, Segovia, Perez, Radle, Barrera, Castro, Hall, Schubert, Haass, Garza. ABSENT: Williams.
Invocation by Pastor John Boubel, District 10, Rolling Oaks Baptist Church.

Pledge of Allegiance to the flag of the United States.

CEREMONIAL ITEMS

Mayor Garza presented the following honorariums: proclamation to the representatives of the International Municipal Lawyers Association in honor of their upcoming conference; proclamation to Father David Garcia and Dr. Edmundo Garcia for the San Fernando Health and Safety Fair; and a proclamation to Mr. Tony Bosmans, Director of 3-1-1/Customer Service in celebration of “National Customer Service Week” observance.

The minutes of the City Council Meeting of July 22, 2004 were approved as presented.

CONSENT AGENDA – CITIZENS COMMENTS

Items 7, 9, 10, 11 and 14 were addressed individually from the consent agenda. The remaining items 6 through 23 were unanimously approved under the consent agenda upon motion made by Councilmember Perez and seconded by Councilmember Segovia.

AN ORDINANCE 99803

AN ORDINANCE ACCEPTING THE LOW RESPONSIVE BID SUBMITTED BY SCHWEIZER AIRCRAFT CORPORATION TO PROVIDE THE CITY OF SAN ANTONIO POLICE DEPARTMENT WITH A HELICOPTER FOR A TOTAL COST OF $796,996.30; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

AN ORDINANCE 99804

AN ORDINANCE AUTHORIZING THE BUDGET ADJUSTMENT TO THE FEDERAL AVIATION ADMINISTRATION GRANT NO. 03-48-0192-41 FOR THE RECONSTRUCTION OF TAXIWAY D, THE AIRFIELD GUIDANCE SIGN UPGRADE AND THE REMAIN OVERNIGHT APRON PROJECTS AT SAN ANTONIO INTERNATIONAL AIRPORT, BY REDUCING THE
TAXIWAY D RECONSTRUCTION PROJECT GRANT FUNDS BY THE AMOUNT OF $33,017.00, INCREASING THE AIRFIELD GUIDANCE SIGN UPGRADE PROJECT GRANT FUNDS BY THE AMOUNT OF $4,323.00 AND INCREASING THE REMAIN OVER NIGHT APRON PROJECT GRANT FUNDS BY THE AMOUNT OF $28,694.00; APPROPRIATING THE AMOUNT OF $4,494.53 FOR THE TAXIWAY D RECONSTRUCTION PROJECT MATCHING FUNDS; AND REVISING THE BUDGETS.

AN ORDINANCE 99805

AN ORDINANCE SELECTING GARCIA & WRIGHT CONSULTING ENGINEERS, INC. (MBE) TO PROVIDE ENGINEERING SERVICES IN CONNECTION WITH THE ELSON AND INEZ - NORTH SAN JOAQUIN TO NW 34TH STREET COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT, LOCATED IN CITY COUNCIL DISTRICT 5; AUTHORIZING THE NEGOTIATION AND EXECUTION OF A PROFESSIONAL SERVICES CONTRACT IN AN AMOUNT NOT TO EXCEED $107,150.00; AUTHORIZING $1,000.00 FOR ADVERTISING EXPENSES; AUTHORIZING AN ADDITIONAL $10,715.00 FOR DESIGN CONTINGENCY EXPENSES, FOR AN OVERALL TOTAL AMOUNT OF $118,865.00; REVISING THE BUDGET; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

AN ORDINANCE 99806

AN ORDINANCE AMENDING THE PROFESSIONAL SERVICES AGREEMENT AND AUTHORIZING ADDITIONAL FUNDS IN THE AMOUNT OF $24,650.00 FROM 2003 STORM WATER REVENUE BOND FUNDS PAYABLE TO K.M. NG & ASSOCIATES, INC. (MBE) IN CONNECTION WITH THE SEMLINGER ROAD - LORD TO RIGSBY PROJECT, LOCATED IN COUNCIL DISTRICT 2; REVISING THE PROJECT BUDGET; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

AN ORDINANCE 99807

AN ORDINANCE GRANTING A LICENSE TO CAREMARK, INC., A CALIFORNIA CORPORATION, TO USE PUBLIC RIGHT OF WAY TO INSTALL TWO (2) THREE INCH (3") DIAMETER FLEX CONDUITS WITHIN, UNDER, AND ACROSS ALAMO DOWNS PARKWAY ADJACENT
TO NCBS 16115 AND 17246, IN COUNCIL DISTRICT 6, FOR A TEN (10) YEAR TERM AND A LICENSE FEE OF $10,000.00.

AN ORDINANCE 99808

AN ORDINANCE CONSENTING TO THE INSTALLATION BY CENTEX HOMES, INC., AS PETITIONER, OF A TEMPORARY WATER MAIN [TWELVE INCH (12")], 575 LINEAR FEET] WITHIN A CITY OF SAN ANTONIO VARIABLE WIDTH DRAINAGE PUBLIC RIGHT OF WAY, LOCATED BEHIND FIELDSTONE SUBDIVISION IN COUNCIL DISTRICT 8, FOR THE TOTAL CONSIDERATION OF $3,070.00 AND SUBJECT TO THE PETITIONER OBTAINING ANY OTHER NECESSARY APPROVALS.

Item 17 being a proposed ordinance authorizing the execution of a Lease Agreement with the Government of the State of Nuevo Leon, Mexico, operating as Secretaria De Desarrollo Economico, N.L., for the use of approximately 1,521 square feet of office space at the International Center, located at 203 S. St. Mary’s Street, in Council District 1, for a two (2) year term commencing October 1, 2004 and ending September 30, 2005, at an annual rental rate of $20,077.20, plus Common Area Maintenance costs of $2.76 per square foot annually, which are subject to annual adjustment, was pulled from consideration.

AN ORDINANCE 99809

AN ORDINANCE AUTHORIZING THE EXECUTION OF A THREE (3) YEAR LICENSE AGREEMENT WITH SECURITY SERVICE FEDERAL CREDIT UNION TO PROVIDE THE ALAMODOME WITH TWO (2) AUTOMATIC TELLER MACHINES AND SIGNAGE IN EXCHANGE FOR PAYMENT TO THE CITY OF COMMISSIONS ON FOREIGN TRANSACTIONS IN THE AMOUNT OF $0.50 PER WITHDRAWAL OR ADVANCE TRANSACTION, COMMENCING OCTOBER 1, 2004, AND EXPIRING SEPTEMBER 30, 2007, WITH A THREE (3)-YEAR RENEWAL TERM, SUBJECT TO CITY COUNCIL APPROVAL.

AN ORDINANCE 99810

AN ORDINANCE RATIFYING ADDITIONAL EXPENDITURES IN THE AMOUNT OF $11,840.50 FOR THE RENTAL AND INSTALLATION OF
EVENT/EXHIBITION EQUIPMENT FOR THE NCAA FINAL FOUR BASKETBALL TOURNAMENT HELD IN THE ALAMODOME APRIL 4-6, 2004, ORIGINALLY AUTHORIZED BY ORDINANCE NO. 97337, PASSED AND APPROVED ON MARCH 20, 2003; AND PROVIDING FOR PAYMENT.

AN ORDINANCE 99811

AN ORDINANCE RATIFYING THE SUBMISSION OF AN APPLICATION TO AND RECEIPT OF GRANT FUNDS IN THE AMOUNT OF $9,950.00 FROM THE TEXAS FOREST SERVICE OF THE TEXAS A&M UNIVERSITY SYSTEM BY THE CITY OF SAN ANTONIO IN COOPERATION WITH THE ALAMO FORESTRY PARTNERSHIP; AND AUTHORIZING THE EXECUTION OF A CONTRACT WITH THE TEXAS FOREST SERVICE FOR LOCAL IN-KIND SERVICES.

AN ORDINANCE 99812

AN ORDINANCE AUTHORIZING THE ACCEPTANCE OF A CONTINUATION GRANT FROM THE ALAMO AREA COUNCIL OF GOVERNMENTS IN THE AMOUNT OF $33,724.00 FOR USE IN A SENIOR NUTRITION EVIDENCE-BASED PREVENTION DEMONSTRATION PROJECT, OPERATED BY THE DEPARTMENT OF COMMUNITY INITIATIVES, FROM OCTOBER 1, 2004 THROUGH SEPTEMBER 30, 2005; AUTHORIZING THE EXECUTION OF GRANT AGREEMENTS IN CONNECTION THEREWITH; ADOPTING A BUDGET; AND APPROPRIATING FUNDS.

AN ORDINANCE 99813

AN ORDINANCE RATIFYING SUBMISSION OF A CONTINUATION GRANT APPLICATION AND AUTHORIZING ACCEPTANCE OF A GRANT IN THE AMOUNT OF $104,000.00 FROM THE TEXAS EDUCATION AGENCY FOR CONTINUATION OF THE ENGLISH LITERACY – CIVICS EDUCATION PROJECT AT THE MARGARITA HUANTES AND THE WILLIE VELASQUEZ FAMILY RESOURCE AND LEARNING CENTERS, FOR THE PERIOD JULY 1, 2004 THROUGH JUNE 20, 2005; RATIFYING THE PROGRAM EXPENDITURES FOR THE CONTINUATION OF THE PROJECT SINCE JULY 1, 2004; AND APPROVING THE BUDGET AND PERSONNEL COMPLEMENT.
AN ORDINANCE 99814

AN ORDINANCE AUTHORIZING THE TEMPORARY CLOSURE OF MADISON OAK DRIVE CUL-DE-SAC FOR USE AS AN INTERIM HELIPAD FOR UP TO A PERIOD OF EIGHTEEN MONTHS BEGINNING OCTOBER 10, 2004 DURING CONSTRUCTION BY THE NORTH CENTRAL BAPTIST HOSPITAL, LOCATED IN COUNCIL DISTRICT 9.

CONSENT ITEMS CONSIDERED INDIVIDUALLY

The City Clerk read the following ordinance:

AN ORDINANCE 99815

AN ORDINANCE DESIGNATING THE FIRM OF PARSONS TRANSPORTATION GROUP, INC., TO PROVIDE CONSULTING SERVICES IN CONNECTION WITH THE SECURITY ASSESSMENT FOR SAN ANTONIO INTERNATIONAL AIRPORT; AUTHORIZING THE NEGOTIATION AND EXECUTION OF A CONTRACT FOR AN AMOUNT NOT TO EXCEED $393,404.00; AUTHORIZING $39,340.00 FOR CONSULTING CONTINGENCY EXPENSES; AUTHORIZING $6,000.00 FOR ADMINISTRATIVE EXPENSES FOR A TOTAL AUTHORIZED EXPENDITURE OF $438,744.00; APPROPRIATING A MATCH FROM THE PASSENGER FACILITY CHARGE FUND IN THE AMOUNT OF $1,168,543.00; ESTABLISHING THE BUDGET AND PROVIDING FOR PAYMENT.

Councilmember Perez made a motion to approve the proposed Ordinance. Councilmember Segovia seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Flores, Segovia, Perez, Radle, Barrera, Hall, Schubert, Haass, Garza. NAYS: None. ABSENT: Williams, Castro.

The City Clerk read the following ordinance:

AN ORDINANCE 99816

AN ORDINANCE ACCEPTING THE LOW RESPONSIVE BID OF ELLA SA CONTRACTING, L.P., IN THE AMOUNT OF $147,069.36 IN CONNECTION
WITH THE CONSTRUCTION OF A FIRE LINE FOR THE BITTERS ROAD BRUSH RECYCLING CENTER, LOCATED IN COUNCIL DISTRICT 10; AUTHORIZING THE EXECUTION OF A CONSTRUCTION CONTRACT; AUTHORIZING $14,700.00 FOR CONSTRUCTION CONTINGENCY EXPENSES, FOR A TOTAL AMOUNT OF $161,769.36 FROM 1993 ENVIRONMENTAL SERVICES CERTIFICATES OF OBLIGATION; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

Councilmember Perez made a motion to approve the proposed Ordinance. Councilmember Segovia seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Flores, Segovia, Perez, Radle, Barrera, Hall, Haass, Garza. NAYS: None. ABSENT: Williams, Castro, Schubert.

The City Clerk read the following ordinance:

AN ORDINANCE 99817

AN ORDINANCE ACCEPTING THE LOW RESPONSIVE BID OF R.L. JONES, L.P., IN THE AMOUNT OF $1,916,147.95 FOR CONSTRUCTION SERVICES IN CONNECTION WITH THE FAY STREET/ST. JOSEPH PHASE II – CREIGHTON TO NEW LAREDO HIGHWAY PROJECT, LOCATED IN COUNCIL DISTRICT 5; AUTHORIZING THE EXECUTION OF A CONSTRUCTION CONTRACT; AUTHORIZING $191,614.80 FOR CONSTRUCTION CONTINGENCY EXPENSES; AUTHORIZING $124,437.12 FOR EXPENSE RECOVERY; AUTHORIZING $1,000.00 FOR ADVERTISING EXPENSES, FOR A TOTAL AMOUNT OF $2,233,199.87 FROM GENERAL OBLIGATIONS OF THE CITY; AUTHORIZING THE REIMBURSEMENT FROM SAN ANTONIO WATER SYSTEM IN THE AMOUNT OF $331,089.60 FOR SEWER AND WATER EXPENSES; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

Councilmember Perez made a motion to approve the proposed Ordinance. Councilmember Segovia seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Flores, Segovia, Perez, Radle, Barrera, Hall, Haass, Garza. NAYS: None. ABSENT: Williams, Castro, Schubert.
The City Clerk read the following ordinance:

**AN ORDINANCE 99818**

AN ORDINANCE APPROPRIATING $510,000.00 FOR THE FY 04-05 ANNUAL SIGNAL PROGRAM TO INSTALL TRAFFIC SIGNALS AT FIVE INTERSECTIONS AND $250,000 FOR THE FY04-05 ANNUAL SIGNAL UPGRADE PROGRAM TO UPGRADE EXISTING TRAFFIC SIGNAL INSTALLATIONS AND SYSTEMS FUNDED FROM THE CAPITAL IMPROVEMENTS RESERVE FUND.

Councilmember Perez made a motion to approve the proposed Ordinance. Councilmember Segovia seconded the motion.

Councilmember Perez posed questions on the light at Medina Base Road and Palm Valley, noting that he understood the discussion of last week that this would be held off until such time that the TIF process was completed, and recommended that this be followed. He also spoke to other areas in District 4 that were chosen for the signal upgrades and also recommended that these be discussed further and possibly come up with other locations in District 4 that needed the upgrades.

Mr. Tom Wendorf, Director of Public Works, concurred this could be worked out, and recommended that they be left open and thereby allow more flexibility for staff to work with the Council member in determining the locations with the greatest need.

Councilmember Barrera spoke on the specific installation at Marbach and Old Hunt Lane which had been approved in April, and further noted that at the time it was determined to defer this until the coming year, and to have the Dugas and Potranco location in its place. Councilmember Barrera requested that since it had not been reflected in the minutes of April, that it would be noted for today's minutes.

Mr. Wendorf concurred on the replacement recommended by Councilman Barrera in April, also noting that the purpose today was to assure that it be reflected in the minutes.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Flores, Segovia, Perez, Radle, Barrera, Castro, Hall, Schubert, Haass, Garza. NAYS: None. ABSENT: Williams.
The City Clerk read the following ordinance:

AN ORDINANCE 99819

AN ORDINANCE AUTHORIZING THE ASSIGNMENT OF A PROFESSIONAL SERVICES AGREEMENT FROM CANTYCO, INC., TO BROWN ENGINEERING CO.; AUTHORIZING PAYMENT IN THE AMOUNT OF $36,249.48 TO BROWN ENGINEERING CO. FOR ENGINEERING SERVICES IN CONNECTION WITH THE HOLLYHOCK AT HUEBNER CREEK DRAINAGE STRUCTURE PROJECT, LOCATED IN COUNCIL DISTRICT 7; AUTHORIZING $3,624.95 FOR ENGINEERING CONTINGENCY EXPENSES, FOR A TOTAL AMOUNT OF $39,874.43 FROM THE EXISTING ENGINEERING CONTRACT FUND; REVISIONING THE PROJECT BUDGET; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

Councilmember Perez made a motion to approve the proposed Ordinance. Councilmember Segovia seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Flores, Segovia, Perez, Radle, Barrera, Castro, Hall, Schubert, Haass, Garza. NAYS: None. ABSENT: Williams.

ITEMS FOR INDIVIDUAL CONSIDERATION

The City Clerk read the following ordinance:

AN ORDINANCE 99820

AN ORDINANCE ADOPTING THE NOGALITOS/S. ZARZAMORA COMMUNITY PLAN, GENERALLY DESCRIBED AS AN AREA OF APPROXIMATELY 4 SQUARE MILES (2,060 ACRES) BOUND BY IH-35 ON THE EAST, SW MILITARY DRIVE ON THE SOUTH, AND S. ZARZAMORA, CENTENNIAL, AND UNION PACIFIC RAILROAD TRACKS ON THE WEST AND NORTH, AS A COMPONENT OF THE CITY'S MASTER PLAN AS IT CONFORMS TO THE APPROVAL CRITERIA SET FORTH IN THE UNIFIED DEVELOPMENT CODE, CHAPTER 35-420, PERTAINING TO "COMPREHENSIVE NEIGHBORHOOD, COMMUNITY, AND PERIMETER PLANS."
Councilmember Hall made a motion to approve the proposed Ordinance. Councilmember Radle seconded the motion.

Mr. Emil Moncivais, Director of Planning, narrated a slide presentation regarding the Nogalitos/S. Zarzamora Community Plan, a copy of which is on file with the Office of the City Clerk. Mr. Moncivais indicated this ordinance would adopt the plan as a component of the City’s Master Plan. He spoke to the planning area location and size, and outlined its characteristics, noting that more than 50% of the area is within the original thirty-six (36) square mile San Antonio city limits. Mr. Moncivais amplified on the community planning process and the efforts regarding community outreach, and delineated the goals of the plan.

The following citizen(s) appeared to speak:
Mr. Manuel Benavides, 302 Hearne
Mr. Allen Townsend, 143 Walton
Ms. Barbara Gonzales, 119 Royston
Ms. Eva Esquivel, 3065 Park

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Flores, Segovia, Perez, Radle, Barrera, Castro, Hall, Schubert, Haass, Garza. NAYS: None. ABSENT: Williams.

The City Clerk read the following ordinance:

AN ORDINANCE 99821

AN ORDINANCE APPOINTING J. ROLANDO BONO TO SERVE AS INTERIM CITY MANAGER BEGINNING OCTOBER 1, 2004; AND PROVIDING THAT THIS ORDINANCE IS EFFECTIVE IMMEDIATELY IF PASSED BY AT LEAST EIGHT VOTES, AS REQUESTED BY MAYOR EDWARD D. GARZA.

Councilmember Perez made a motion to approve the proposed Ordinance. Councilmember Segovia seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Flores, Segovia, Perez, Radle, Barrera, Castro, Hall, Schubert, Haass, Garza. NAYS: None. ABSENT: Williams.

The City Clerk read the following ordinance:
AN ORDINANCE 99822

AN ORDINANCE CARRYING FORWARD CERTAIN FUNDS; CLOSING ACCOUNTING RECORDS IN CERTAIN FUNDS; AMENDING PRIOR APPROPRIATIONS; APPROPRIATING FUNDS FOR REQUIREMENTS IN CITY PROJECTS AND DEPARTMENTS AND APPROPRIATING CERTAIN CAPITAL PROJECT FUNDS.

Councilmember Perez made a motion to approve the proposed Ordinance. Councilmember Segovia seconded the motion.

Mr. Peter Zanoni, Director of the Office of Management and Budget, narrated a slide presentation regarding the FY 2004 closing ordinance, a copy of which is on file with the Office of the City Clerk. Mr. Zanoni stated this ordinance was developed with input from all City offices and departments and assistance from the City’s Finance Department. He noted it would carry forward the FY 2004 encumbrances into the FY 2005 budget, as well as close accounting records on completed capital and grant projects.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Segovia, Perez, Radle, Barrera, Castro, Schubert, Haass, Garza. NAYS: None. ABSENT: Flores, Williams, Hall.

The City Clerk read the following ordinance:

AN ORDINANCE 99823

AN ORDINANCE MODIFYING THE CITY PUBLIC SERVICE (CPS) RETAIL ELECTRIC RATE SCHEDULES FOR ALL RETAIL CLASSES OF SERVICE BY REDUCING THE PER KILOWATT HOUR (KWH) FUEL COMPONENT CHARGE OF THE BASIC RATE STRUCTURE FROM $0.016 TO $0.01416 AND MODIFYING THE WHOLESALE OFF SYSTEM (OS) RATE SCHEDULE AND WHOLESALE SPECIAL CONTRACT (WSC) RATE SCHEDULE TO GRANT ADDITIONAL FLEXIBILITY IN PURSUING WHOLESALE OFF-SYSTEM SALES.

Councilmember Perez made a motion to approve the proposed Ordinance. Councilmember Haass seconded the motion.

Mr. Ben Gorzell, Public Utilities Supervisor, narrated a slide presentation regarding the City Public Service (CPS) 3.5% base rate adjustment to CPS electric

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tariffs, a copy of which is on file with the Office of the City Clerk. Mr. Gorzell indicated this was related to the acquisition of an additional 12% interest in the South Texas Project (STP) by CPS, and noted the adjustment would become effective when the additional nuclear capacity is available, which is currently anticipated to be January or February 2005. Mr. Gorzell then presented a rate overview, and discussed the estimated annual savings and financial impact.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Segovia, Perez, Radle, Barrera, Castro, Hall, Schubert, Garza. NAYS: None. ABSENT: Flores, Williams, Haass.

The City Clerk read the following ordinance:

AN ORDINANCE 99824

AN ORDINANCE APPROVING AN INVESTMENT POLICY FOR THE CITY OF SAN ANTONIO, TEXAS, IN ACCORDANCE WITH THE REQUIREMENT OF THE TEXAS PUBLIC FUNDS INVESTMENT ACT, AS AMENDED, FOR CITY COUNCIL TO ANNUALLY REVIEW AND APPROVE THE CITY'S INVESTMENT POLICY; DESIGNATING CERTAIN EMPLOYEES AS INVESTMENT OFFICERS FOR THE CITY OF SAN ANTONIO; AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE.

Councilmember Perez made a motion to approve the proposed Ordinance. Councilmember Schubert seconded the motion.

Mr. Milo Nitschke, Director of Finance, narrated a slide presentation regarding the investment policy update, a copy of which is on file with the Office of the City Clerk. Mr. Nitschke spoke to the purpose of the policy, cited the Texas Public Funds Investment Act, outlined the objectives of the investment policy, and spoke to the investment committee. Mr. Nitschke discussed the annual review requirement, broker/dealer selection process and the money market and mutual fund selection process.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Segovia, Perez, Radle, Barrera, Castro, Hall, Schubert, Garza. NAYS: None. ABSENT: Flores, Williams, Haass.

The City Clerk read the following ordinance:
AN ORDINANCE AUTHORIZING THE EXECUTION OF A CONTRACT WITH COASTAL SECURITIES TO PROVIDE CO-FINANCIAL ADVISOR SERVICES IN CONNECTION WITH VARIOUS OF THE CITY’S FINANCINGS FOR A PERIOD TO COMMENCE OCTOBER 1, 2004 AND TERMINATE SEPTEMBER 30, 2007, WITH AN OPTION TO EXTEND THE CONTRACT FOR ONE ADDITIONAL TWO-YEAR PERIOD UNDER THE SAME TERMS AND CONDITIONS.

Councilmember Perez made a motion to approve the proposed Ordinance. Councilmember Hall seconded the motion.

Mr. Milo D. Nitschke, Director of Finance, narrated a slide presentation regarding the co-financial advisor selection, a copy of which is on file with the Office of the City Clerk. Mr. Nitschke explained the selection process, presented a timeline, discussed the evaluation criteria utilized to select the co-financial advisor, and presented the recommendation of the selection committee. Mr. Nitschke then spoke to the fee schedule regarding general obligation bonds and certificates of obligation, as well as revenue bonds.

The following citizen(s) appeared to speak:
Mr. Jorge Rodriguez, Coastal Securities
Mr. Richard Acosta, Ramirez & Co.
Ms. Anne Burger Entrekin, First Southwest Company

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Flores, Segovia, Perez, Radle, Barrera, Castro, Hall, Schubert, Haass, Garza. NAYS: None. ABSENT: Williams.

Item 28B, is a proposed ordinance authorizing the execution of a contract with First Southwest Company to provide co-financial advisor services in connection with various of the City’s financings for a period to commence October 1, 2004 and terminate September 30, 2007, with an option to extend the contract for one additional two-year period under the same terms and conditions.

Councilmember Haass made a motion to approve the proposed Ordinance. Councilmember Hall seconded the motion.
After consideration, the motion failed by the following vote: AYES: Hall. NAYS: Flores, Segovia, Perez, Radle, Barrera, Castro, Schubert, Haass, Garza. ABSENT: Williams.

Item 28B failed.

The City Clerk read the following ordinance:

AN ORDINANCE 99826

AN ORDINANCE AUTHORIZING THE EXECUTION OF A MEMORANDUM OF UNDERSTANDING ("MOU") WITH THE SAN ANTONIO RIVER AUTHORITY ("SARA") FOR THE PERFORMANCE OF PROJECT MANAGEMENT RESPONSIBILITIES ON THE SAN ANTONIO RIVER IMPROVEMENTS PROJECT ("SARIP") IN ACCORDANCE WITH THE CONDITIONS OUTLINED IN THE MOU; AUTHORIZING PAYMENT OF AN AMOUNT NOT TO EXCEED $7,433,000.00 TO SARA FOR DESIGN AND CONSTRUCTION EXPENSES; AUTHORIZING THE FINAL DESIGN AND CONSTRUCTION OF THE MUSEUM REACH AND MISSION REACH OF THE SARIP; AND ESTABLISHING THE CITY'S FUNDING LIMITS TO SUPPORT MASTER PLANNING, PROJECT MANAGEMENT, PERMITTING, FINAL DESIGN, RIGHTS-OF-WAY ACQUISITION, DESIGN AND CONSTRUCTION DOCUMENTS, CONSTRUCTION AND CONSTRUCTION MANAGEMENT; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

Councilmember Perez made a motion to approve the proposed Ordinance. Councilmember Hall seconded the motion.

Mr. Tom Wendorf, Director of Public Works, narrated a slide presentation regarding the San Antonio River Improvements Project, a copy of which is on file with the Office of the City Clerk. Mr. Wendorf indicated the ordinance would request authorization to enter into a Memorandum of Understanding (MOU) with the San Antonio River Authority to authorize project implementation. Mr. Wendorf detailed the project status of Downtown Reach, Eagleland Reach, Mission Reach and Museum Reach, and discussed the project budget of each, as well as their final designs. Mr. Wendorf then concluded this supported the City's Master Plan to plan and develop a citywide system of linear parks and hike and bike trails which incorporate drainage-ways and open spaces to link parks, schools, institutions and neighborhoods.
The following citizen(s) appeared to speak:
Ms. Lila Cockrell, Mayor Emeritus
Mr. Irley Hightower
Mr. Isidro Solis
Mr. Mark E. Kellmann, 376 Mustang

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Flores, Segovia, Perez, Radle, Barrera, Castro, Hall, Schubert, Haass, Garza. NAYS: None. ABSENT: Williams.

PUBLIC HEARING AND ORDINANCE

Mayor Garza declared the public hearing to be open.

Mr. Mark Webb, Assistant Director of Asset Management, narrated a slide presentation regarding the request to close, vacate and abandon a drainage public right of way along a portion of Wurzbach Parkway adjacent to the Summerfield neighborhood for the construction of a perimeter wall located in District 8, a copy of which is on file with the Office of the City Clerk.

Ms. Rebecca Waldman, Director of Asset Management, indicated the neighborhood association was making this request in an effort to mitigate potential noise from a portion of Wurzbach Parkway adjoining Summerfield neighborhood. She then acknowledged the City would collect $3,401.00 for this closure of the drainage right of way.

The following citizen(s) appeared to speak:
Mr. Faris Hodge, 140 Dora St.
Mr. Mystre Van Horn, Summerfield HOA

Mayor Garza declared the public hearing to be closed.

The City Clerk read the following ordinance:

AN ORDINANCE 99827

AN ORDINANCE CLOSING, VACATING AND ABANDONING FOUR (4) FEET OF A FORTY SIX (46)-FOOT WIDE DRAINAGE EASEMENT FOR THE CONSTRUCTION OF A PERIMETER WALL ADJACENT TO THE SUMMERFIELD NEIGHBORHOOD ALONG WURZBACH PARKWAY IN COUNCIL DISTRICT 8, AS REQUESTED BY THE SUMMERFIELD
HOMEOWNERS ASSOCIATION, FOR THE TOTAL CONSIDERATION OF $3,401.00.

Councilmember Perez made a motion to approve the proposed Ordinance. Councilmember Hall seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Flores, Segovia, Perez, Radle, Barrera, Castro, Hall, Schubert, Haass, Garza. NAYS: None. ABSENT: Williams.

INDIVIDUAL ITEMS CONTINUED

The City Clerk read the following resolution:

A RESOLUTION 2004-35-35

A RESOLUTION CALLING FOR THE REMOVAL OF DAVID SOTO, FROM THE MUNICIPAL CIVIL SERVICE, NOTIFYING HIM OF THE REASONS OR CAUSE FOR REMOVAL AND THE RIGHT TO A PUBLIC HEARING; AND AUTHORIZING A DATE FOR SUCH HEARING.

Councilmember Perez made a motion to approve the proposed Resolution. Councilmember Segovia seconded the motion.

Ms. Martha Sepeda, First Assistant City Attorney, narrated a slide presentation regarding the removal of a Municipal Civil Service Commissioner, a copy of which is on file with the Office of the City Clerk. The presentation additionally covered agenda items 29B (resolution 2004-35-36) and 29C (resolution 2004-35-37). Ms. Sepeda spoke to the purpose of the Municipal Civil Service Commission, noting it was created by voters in the City Charter. Ms. Sepeda then discussed the charter requirements for removal of a commissioner, and the process for removal.

The following citizen(s) appeared to speak:
Ms. Rosa Rosales, NAPE/LULAC
Mr. Nazarite Ruben Flores Perez, 627 Hearne

After consideration, the motion, carrying with it the passage of the Resolution, prevailed by the following vote: AYES: Segovia, Perez, Radle, Barrera, Castro, Hall, Schubert, Haass, Garza. NAYS: None. ABSENT: Williams. ABSTAINED: Flores.
The City Clerk read the following resolution:

A RESOLUTION 2004-35-36

A RESOLUTION CALLING FOR THE REMOVAL OF HENRIETTA LEGRANGE, FROM THE MUNICIPAL CIVIL SERVICE, NOTIFYING HER OF THE REASONS OR CAUSE FOR REMOVAL AND THE RIGHT TO A PUBLIC HEARING; AND AUTHORIZING A DATE FOR SUCH HEARING.

Councilmember Perez made a motion to approve the proposed Resolution. Councilmember Segovia seconded the motion.

After consideration, the motion, carrying with it the passage of the Resolution, prevailed by the following vote: AYES: Flores, Segovia, Perez, Radle, Barrera, Castro, Hall, Schubert, Haass, Garza. NAYS: None. ABSENT: Williams.

The City Clerk read the following resolution:

A RESOLUTION 2004-35-37

A RESOLUTION DIRECTING THE CITY CLERK TO BRING FORWARD FOR CITY COUNCIL CONSIDERATION NOMINATIONS TO FILL THE POSITION CURRENTLY HELD BY ISIDRO CARDENAS AS A HOLDOVER MEMBER OF THE MUNICIPAL CIVIL SERVICE COMMISSION.

Councilmember Perez made a motion to approve the proposed Ordinance. Councilmember Segovia seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Flores, Segovia, Perez, Radle, Barrera, Hall, Schubert, Haass, Garza. NAYS: None. ABSENT: Williams, Castro.

The City Clerk read the following ordinance:

AN ORDINANCE 99828

AN ORDINANCE AUTHORIZING THE CITY MANAGER OR HER DESIGNEE TO EXECUTE THREE CONTRACTS WITH COMMUNITY FIRST HEALTH PLANS, INC. IN AN ESTIMATED AGGREGATE ANNUAL AMOUNT OF $1,833,803.00 TO PROVIDE THIRD PARTY
ADMINISTRATION, PREFERRED PROVIDER ORGANIZATION AND UTILIZATION REVIEW SERVICES UNDER THE CITY'S SELF-FUNDED HEALTH BENEFITS PROGRAM FOR ELIGIBLE EMPLOYEES, RETIREES AND DEPENDENTS FOR A TERM OF THREE (3) YEARS, BEGINNING JANUARY 1, 2005 AND ENDING DECEMBER 31, 2007, WITH AN OPTION TO EXTEND EACH OF THE CONTRACTS FOR UP TO TWO (2) ONE (1) YEAR EXTENSIONS, SUBJECT TO AND CONTINGENT UPON FUNDING AND APPROVAL BY CITY COUNCIL.

Councilmember Segovia made a motion to approve the proposed Ordinance. Councilmember Hall seconded the motion.

Ms. Sharon DeLaGarza, Director of Human Resources (HR), narrated a slide presentation regarding the execution of contracts to provide third party administration, utilization and review and preferred provider services, a copy of which is on file with the Office of the City Clerk. Ms. DeLaGarza indicated there were currently 11,241 employees and retirees, and approximately 29,000 including dependents covered under five (5) medical plans. She discussed what the decision to solicit proposal for full range health-related services in a combined solicitation was based on, and noted HR contracted with outside consultant who assisted with the development of the RFP content. Ms. DeLaGarza then spoke to the responses received to the RFP, and discussed the review process. She outlined the pricing criterion and point allocation, and noted Community First Health Plans (CFHP) ranked number one in the Evaluation Committee’s scoring, and also scored highest in the pricing criterion.

The following citizen(s) appeared to speak:
Mr. Andrew Grove, 14919 Rio Rancho
Mr. Tony Palacios, Community First
Mr. Charles Kight, Community First
Representative of Community First

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Flores, Segovia, Perez, Radle, Barrera, Castro, Hall, Schubert, Haass, Garza. NAYS: None. ABSENT: Williams.

At this point, Mayor Garza was obliged to leave the meeting, and Mayor Pro-Tem Perez presided.

CITIZENS TO BE HEARD
Mr. Joel Karin, 1538 W. Lullwood
The City Clerk read the following ordinance:

AN ORDINANCE 99829


Councilmember Segovia made a motion to approve the proposed Ordinance. Councilmember Hall seconded the motion.

Chief Robert Ojeda, San Antonio Fire Department, narrated a slide presentation regarding the Urban Area Security Initiative Grant, a copy of which is on file with the Office of the City Clerk. Chief Ojeda stated this ordinance would authorize the Fire Department to accept grant funds from the Department of Homeland Security through the 2004 Urban Area Security Initiative, and noted the funds would be used to assist the City of San Antonio with homeland security readiness. Chief Ojeda explained the process, and outlined the conditions of the grant. He discussed the subject matter expert committees, noting the products of the committees were matched up with certain strategic plans. He spoke to the funding priority process, and presented background information on the Urban Area Security Initiative (UASI), and delineated its funding selections and goals.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Flores, Segovia, Perez, Radle, Barrera, Castro, Hall, Schubert. NAYS: None. ABSENT: Williams, Haass, Garza.
The City Clerk read the following ordinance:

AN ORDINANCE 99830

AN ORDINANCE AUTHORIZING AN AMENDMENT TO ORDINANCE NO. 99479, PASSED AND APPROVED JULY 22, 2004, WHICH ESTABLISHED INTERIM DEVELOPMENT CONTROLS ON NEW PERMITS INCLUDING ZONING, PLATTING AND DEVELOPMENT PLAN APPROVALS FOR PROPERTIES SITUATED OVER THE AREA ANNEXED BY THE CITY FOR LIMITED PURPOSES ON AUGUST 1, 2004 BY EXTENDING THE DEVELOPMENT CONTROLS FOR 120 DAYS FROM SEPTEMBER 30, 2004, TO JANUARY 28, 2005 FOR CERTAIN PROPERTIES IN THE ANNEXED AREA.

Councilmember Segovia made a motion to approve the proposed Ordinance. Councilmember Hall seconded the motion.

Mr. Emil Moncivais, Director of Planning, narrated a slide presentation regarding the extension of interim development controls for the Southside Initiative expansion, a copy of which is on file with the Office of the City Clerk. Mr. Moncivais acknowledged this would extend the development control for certain properties for 120 days and amend the current ordinance to extend to January 28, 2005. He also noted this would implement necessary plan amendments and zoning changes for certain areas in the Southside Initiative Community Plan Area.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Flores, Segovia, Perez, Radle, Barrera, Castro, Hall, Schubert, Haass. NAYS: None. ABSENT: Williams, Garza.

The City Clerk read the following resolution:

A RESOLUTION 2004-35-38

A RESOLUTION OF THE CITY OF SAN ANTONIO, TEXAS GRANTING CONSENT TO THE PROPOSED PROJECT AND ISSUANCE OF REVENUE BONDS, IN AN AMOUNT NOT TO EXCEED $40,000,000.00 BY THE HEALTH FACILITIES DEVELOPMENT CORPORATION OF CENTRAL TEXAS, INC. TO FINANCE THE DEVELOPMENT OF A HEALTH FACILITY FOR FRANCISCAN COMMUNITIES VILLA DE SAN ANTONIO.

Councilmember Flores made a motion to approve the proposed Resolution. Councilmember Segovia seconded the motion.
Mr. Ramiro Cavazos, Director of Economic Development, narrated a slide presentation regarding a resolution consenting to the proposed issuance of revenue bonds by Health Facilities Development Corporation (HFDC) of Central Texas, Inc., a copy of which is on file with the Office of the City Clerk. Mr. Cavazos stated the bonds would be used to finance the property acquisition and development of "Villa de San Antonio" by the Franciscan Communities Villa de San Antonio, which is a continuing care retirement community. He spoke to the location of the project, and provided detailed information about the project. He discussed the policy analysis, recent City of San Antonio HFDC actions and the fiscal impact.

After consideration, the motion, carrying with it the passage of the Resolution, prevailed by the following vote: AYES: Flores, Segovia, Perez, Radle, Barrera, Hall, Schubert, Haass. NAYS: None. ABSENT: Williams, Castro, Garza.

The City Clerk read the following ordinance:

AN ORDINANCE 99831

AN ORDINANCE APPROVING THE PROFESSIONAL SERVICES CONTRACT WITH BROMLEY COMMUNICATIONS, INC., IN ACCORDANCE WITH ORDINANCE NO. 99539, PASSED AND APPROVED ON AUGUST 5, 2004, TO ASSIST THE CITY OF SAN ANTONIO CONVENTION AND VISITORS BUREAU IN ITS ADVERTISING, MARKETING, AND PUBLIC RELATIONS PROGRAMS FOR A THREE (3) YEAR PERIOD WITH TWO (2) ADDITIONAL TWO (2) YEAR TERMS AT THE SOLE DISCRETION OF CITY COUNCIL.

Councilmember Segovia made a motion to approve the proposed Ordinance. Councilmember Hall seconded the motion.

Mr. Melvin Tennant, Director of the San Antonio Convention and Visitors Bureau (SACVB), narrated a slide presentation regarding the SACVB advertising agency contract, a copy of which is on file with the Office of the City Clerk. Mr. Tennant presented background information on the proposed ordinance, and noted City Council had approved the selection of Bromley Communications to assist the Convention and Visitors Bureau (CVB) in its advertising, marketing and public relations program. He discussed policy analysis and the scope of services, and amplified on the 2004 SACVB marketing plan. He presented sample advertisements, and spoke to the current contract period with regard to advertising and advertising related funds invested annually.
After consideration, the motion, carrying with it the passage of the Ordinance prevailed by the following vote: AYES: Flores, Segovia, Perez, Radle, Barrera, Hall, Schubert, Haass. NAYS: None. ABSENT: Williams, Castro, Garza.

The City Clerk read the following ordinance:

AN ORDINANCE 99832

AN ORDINANCE RATIFYING CHANGE ORDERS 26 THROUGH 68, INCREASING THE CONTRACT WITH ERICSSON, INC IN THE AMOUNT OF $471,523.00 TO OPTIMIZE SYSTEM PERFORMANCE AND FUNCTIONALITY TO ENSURE THE SAFETY OF PUBLIC SAFETY OFFICERS, FIREFIGHTERS, EMS PERSONNEL AND OTHER LOCAL GOVERNMENT USERS.

Councilmember Segovia made a motion to approve the proposed Ordinance. Councilmember Hall seconded the motion.

At this point, Mayor Garza returned and presided over the meeting.

Mr. Gary Moeller, Director, Information Technology Services Department, narrated a slide presentation regarding the ratification for change orders 26 - 68, increasing the contract with Ericsson, Inc. to optimize system performance and functionality to ensure the safety of public safety officers, firefighters, EMS personnel and other local government users, a copy of which is on file with the Office of the City Clerk. The presentation also covered items 37B (Ordinance 99833) and 37C (Ordinance 99834). Mr. Moeller summarized the changes and enhancements, including Police, Fire and EMS radio equipment enhancements and security enhancements. For item 37B, he indicated this ordinance would add 20 channels to the existing infrastructure and accommodate 3rd party communications, which would result in enhanced regional interoperability and public safety. He then outlined the current list of agencies who have applied for access. For item 37C, he stated the ordinance would amend the existing contract with RCC Consultants, Inc. for continued consulting services. He then spoke to the review process of the 3rd party request for service, and autonomous public safety dispatch access. He cited the subscriber users, interoperability users and critical incident support users, and announced the regional communication goals.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Flores, Segovia, Perez, Radle, Barrera, Hall, Schubert, Haass, Garza. NAYS: None. ABSENT: Williams, Castro.
The City Clerk read the following ordinance:

AN ORDINANCE 99833

AN ORDINANCE APPROVING CHANGE ORDER 69, INCREASING THE CONTRACT WITH ERICSSON, INC. IN THE AMOUNT OF $603,489.00 TO ADD 20 CHANNELS TO THE EXISTING INFRASTRUCTURE TO FACILITATE THE REGIONAL COMMUNICATIONS EXPANSION OF THE SYSTEM TO ACCOMMODATE 3<sup>RD</sup> PARTY COMMUNICATIONS AN INTEROPERABILITY AND PUBLIC SAFETY.

Councilmember Perez made a motion to approve the proposed Ordinance. Councilmember Hall seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Flores, Segovia, Perez, Radle, Barrera, Hall, Schubert, Haass, Garza. NAYS: None. ABSENT: Williams, Castro.

The City Clerk read the following ordinance:

AN ORDINANCE 99834

AN ORDINANCE AMENDING THE CONTRACT WITH RCC CONSULTANTS, INC. FOR CONTINUED ON-SITE PROJECT MANAGEMENT AND CONSULTING SERVICES TO THE CITY OF SAN ANTONIO AND BEXAR COUNTY TO ASSIST IN THE REGIONAL EXPANSION OF THE 800 MHZ PUBLIC SAFETY RADIO SYSTEM IN AN AMOUNT NOT TO EXCEED $195,840.00. THE COST OF SAID SERVICES TO BE SHARED WITH BEXAR COUNTY WITH THE CITY’S PORTION TOTALING $156,672 (80%) AND BEXAR COUNTY’S SHARE TOTALING $39,168 (20%).

Councilmember Perez made a motion to approve the proposed Ordinance. Councilmember Segovia seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Flores, Segovia, Perez, Radle, Barrera, Hall, Schubert, Haass, Garza. NAYS: None. ABSENT: Williams, Castro.
Item 38 is a proposed ordinance authorizing the waiver of all permit fees, including trade permit fees for 939 W. Harding, as requested by Councilman Ron H. Segovia, District 3.

Councilmember Segovia made a motion to table the proposed Ordinance. Councilmember Perez seconded the motion.

After consideration, the motion to table the proposed Ordinance prevailed by the following vote: AYES: Flores, Segovia, Perez, Radle, Barrera, Hall, Haass, Garza. NAYS: None. ABSENT: Williams, Castro, Schubert.

Item 38 was tabled.

TRAVEL AUTHORIZATIONS

Ratification of Travel Authorization for Councilman Ron H. Segovia, District 3, who traveled to Veracruz, Mexico to represent and participate in the City's delegation on its "Trade Mission to Veracruz, Mexico" from Monday, September 27, 2004 to Wednesday, September 29, 2004.

Councilmember Perez made a motion to approve the proposed Travel Authorization. Councilmember Radle seconded the motion.

After consideration, the motion, carrying with it the passage of the Travel Authorization, prevailed by the following vote: AYES: Flores, Segovia, Perez, Radle, Barrera, Hall, Schubert, Haass, Garza. NAYS: None. ABSENT: Williams, Castro.

Travel Authorization for Councilman Christopher "Chip" Haass, District 10, who will travel to West Hollywood, Calif., to attend the National League of Cities Human Development Steering Committee meeting from Thursday, October 7, 2004 through Saturday, October 9, 2004.

Councilmember Perez made a motion to approve the proposed Travel Authorization. Councilmember Segovia seconded the motion.

After consideration, the motion, carrying with it the passage of the Travel Authorization, prevailed by the following vote: AYES: Flores, Segovia, Perez, Radle, Barrera, Hall, Schubert, Haass, Garza. NAYS: None. ABSENT: Williams, Castro.
EXECUTIVE SESSION

The City Council recessed its regular session at 7:35 pm in order to convene in Executive Session for the purpose of:

Deliberate the appointment and employment of an Interim City Manager effective October 1, 2004, pursuant to Texas Government Code Section 551.074 (personnel matters), and related legal issues, pursuant to Texas Government Code Section 551.071 (consultation with attorney).

Discuss legal issues relating to the removal for cause of a member of the Municipal Civil Service Commission pursuant to Section 70, Paragraph 1 of the City Charter, pursuant to Texas Government Code Section 551.071 (consultation with attorney).

Discuss legal issues related to Minella v. City of San Antonio, et al., CA SA-03-CA-246-FB, in the U. S. District Court for the Western District of Texas, San Antonio Division, pursuant to Texas Government Code Section 551.071 (consultation with attorney).

Discuss legal issues and competitive matters related to Acoustical Treatment Consultant Proposal and the Federal Aviation Administration selection process mandates, pursuant to Texas Government Code Section 551.071 (consultation with attorney).

Discuss legal issues relating to the City's power to zone and otherwise regulate the development of property in areas annexed for limited purposes, pursuant to Texas Government Code Section 551.071 (consultation with attorney).

The City Council adjourned the Executive Session at 8:54 pm and reconvened in regular session, at which time Mayor Garza stated the City Council had been briefed on the above-styled matters and had given staff direction, but had taken no official action.

There being no further business to come before the City Council the meeting was adjourned at 8:55 pm.