

**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, JUNE 23, 2005

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The City Council convened in an informal "B" Session at 10:00 A.M., Municipal Plaza Building "B" Room, for the purpose of the following:

Discussion on City Council Rules and Procedures. [Presented by Leticia M. Vacek, City Clerk]

The Council members present were: Flores, McNeil, Gutierrez, Perez, Radle, Herrera, Guajardo, Hall, Wolff, Haass, Hardberger. ABSENT: None.

The "B" Session adjourned at 11:45 am.

The Regular Meeting was called to order at 1:00 P.M. by the Presiding Officer, Mayor Phil Hardberger, with the following members present: Flores, McNeil, Gutierrez, Perez, Radle, Herrera, Guajardo, Hall, Wolff, Haass, Hardberger. ABSENT: None.

The Invocation was delivered by Father Eddie Bernal, District 9, St. Benedict's Catholic Church.

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

CEREMONIAL ITEMS

Mayor Hardberger presented the following honorariums:

An Alcalde to Donald P. Mains, Deputy Assistant Secretary for Economic Development of HUD.

A Citation to Mr. Joe Lopez for his world class Chicano art.

A Certificate of Appreciation to Shirley Gonzales Flores for initiating a concept to help reduce property crime.

A Proclamation to Time Warner Cable of San Antonio for Signal Theft Prevention Week.

The minutes of the City Council meeting of June 2, 2005 were approved as presented.

CONSENT AGENDA – CITIZENS’ COMMENTS

Mr. Jack M. Finger, PO Box 12048, spoke about the new Council and introduced himself. He referenced item 11, noting there was no bidding on same and cited those Councilmembers that received campaign contributions from Pape Dawson. He asked those Councilmembers not to vote on said item.

Ms. Angie Garcia, LULAC, addressed the Council and stated that she was there to support the change in the hour of the Council Meeting. She also stated that it was a good idea, noting that the B Session perhaps was not necessary. She added that the Council should look into doing away with all of the Council Committees.

CONSENT AGENDA

Consent agenda items 7 through 17A were approved upon motion made by Councilmember Perez and seconded by Councilmember Haass.

After consideration, the motion, carrying with it the passage of the following Ordinances, prevailed by the following vote: **AYES:** Flores, McNeil, Gutierrez, Perez, Radle, Herrera, Guajardo, Hall, Wolff, Haass, Hardberger. **NAYS:** None. **ABSENT:** None.

AN ORDINANCE 101058

ACCEPTING THE BID SUBMITTED BY NABCO, INC. TO PROVIDE THE CITY OF SAN ANTONIO POLICE DEPARTMENT WITH A TOTAL REPLACEMENT CONTAINMENT VESSEL AND TREATMENT SYSTEM (BOMB CONTAINER) FOR A TOTAL COST OF \$461,000.00, FROM URBAN AREA SECURITY INITIATIVE (UASI) GRANT FUNDS.

AN ORDINANCE 101059

ACCEPTING THE BID SUBMITTED BY RAMPART HYDRO SERVICES, LP, A WBE COMPANY, TO PROVIDE THE CITY OF SAN ANTONIO AVIATION DEPARTMENT WITH PAINT DEPOSIT REMOVAL SERVICES FOR A TOTAL COST OF \$41,250.00.

AN ORDINANCE 101060

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 APPROXIMATELY \$631,594.00 TO INCLUDE: AUTOMATIC DOOR MAINTENANCE; TRAFFIC SIGN MATERIALS; MUD FLAPS; SMALL ENGINE PARTS & SERVICE; SIMON-TELELECT HI-RANGER AERIAL TOWER PARTS & SERVICE; FIRE TRUCK WATER PUMP PARTS; E-Z PACK RECYCLING VEHICLE BODY PARTS & SERVICE; WINDOW CLEANING SERVICES; EXCHANGE SERVERS; LEASE OF VEHICLES; AND ALITEC-INGRAM ROLLER PARTS & SERVICE.

AN ORDINANCE 101061

ACCEPTING THE LOW BID IN THE AMOUNT OF \$182,258.72 FROM RAM BUILDING SERVICES, L.L.C., IN CONNECTION WITH THE PARKING LOT EXPANSION PROJECT AT THE CODY BRANCH LIBRARY, LOCATED IN COUNCIL DISTRICT 8; AUTHORIZING THE EXECUTION OF A CONSTRUCTION CONTRACT; AUTHORIZING \$13,348.99 FOR CONSTRUCTION CONTINGENCY EXPENSES, FOR A TOTAL AMOUNT OF \$195,607.71 FROM 2003-2007 GENERAL OBLIGATION LIBRARY BOND FUNDS; APPROPRIATING FUNDS; PROVIDING FOR PAYMENT; AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE UPON PASSAGE BY EIGHT VOTES.

AN ORDINANCE 101062

AUTHORIZING PAYMENT IN THE AMOUNT NOT TO EXCEED \$43,707.00 FROM COUNCIL DISTRICT 8 NEIGHBORHOOD ACCESSIBILITY AND MOBILITY PROGRAM FUNDS TO PAPE-DAWSON ENGINEERS, INC., FOR TRAFFIC ENGINEERING SERVICES, UNDER A PREVIOUSLY AUTHORIZED INDEFINITE DELIVERY PROFESSIONAL SERVICES AGREEMENT, IN

CONNECTION WITH THE TRAFFIC IMPACT STUDY OF THE PROPOSED PRUE ROAD EXTENSION, LOCATED IN COUNCIL DISTRICT 8; PROVIDING FOR PAYMENT; AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE UPON PASSAGE BY EIGHT VOTES.

AN ORDINANCE 101063

AUTHORIZING \$27,734.04 FROM 2003 PARK BOND FUNDS (\$13,700.00) AND REVENUES COLLECTED FROM UDC FEES IN LIEU OF PARK LAND DEDICATION (\$14,034.04) FOR COSTS ASSOCIATED WITH THE WEST END PARK IMPROVEMENT PROJECT IN COUNCIL DISTRICT 1, LEVI STRAUSS PARK IMPROVEMENT PROJECT IN COUNCIL DISTRICT 6, INGRAM HILLS PARK IMPROVEMENT PROJECT IN COUNCIL DISTRICT 7 AND PYTEL PARK IMPROVEMENT PROJECT IN COUNCIL DISTRICT 6; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

AN ORDINANCE 101064

AMENDING THE CURRENT LICENSE AGREEMENT AT MCALLISTER PARK IN COUNCIL DISTRICT 9 BETWEEN THE CITY OF SAN ANTONIO AND MCALLISTER PARK LITTLE LEAGUE, INC., TO ADD APPROXIMATELY 22.56 ACRES TO THE LEASE AREA.

AN ORDINANCE 101065

AUTHORIZING THE RECONVEYANCE OF PROPERTY TO E.S. WRIGHT INVESTMENTS, INC. PURSUANT TO A LEASE AGREEMENT BETWEEN THE CITY OF SAN ANTONIO AND E. S. WRIGHT INVESTMENTS, INC. IN CONNECTION WITH THE PEACH CREEK APARTMENTS DEVELOPMENT PROJECT; AND AUTHORIZING THE EXECUTION OF ALL DOCUMENTS IN CONNECTION THEREWITH.

AN ORDINANCE 101066

APPROVING A CONSENT AGREEMENT BETWEEN THE CITY OF SAN ANTONIO AND THE SINCLAIR OIL CORPORATION REGARDING THE USE AND THE FEDERAL REGISTRATION OF THE TRADEMARK NAME "TOWER OF THE AMERICAS."

AN ORDINANCE 101067

APPROVING THE PARADE PERMIT AND AUTHORIZING THE TEMPORARY CLOSURE OF PORTIONS OF CERTAIN STREETS NEAR THE ALAMODOME IN CONNECTION WITH THE RK GROUP 5K SPONSORED BY JOHN PURNELL TO BE HELD FROM 5:00 A.M. TO 7:30 A.M. ON THURSDAY, JULY 7, 2005

AN ORDINANCE 101068

APPOINTING LUPITA CASTREJON (DISTRICT 1) TO THE MAYOR'S COMMISSION ON THE STATUS OF WOMEN FOR A TERM OF OFFICE TO EXPIRE ON DECEMBER 31, 2006.

ITEMS FOR INDIVIDUAL CONSIDERATION

The City Clerk read the following ordinance:

AN ORDINANCE 101069

REVISING RULES AND PROCEDURES FOR CITY COUNCIL.

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

The following citizen(s) appeared to speak:

Mr. Jack M. Finger, PO Box 12048, addressed the Council relating to only a hand full of meetings going until 2:00 am. He added the meetings had not been run in a business-like fashion and noted this was not a business. He also added it was hard for citizens to come and speak during business hours.

Ms. Betty Eckert, 233 W. Wildwood, addressed the Council relating to her support of changing the time of the regular meeting to the morning when everyone is fresh. She added the citizens are ready for change and ready to start in the morning.

Ms. Helen Dutmer, 739 McKinley Ave., congratulated the newly elected Mayor and City Councilmembers. She stated she is in favor of having an earlier Council meeting and open up government more. She added the long hours are not caused by the citizens but by the egos of the City Councilmembers. She also stated she was not in favor of citizens submitting testimony rather than speaking in person.

Councilmember Hall made a motion for an amendment to begin the B Session at 3:00 P.M. to 5:00 P.M., and to strike the words, adjournment/recess and replace with “consider recess at 7:00 P.M.”. Councilmember Haass seconded the motion

Councilmember Gutierrez made a second amendment to the motion by allowing citizens to submit written testimony in case they had to leave early or if they did not want to speak at the podium. Councilmember Perez seconded the motion. He further added that the same rule of decorum would be followed with respect to the written testimony, noting that it should be limited to 3 minutes time.

After consideration, the motion on Amendment 2 prevailed by the following vote: **AYES:** Flores, McNeil, Gutierrez, Perez, Radle, Herrera, Guajardo, Hall, Wolff, Haass, Hardberger. **NAYS:** None. **ABSENT:** None.

After consideration, the motion on Amendment 1 prevailed by the following vote: **AYES:** Flores, McNeil, Gutierrez, Perez, Radle, Herrera, Guajardo, Hall, Wolff, Haass, Hardberger. **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, McNeil, Gutierrez, Perez, Radle, Herrera, Guajardo, Hall, Wolff, Haass, Hardberger. **NAYS:** None. **ABSENT:** None.

LAND USE PLAN AMENDMENT AND ZONING

4.1A. PLAN AMENDMENT CASE NUMBER 05005: An Ordinance amending the land use plan contained in the City South (Southside Initiative) Community Plan, a component of the Master Plan of the City, by changing the use of a 479.9 acre tract of land located at 16795, 16196 and 16700 U.S. 281 South, north of the Medina River from Agriculture and Rural Living Land Uses to Urban Living Land Use. Staff's recommendation is for approval for the property east of U.S. 281 South (approximately 188.8 acres at 16196 and 16700 U.S. 281 South) and denial for the property west of U.S. 281 South (approximately 291 acres at 16795 U.S. 281 South). Planning Commission's recommendation is for denial. (Council District 3)

Mr. Emil Moncivais, Director, Planning Department, explained the proposed land use plan amendment.

The following citizen(s) appeared to speak:

Mr. Jack M. Finger, PO Box 12048, spoke on said item and stated that its companion case is recommended for denial and asked that same be taken into account.

Councilmember Gutierrez made a motion to continue the proposed rezoning case to the meeting of July 28, 2005. Councilmember Wolff seconded the motion.

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

After consideration, the motion to continue prevailed by the following vote: **AYES:** Flores, McNeil, Gutierrez, Perez, Radle, Herrera, Guajardo, Hall, Wolff. **NAYS:** None. **ABSENT:** Haass, Hardberger.

Plan Amendment Case 05005 was continued to the meeting of July 28, 2005.

4.2A. ZONING CASE NUMBER Z2005066: The request of Manuel Gonzales, Applicant, for Day, McDaniel, and Fight for the Family of Texas Inc., Owner(s), for a change in zoning from "FR" Farm and Ranch District and "RD" Rural Development District to "UD" Urban Development District on P-10, P-10B, P-10C, P-10D, and 16.4 acres out of P-10A and P-62, CB 4006 (16795, 16196, and 16700 U.S. 281 South). Staff's recommendation is for approval for the property east of U.S. 281 South (approximately 188.8 acres at 16196 and 16700 U.S. 281 South) and denial for the property west of U.S. 281 South (approximately 291 acres at 16795 U.S. 281 South). (Council District 3)

Mr. John Jacks, Senior Planner, Development Services Department, explained the proposed rezoning case.

Councilmember Gutierrez made a motion to continue the proposed rezoning case to the meeting of July 28, 2005. Councilmember Perez seconded the motion.

After consideration, the motion to continue prevailed by the following vote: **AYES:** Flores, McNeil, Gutierrez, Perez, Radle, Herrera, Guajardo, Hall, Wolff. **NAYS:** None. **ABSENT:** Haass, Hardberger.

Zoning Case Z2005066 was continued to the meeting of July 28, 2005.

4.2B. ZONING CASE NUMBER Z2005004: The request of Earl & Associates, P. C., Applicant, for Phelps-Toiton, Inc., Owner(s), for a change in zoning from "H" "C-3" "RIO-5" Historic General Commercial District, River Improvement Overlay to "H"

“MF-33” “RIO-5” Historic Multi-Family District, River Improvement Overlay on Parcel 100, NCB 7650 (731 Riverside Drive). Staff’s recommendation was for approval. Zoning Commission has recommended approval. (Council District 3)

Mr. John Jacks, Senior Planner, Development Services Department, explained the proposed rezoning case.

The following citizen(s) appeared to speak:

Mr. Craig Blume also addressed the Council and stated his support and approval of said item.

Mr. Jim Myers addressed the Council in favor of the item.

Mr. Bill Fisher also addressed the Council in favor of the item and urged that said item be passed.

Ms. Helen Dutmer noted that she could not speak before the Council due to the fact that she serves on the Zoning Commission per the City Attorney’s recommendations.

(Mayor Hardberger returned to the meeting at 2:05 pm and presided.)

Ms. Gloria Cortez addressed the Council and stated that she became involved with said item and the area citizens are 100% behind this item.

Mr. Noel Martinez spoke in support of the development and urged Council to approve the request.

Councilmember Gutierrez made a motion to approve the proposed rezoning case. Councilmember Haass seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, McNeil, Gutierrez, Perez, Radle, Herrera, Guajardo, Hall, Wolff, Haass, Hardberger. **NAYS:** None. **ABSENT:** None.

AN ORDINANCE 101070

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS PARCEL 100, NCB 7650 FROM “H” “C-3” “RIO-5” HISTORIC GENERAL COMMERCIAL DISTRICT, RIVER IMPROVEMENT

OVERLAY TO "H" "MF-33" "RIO-5" HISTORIC MULTI-FAMILY DISTRICT,
RIVER IMPROVEMENT OVERLAY.

4.2C. ZONING CASE NUMBER Z2005006: The request of Baptist University of the Americas, Applicant, for Barrett Brothers Interests, Owner, for a change in zoning from "I-1" General Industrial District to "RM-5" Residential Mixed District on 8.53 acres out of NCB 11186 (Interstate 35 South Frontage Road). Staff's recommendation was for approval. Zoning Commission has recommended approval. (Council District 4)

Mr. John Jacks, Senior Planner, Development Services Department, explained the proposed rezoning case.

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

After consideration, the motion to continue prevailed by the following vote: **AYES:** Flores, McNeil, Perez, Radle, Barrera, Castro, Hall, Wolff, Haass, Hardberger. **NAYS:** None. **ABSENT:** Gutierrez.

Zoning Case Z2005006 was continued for two months.

4.2D. ZONING CASE NUMBER Z2005104 C: The request of Louis Parra, Applicant, for Louis Parra, Owner(s), for a change in zoning from "C-2" Commercial District to "R-6" C with conditional use for a duplex not to exceed 13 units per acre (2 units on subject property) on Lot 7, Block 21, NCB 8917 (528 Wilcox). Staff's recommendation was for approval. Zoning Commission has recommended approval. (Council District 5)

Mr. John Jacks, Senior Planner, Development Services Department, explained the proposed rezoning case.

Councilmember Radle made a motion to approve the proposed rezoning case with conditions. Councilmember Hall seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, McNeil, Gutierrez, Perez, Radle, Herrera, Guajardo, Hall, Wolff, Haass, Hardberger. **NAYS:** None. **ABSENT:** None.

AN ORDINANCE 101071

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 7, BLOCK 21, NCB 8917 FROM "C-2" COMMERCIAL DISTRICT TO "R-6" C WITH CONDITIONAL USE FOR A DUPLEX NOT TO EXCEED 13 UNITS PER ACRE (2 UNITS ON SUBJECT PROPERTY).

4.2E. ZONING CASE NUMBER Z2005153: The request of Casa De Mijos, Ltd., Applicant, for Casa De Mijos, Ltd., Owner(s), for a change in zoning from "MF-33" Multi Family District to "PUD" "MF-33" Planned Unit Development Multi-Family District on 11.89 acres out of NCB 11609 at the intersection of Tomas Circle and Rowley Road. Staff's recommendation was for approval. Zoning Commission's recommendation pending June 21, 2005 Hearing. (Council District 8)

Mr. John Jacks, Senior Planner, Development Services Department, explained the proposed rezoning case.

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, McNeil, Gutierrez, Perez, Radle, Herrera, Guajardo, Hall, Wolff, Haass, Hardberger. **NAYS:** None. **ABSENT:** None.

AN ORDINANCE 101072

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS 11.89 ACRES OUT OF NCB 11609 FROM "MF-33" MULTI FAMILY DISTRICT TO "PUD" "MF-33" PLANNED UNIT DEVELOPMENT MULTI-FAMILY DISTRICT.

4.2F. ZONING CASE NUMBER Z2005106: The request of H & E Equipment Services, LLC, Applicant, for Bexar County, Owner(s), for a change in zoning from "R-5" Residential Single-Family District to "I-1" General Industrial District on Lot 22, Block 1, NCB 13801 (5445 Randolph Boulevard). Staff's recommendation was for

approval. Zoning Commission has recommended approval. (Council District 10)

Mr. John Jacks, Senior Planner, Development Services Department, explained the proposed rezoning case.

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, McNeil, Gutierrez, Perez, Radle, Herrera, Guajardo, Hall, Wolff, Haass, Hardberger. **NAYS:** None. **ABSENT:** None.

AN ORDINANCE 101073

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 22, BLOCK 1, NCB 13801 FROM "R-5" RESIDENTIAL SINGLE-FAMILY DISTRICT TO "I-1" GENERAL INDUSTRIAL DISTRICT.

Mayor Hardberger asked the City Manager for the submittal of a list to the Council in two weeks for the position of City Attorney and recommendations and/or information at that time and to expedite the process on same. After discussion, the consensus of the Council was to complete the process as soon as practicable and possible.

3:00 P.M. – STAFF PRESENTATION ON THE FIVE YEAR FINANCIAL FORECAST

Mr. Peter Zanoni, Director of Management and Budget, narrated a slide presentation on the Five Year Financial Forecast for FY 2006-2010, a copy of which is on file with the Office of the City Clerk. He presented an overview of the City's general fund including the eight other major funds which include the Community & Visitors Facilities Fund, Golf Fund, Storm Water Fund, Aviation Fund, Environmental Services Fund, Parking Fund, Employee Benefits Fund and the Workers' Compensation Fund. He spoke to the revenue methodology, property tax projected revenues, CPS projected revenues, and sales tax revenues. He further outlined general fund expenditure growth assumptions, mandates, and various policy issues and analyses, and delineated the proposed budget schedule.

CITIZENS TO BE HEARD

Mr. Faris Hodge Jr., 140 Dora, addressed the Council and welcomed all. He distributed a hand-out for each Councilmember and sang "I've Been Working on the Railroad". He also addressed the Council with regards to employee benefits such as sick leave, annual leave and retirement as well as raising their pay by \$2.

Ms. Patsy Cheyney addressed the Council about the VIA Bus situation with regards to signage at certain locations for accessibility for the disabled. She stated she would submit the request of specific locations to the City in writing.

Mr. Nazarite Ruben Flores Perez, 627 Hearne, addressed the Council relating to various community issues.

INDIVIDUAL ITEMS CONTINUED

The City Clerk read the following ordinance:

AN ORDINANCE 101074

DESIGNATING EACH MEMBER OF THE CITY COUNCIL AS MAYOR PRO TEM FOR A SPECIFIED PERIOD DURING THE 2005-2007 TERM.

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

Councilmembers drew lots to designate their respective terms of office as Mayor Pro Tem for the duration of the Council term.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, McNeil, Gutierrez, Perez, Radle, Herrera, Guajardo, Hall, Wolff, Haass, Hardberger. **NAYS:** None. **ABSENT:** None.

The Mayor recessed the meeting of the City Council at 5:25 pm and convened as the Board of Directors of the City of San Antonio, Texas Empowerment Zone Development Corporation.

The City Clerk read the following resolution:

A RESOLUTION EZDC-2005-30

BY THE CITY OF SAN ANTONIO TEXAS EMPOWERMENT ZONE DEVELOPMENT CORPORATION DESIGNATING A NEW PRESIDENT AND VICE PRESIDENT OF THE BOARD.

Mr. Trey Jacobson, Assistant Director of Economic Development, made a presentation on the designation of officers for the City of San Antonio, Texas Empowerment Zone Development Corporation (EZDC), a copy of which is on file with the Office of the City Clerk.

Councilmember Hall nominated Mayor Hardberger as President and Chip Haass as Vice-President. Councilmember Perez seconded the nomination.

Councilmember Radle nominated Mayor Hardberger as President and Sheila McNeil as Vice-President.

Councilmember Hall withdrew his nomination. The motion carried for Mayor Hardberger and Councilmember McNeil to serve as President and Vice President, respectively.

Motion was made by Councilmember Perez to accept the nominations as presented, and was seconded by Councilmember Haass.

After consideration, the motion, carrying with it the passage of the resolution, prevailed by the following vote: **AYES:** Flores, McNeil, Gutierrez, Perez, Radle, Herrera, Guajardo, Hall, Wolff, Haass, Hardberger. **NAYS:** None. **ABSENT:** None.

Mayor Hardberger adjourned the Board of Directors of the City of San Antonio, Texas Empowerment Zone Development Corporation at 5:32 pm and reconvened as the City Council.

The City Clerk read the following ordinance:

AN ORDINANCE 101075

AUTHORIZING THE EXECUTION OF AN AIRLINE-AIRPORT USE AND LEASE AGREEMENT WITH FRONTIER AIRLINES, INC., AT SAN ANTONIO INTERNATIONAL AIRPORT, FOR A TERM TO COMMENCE ON JULY 1, 2005 UPON PASSAGE BY EIGHT VOTES AND END ON SEPTEMBER 30, 2006.

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

Mr. Roland Lozano, Assistant City Manager, made a presentation on the Airport Use and Lease Agreement for Frontier Airlines, Inc., a copy of which is on file with the Office of the City Clerk. Mr. Lozano presented background information on the airline agreement, history of Frontier Airlines, agreement content, estimated revenue on the monthly rent, space being utilized, and estimated revenue on the landing fees and joint use charges.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, McNeil, Gutierrez, Perez, Radle, Herrera, Guajardo, Hall, Wolff, Haass, Hardberger. **NAYS:** None. **ABSENT:** None.

Mayor Hardberger recessed the meeting of the City Council at 5:36 pm and convened as the Board of Directors of the San Antonio Housing Trust Finance Corporation

The City Clerk read the following resolution:

A RESOLUTION SAHTFC-2005-31

NAMING OFFICERS OF THE SAN ANTONIO HOUSING TRUST FINANCE CORPORATION.

Mr. David Garza, Director of Neighborhood Action, spoke to the Housing Trust Finance Corporation and the need to elect new officers.

Councilmembers nominated Councilmember Richard Perez to serve as President, Councilmember Roland Gutierrez as Vice President, Councilmember Elena Guajardo as Secretary, and Councilmember Delicia Herrera as Treasurer.

Motion was made by Councilmember Hall to accept the nominations, and was seconded by Councilmember Flores.

After consideration, the motion, carrying with it the passage of the Resolution, prevailed by the following vote: **AYES:** Flores, McNeil, Gutierrez, Perez, Radle, Herrera, Guajardo, Hall, Wolff, Hardberger. **NAYS:** None. **ABSENT:** Haass.

Mayor Hardberger adjourned the meeting of the San Antonio Housing Trust Finance Corporation at 5:45 pm and reconvened the Regular City Council Meeting.

CITY MANAGER'S REPORT

Mr. Rolando Bono, Interim City Manager, spoke of the award made by the Texas Society of Engineers to Mr. Tom Wendorf, Director of Public Works where he was named City Engineer of the Year.

EXECUTIVE SESSION

The Mayor recessed the Regular Session at 5:50 pm in order to convene in Executive Session for the purpose of:

Discuss legal issues relating to Summerglen Property Owner's Assoc., et al v. COSA, 2005-CI-02005, pursuant to Texas Government Code Section 551.071 (consultation with attorney) and discuss legal issues related to negotiation of service agreements with representatives of areas included in the City's Three Year Annexation Plan, pursuant to Texas Government Code Section 551.071 (consultation with attorney).

Discuss legal issues related to a pending request for annexation submitted by the City of Timberwood Park Committee and the annexation of the Timberwood Park area for limited purposes, pursuant to Texas Government Code Section 551.071 (consultation with attorney).

The Mayor reconvened the Regular Session from Executive Session at 6:50 pm, 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 Hardberger adjourned the meeting at 5:06 pm.

A P P R O V E D



PHIL HARDBERGER
MAYOR

Attest:



LETICIA M. VACEK
City Clerk