

**STATE OF TEXAS  
COUNTY OF BEXAR  
CITY OF SAN ANTONIO**

**REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF SAN ANTONIO, HELD IN THE COUNCIL CHAMBERS, MUNICIPAL PLAZA BUILDING, THURSDAY, MAY 19, 2005**

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The Regular Meeting was called to order at 1:00 P.M. by the Presiding Officer, Mayor Edward D. Garza, with the following members present: Flores, Williams, Segovia, Perez, Radle, Barrera, Castro, Hall, Schubert, Haass, Garza. **ABSENT:** None.

The Invocation was delivered by Chaplain Captain Robert A. Roffman of USAF Lackland Air Force Base, guest of Mayor Edward D. Garza.

Mayor Garza led the Pledge of Allegiance to the flag of the United States.

**CEREMONIAL ITEMS**

Mayor Garza presented the Patriot Award to the 433<sup>rd</sup> Airlift Wing, Lackland Air Force Base.

Councilmember Flores took a point of Personal Privilege for Henry Landa, who donated his house to be used as a public library. Councilmember Flores then asked Mayor Garza to read a proclamation recognizing "Landa Gardens Month".

The minutes of the City Council meeting of April 28, 2005 were approved as presented.

**1:30 PM CONSIDERATION OF ORDINANCES**

The City Clerk read the following ordinance:

**AN ORDINANCE 100877**

**AUTHORIZING THE ISSUANCE OF APPROXIMATELY \$2,900,000 "CITY OF SAN ANTONIO, TEXAS TAXABLE COMBINATION TAX AND REVENUE CERTIFICATES OF OBLIGATION, SERIES 2005A"; PROVIDING FOR THE**

PAYMENT OF THE CERTIFICATES BY THE LEVY OF AN AD VALOREM TAX UPON ALL TAXABLE PROPERTY WITHIN THE CITY AND FURTHER SECURING THE CERTIFICATES BY A LIEN ON AND PLEDGE OF THE PLEDGED REVENUES; PROVIDING THE TERMS AND CONDITIONS OF THE CERTIFICATES AND RESOLVING OTHER MATTERS INCIDENT AND RELATING TO THE ISSUANCE, PAYMENT, SECURITY, SALE, AND DELIVERY OF THE CERTIFICATES; AUTHORIZING THE EXECUTION OF A PAYING AGENT/REGISTRAR AGREEMENT AND A PURCHASE AND INVESTMENT LETTER; COMPLYING WITH THE PROVISIONS OF THE DEPOSITORY TRUST COMPANY'S LETTER OF REPRESENTATIONS; ENACTING OTHER PROVISIONS INCIDENT AND RELATED TO THE SUBJECT AND PURPOSE OF THIS ORDINANCE; AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE UPON PASSAGE BY EIGHT AFFIRMATIVE VOTES.

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

Mr. Milo Nitschke, Director of Finance made a presentation on the Taxable Combination Tax and Revenue Certificates of Obligation for the Alamodome improvements, a copy of which is on file with the Office of the City Clerk. He delineated the use of funds for the respective improvements which included the Terracover System, drapery system, office space, and finish-out for 14 suites. He further amplified on the issuance of the certificates of obligation highlighting on the maturity dates, and level debt service.

The following citizen(s) appeared to speak:

Ms. Diane Cortez, South San Antonio Chamber of Commerce spoke in support of the ordinance, noting this investment was critical in order to make our city more competitive.

Mr. Bill Hanson, San Antonio Sports Foundation, spoke with regards to making this a reality and noted his support for the item. He added the tourism industry

Mr. Carlos Rodriguez also spoke also spoke in favor of the item noting the use of the hotels, restaurants, and the economic impact to the city.

Mr. Alex Padron also spoke in support of the ordinance and requested that Council consider a national soccer team for San Antonio.

Councilmember Radle made a motion for amendment to have the office space improvements removed from the proposal. Councilmember Schubert seconded the motion.

After discussion the motion was withdrawn.

Councilmember Hall then made a motion to allow the City to make the improvements at the Alamodome prior to September 15, 2005 until the lease is worked out or until the required number of season tickets were sold. Councilmember Radle seconded the motion.

After consideration, the motion on the amendment prevailed by the following vote: **AYES:** Flores, Williams, Segovia, Radle, Barrera, Castro, Hall, Garza. **NAYS:** Perez, Schubert, Haass. **ABSENT:** None.

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

The City Clerk read the proposed Resolution by the City Council of the City of San Antonio, Texas rescheduling the sale of all or a portion of obligations to be issued as one or more series and designated as "City of San Antonio, Texas Taxable Combination Tax and Revenue Certificates of Obligation, Series 2005A/B" pending certain contract negotiations; and resolving other matters in connection therewith.

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

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

### **CONSENT AGENDA - CITIZEN'S COMMENTS**

The following citizen(s) appeared to speak:

Mr. Jack M. Finger, PO Box 12048, spoke on item 4A and 4B and stated he did not see the Alamodome item on the agenda. He spoke to item 19 relating to the agreement in the amount of \$400,000. He noted campaign contributions given to certain Councilmembers.

### **CONSENT AGENDA**

Consent agenda items 8, 10, 11, 13, 18, 19, 22, 26, 27, 32, 33, and 34, were addressed individually under the consent agenda. The remaining items 8 through 37F were approved upon motion made by Councilmember Perez and seconded by Councilmember Segovia.

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

AN ORDINANCE 100878

ACCEPTING THE BID SUBMITTED BY REMOTEC, INC., UTILIZING THE TEXAS MULTIPLE AWARD SCHEDULE (TXMAS) CONTRACT, TO PROVIDE THE CITY OF SAN ANTONIO POLICE DEPARTMENT WITH ONE (1) BOMB ROBOT FOR A TOTAL COST OF \$184,368.00 FROM URBAN AREA SECURITY INITIATIVES GRANT FUNDS.

AN ORDINANCE 100879

AUTHORIZING PAYMENT IN THE AMOUNT OF \$8,000.00 FROM 2003-2007 GENERAL OBLIGATION DRAINAGE IMPROVEMENT BOND FUNDS TO BILL REIFFERT & ASSOCIATES, INC., TO PROVIDE STRUCTURAL ENGINEERING SERVICES, UNDER A PREVIOUSLY AUTHORIZED INDEFINITE DELIVERY PROFESSIONAL SERVICES AGREEMENT, IN CONNECTION WITH THE LINDA LOU – PRESA TO HACKBERRY PROJECT, LOCATED IN COUNCIL DISTRICT 3; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

AN ORDINANCE 100880

AMENDING THE PROFESSIONAL SERVICES AGREEMENT AND AUTHORIZING PAYMENT IN THE AMOUNT OF \$145,603.00 TO CHENEY, MORALES & ASSOCIATES, INC. (ME) TO PROVIDE ARCHITECTURAL SERVICES IN CONNECTION WITH THE MEDICAL CENTER AREA SENIOR MULTI-SERVICES AND HEALTH CENTER PROJECT, AN AUTHORIZED 2003-2007 GENERAL OBLIGATION PUBLIC HEALTH AND SAFETY IMPROVEMENTS BOND PROJECT LOCATED AT 2219 BABCOCK IN THE MEDICAL CENTER AREA IN CITY COUNCIL DISTRICT 8; AUTHORIZING \$22,315.00 FOR DESIGN CONTINGENCY EXPENSES; AUTHORIZING \$9,947.00 FOR CAPITAL ADMINISTRATION EXPENSES; AUTHORIZING \$2,000.00 FOR ADVERTISING

EXPENSES FOR A TOTAL AMOUNT OF \$179,865.00; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

AN ORDINANCE 100881

DECLARING THE MARBACH PHASE I – MILITARY TO PINN ROAD PROJECT (“PROJECT”) TO BE A PUBLIC PROJECT., AN AUTHORIZED 2003-2007 GENERAL OBLIGATION STREET IMPROVEMENT BOND PROJECT, LOCATED IN COUNCIL DISTRICT 6; DECLARING A PUBLIC NECESSITY FOR THE ACQUISITION OF THE FEE SIMPLE TITLE TO CERTAIN PRIVATELY OWNED REAL PROPERTY, BY NEGOTIATIONS AND/OR CONDEMNATION, IF NECESSARY, FOR PUBLIC IMPROVEMENTS AS A PART OF THE PROJECT, TO WIT, ALL OR PORTIONS OF THE PROPERTIES BEING DESCRIBED AS: (1) BEING A 0.0509 ACRE (2,216 SQUARE FEET) TRACT OF LAND BEING OUT OF AND A PORTION OF BLOCK 50 AND 51 (21.076ACRES), NEW CITY BLOCK 15403; (2) BEING A 0.0059 ACRE (255 SQUARE FEET) TRACT OF LAND BEING OUT OF AND A PORTION OF PARCEL 24A, BLOCK 51, NEW CITY BLOCK 15403; (3) BEING A 0.0125 ACRE (546 SQUARE FEET) TRACT OF LAND BEING OUT OF AND A PORTION OF PARCEL 53C TRI, BLOCK 52, NEW CITY BLOCK 15569; AND (4) BEING A 0.0257 ACRE (1,119 SQUARE FEET) TRACT OF LAND BEING OUT OF AND A PORTION OF BLOCK 52, LOTS 53, 53E AND 55, NEW CITY BLOCK 15569; IN THE CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS, FOR A PUBLIC PURPOSE AS PART OF THIS PROJECT; ESTABLISHING JUST COMPENSATION FOR THE PROPERTY; APPROPRIATING FUNDS IN THE AMOUNT OF \$13,300.00 FROM 2003-2007 GENERAL OBLIGATION STREET IMPROVEMENT BOND FUNDS FOR THE PROJECT INCLUDING MISCELLANEOUS EXPENSES ASSOCIATED WITH THE PROJECT SUCH AS APPRAISALS AND ATTORNEY’S FEES; AUTHORIZING THE CITY STAFF AND/OR ITS DESIGNATED REPRESENTATIVES TO NEGOTIATE WITH AND TO ACQUIRE THE PROPERTY FROM THE OWNERS ON THE APPROVED TERMS; AND AUTHORIZING THE CITY ATTORNEY AND/OR DESIGNATED SPECIAL COUNSEL TO FILE EMINENT DOMAIN PROCEEDINGS.

AN ORDINANCE 100882

AUTHORIZING \$32,150.00 FROM 1999-2003 GENERAL OBLIGATION DRAINAGE IMPROVEMENT BOND FUNDS FOR THE ACQUISITION OF FEE SIMPLE TITLE AND/OR EASEMENT INTEREST AND FOR OTHER MISCELLANEOUS EXPENSES IN CONNECTION WITH THE ACQUISITION OF ELEVEN (11) PARCELS OF REAL PROPERTY AND DECLARING THE ANSLEY

BOULEVARD DRAINAGE #1091 PROJECT, AN AUTHORIZED 1999-2003 GENERAL OBLIGATION DRAINAGE IMPROVEMENT BOND FUND PROJECT ("PROJECT"), AN AUTHORIZED 2003 GENERAL OBLIGATION DRAINAGE IMPROVEMENT PROJECT LOCATED IN COUNCIL DISTRICT 4, TO BE A PUBLIC PROJECT; DECLARING A PUBLIC NECESSITY FOR THE ACQUISITION OF THE FEE SIMPLE TITLE AND/OR EASEMENT INTEREST TO PRIVATELY OWNED REAL PROPERTY DESCRIBED BELOW, BY NEGOTIATIONS AND/OR CONDEMNATION, IF NECESSARY, FOR PUBLIC IMPROVEMENTS FOR USE AS A PART OF THE PROJECT, ALL PROPERTIES BEING IN THE CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS, FOR A PUBLIC PURPOSE; ESTABLISHING JUST COMPENSATION FOR THE PROPERTIES; APPROPRIATING FUNDS FOR THE ACQUISITION OF THE PROPERTIES AND OTHER MISCELLANEOUS EXPENSES ASSOCIATED WITH THE PROJECT SUCH AS APPRAISALS AND ATTORNEY'S FEES; AUTHORIZING THE CITY ATTORNEY AND/OR DESIGNATED SPECIAL COUNSEL TO FILE EMINENT DOMAIN PROCEEDINGS, IF NECESSARY; AND AUTHORIZING NEGOTIATIONS AND ACQUISITION OF THE FOLLOWING PROPERTIES ON THE APPROVED TERMS:

ACRE(S)	LOT(S)	NCB	SUBDIVISION
0.52	northwest irregular 225 feet of Lot 1, Block 80	11056	Mayfield Park
0.82	northwest irregular 225 feet of Lot 1	11056	Mayfield Park
0.07	33, Block 80	11056	Mayfield Park
1.67	3, Block 48	11078	Harlendale Acres No. 8, Third Filing
0.534	3, Block 48	11078	Harlendale Acres No. 8, Third Filing
0.109	6A, Block 48	11078	Harlendale Acres No. 8, Third Filing
0.317	6B, Block 48	11078	Harlendale Acres No. 8, Third Filing
0.108	6C, Block 48	11078	Harlendale Acres No. 8, Third Filing
0.171	3, Block 51	11801	Harlendale Acres No. 8 Third Filing
0.66	476, Block 1	16696	Villa Grande

AN ORDINANCE 100883

AUTHORIZING THE ACQUISITION OF FEE SIMPLE TITLE TO ONE (1) PARCEL OF LAND AND AUTHORIZING THE EXPENDITURE OF \$12,811.40 PAYABLE TO

LAWYERS TITLE OF SAN ANTONIO AS ESCROW AGENT FOR SAN ANTONIO INDEPENDENT SCHOOL DISTRICT FOR SUCH ACQUISITION; AUTHORIZING \$600.00 FOR RELATED TITLE FEES; AUTHORIZING THE EXPENDITURE OF \$100.00 FOR A RIGHT OF ENTRY FEE; AUTHORIZING THE EXPENDITURE OF \$1,200.00 PAYABLE TO DUGGER, CANADAY, GRAFE INCORPORATED FOR APPRAISAL SERVICES, FOR A TOTAL AMOUNT OF \$14,711.40 IN CONNECTION WITH THE 2003-2007 GENERAL OBLIGATION STREET IMPROVEMENT BOND AND COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDED DURANGO-SAN MARCOS TO TRINITY PROJECT, LOCATED IN COUNCIL DISTRICT 5; APPROPRIATING FUNDS; REVISING THE PROJECT BUDGET; AND PROVIDING FOR PAYMENT.

AN ORDINANCE 100884

AUTHORIZING A PEDESTRIAN BRIDGE EASEMENT CONTAINING 7,249.60 SQUARE FEET (0.166 ACRES) FOR AN EXISTING EIGHTY FOOT LONG COVERED PEDESTRIAN CROSSWALK OVER A DRAINAGE EASEMENT AND A SIXTEEN FOOT WIDE SANITARY SEWER EASEMENT, LOCATED IN COUNCIL DISTRICT 6, FOR THE TOTAL CONSIDERATION OF \$12,500.00.

AN ORDINANCE 100885

AUTHORIZING A SIXTEEN FOOT WIDE PRIVATE PERMANENT SANITARY SEWER AND A TWENTY FIVE FOOT WIDE TEMPORARY CONSTRUCTION EASEMENT LOCATED WITHIN PARK PROPERTY, NCB 17726, TO SERVICE THE PROPOSED NEW KNOLLCREEK MIDDLE SCHOOL, IN COUNCIL DISTRICT 10, FOR THE TOTAL CONSIDERATION OF \$7,495.00.

AN ORDINANCE 100886

DECLARING BUILDINGS 1314 AND 1318 (PIEDMONT HAWTHORNE AVIATION HANGAR FACILITIES); BUILDINGS 1330 (AIRPORT TRITURATOR FACILITY) AND 1331 (FORMER ELLSINORE AIRCRAFT MAINTENANCE/REPAIR FACILITY); BUILDING 1335 (RESTROOM FACILITY AT GROUND TRANSPORTATION CENTER); BUILDING 1340 (AIRPORT TERMINAL 2); BUILDING 1401 (SANTEX HANGARS, UNIT-2 GENERAL AVIATION T-HANGARS); AND BUILDINGS 1410, 1420,1421,1422, AND 1423 (NAYAK AVIATION CORPORATION HANGARS/SHOPS AND OFFICES) AS SURPLUS TO

THE NEEDS OF THE CITY OF SAN ANTONIO AND AUTHORIZING PHASED DEMOLITION OF SUCH BUILDINGS.

AN ORDINANCE 100887

AUTHORIZING PAYMENT IN THE AMOUNT OF \$41,750.00 TO THE SAN ANTONIO DEVELOPMENT AGENCY (SADA) FOR RIGHTS OF ENTRY FEES, PASSED AND APPROVED ON JANUARY 20, 2005, BY ORDINANCE NO. 100319, IN CONNECTION WITH THE CITY’S PROGRAM TO ACQUIRE REAL PROPERTY TO ESTABLISH A TEXAS A&M UNIVERSITY SYSTEM CAMPUS IN SAN ANTONIO, TEXAS; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

AN ORDINANCE 100888

AUTHORIZING THE EXECUTION OF A MEMORANDUM OF AGREEMENT (“MOU”) BETWEEN THE FEDERAL AVIATION ADMINISTRATION (“FAA”) AND THE CITY OF SAN ANTONIO, ESTABLISHING THEIR RESPECTIVE ROLES AND RESPONSIBILITIES IN CONNECTION WITH THE RUNWAY SAFETY AND IMPROVEMENT PROJECT AT THE SAN ANTONIO INTERNATIONAL AIRPORT; APPROPRIATING \$12,600.00 FOR REIMBURSEMENT OF EXPENSES; AND PROVIDING FOR PAYMENT.

AN ORDINANCE 100889

RATIFYING AN “INTRAJURISDICTIONAL AGREEMENT FOR INSTALLATION AND MAINTENANCE OF ELECTRIC TRANSMISSION AND DISTRIBUTION LINES” BETWEEN THE CITY OF SAN ANTONIO AND CITY PUBLIC SERVICE FOR FIRE STATION NO. 45 AT 3415 ROGERS ROAD IN COUNCIL DISTRICT 6.

AN ORDINANCE 100890

AUTHORIZING THE EXECUTION OF A GRANT AGREEMENT AMENDMENT WITH THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT TO REVISE THE NUMBER OF CLIENTS TO BE SERVED THROUGH THE ST. MARY’S SCHOOL OF LAW, LAWYERING FOR THE HOMELESS PROGRAM, IN CONNECTION WITH THE 2002 SUPPORTIVE HOUSING PROGRAM.

AN ORDINANCE 100891

AUTHORIZING THE EXECUTION OF TWO GRANT AGREEMENT AMENDMENTS WITH THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT TO REVISE THE ADDRESS OF THE SALVATION ARMY NEW START AND SHINING START TRANSITIONAL HOUSING PROGRAMS IN CONNECTION WITH THE 2001 AND 2002 SUPPORTIVE HOUSING PROGRAMS.

AN ORDINANCE 100892

AUTHORIZING THE SUBMITTAL OF TECHNICAL SUBMISSIONS TO THE U.S. DEPARTMENT OF HOUSING & URBAN DEVELOPMENT (HUD) IN CONNECTION WITH THE 2004 CONTINUUM OF CARE HOMELESS ASSISTANCE SUPPORTIVE HOUSING PROGRAM; AUTHORIZING THE ACCEPTANCE OF A GRANT IN AN AMOUNT UP TO \$2,987,584.00 IN CONNECTION WITH SAID PROPOSAL; AUTHORIZING THE EXECUTION OF GRANT AGREEMENTS WITH HUD; AUTHORIZING THE EXECUTION OF DELEGATE AGENCY CONTRACTS, WITH THE FOLLOWING AGENCIES IN AMOUNTS NOT TO EXCEED THE AMOUNT SHOWN: THE CENTER FOR HEALTH CARE SERVICES (MEN'S SAFE HAVEN) \$355,624.00, VISITATION HOUSE (TRANSITIONAL HOUSING PROGRAM) \$19,399.00, SETON HOME (TRANSITIONAL HOUSING PROGRAM) \$14,700.00, HOPE ACTION CARE \$144,373.00, THE SALVATION ARMY (NEW START TRANSITIONAL HOUSING PROGRAM) \$89,786.00, THE SALVATION ARMY (SCATTERED SITE PROGRAM) \$210,904.00, AMERICAN G.I. FORUM NATIONAL VETERAN'S OUTREACH PROGRAM \$344,167.00, SAN ANTONIO AIDS FOUNDATION (TRANSITIONAL HOUSING PROGRAM) \$56,212.00, FAMILY VIOLENCE PREVENTION SERVICES (COMMUNITY BASED COUNSELING) \$190,224.00, FAMILY VIOLENCE PREVENTION SERVICES (COMMUNITY BASED COUNSELING EXPANSION) \$87,330.00, FAMILY VIOLENCE PREVENTION SERVICES (LIFE SKILLS) \$59,985.00, GIRLS AND BOYS TOWN OF SAN ANTONIO (FAMILY PRESERVATION) \$280,664.00, ST. MARY'S SCHOOL OF LAW (LAWYERING FOR THE HOMELESS), \$103,018.00, THE DEPARTMENT OF COMMUNITY INITIATIVES CHILD CARE DELIVERY SYSTEM DIVISION - #1 \$289,633.00, THE DEPARTMENT OF COMMUNITY INITIATIVES CHILD CARE DELIVERY SYSTEM DIVISION - #2, \$403,292.00, THE DEPARTMENT OF COMMUNITY INITIATIVES DWYER TRANSITIONAL HOUSING PROGRAM \$243,720.00; AND APPROVING A BUDGET AND PERSONNEL COMPLEMENT.

AN ORDINANCE 100893

AUTHORIZING THE INTERIM CITY MANAGER, OR HIS DESIGNEE, TO ACCEPT AN OFFICE OF NATIONAL DRUG CONTROL POLICY (ONDCP) HIGH INTENSITY DRUG TRAFFICKING AREA (HIDTA) GRANT IN THE AMOUNT OF \$2,078,147.00 TO FUND THE SAN ANTONIO HIDTA INITIATIVE, WHICH CONSISTS OF THE MULTI-AGENCY DRUG COURIER & APPREHENSION TASK FORCE, THE SOUTH TEXAS INTELLIGENCE CENTER, AND THE DIRECTOR'S ADMINISTRATIVE SUPPORT ELEMENT, FOR GRANT PERIOD JANUARY 1, 2005 TO DECEMBER 31, 2005.

AN ORDINANCE 100894

APPROVING THE PARADE PERMIT AND AUTHORIZING THE TEMPORARY CLOSURE OF PORTIONS OF ST. MARY'S HOUSTON, AND MAIN STREETS IN DOWNTOWN FROM 4:15 P.M. UNTIL 5:30 P.M. ON SUNDAY, MAY 29, 2005 FOR THE EUCHARISTIC PROCESSION SPONSORED BY THE EUCHARISTIC ADORATION OF SAN ANTONIO.

AN ORDINANCE 100895

APPROVING THE TEMPORARY STREET CLOSURE OF NORTH MEDINA BETWEEN MORALES AND WEST MARTIN ON FRIDAY, JUNE 24, 2005 FROM 8:30 A.M. UNTIL 10:00 A.M. IN ORDER FOR THE AMERICAN GI FORUM VETERANS RESIDENTIAL CENTER TO HOLD ITS GRAND OPENING.

AN ORDINANCE 100896

REAPPOINTING JACK LAPPEUS (LAYPERSON CATEGORY – DISTRICT 6) TO THE BOARD OF APPEALS FOR A TERM OF OFFICE TO EXPIRE ON JULY 31, 2007.

AN ORDINANCE 100897

APPOINTING MARTINA BARRERA (DISTRICT 9) TO THE MAYOR'S COMMISSION ON THE STATUS OF WOMEN FOR A TERM OF OFFICE TO EXPIRE ON DECEMBER 31, 2006.

AN ORDINANCE 100898

APPOINTING BENNETT FEINSILBER (MAYOR) TO THE GREATER SAN ANTONIO CRIME PREVENTION COMMISSION FOR A TERM OF OFFICE TO EXPIRE ON DECEMBER 31, 2006.

AN ORDINANCE 100899

APPOINTING THOMAS AGUILLON (REAL ESTATE CATEGORY – DISTRICT 1) TO THE BROOKS DEVELOPMENT AUTHORITY FOR A TERM OF OFFICE TO EXPIRE ON NOVEMBER 4, 2006.

AN ORDINANCE 100900

APPOINTING JUAN VILLELA (LICENSED MECHANICAL TECHNICIAN – OPEN SHOP CATEGORY – DISTRICT 1) TO THE MECHANICAL BOARD OF APPEALS FOR A TERM OF OFFICE TO EXPIRE ON MARCH 20, 2007.

AN ORDINANCE 100901

APPOINTING GABRIEL LOPEZ (DISTRICT 1) TO THE HOUSING TRUST FUND BOARD OF TRUSTEES FOR A TERM OF OFFICE TO EXPIRE ON MAY 30, 2007.

**CONSENT ITEMS CONSIDERED INDIVIDUALLY**

The City Clerk read the following ordinance:

AN ORDINANCE 100902

ACCEPTING THE LOW, RESPONSIVE BID SUBMITTED BY SELRICO SERVICES, INC. TO PROVIDE THE CITY OF SAN ANTONIO PARKS & RECREATION DEPARTMENT WITH THE 2005 SUMMER FOOD SERVICE PROGRAM FOR AN ESTIMATED TOTAL COST OF \$554,279.63.

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

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

The City Clerk read the following ordinance:

AN ORDINANCE 100903

ACCEPTING THE BIDS OF VARIOUS COMPANIES TO PROVIDE THE CITY OF SAN ANTONIO WITH VARIOUS TYPES OF COMMODITIES AND SERVICES ON AN ANNUAL CONTRACT BASIS FOR FISCAL YEAR 2005-2006 FOR AN ESTIMATED COMBINED ANNUAL COST OF \$329,623.00, TO INCLUDE CONTRACTS FOR: AUTOMOTIVE CLUTCH PARTS & SERVICE; NAVISTAR INTERNATIONAL & CRANE CARRIER CORP. TRUCK PARTS & SERVICE; PROCESSING OF WASTE TIRES; AND LEASE OF DIGITAL DUPLICATOR EQUIPMENT.

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, Williams, Segovia, Perez, Castro, Hall, Schubert, Garza. **NAYS:** None. **ABSENT:** Radle, Barrera, Haass,.

The City Clerk read the following ordinance:

AN ORDINANCE 100904

ACCEPTING THE LOW, RESPONSIVE BID SUBMITTED BY VALERO MARKETING AND SUPPLY COMPANY TO PROVIDE THE CITY OF SAN ANTONIO WITH AN ANNUAL CONTRACT FOR GASOLINE TRANSPORT LOADS FOR AN ESTIMATED ANNUAL COST OF \$4,397,560.00.

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, Williams, Segovia, Perez, Barrera, Castro, Schubert, Haass, Garza. **NAYS:** None. **ABSENT:** Radle. **ABSTAINED:** Hall.

The City Clerk read the following ordinance:

AN ORDINANCE 100905

SELECTING LNV, INC., D/B/A LNV ENGINEERING TO PROVIDE PROFESSIONAL ENGINEERING SERVICES IN CONNECTION WITH THE SUNSET PHASE II - TEAK TO BROADWAY MPO PROJECT, LOCATED IN COUNCIL DISTRICT 9; AUTHORIZING THE NEGOTIATION AND EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT IN THE AMOUNT NOT TO EXCEED \$170,000.00; AUTHORIZING \$17,000.00 FOR DESIGN CONTINGENCY EXPENSES; AUTHORIZING \$11,900.00 FOR CAPITAL ADMINISTRATION COSTS; AUTHORIZING \$2,000.00 FOR ADVERTISING COSTS, FOR A TOTAL AMOUNT OF \$200,900.00 FUNDED WITH CERTIFICATES OF OBLIGATION; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

(At this point, Mayor Garza was obliged to leave the meeting at 3:34 pm. Mayor Pro Tem Hall presided.)

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

The City Clerk read the following ordinance:

AN ORDINANCE 100906

APPROVING THE RENEWAL AND EXTENSION OF THE LEASE AGREEMENT BETWEEN THE CITY OF SAN ANTONIO, AS LANDLORD, AND THE COAHUILA TRADE OFFICE, AS TENANT, FOR THE CONTINUED USE OF APPROXIMATELY 1,186 SQUARE FEET OF OFFICE SPACE WITHIN SUITE 140 AT THE INTERNATIONAL CENTER, 203 S. ST. MARY'S STREET IN COUNCIL DISTRICT 1, FOR A TWO (2) YEAR TERM COMMENCING MAY 1, 2005 AND EXPIRING ON APRIL 30, 2007, WITH A SET RENT ESCALATION, PLUS COMMON AREA MAINTENANCE COSTS AND A CHARGE FOR JANITORIAL SERVICES, BOTH OF WHICH ARE SUBJECT TO ANNUAL ADJUSTMENT.

Councilmember Perez made a motion to approve the proposed Ordinance. Councilmember Flores 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. **NAYS:** None. **ABSENT:** Williams, Garza.

The City Clerk read the following ordinance:

AN ORDINANCE 100907

APPROVING THE EXECUTION OF A THIRD AMENDMENT TO THE LEASE AGREEMENT -CENTRO DE ARTES AND A 2005 FUNDING AND CONSTRUCTION AGREEMENT WITH CENTRO ALAMEDA, INC., A TEXAS NON-PROFIT CORPORATION, FOR THE FACILITY TO HOUSE THE MUSEO AMERICANO LOCATED AT 101 S. SANTA ROSA STREET, TO EXTEND THE DATE BY WHICH THE IMPROVEMENTS MUST BE COMPLETED, MODIFY MISCELLANEOUS LEASE PROVISIONS, PROVIDE A FUNDING AGREEMENT BETWEEN THE PARTIES, AND APPROPRIATING \$400,000.00 IN 2003 GENERAL OBLIGATION BOND FUNDS ASSOCIATED WITH THIS PROJECT.

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

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

The City Clerk read the following ordinance:

AN ORDINANCE 100908

AUTHORIZING AND CONSENTING TO THE ASSIGNMENT AND AMENDMENT OF LEASE NO. 222010 AUTHORIZED BY ORDINANCE NO. 99406 OF JUNE 24, 2004 AT STINSON MUNICIPAL AIRPORT, FROM CHARLES OLIN DRENNAN D/B/A ACE FLYERS, TO AIR METHOD CORPORATION FOR USE OF BUILDING 605 A.K.A. HANGAR 4 AND 52,377 SQUARE FEET OF GROUND SPACE AT STINSON MUNICIPAL AIRPORT.

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

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. **NAYS:** None. **ABSENT:** Flores, Williams, Haass, Garza.

The City Clerk read the following ordinance:

**AN ORDINANCE 100909**

**AUTHORIZING THE EXECUTION OF A MAINTENANCE AGREEMENT WITH UNGERBOECK SYSTEMS, INC. FOR DATABASE MANAGEMENT SOFTWARE UTILIZED BY THE ALAMODOME, CONVENTION AND VISITORS BUREAU AND CONVENTION FACILITIES FOR FISCAL YEAR 2004-2005; AUTHORIZING PAYMENT IN THE AMOUNT OF \$3,473.75 FOR RELATED SERVICES FOR THE ALAMODOME FROM MARCH 2005 THROUGH SEPTEMBER 30, 2005; RATIFYING PRIOR PAYMENT, FROM FISCAL YEAR 2001-2002 THROUGH FISCAL YEAR 2004-2005, IN THE AMOUNT OF \$120,636.00 BY THE CONVENTION AND VISITORS BUREAU AND CONVENTION FACILITIES; AND PROVIDING FOR PAYMENT.**

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

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

The City Clerk read the following ordinance:

**AN ORDINANCE 100910**

**APPROVING AN "INTERLOCAL AGREEMENT FOR INSTALLATION OF INTERSECTION TRAFFIC SIGNAL" WITH THE NORTHSIDE INDEPENDENT SCHOOL DISTRICT (NISD) IN AN AMOUNT NOT TO EXCEED \$5,100.00 TO PROVIDE MATERIALS AND THE INSTALLATION OF A TRAFFIC SIGNAL SYSTEM AT THE ENTRY OF THE NISD BUS DEPOT AND THE NORTHWEST SERVICE CENTER, LOCATED AT 6800 BLOCK OF CULEBRA ROAD IN COUNCIL DISTRICT 6.**

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:** Segovia, Perez, Radle, Barrera, Hall, Schubert. **NAYS:** None. **ABSENT:** Flores, Williams, Castro, Haass, Garza.

The City Clerk read the following ordinance:

AN ORDINANCE 100911

AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES CONTRACT WITH BRITTS, LACKIE & ASSOCIATES IN AN AMOUNT NOT TO EXCEED \$100,000.00 TO PROVIDE CONSULTATION SERVICES PERTAINING TO ACCOUNTS RECEIVABLE, AND RATIFYING SERVICES PROVIDED IN CONNECTION THEREWITH.

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:** Williams, Segovia, Perez, Radle, Barrera, Hall, Schubert. **NAYS:** None. **ABSENT:** Flores, Castro, Haass, Garza.

The City Clerk read the following ordinance:

AN ORDINANCE 100912

AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES CONTRACT WITH GARZA/GONZALEZ & ASSOCIATES, IN AN AMOUNT NOT TO EXCEED \$150,000.00, TO PROVIDE CONSULTATION SERVICES PERTAINING TO ACCOUNTS RECEIVABLE AND PAYROLL DEDUCTIONS, AND RATIFYING SERVICES PROVIDED IN CONNECTION THEREWITH.

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

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

The City Clerk read the following ordinance:

AN ORDINANCE 100913

AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES CONTRACT WITH PADGETT STRATEMANN & COMPANY, L.L.P., IN AN AMOUNT NOT TO EXCEED \$100,000.00, TO PROVIDE POST SAP IMPLEMENTATION SUPPORT SERVICES.

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:** Williams, Segovia, Perez, Radle, Barrera, Castro, Hall, Schubert. **NAYS:** None. **ABSENT:** Flores, Haass, Garza.

**3:00 P.M. - PUBLIC HEARING AND CONSIDERATION OF ORDINANCES**

Mayor Pro Tem Hall declared the public hearing to be open.

Mr. Andrew Cameron, Director of Housing and Community Development, made a presentation on the proposed fiscal year 2005-2006 consolidated annual plan budget for entitlement programs under the Community Development Block Grant (CDGB); Home Investment Partnership Program (HOME); American Dream Downpayment Initiative (ADDI); Emergency Shelter Grant (ESG); and Housing Opportunities for Persons with AIDS (HOPWA), a copy of which is on file with the Office of the City Clerk. He delineating program funding for each of the entitlement programs, the purpose for each of the programs, the process for the funding allocations, and the recommendations for the respective projects per district. He further highlighted on the funding for the housing program, neighborhood revitalization, public service programs, administration, and performance measures.

Mr. Dennis Campa, Director of Community Initiatives, spoke to the funding categories under the ESG program, performance under HOPWA and ESG services, the funding allocations of each, and the proposed agencies funded under each program.

The following citizen(s) appeared to speak:

Ms. Genoveva Carrejo, 810 Frio, addressed the Council relating to the Vista Verde area and the need for security and renovations.

Mr. Faris Hodge, 140 Dora, spoke in regards to the SAMM Shelter.

Ms. Maria Elena, Vista Verde Resident Advisory Council, spoke to the need to renovate the elevators and provide a place for the children to play.

Ms. Cuellar, Vista Verde Resident Council, stated they needed security, a gym for exercising, and an area for the children to play.

Mr. Ron Anderson, Vista Verde Resident Council, acknowledged the residents present. He stated that City money is needed to make the project work.

Ms. Estella Forhan, YWCA Center, spoke to the need to renovate the locker area and urged Council to support the CDBG funding.

Ms. Peggy Pace, St. Peter-St. Joseph Children's Home, noted the children served at the home represent all Council Districts, and requested the needed funds to complete the renovations.

Monsignor Brosman spoke with regards to the additions to the St Peter – St. Joseph Children's Home, and the services they provide to the abused and neglected children of the community.

(Mayor Garza returned to the meeting at 5:15 pm and presided.)

Mayor Garza declared the public hearing to be closed.

The City Clerk read the following ordinance:

#### AN ORDINANCE 100914

ADOPTING THE 31ST YEAR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) IN THE AMOUNT OF \$16,484,172.00 AND \$142,145.00 IN FY 2004-2005 CDBG PROGRAM INCOME AS CONTAINED IN THE FISCAL YEAR 2005-2006 CONSOLIDATED PLAN ANNUAL BUDGET; AUTHORIZING THE 31ST YEAR CDBG PROGRAM; DESIGNATING THE 31ST YEAR CDBG PROGRAM FUNDS; APPROPRIATING 31ST YEAR PROGRAM FUNDS IN THE AMOUNT OF \$16,626,317.00; ALLOCATING PROGRAM FUNDS TO PROJECTS; ESTABLISHING ACCOUNTS; DELINEATING PROGRAM RESPONSIBILITIES; AUTHORIZING PERSONNEL CLASSIFICATIONS AND PAY RANGES; ESTABLISHING A REVOLVING LOAN ACCOUNT FOR NEIGHBORHOOD HOUSING SERVICES (NHS) AND THE NEIGHBORHOOD ACTION DEPARTMENT; AUTHORIZING THE REPROGRAMMING OF CDBG FUNDS IN

THE AMOUNT OF \$111,362.92 AVAILABLE FROM CITY COUNCIL DISTRICT 2 IN THE AMOUNT OF \$61,362.96 AND CITY COUNCIL DISTRICT 8 IN THE AMOUNT OF \$50,000.00; 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 THE EXECUTION OF ALL REQUIRED CONTRACTS AND RELATED DOCUMENTS IN CONNECTION WITH SAID 31ST 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 2005-2006 CONSOLIDATED PLAN ANNUAL BUDGET, CERTIFICATION AND OTHER INFORMATION AS REQUIRED TO HUD.

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

Councilmember Williams made a motion to amend the funding allocation from the Belle East Neighborhood Project to the San Antonio Boys and Girls Club. Councilmember Segovia seconded the motion.

Councilmember Perez made a second amendment to change the funding allocations for certain projects in Districts 1, 3, 4, and 5. Councilmember Radle seconded the motion.

After consideration, the motion on Amendment 2 as presented by Councilmember Perez prevailed by the following vote: **AYES:** Flores, Segovia, Perez, Radle, Barrera, Castro, Hall, Schubert, Haass, Garza. **NAYS:** None. **ABSENT:** Williams.

After consideration, the motion on Amendment 1 as presented by Councilmember Williams prevailed by the following vote: **AYES:** Flores, Williams, Segovia, Perez, Radle, Barrera, Castro, Hall, Schubert, Haass, Garza. **NAYS:** None. **ABSENT:** None.

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

The City Clerk read the following ordinance:

AN ORDINANCE 100915

ADOPTING THE 14TH YEAR HOME PARTNERSHIP ENTITLEMENT GRANT (HOME) IN THE AMOUNT OF \$7,000,703.00, \$225,885.00 IN AMERICAN DREAM DOWNPAYMENT INITIATIVE (ADDI), AND \$237,855.00 IN FY 2004-2005 HOME PROGRAM INCOME, AS CONTAINED IN THE FISCAL YEAR 2005-2006 CONSOLIDATED PLAN ANNUAL BUDGET; AUTHORIZING THE FISCAL YEAR 2005-2006 HOME PARTNERSHIP ENTITLEMENT GRANT (HOME) PROGRAM; DESIGNATING THE 14TH YEAR HOME PROGRAM FUNDS; APPROPRIATING 14TH YEAR HOME PROGRAM AND ADDI FUNDS IN THE AMOUNT OF \$7,464,443.00; ALLOCATING PROGRAM FUNDS TO PROJECTS; ESTABLISHING ACCOUNTS; DELINEATING PROGRAM RESPONSIBILITIES; AUTHORIZING PERSONNEL CLASSIFICATIONS AND PAY RANGES; 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 14TH 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 2005-2006 CONSOLIDATED PLAN ANNUAL BUDGET, CERTIFICATION AND OTHER INFORMATION AS REQUIRED TO HUD.

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

Councilmember Perez made a motion to amend the funding allocation to the Habitat for Humanity – Palo Alto Subdivision (I, II, III, & IV) by increasing it to \$600,000. Councilmember Radle seconded the motion.

After consideration, the motion on the amendment prevailed by the following vote: **AYES:** Flores, Williams, Segovia, Perez, Radle, Barrera, Castro, Hall, Schubert, Haass, Garza. **NAYS:** None. **ABSENT:** None.

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

The City Clerk read the following ordinance:

AN ORDINANCE 100916

AUTHORIZING THE ESTABLISHMENT OF A REVOLVING LOAN ACCOUNT FOR SAN ANTONIO ALTERNATIVE HOUSING CORPORATION (SAAHC); AUTHORIZING 14<sup>TH</sup> YEAR HOME FUNDS IN THE AMOUNT OF \$700,000.00 AVAILABLE FROM COMMUNITY HOUSING DEVELOPMENT ORGANIZATION (CHDO) SET-ASIDE PAYABLE TO SAN ANTONIO ALTERNATIVE HOUSING CORPORATION PEOPLE HELPING PEOPLE PROJECT; AUTHORIZING THE EXECUTION OF A CONTRACT WITH SAAHC IN THE AMOUNT OF \$100,000.00 AVAILABLE FROM THE FY 2000-2001 EUCLID STREET DEVELOPMENT COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT TO COMPLETE SAID PROJECT; AUTHORIZING THE APPROPRIATION AND ALLOCATION OF SAID FUNDS TO SAID PROJECTS; AND PROVIDING FOR PAYMENT.

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, Williams, Segovia, Perez, Barrera, Castro, Hall, Schubert, Haass, Garza. **NAYS:** None. **ABSENT:** None. **ABSTAINED:** Radle.

The City Clerk read the following ordinance:

AN ORDINANCE 100917

ADOPTING THE FISCAL YEAR 2005-2006 HOUSING OPPORTUNITIES FOR PERSONS WITH AIDS ENTITLEMENT GRANT (HOPWA) IN THE AMOUNT OF \$960,000.00 AS CONTAINED IN THE FISCAL YEAR 2005-2006 CONSOLIDATED PLAN ANNUAL BUDGET; AUTHORIZING THE FISCAL YEAR 2005-2006 HOPWA PROGRAM; DESIGNATING THE FISCAL YEAR 2005-2006 HOPWA PROGRAM FUNDS; APPROPRIATING THE FISCAL YEAR 2005-2006 PROGRAM FUNDS IN THE AMOUNT OF \$960,000.00; ALLOCATING PROGRAM FUNDS TO PROJECTS; ESTABLISHING ACCOUNTS; DELINEATING PROGRAM RESPONSIBILITIES; AUTHORIZING PERSONNEL CLASSIFICATIONS AND PAY RANGES; AUTHORIZING THE EXECUTION AND SUBMISSION OF CONTRACTS AND OTHER DOCUMENTS AS NECESSARY IN CONNECTION THEREWITH; AND PROVIDING FOR PAYMENT; AUTHORIZING EXECUTION OF ALL REQUIRED CONTRACTS AND RELATED DOCUMENTS IN CONNECTION WITH THE FISCAL YEAR 2005-2006 HOPWA PROGRAM AND THE PROJECTS THEREUNDER; AND THE SUBMISSION OF THE HOPWA

GRANT TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) FOR FISCAL YEAR 2005-2006 CONSOLIDATED PLAN ANNUAL BUDGET, CERTIFICATION AND OTHER INFORMATION AS REQUIRED TO HUD.

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, Williams, Segovia, Perez, Radle, Barrera, Castro, Hall, Schubert, Haass, Garza. **NAYS:** None. **ABSENT:** None.

The City Clerk read the following ordinance:

AN ORDINANCE 100918

ADOPTING THE FISCAL YEAR 2005-2006 EMERGENCY SHELTER GRANT (ESG) IN THE AMOUNT OF \$628,560.00 AS CONTAINED IN THE FISCAL YEAR 2005-2006 CONSOLIDATED PLAN ANNUAL BUDGET; AUTHORIZING THE FISCAL YEAR 2005-2006 ESG PROGRAM; DESIGNATING THE FISCAL YEAR 2005-2006 ESG PROGRAM FUNDS; APPROPRIATING THE FISCAL YEAR 2005-2006 PROGRAM FUNDS IN THE AMOUNT OF \$628,560.00 [ENTITLEMENT] AND \$628,560.00 FROM IN-KIND MATCH; ALLOCATING PROGRAM FUNDS TO PROJECTS; ESTABLISHING ACCOUNTS; DELINEATING PROGRAM RESPONSIBILITIES; AUTHORIZING PERSONNEL CLASSIFICATIONS AND PAY RANGES; AUTHORIZING THE EXECUTION AND SUBMISSION OF CONTRACTS AND OTHER DOCUMENTS AS NECESSARY IN CONNECTION THEREWITH; AND PROVIDING FOR PAYMENT; AUTHORIZING EXECUTION OF ALL REQUIRED CONTRACTS AND RELATED DOCUMENTS IN CONNECTION WITH THE FISCAL YEAR 2005-2006 ESG PROGRAM AND THE PROJECTS THEREUNDER; AND THE SUBMISSION OF THE ESG GRANT TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) FOR FISCAL YEAR 2005-2006 CONSOLIDATED PLAN ANNUAL BUDGET, CERTIFICATION AND OTHER INFORMATION AS REQUIRED TO HUD.

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

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

## CITIZENS TO BE HEARD

Mr. Faris Hodge, Jr., 140 Dora, spoke about the police officer whose gun went off further addressed various community issues such as the homeless, and citing the ordinance that penalized the homeless.

Ms. Angela Sanchez stated that a sex offender has moved into the area and asked about the notification process.

Ms. Toni Reyes expressed concern with safety near Pat Neff Elementary School. She stated her child informed her about gang fights going on in a nearby tunnel. She stated the school has told her it is not their responsibility since it is not on school property.

Ms. Shana Ogren addressed the Council with regards to being up all night because of train noise and she cited the potholes near her area.

Mr. Nick Sosa addressed the Council with regards to their basic freedoms under the law and the freedom to express their opinion.

Ms. Carpenter, employee and member of SEIU addressed the Council with regards to the freedom to express their personal political opinions.

Mr. Ernesto Cervantes also addressed the Council relating to silencing city employees with their freedom of speech.

Mr. Henry Maldujano also addressed the Council with regards to freedom of speech.

Mr. David Cazares also addressed the Council relating to right for freedom of speech.

Mr. Tony Lujan urged the Council to do everything within their power to ensure their rights are protected.

Representative of the VFW also addressed the Council with regards to freedom of speech.

Mr. Rodolfo Rosales also spoke to understanding and recognizing the US Constitution supersedes the charter, ordinance, memo etc...

Mr. Alfredo Aleman also spoke to the Council noting all men are created equal and the right of freedom of speech, religion and liberty.

Ms. Kim Saxon, Animal Care Facility, spoke with regards to better animal care and renovation of the current facility.

Mr. John Brachman also spoke on the Animal Care Facility and Item 44 and asked the Council to revisit the item.

Mr. Nazarite Ruben Flores Perez, 627 Hearne, addressed the Council regarding the freedom of expression and speech.

Ms. Janie Delgado addressed the Council with regards to the gas meter at her house and noted Code Compliance told her that her home did not meet the code. She is currently living in a shelter because code compliance will not allow her to move back into her home.

**6:00 P.M. – SECOND PUBLIC HEARING REGARDING THE PROPOSED LIMITED PURPOSE ANNEXATION OF AN AREA IN AND ADJACENT TO THE TIMBERWOOD PARK AREA.**

Mayor Garza declared the public hearing to be open.

Mr. Emil Moncivais, Director of Planning Department, made a presentation on the proposed limited purpose annexation of an area adjacent to the Timberwood Park, a copy of which is on file with the Office of the City Clerk. He outlined background information on the petition submitted to the City, the qualified voters in the area, land ownership, and the process of incorporation of a municipality within San Antonio's ETJ. He spoke to the regulations that would be imposed with the limited purpose annexation, the planning study and regulatory plan for the proposed area, the effect of Municipal Code regulations on the subject area, and the limited purpose annexation plan schedule.

The following citizen(s) appeared to speak:

Mr. Faris Hodge, Jr., 140 Dora, addressed the Council with regards to annexation and felt that the residents of Timberwood should be allowed to vote.

Mr. Nazarite Ruben Flores Perez, 627 Hearne, spoke on the March of Dimes drive and the potholes in the area in which he lives.

Mr. Jim E. Koch, 27006 Fiddlers Pass, stated he was for limited purpose annexation.

Mr. Danny Petty, 27022 Harmony Hills, spoke to the proposed annexation and noted he fully supported Council for limited purpose annexation.

Mr. Steve Schaefer, 25939 Timberline, expressed concern on whether non-annexation would be offered.

Mr. Ray Rossman, 611 Midnight, urged that a non-annexation agreement be approved.

Ms. Sharon Rohrbach, 544 Breathless View, stated she moved to Timberwood Park from San Antonio, and urged that the citizens play a role in deciding the annexation.

Mr. Mike Quinn, 1302 Midnight, stated he was in opposition to the limited annexation.

Ms. Barbara Hayden, 739 W. Oak Estates, stated she would like to continue to enjoy the wildlife, ancient oaks and the small community.

Mr. Bob Hayden, 739 W. Oak Estates, stated that most of the land is single family and urged Council to allow them to have an election.

Mr. Doug Eberle, 709 Heavenly Sky, asked the Council not to annex Timberwood Park.

Mr. Doug Haddock, 1322 Rain Song, addressed the Council relating to the petition circulated, noting the majority would choose to remain an unincorporated area.

Ms. Denise Spain, 26120 White Eagle, requested a non-annexation agreement rather than the limited purpose annexation.

Mr. Leon Spradling, 320 Mountain Echo, addressed Council and expressed his opposition to the annexation.

Ms. Susan Metcalfe, 26114 Midnight Watch, noted she would prefer to have the residents of Timberwood Park run their government.

**ITEMS FOR INDIVIDUAL CONSIDERATION**

Ms. Leticia M. Vacek, City Clerk, presented the following nominations for the San Antonio Water System Board of Trustees:

<b><u>Nominee</u></b>	<b><u>Quadrant</u></b>	<b><u>Nominated by</u></b>
Mr. Douglas Leonhard	Northwest Quadrant	Mayor, District 8
Mr. Michale Lackey	Northeast Quadrant	District 10
Mr. Larry Hoffman	Northeast Quadrant	District 5
Mr. Salvadore Hernandez	Southwest Quadrant	Districts 4, 5 & 6

Councilmember Perez nominated Mr. Douglas Leonhard and Mr. Salvadore Hernandez to represent the Northwest Quadrant and Southwest Quadrant respectively. Councilmember Radle seconded the nomination.

After consideration, the nomination of Mr. Leonhard and Mr. Hernandez prevailed by the following vote: **AYES:** Williams, Segovia, Perez, Radle, Barrera, Castro, Hall, Schubert, Haass, Garza. **NAYS:** None. **ABSENT:** Flores.

The following citizen(s) appeared to speak:

Mr. Jack M. Finger spoke with regards to the increases to the water supply and delivery bill, and the nomination process. He also referred to item 45 and noted the cost of the contract while noting certain campaign contributions made.

Councilmember Haass then nominated Mr. Michael Lackey for the Northeast Quadrant and recommended to approve the three as slate. Councilmember Castro seconded the nomination.

After consideration, the nomination of Mr. Lackey prevailed by the following vote: **AYES:** Williams, Segovia, Perez, Radle, Barrera, Castro, Hall, Schubert, Haass, Garza. **NAYS:** None. **ABSENT:** Flores. **ABSTAINED:** Radle.

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

#### AN ORDINANCE 100919

APPOINTING DOUGLAS LEONHARD (NORTHWEST QUADRANT – MAYOR AND DISTRICT 8), MICHAEL LACKEY (NORTHEAST QUADRANT – DISTRICT 10), AND SALVADORE M. HERNANDEZ (SOUTHWEST QUADRANT – DISTRICTS 4, 5 & 6) TO THE SAN ANTONIO WATER SYSTEM BOARD OF TRUSTEES FOR TERMS OF OFFICE TO EXPIRE ON MAY 31, 2009 AND REAPPOINTING JAMES M. MAYOR AS CHAIRMAN OF THE BOARD OF TRUSTEES FOR A TERM OF OFFICE TO EXPIRE ON MAY 31, 2006..

Ms. Leticia M. Vacek, City Clerk, presented the following nominations for the Municipal Civil Service Commission:

Mr. Ronald B. Martin

District 1

Mr. Robert C. Mayhew

District 8

Councilmember Perez made a motion to approve the appointment of Mr. Martin and Mr. Mayhew. Councilmember Segovia seconded the motion.

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

AN ORDINANCE 100920

APPOINTING RONALD B. MARTIN (DISTRICT 1) AND ROBERT C. MAYHEW (DISTRICT 8) TO THE MUNICIPAL CIVIL SERVICE COMMISSION FOR TERMS OF OFFICE TO EXPIRE ON JUNE 6, 2007.

The City Clerk read the following ordinance:

AN ORDINANCE 100921

AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH NATIONAL WESTERN ART FOUNDATION, A NON-PROFIT 501C(3) CORPORATION ALLOWING THE FOUNDATION TO RAISE FUNDS AND DEVELOP PLANS FOR THE RENOVATION OF THE OLD MAIN LIBRARY BUILDING, FORMERLY KNOWN AS THE HERTZBERG CIRCUS MUSEUM AND LIBRARY AND AUTHORIZING NEGOTIATIONS BETWEEN THE CITY AND THE FOUNDATION REGARDING A LEASE FOR MOST OF THE BUILDING FOR USE AS A LIBRARY MUSEUM AND WESTERN HERITAGE CENTER AND AS ACCESS TO ARCHIVAL MATERIAL KNOWN AS THE GATEWAY PORTAL PROJECT.

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

Ms. Frances Gonzalez, made a presentation on the agreement with National Western Art Foundation and the City of San Antonio for use of the Hertzberg Building, a copy of which is on file with the Office of the City Clerk. She stated that through this agreement a museum, a western heritage center and gateway to library and history resources would be established. She added that it would serve as a gateway portal, and delineated the terms and stage phases of the project, and provisions that the Foundation had agreed upon. She further spoke to the deed conditions, history of the Main Library, ongoing efforts for the gateway portal, and use of the 2003 bond funds for stabilization of the Hertzberg building.

The following citizen(s) appeared to speak:

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Mr. Marcel Thompson, Greater San Antonio Chamber of Commerce, urged the Council to approve the item for a Western Heritage Center.

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

**STAFF BRIEFING ON THE STATUS OF THE CITY'S STATE LEGISLATIVE PROGRAM FOR THE 79TH LEGISLATIVE SESSION**

Mr. Ray Baray, Intergovernmental Relations Manager, presented an update on the state legislative initiatives, a copy of which is on file with the Office of the City Clerk. He addressed the City of San Antonio (COSA) initiatives and bills likely to pass, the COSA endorsements and those likely to be approved. He further outlined the COSA related bills and the municipally-related bills and status of each in the respective houses and committees. He cited the legislative deadlines, noting the last day of the 79th Session as May 30, 2005.

The City Clerk read the following ordinance:

AN ORDINANCE 100922

DESIGNATING THE CITY SOUTH MANAGEMENT AUTHORITY ("AUTHORITY") WITH THE BOUNDARIES OF THE PROPERTY GENERALLY DESCRIBED AS: THAT LAND WITHIN LOOP 410 TO THE NORTH, IH-35 TO THE WEST, A LINE 1,350 FEET SOUTH OF THE CENTERLINE OF THE MEDINA RIVER TO THE SOUTH AND INCLUDING AN AREA TO THE SOUTH GENERALLY BETWEEN STATE HWY 16 AND PLEASANTON RD.; THE SOUTHERN BOUNDARY OF THE AREA FOLLOWING AND THEN PARALLEL S LOOP 1604 W FOR AN APPROXIMATE DISTANCE OF 4.85 MILES TO PLEASANTON RD. AND CONTINUING ALONG 1,350 FEET SOUTH OF THE MEDINA RIVER TO AN EAST BOUNDARY LINE OF IH 37, AND COMPRISING APPROXIMATELY 63 SQUARE MILES; CREATING A BOARD OF DIRECTORS FOR THE AUTHORITY; GRANTING THE AUTHORITY THOSE POWERS AUTHORIZED BY THE TEXAS LOCAL GOVERNMENT CODE, CHAPTER 375, SUBCHAPTER O, AND AS MAY BE AMENDED, INCLUDING BUT NOT LIMITED TO THE POWER TO DEVELOP AND IMPLEMENT A MASTER PLAN FOR THE AUTHORITY, THE ZONING AND PLANNING POWERS OF A MUNICIPALITY UNDER THE TEXAS LOCAL GOVERNMENT CODE CHAPTERS 211 AND 212

AND THE POWER TO LEVY ASSESSMENTS AND TO IMPOSE A SALES AND USE TAX.

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

Ms. Jelynn LeBlanc Burley, Assistant City Manager, made a presentation on the City South Management Authority, a copy of which is on file with the Office of the City Clerk. She spoke to the actions taken thus far by the City Council regarding the Defense Adjustment Management Authority (DAMA), staff presentation to consider the creation of the DAMA and its name change to City South Management Authority. She outlined the steps for creation of the authority, the authority's limitations, proposed boundaries, creation of the Board of Directors and its proposed powers. She cited the types of projects that the Authority had power to finance, revenue sources, master plan, issues with respect to zoning and planning, and calendar for the authority creation.

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

The City Clerk read the following resolution:

A RESOLUTION 2005-22-24

EXPRESSING THE CITY OF SAN ANTONIO'S INTENT TO CONSIDER THE CREATION OF A TAX INCREMENT FINANCING (TIF) REINVESTMENT ZONE TO FINANCE PUBLIC IMPROVEMENTS IN SUPPORT OF THE ESPADA DEVELOPMENT PROJECT (CITY COUNCIL DISTRICT 3) BORDERED GENERALLY BY LOOP 410 S AT THE NORTH, STATE HIGHWAY 281 S TO THE WEST, SOUTH OF BLUE WING ROAD TO THE SOUTH, AND APPROXIMATELY 107 ACRES WEST OF IH-37 S TO THE EAST, COMPRISING A TOTAL OF APPROXIMATELY 848 ACRES; FOR THE PURPOSE OF SUPPORTING INFRASTRUCTURE IMPROVEMENTS, PROVIDING RESIDENTIAL, COMMERCIAL AND RETAIL OFFICE SPACE AND OTHER AMENITIES FOR THE AREA; PROVIDING FOR A WAIVER OF THE \$31,000.00 PROCESSING FEE; AUTHORIZING AND DIRECTING DISTRIBUTION OF A WRITTEN NOTICE OF THE CITY'S INTENTION TO CONSIDER THE CREATION OF THE PROPOSED REINVESTMENT ZONE TO EACH TAXING UNIT THAT LEVIES A TAX IN THE PROPOSED ZONE; AUTHORIZING A REQUEST TO EACH TAXING ENTITY FOR THE APPOINTMENT OF A REPRESENTATIVE TO MEET WITH THE CITY TO

DISCUSS THE PROJECT; AND DELEGATING AUTHORITY TO CALL AND HOLD MEETINGS WITH REPRESENTATIVES OF EACH TAXING UNIT.

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

Mr. David Garza, Director of Neighborhood Action Department, narrated a presentation on the proposed creation of a Tax Increment Reinvestment Zone to finance public improvements in support of the Espada development project, a copy of which is on file with the Office of the City Clerk. He presented background information on the tax increment finance (TIF) program, the Espada project, location of the proposed project, the criteria for designation of a reinvestment zone, the term of the project and fiscal impact.

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

The City Clerk read the following ordinance:

AN ORDINANCE 100923

APPROVING THE EXECUTION OF A GROUND LEASE AGREEMENT BETWEEN THE CITY OF SAN ANTONIO, AS TENANT, AND THE BROOKS DEVELOPMENT AUTHORITY, AS LANDLORD, FOR APPROXIMATELY 8.23 ACRES OF REAL PROPERTY LOCATED AT BROOKS CITY-BASE FOR A TERM OF 99 YEARS WITH ONE RENEWAL PERIOD OF 99 YEARS FOR AN ANNUAL RENTAL PAYMENT OF \$1.00 AND AN ANNUAL COMMON AREA MAINTENANCE/PARK SERVICES EXPENSE PAYMENT OF APPROXIMATELY \$21,350.00, TO BE USED FOR THE CONSTRUCTION OF A CITY/COUNTY EMERGENCY OPERATIONS CENTER.

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

Mr. Mark Webb, Director of Contract Services Department, made a presentation on the Emergency Operations Center (EOC) Lease with Brooks City-Base, a copy of which is on file with the Office of the City Clerk. He presented background information on the EOC, terms of the lease, aerial maps of the proposed project, and fiscal impact.

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

The City Clerk read the following ordinance:

AN ORDINANCE 100924

APPROVING THE TERMS AND CONDITIONS OF A FUNDING AGREEMENT BETWEEN THE CITY OF SAN ANTONIO AND BEXAR COUNTY FOR THE CONSTRUCTION OF A JOINTLY OWNED AND UTILIZED EMERGENCY OPERATIONS CENTER; AUTHORIZING THE INTERIM CITY MANAGER OR HIS DESIGNEE TO EXECUTE SAID AGREEMENT IN AN AMOUNT NOT TO EXCEED \$4,000,000.00.

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

Mr. Mark Webb, Director of Contract Services Department made a presentation on the Emergency Operations Center (EOC) funding agreement with Bexar County, a copy of which is on file with the Office of the City Clerk. He outlined the terms and conditions of the funding agreement, floor plan for the user areas, and fiscal impact.

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

The City Clerk read the following ordinance:

AN ORDINANCE 100925

ACCEPTING THE PROPOSAL, AMENDING A PROFESSIONAL SERVICES AGREEMENT AND AUTHORIZING PAYMENT IN THE AMOUNT OF \$555,776.00 TO FISHER, HECK, INC., ARCHITECTS (SBE) TO PROVIDE ARCHITECTURAL SERVICES IN CONNECTION WITH THE ANIMAL CARE FACILITY, A 2003-2007 GENERAL OBLIGATION HEALTH AND SAFETY IMPROVEMENT BONDS PROJECT, LOCATED IN THE SOUTHWEST BUSINESS AND TECHNOLOGY PARK NEAR OLD HIGHWAY 90 AND TEXAS HIGHWAY 151 IN COUNCIL DISTRICT 6, THAT WILL SERVICE THE ENTIRE SAN ANTONIO METROPOLITAN AREA; AUTHORIZING \$30,000 FOR MISCELLANEOUS

CONTINGENCY EXPENSES; AUTHORIZING \$38,904.00 FOR CAPITAL ADMINISTRATIVE COSTS; AUTHORIZING \$2,000.00 FOR ADVERTISING EXPENSES, FOR A TOTAL AMOUNT OF \$626,680.00; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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

Mr. Doug Yerkes, City Engineer, made a presentation on the professional services agreement in connection with the Animal Care Facility, a copy of which is on file with the Office of the City Clerk. He spoke to the services provided for the project thus far and approved by the City Council in 2004, and the additional services required for the preparation of the construction documents and administration. He stated the facility would be approximately 42,000 square feet including kennels, a veterinary clinic, crew quarters, administrative space as well as parking for animal control vehicles, visitors and employees, noting that the facility would be 43% larger in size than the current facility and fiscal impact.

Mr. Sam Sanchez, Health Department, spoke to the new businesses added at the Animal Control Facility, the new design features, the new policies and procedures and the enhanced partnerships established with animal care organizations.

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

The City Clerk read the following ordinance:

#### AN ORDINANCE 100926

DESIGNATING SATRANS JOINT VENTURE AS THE OPERATOR OF A FOR HIRE SHARED-RIDE AIRPORT SHUTTLE SERVICE BETWEEN THE AIRPORT, DOWNTOWN AND OTHER DESTINATIONS; AUTHORIZING AND DIRECTING THE INTERIM CITY MANAGER TO NEGOTIATE AND EXECUTE AN AGREEMENT WITH SATRANS JOINT VENTURE FOR A PRIMARY TERM OF FIVE (5) YEARS COMMENCING ON JUNE 1, 2005 AND, UPON MUTUAL AGREEMENT, FOR FIVE ADDITIONAL PERIODS OF ONE YEAR EACH; THE CITY WILL RECEIVE THE GREATER OF A MINIMUM ANNUAL GUARANTEE OF \$175,000 OR FIFTEEN PERCENT (15%) OF GROSS REVENUES, INCLUDING REVENUE RECEIVED FROM ADVERTISING SALES.

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

Mr. Roland Lozano, Assistant to City Manager, made a presentation on the shuttle service agreement at the San Antonio International Airport, a copy of which is on file with the Office of the City Clerk. He spoke to the acceptance of the proposed SATRANS Joint Venture, background information on the shuttle service agreement highlighting on the operator, revenue and operations. He delineated the selection process, selection committee representatives, the scoring matrix, comparison of the two proposals submitted, contract highlights, and the types of vehicles to be utilized.

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

The City Clerk read the following ordinance:

AN ORDINANCE 100927

AMENDING ORDINANCE NO. 90485, PASSED AND APPROVED ON SEPTEMBER 16, 1999, BY REALLOCATING \$3,790.12 FROM THE DISTRICT 3 FY 2000 ONE-TIME PROJECT FUNDS DESIGNATED TO THE OLD CORPUS CHRISTI ROAD SEWER LATERAL PROJECT TO THE ST. LEO THE GREAT FIESTA SCHOLARSHIP GALA; AUTHORIZING PAYMENT OF \$2,650.63 TO THE CITY OF SAN ANTONIO CONVENTION CENTER, \$208.74 TO THE CITY OF SAN ANTONIO POLICE DEPARTMENT AND \$930.75 TO HARPER WOOD ELECTRIC CO., INC., FOR SERVICES PROVIDED IN CONNECTION WITH SAID GALA ON APRIL 16, 2005; AS REQUESTED BY COUNCILMAN RON SEGOVIA, DISTRICT 3.

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:** Segovia, Perez, Radle, Barrera, Castro, Hall, Schubert, Garza. **NAYS:** None. **ABSENT:** Flores, Williams, Haass.

ZONING CASE

ZONING CASE NUMBER Z2005064: The request of Corey Parra, Applicant, for Louis Parra, Owner(s), for a change in zoning from "C-2" Commercial District to "MF-25" Multi-Family District on the east 10 feet of Lot 11, and Lots 12, 13, and 14, Block 38, NCB 8925 (212 Bynum Avenue, 927 and 931 King Avenue). Staff's recommendation was for approval. Zoning Commission has recommended approval. (Council District 4)

Councilmember Perez made a motion to continue the proposed rezoning case for two weeks. Councilmember Haass seconded the motion.

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

Zoning case Z2005064 was continued for two weeks.

#### **TRAVEL AUTHORIZATION - Granted:**

Ratification of Travel Authorization for Councilman Carroll W. Schubert, District 9, who traveled to Washington, D.C., to meet with Federal Officials regarding BRAC issues from Tuesday, May 17, 2005 to Wednesday, May 18, 2005.

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

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

#### **EXECUTIVE SESSION**

Mayor Garza recessed the Regular Session at 7:12 pm in order to convene in Executive Session for the purpose of:

Deliberate the offer of financial or other incentives related to economic development negotiations with the following business prospects: Hanford Development Corporation, and one or more other business prospects, including the possible acquisition and disposition of an interest in real property, pursuant to Texas Government Code Section 551.087 (deliberation regarding economic development negotiations) and Texas Government Code Section 551.072 (deliberation regarding real property); and discuss

related legal issues, pursuant to Texas Government Code Section 551.071 (consultation with attorney).

Mayor Garza reconvened the Regular Session from Executive Session at 10:04, at which time he stated City Council had been briefed on the above-styled matters and gave staff direction, but had taken no official action.

There being no further business to come before the City Council, Mayor Garza adjourned the meeting at 10:05 pm.

A P P R O V E D



EDWARD D. GARZA  
M A Y O R

Attest:



LETICIA M. VACEK  
City Clerk