

**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, WEDNESDAY, NOVEMBER 30, 2005 AND THURSDAY, DECEMBER 1, 2005

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The City Council convened in an informal "B" Session at 3:00 p.m., Wednesday, November 30, 2005, Municipal Plaza Building "B" Room for the purpose of:

Boards and Commission Interviews. [Conducted by Leticia Vacek, City Clerk]

Briefing on the Main Plaza Redevelopment Project. [Presented by Thomas Wendorf, Director, Public Works; Melissa Byrne Vossmer, Assistant City Manager]

Discussion on the operation of the public, educational, and government access channels. [Presented by Ben Gorzell, Director, Public Utilities; Melissa Byrne Vossmer, Assistant City Manager]

The "B" Session adjourned at 5:05 p.m.

The Regular Meeting was called to order at 9 a.m. on Thursday, December 1, 2005 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 Sister Madeline Pape and children from Collins Garden Elementary School, District 5, guests of Councilmember Patti Radle.

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

POINT OF PERSONAL PRIVILEGE

On a point of personal privilege, Mayor Hardberger introduced Hope Andrade, Commissioner, Texas Department of Transportation. Ms. Andrade informed Council that automobile crashes in San Antonio kill more teenagers than any other cause. She formed the peer directed Teens in the Drivers Seat Coalition. District Attorney Susan Reed, Municipal Judge Cathy Torres-Stahl and the Texas Transportation Institute united to form the Teens in the Driver Seat Coalition. She added that the San Antonio Youth Commission, Texas Office of Public Safety and San Antonio Police Department are local program participants.

Mr. Bernie Petty, of the Texas Transportation Institute, described the reason for development of the program, its goals, and plans for local implementation.

Judge Catherine Torres-Stahl, City of San Antonio Teen Court, briefly discussed her courtroom experience with teen drivers.

The minutes of the City Council meeting of November 10, 2005 were approved as presented.

Mayor Hardberger advised Council that all votes must be cast verbally until further notice, due to technical difficulties with the electronic voting system.

INDIVIDUAL ITEMS FOR CONSIDERATION

Councilmember Haass motioned Item 19 be pulled for individual consideration at this time to avoid later scheduling conflicts with the day's agenda. Councilmember Perez seconded the motion.

The City Clerk read the following Ordinances:

AN ORDINANCE 101747

AN ORDINANCE ACCEPTING THE OFFER SUBMITTED BY PHILPOTT MOTORS, UTILIZING THE TEXAS BUILDING AND PROCUREMENT COMMISSION CONTRACT, TO PROVIDE THE CITY WITH 39 GASOLINE/ELECTRIC HYBRID SEDANS FOR A TOTAL COST OF \$805,701.00, FROM THE EQUIPMENT RENEWAL AND REPLACEMENT FUND.

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

Ms. Janie B. Cantu, Director, Purchasing & General Services stated the vehicles' estimated useful life expectancy is 10 years, adding that performance will be monitored annually. She stated that receipt of the vehicles is expected within 30-45 days of Council's approval.

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.

PUBLIC HEARING REGARDING THE ADOPTION OF AMENDMENTS TO CHAPTER 35 OF THE CITY CODE SUBMITTED THROUGH THE 2005 ANNUAL UNIFIED DEVELOPMENT CODE UPDATE PROGRAM

Mr. Rod Sanchez, Assistant Director of Development Services, narrated a slide presentation regarding the 2005 Unified Development Code (UDC) Annual update, a copy of which is on file in the Office of the City Clerk. He cited the various departments who submitted the amendments, and presented background information on the 67 amendments that were submitted for consideration in the 2005 UDC Annual Update Program. He provided the City Council with specific and detailed information on amendments to the following: tree provisions; planning and historic provisions; flex-zoning districts; base zoning districts; and subdivision provisions. He confirmed the City Council would hold another public hearing and consider the adoption of the amendments on December 15, 2005.

Mr. Larry Hiemer, 922 Isom Rd, Vice President of Government Affairs, Real Estate Council of San Antonio (REC), spoke on behalf of the REC and the Greater San Antonio Builders Association. He requested the proposed ETJ amendment be further evaluated by the City, as the City does not have the authority to regulate historic and archeological site reviews in the ETJ. He requested the amendment process involve a structured process to allow for sufficient review. He also recommended the process of submitting two recorded restricted covenants be deleted as a condition for issuing building permits, and recommended adding ash junipers to the list of invasive species. He also requested further review of proposed historic tree review requirements.

Ms. Virginia Nicholas, 109 King William, San Antonio Conservation Society, addressed the Council regarding tree sampling and mitigation for heritage trees. She stated that VIA should not be exempt from the UDC. Lastly, she said that the Conservation Society supports amending the UDC.

Mr. Richard Alles, P.O. Box 700066, appeared before Council with a presentation related to Heritage trees and their evaluation methodology. He recommended denial of the Heritage trees amendment. He supported the invasive species amendment contingent upon species field identification by the City Arborist. He stated the Re-protection Zones amendment doesn't offer limitations on alternative means of construction nor any scientific support. Lastly, he offered his consent to the reduced standards amendment for athletic fields.

Mr. Mark Peterson, 9350 S. Presa, Regional Forest Commissioner, Texas Forest Service, stated he would recommend language clarity and more specific terminology to the proposed changes. He further recommended smaller sampling requirements. He also answered questions from Council regarding water-efficient trees.

Mr. Clint McKenzie, 302 Stratford Ct., Southern Texas Archaeological Association, discussed the importance of archaeological protection and encouraged Council to amend the UDC to protect archaeological surveys.

Ms. Judith Infante, 13 N. Rue Charles, addressed the Council relating to several local tree projects she is involved in and how they would have been different or impossible if the proposed amendments were in place. She asked the Council to reject several amendments: random grid amendment, root protection zone and to not reduce the mitigation ratios.

Mr. Allen Townsend, 143 Walton, addressed the Council and inquired on the need for statistical sampling, and that there was no need to change the process. He also offered his continued support of mitigation funding, and asked Council to not make decisions by exception on a project-by-project basis.

After discussion, it was the consensus of the Council to separate the two issues – UDC amendments and those items related to trees when Council is required to take action upon the items.

SECOND AND FINAL READING OF ANNEXATION ORDINANCES

The City Clerk read the following Ordinances a second and final time:

AN ORDINANCE 101600

PROVIDING FOR THE EXTENSION OF THE SAN ANTONIO CITY LIMITS BY THE FULL PURPOSE VOLUNTARY ANNEXATION OF APPROXIMATELY 10

ACRES OF LAND KNOWN AS THE QVC SAN ANTONIO, INC. PROPERTY AND APPROVING A SERVICE PLAN FOR THE AREA.

Mr. Emil Moncivais, Director of Planning, narrated a slide presentation regarding the 2nd reading of the Ordinance pertaining to the Voluntary Annexation request of QVC San Antonio and Hunter's Pond Area, a copy of which is on file in the Office of the City Clerk. His discussion covered items 4A (Ordinance 101600) and 4B (Ordinance 101601). He noted that in 1991, QVC San Antonio located on a 10-acre site at 9855 Westover Hills in District 6, and in 1992, City Council approved a seven-year Industrial District designation and non-annexation agreement with QVC. He explained the City was now executing the QVC Petition for Annexation that was part of the agreement. He then cited the fiscal impact and the tax revenue the City would receive. Regarding the Hunter's Pond annexation, he discussed the development in detail, and indicated the Developer was seeking annexation and designation of a Tax Increment Reinvestment Zone (TIRZ) before the end of 2005 for 25 years. He noted the proposed development was for 459 single-family units to be phased in between 2006 – 2012. He then cited the fiscal impact, and discussed the next steps and effective annexation dates for Hunter's Pond and QVC.

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

The following citizen(s) appeared to speak:

Mr. Faris Hodge, Jr., 140 Dora, submitted a written statement, a copy of which is on file with the Office of the City Clerk, which expressed his displeasure with businesses receiving tax breaks through the City's incentive.

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. **NAYS:** None. **ABSENT:** Hardberger.

AN ORDINANCE 101601

PROVIDING FOR THE EXTENSION OF THE SAN ANTONIO CITY LIMITS BY THE FULL PURPOSE VOLUNTARY ANNEXATION OF APPROXIMATELY 98 ACRES OF LAND KNOWN AS THE HUNTERS POND PROPERTY AND APPROVING A SERVICE PLAN FOR THE AREA.

Councilmember Perez made a motion to approve the proposed Ordinance. Councilmember Gutierrez 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. **NAYS:** None. **ABSENT:** Haass, Hardberger.

INDIVIDUAL ITEMS CONTINUED

The City Clerk read the following Ordinances:

AN ORDINANCE 101748

AN ORDINANCE AUTHORIZING CERTAIN ACTIONS RELATED TO THE EXTENSION OF THE TERM OF THE EXISTING STANDBY BOND PURCHASE AGREEMENT FOR THE CITY OF SAN ANTONIO, TEXAS ELECTRIC AND GAS SYSTEMS JUNIOR LIEN REVENUE BONDS, SERIES 2003, ISSUED AS VARIABLE RATE DEMAND OBLIGATIONS; AND ENACTING OTHER PROVISIONS RELATED TO THE SUBJECT AND PURPOSE OF THIS ORDINANCE.

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

Mr. Ben Gorzell, Director of Public Utilities, narrated a slide presentation regarding the extension and amendment of the standby bond purchase agreement, a copy of which is on file in the Office of the City Clerk. He introduced a representative from City Public Service (CPS) Energy, who spoke to the Junior Lien Revenue Bonds. The representative discussed the Standby Bond Purchase Agreement (SBPA), noting it will expire January 31, 2006, and further explained that Article IV Section 4.1 of the original Ordinance requires City Council approval to amend or extend the SBPA. He stated CPS Energy opted to issue a Request for Proposal (RFP), rather than extend the current liquidity facility to ensure that CPS Energy was receiving current market fees. From that RFP, eight (8) proposals were received, and he explained Bank of America, N.A. was selected based on best overall proposal.

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, Haass, Hardberger. **NAYS:** None. **ABSENT:** Wolff.

AN ORDINANCE 101749

AN ORDINANCE APPROVING THE SAN ANTONIO HOUSING TRUST FUNDING RESOLUTION TO MAKE AVAILABLE \$100,000.00 IN TRUST FUNDS FOR DISBURSEMENT AS AN AWARD OF TRUST ASSISTANCE IN A TARGETED FUNDING ROUND TO THE CITY OF SAN ANTONIO FOR THE EMERGENCY REPAIR PILOT PROGRAM; AUTHORIZING THE ACCEPTANCE OF SAID GRANT, APPROPRIATING FUNDS FROM THE CITY OF SAN ANTONIO HOUSING TRUST FUND; AND AUTHORIZING THE EXECUTION OF ANY AND ALL RELATED DOCUMENTS IN CONNECTION THEREWITH.

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

Mr. David Garza, Director of Neighborhood Action, narrated a slide presentation regarding the San Antonio Housing Trust Targeted Funding Round for the Emergency Repair Pilot Program, a copy of which is on file in the Office of the City Clerk. He provided background information, and stated the City had an administrative contract to manage the operations of the San Antonio Housing Trust Fund which was created in 1998. He outlined the Emergency Repair Program eligibility requirements, and noted the Pilot Program was a collaborative effort by the City, the Housing Trust and Merced Housing Texas. He confirmed the Neighborhood Action Department would be responsible for processing applications to ensure all clients meet the required qualifications.

The following citizen(s) appeared to speak:

Ms. Magdalena Lozano, 1447 Barclary, ACORN member, with the assistance of a translator, addressed Council to recommend the grant be extended to benefit more people.

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, Hardberger. **NAYS:** None. **ABSENT:** Haass.

EXECUTIVE SESSION

Mayor Hardberger recessed the regular session at 12:08 p.m. for lunch, and announced that Council would reconvene into Executive Session at 1 p.m. to discuss the following:

Discuss legal issues related to Collective Bargaining negotiations with the International Association of Firefighters Local 624, pursuant to the Texas Government Code Section 551.071 (consultation with attorney).

Discuss legal issues related to *Sandra Trevino, et al v. City of San Antonio*, Cause No. SA-02-CA-0396-FB, pursuant to the Texas Government Code Section 551.071 (consultation with attorney).

Deliberate the request for and offer of financial incentives to support the Park Centre Towers Project pursuant to Texas Government Code Section 551.087 (deliberation regarding economic development negotiations).

Discuss legal issues and strategies related to the settlement negotiations related to the Wilshire Woods Apartment Project, pursuant to Texas Government Code Section 551.071(B) (consultations with attorney) and 551.072 (deliberation regarding real property).

City Attorney to discuss legal issues related to City's Powers to regulate ETJ pursuant to Texas Government Code section 551.071(B) (consultations with attorney).

Discuss legal issues related to Item 10, a vested rights appeal by Ogilvy, Descamps Engineers on behalf of Milstone Potranco Development, Ltd., under section 551.071(B) (consultations with attorney).

Mayor Hardberger reconvened the regular meeting at 3:25 p.m. and stated that no action would be taken on the Executive Session items.

INDIVIDUAL ITEMS CONTINUED

The City Clerk read the following Ordinances:

AN ORDINANCE 101750

AUTHORIZING THE SAN ANTONIO HOUSING FINANCE CORPORATION TO ISSUE TAX EXEMPT MULTI-FAMILY HOUSING REVENUE BONDS IN AN AMOUNT NOT TO EXCEED \$10 MILLION TO PROVIDE FINANCING FOR THE CONSTRUCTION OF THE MIDCROWN SENIOR PAVILION PROJECT LOCATED IN DISTRICT 2; AND ENACTING OTHER PROVISIONS INCIDENT AND RELATED TO THE SUBJECT AND PURPOSE OF THIS ORDINANCE.

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

At this point, Mayor Hardberger stated Council would resume use of the electronic voting system.

Mr. Andrew Cameron, Director of Housing and Community Development, narrated a slide presentation regarding the San Antonio Housing Finance Corporation's issuance of tax exempt multi-family housing revenue bonds to support the construction of three separate properties, a copy of which is on file in the Office of the City Clerk. His presentation also covered agenda items 7B (Ordinance 101751) and 7C (Ordinance 101752). He acknowledged that the passage of these ordinances would support the construction of three projects located in Districts 2 (MidCrown Senior Pavilion), 3 (New Braunfels Garden) and 6 (Costa Valencia). He provided information on the bonds, noting the City was not obligated to provide security for the bonds, and the debt would not impact the City's credit. If approved, he explained the proposed projects combined will add a total of 678 affordable units available to families that are at or below 60% of San Antonio's median income. He then discussed the policy analysis and fiscal impact.

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 101751

AUTHORIZING THE SAN ANTONIO HOUSING FINANCE CORPORATION TO ISSUE TAX EXEMPT MULTI-FAMILY HOUSING REVENUE BONDS IN AN AMOUNT NOT TO EXCEED \$13.5 MILLION TO PROVIDE FINANCING FOR THE CONSTRUCTION OF THE NEW BRAUNFELS GARDENS PROJECT LOCATED IN DISTRICT 3; AND ENACTING OTHER PROVISIONS INCIDENT AND RELATED TO THE SUBJECT AND PURPOSE OF THIS ORDINANCE.

Councilmember McNeil made a motion to approve the proposed Ordinance. Councilmember Gutierrez 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 101752

AUTHORIZING THE SAN ANTONIO HOUSING FINANCE CORPORATION TO ISSUE TAX EXEMPT MULTI-FAMILY HOUSING REVENUE BONDS IN AN AMOUNT NOT TO EXCEED \$12.2 MILLION TO PROVIDE FINANCING FOR THE CONSTRUCTION OF THE COSTA VALENCIA PROJECT LOCATED IN DISTRICT 6; AND ENACTING OTHER PROVISIONS INCIDENT AND RELATED TO THE SUBJECT AND PURPOSE OF THIS ORDINANCE.

Councilmember Haass made a motion to approve the proposed Ordinance. Councilmember Gutierrez 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.

The City Clerk read the following Ordinance:

AN ORDINANCE 101753

CONSENTING TO THE ISSUANCE OF QUALIFIED TAX-EXEMPT INDUSTRIAL DEVELOPMENT BONDS BY THE CITY OF TATUM INDUSTRIAL DEVELOPMENT CORPORATION TO PARTIALLY FINANCE A \$26 MILLION APPLIED PHYSICS RESEARCH FACILITY IN SAN ANTONIO BY THE NON-PROFIT SOUTHWEST RESEARCH INSTITUTE.

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

Mr. Ramiro Cavazos, Director of Economic Development Department, narrated a slide presentation regarding the tax exempt industrial revenue bond financing by the City of Tatum Industrial Development Corporation for Southwest Research Institute (SwRI), a copy of which is on file in the Office of the City Clerk. He provided background information regarding Southwest Research Institute, and spoke to the established relationship it had with the City of Tatum, Texas. He explained that in 1999 and spring 2005, Southwest Research Institute utilized the City of Tatum Industrial Development Corporation to finance capital improvements, and on November 3, 2005 SRI submitted an application requesting consent of the City Council permitting the issuance of ten (10) million of qualified tax exempt industrial development revenue bonds. He noted the bonds would partially finance a twenty-six (26) million applied physics research facility

in San Antonio. He then discussed the policy analysis, and indicated there would be no fiscal impact to the City.

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, Hardberger. **NAYS:** None. **ABSENT:** Haass.

The City Clerk read the following Ordinance:

AN ORDINANCE 101754

APPROVING SEVEN REAPPOINTMENTS TO THE ALAMO WORKSOURCE BOARD.

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

Mr. Ramiro Cavazos, Director of Economic Development Department, narrated a slide presentation regarding appointments to the Alamo Workforce Development Board, a copy of which is on file in the Office of the City Clerk. He spoke to the board composition, and explained that two members were appointed by each of the principal entities which include the City of San Antonio, Bexar County and the eleven surrounding rural counties. He then spoke to the seven current members who are eligible for reappointment.

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 City Clerk read the consideration of an appeal by Overby, Descamps Engineers, on behalf of Milestone Potranco Development, Ltd., regarding the Planning Commission's action to deny rights under Chapter 245, Texas Local Government Code for a proposed project on a 126 acre tract and a 32 acre tract located west of FM 1604 on Potranco Road, Abstract Number 196, County Block 4361.

Mr. Florencio Pena, Director of Development Services, narrated a slide presentation regarding the appeal by Overby, Descamps Engineers, on behalf of Milestone Potranco Development, Ltd., a copy of which is on file in the Office of the City Clerk. He outlined the sequence of events, noting that on June 14, 2005, a Vested Rights application for a 126 acre tract and a 36 acre tract proposal for platting was filed. He stated the basis for

the claim was a letter from the applicant to San Antonio Water System (SAWS) for sewer service, and SAWS response to the applicant's request indicated a need to show proof of participation in the Medio Creek Sewer Outfall. City Staff denied the application for vesting on July 7, 2005 based on insufficient information. He confirmed Staff recommended denial of the request for vested rights.

The following citizens appeared to speak:

Mr. Eduardo Descamps, 11815 Warfield, addressed Council in defense of the project.

Mr. John McClash, Austin, legal counsel for Milestone Potranco Development, Ltd., requested approval of vested rights as it is consistent with State law and it would enhance the City's tax base.

Mr. Jack M. Finger, P.O. Box 12048, indicated he supported the recommendation to deny the appeal request.

Councilmember Hall made a motion to deny the appeal. Councilmember Perez seconded the motion.

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

The appeal was denied.

The City Clerk read the following Ordinance:

AN ORDINANCE 101755

AUTHORIZING THE ACCEPTANCE OF GRANT FUNDS IN THE AMOUNT OF \$4,614,579.00 FROM THE U.S. DEPARTMENT OF HOMELAND SECURITY THROUGH THE OFFICE OF DOMESTIC PREPAREDNESS, WHICH WILL BE USED TO ASSIST THE CITY OF SAN ANTONIO WITH HOMELAND SECURITY READINESS OVER THE NEXT THREE TO FIVE YEARS THROUGH TRAINING, DRILLS, PLANNING, EQUIPMENT, AND PHARMACEUTICALS, FOR THE GRANT PERIOD OCTOBER 1, 2004 TO DECEMBER 30, 2006.

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

Captain Nim Kidd, San Antonio Fire Department, Office of Emergency Management (OEM), narrated a slide presentation regarding the 2005 Homeland Security Grant Program (HSGP), a copy of which is on file in the Office of the City Clerk. He stated the ordinance would authorize the Office of Emergency Management to accept grant funds from the 2005 Homeland Security Grant Program. He outlined the 2005 HSGP Allocation Breakdown which includes the State Homeland Security Program, Urban Area Security Initiative, Metropolitan Medical Response System and the Law Enforcement Terrorism Prevention, and noted that grant projects are pre-qualified, competitive and assigned within the AACOG Region. He described what was entailed with each of the projects of the program, and indicated there were no matching funds required. He concluded that the Governor's number one goal was the prevention of terrorist attacks in Texas.

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

CEREMONIAL ITEMS

Mayor Hardberger addressed the following honorariums:

Distinguished Citizen Award to Mr. Ed Whitacre, CEO of AT&T, Inc., for his role in helping San Antonio remain the corporate headquarters for AT&T, Inc. (formerly SBC).

Proclamation for the Commission for Children and Families, declaring December 2005 "A Child is a Gift Month." He then recognized Judge Andy Mireles and Judge Peter Sakai for their service and efforts in fighting child abuse.

Proclamation for the "Small, Minority and Women Owned Business Owners Conference," Wednesday, December 14, 2005.

Presentation from Mr. Hidehiko "T.J." Tajima, president, Toyota Motor Manufacturing Texas, Inc., of a \$40,000 contribution to the City's Hurricane Relief Fund.

Presentations to participants of the Public Works Department's 2005 Public Works Academy.

Presentations to City employees with 30 or more years of service.

Mayor Hardberger was obliged to leave the meeting at this time. Mayor Pro Tem Wolff presided over the meeting.

INDIVIDUAL ITEMS CONTINUED

The City Clerk read the following Ordinance:

AN ORDINANCE 101756

AMENDING THE DEVELOPMENT AGREEMENT FOR TAX INCREMENT REINVESTMENT ZONE NUMBER FIFTEEN CITY OF SAN ANTONIO, TEXAS (THE "NORTH EAST CROSSING TIRZ") BY ADDING A PROVISION FOR THE REVISION OF THE CONSTRUCTION SCHEDULE, INSERTING A REVISED CONSTRUCTION SCHEDULE AND CAUSING THE FINAL FINANCING PLAN TO REFLECT THE REVISION.

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

Mr. David Garza, Director of Neighborhood Action, narrated a slide presentation regarding Tax Increment Reinvestment Zone (TIRZ) Number Fifteen, a copy of which is on file in the Office of the Clerk. He stated the ordinance would amend the development agreement for the Northeast Crossing TIRZ by replacing exhibit "C" and adding a provision and process for future revisions to the construction schedule. He provided background information on this TIRZ, which is located in City Council District 2. He then outlined the sequence of events that transpired with this TIRZ from August 2002 to September 2005. He then discussed the policy analysis and cited the fiscal impact.

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

The City Clerk read the following Resolution:

A RESOLUTION 2005-46-41

EXPRESSING THE CITY OF SAN ANTONIO'S INTENT TO CONSIDER THE CREATION OF A TAX INCREMENT REINVESTMENT ZONE ("TIRZ") TO FINANCE PUBLIC IMPROVEMENTS IN THE ROSILLO RANCH DEVELOPMENT IN DISTRICT 2 AND AUTHORIZING STAFF TO PROCEED WITH THE

STATUTORY PROCESS FOR THE CONSIDERATION OF THE CREATION OF A TIRZ.

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

Mr. David Garza, Director of Neighborhood Action, narrated a slide presentation regarding the intent to consider creating a Tax Increment Reinvestment Zone (TIRZ) known as Rosillo Ranch TIRZ, a copy of which is on file in the Office of the City Clerk. He stated the resolution would authorize staff to provide written notices to other taxing entities and seek a representative to discuss the proposed project. He spoke to the intent of "Tax Increment Financing" (TIF), which is governed by the TIF Act found in Chapter 311 of the Texas Tax Code. He then provided detailed information on Rosillo Ranch, including its developer, location and proposed public improvements. He discussed the policy analysis and fiscal impact, and concluded with the next steps.

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

STAFF BRIEFING ON THE STATUS OF THE CONSOLIDATED HUMAN DEVELOPMENT SERVICES FUNDING PROCESS.

Mr. Dennis J. Campa, Director, Community Initiatives, initiated a briefing on the Consolidated Human Development Services Funding Process. A copy of the presentation is on file with these papers. He discussed the investment priorities of the City Council, which are family strengthening, youth development, workforce development and community safety net. Of these priorities, he detailed the importance of each and what the goals were for each. He cited the prioritization process and the funding recommendation process, and presented an overview on the Fiscal Year 2007 and 2008 timeline.

The City Clerk read the following Ordinance:

AN ORDINANCE 101757

ACCEPTING A PROPOSAL AND AUTHORIZING THE AMENDMENT OF A PREVIOUSLY EXECUTED PROFESSIONAL SERVICES AGREEMENT WITH CH2M HILL, INC. IN THE AMOUNT OF \$600,000.00 FOR DEVELOPMENT OF A WEB-BASED PROGRAM MANAGEMENT PORTAL THAT CAN BE APPLIED

CITY WIDE IN CONNECTION WITH THE 2005 STORM WATER REVENUE BOND PROGRAM; 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 amendment of a previously executed professional services agreement with CH2M HILL, Inc., a copy of which is on file in the Office of the City Clerk. He spoke to the Program Management Portal (PM Portal), and described it as an electronic gateway which allows users to quickly and easily access information pertaining to design and construction projects. He acknowledged this tool as a way to enhance communication through real-time collaboration to accelerate work-flow processes. He then stated it would enhance City staff capability to do more with less to deliver projects on time and within budget without compromising quality. He then described this tool's relation to SAP, noting no additional data entry was required by staff to move the data from the PM Portal to SAP.

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

CONSENT AGENDA

Items 16, 19, 22, 25, 26, 28, 32, 33, 39, 40, 42, 52, 53, 56 were pulled for individual consideration. Consent agenda items 16, 20 and 56 were tabled for consideration on December 15, 2005. Items 17, 18, 21, 23, 24, 27, 29, 30, 31, 34-38, 41, 43, 44-51, 54, 55, 57-59 were approved upon a motion made by Councilmember Hall and seconded by Councilmember Flores.

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

The City Clerk read the following Ordinances:

AN ORDINANCE 101758

ACCEPTING A BID IN THE AMOUNT OF \$61,006.00 SUBMITTED BY SAFETY BOSS, INC. FOR THE PURCHASE OF ONE SURPLUS CITY-OWNED 1988

OSHKOSH FIRE RESCUE VEHICLE, FUNDS TO BE DEPOSITED INTO THE AIRPORT OPERATING AND MAINTENANCE FUND.

AN ORDINANCE 101759

ACCEPTING THE BID SUBMITTED BY TEXAS CORRECTIONAL INDUSTRIES TO PROVIDE THE ALAMODOME DEPARTMENT WITH TURF RACKS FOR A TOTAL COST OF \$136,400.00, FROM THE 2004 NCAA STATE SALES TAX REFUND.

AN ORDINANCE 101760

ACCEPTING THE BIDS OF VARIOUS COMPANIES TO PROVIDE THE CITY WITH VARIOUS TYPES OF COMMODITIES AND SERVICES ON AN ANNUAL CONTRACT BASIS FOR FISCAL YEAR 2005-2006 FOR AN ESTIMATED COMBINED ANNUAL COST OF \$353,370.00, INCLUDING: SPOKEN WORD AUDIO CASSETTES AND COMPACT DISCS; PVC & DWV PIPE, FITTINGS, PRIMER AND SOLVENT CEMENT; TRAFFIC SIGN MATERIALS; OFFICE FURNITURE; CUSTODIAL PAPER PRODUCTS; AND MANHOLE RINGS, COVERS AND GRATES.

AN ORDINANCE 101761

ACCEPTING THE LOWEST RESPONSIVE BID, AND AWARDING A CONSTRUCTION CONTRACT IN THE AMOUNT OF \$793,347.15 PAYABLE TO R.L. JONES, L.P.; AUTHORIZING \$73,454.32 FOR PROJECT CONTINGENCY, \$51,418.02 FOR CAPITAL ADMINISTRATION COST AND \$2,000.00 FOR ADVERTISING EXPENSES, FOR A TOTAL AMOUNT OF \$920,219.49 (\$58,804.00 TO BE REIMBURSED BY SAN ANTONIO WATER SYSTEM) IN CONNECTION WITH THE HOWARD DRAINAGE – WILDWOOD TO EL MONTE PROJECT, AN AUTHORIZED 1999-2004 GENERAL OBLIGATION DRAINAGE IMPROVEMENT BOND PROJECT LOCATED IN DISTRICT 1; APPROPRIATING FUNDS AND PROVIDING FOR PAYMENT.

AN ORDINANCE 101762

ACCEPTING THE LOWEST RESPONSIVE BID, AND AWARDING A CONSTRUCTION CONTRACT IN THE AMOUNT OF \$1,535,495.50 PAYABLE TO

PRONTO SANDBLASTING & COATING & OIL FIELD SERVICES CO., INC. (MBE/SBE); AUTHORIZING \$104,374.80 FOR PROJECT CONTINGENCY, \$73,062.36 FOR CAPITAL ADMINISTRATIVE COST AND \$2,000.00 FOR ADVERTISING EXPENSES, FOR A TOTAL AMOUNT OF \$1,714,932.66 (\$491,747.50 TO BE REIMBURSED BY SAN ANTONIO WATER SYSTEM) IN CONNECTION WITH THE ROSABELL STREET – CULEBRA TO INEZ PROJECT, AN AUTHORIZED 2003-2007 GENERAL OBLIGATION STREET IMPROVEMENT BOND FUNDED PROJECT, LOCATED IN DISTRICT 5; APPROPRIATING FUNDS AND PROVIDING FOR PAYMENT.

AN ORDINANCE 101763

ACCEPTING THE LOW, QUALIFIED BID BY DAVILA CONSTRUCTION, INC., A SBE/MBE FIRM, TO PERFORM CONSTRUCTION WORK IN CONNECTION WITH THE FARMERS MARKET BUILDING REHABILITATION PROJECT IN DISTRICT 1 FOR A TOTAL CONTRACT COST OF \$237,550.00; AUTHORIZING THE EXECUTION OF A STANDARD CONSTRUCTION CONTRACT; ALLOCATING \$2,000.00 FOR ARCHITECT CONTINGENCY, \$3,000.00 FOR PRINTING AND ADVERTISING, \$14,000.00 FOR CONSTRUCTION CONTINGENCY; AUTHORIZING APPROPRIATION OF \$256,550.00 FROM 2003-2007 PARK BOND FUNDS; AND PROVIDING FOR PAYMENT.

AN ORDINANCE 101764

AUTHORIZING THE NEGOTIATION AND EXECUTION OF A PROFESSIONAL SERVICES CONTRACT WITH JOSHUA ENGINEERING GROUP, INC. TO PROVIDE ENGINEERING CONSULTING SERVICES IN CONNECTION WITH THE AIRFIELD ELECTRICAL AND LIGHTING SYSTEM UPGRADE AT THE SAN ANTONIO INTERNATIONAL AIRPORT, IN AN AMOUNT NOT TO EXCEED \$226,534.00; AUTHORIZING \$22,654.00 FOR CONTINGENCY EXPENSES; AUTHORIZING \$12,000.00 FOR ADMINISTRATIVE EXPENSES; AND \$1,738,812.00 FOR FUTURE CONSTRUCTION TESTING AND INSPECTION, FOR A TOTAL AMOUNT OF \$2,000,000.00; APPROPRIATING FUNDS; REVISING THE BUDGET; AND PROVIDING FOR PAYMENT.

AN ORDINANCE 101765

AUTHORIZING THE APPROPRIATION OF \$25,419.06 FROM THE STINSON REVOLVING FUND TO BE USED BY THE ASSET MANAGEMENT

DEPARTMENT IN SUPPORT OF THE ADA AND OTHER MODIFICATIONS TO A BUILDING LOCATED AT 8410 MISSION ROAD AT THE STINSON MUNICIPAL AIRPORT TO ACCOMMODATE THE STINSON MAINTENANCE FACILITY; AND AUTHORIZING \$5,083.81 FOR CONSTRUCTION CONTINGENCIES, FOR A TOTAL APPROPRIATION OF \$30,502.87.

AN ORDINANCE 101766

AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT BETWEEN THE CITY OF SAN ANTONIO AND UNITED SERVICES AUTOMOBILE ASSOCIATION ("USAA") FOR THE USE OF APPROXIMATELY 80,532 SQUARE FEET OF GROUND SPACE LOCATED AT 10500 JOHN CAPE ROAD AT THE SAN ANTONIO INTERNATIONAL AIRPORT AND A 25,862 SQUARE FOOT BUILDING THEREON FOR A TERM OF FIFTEEN (15) YEARS, WITH TWO (2) FIVE-YEAR EXTENSIONS UPON MUTUAL AGREEMENT OF THE PARTIES.

AN ORDINANCE 101767

AUTHORIZING ACCEPTANCE OF A GIFT DEED FROM THE METHODIST HEALTHCARE SYSTEMS OF SAN ANTONIO, LTD. FOR A RIGHT OF WAY DEDICATION CONSISTING OF 0.0078 OF AN ACRE WITHIN THE SAN ANTONIO MEDICAL FOUNDATION SUBDIVISION UNIT-1, IN CONNECTION WITH THE MEDICAL CENTER INTERSECTION IMPROVEMENTS, PHASE II PROJECT, LOCATED IN DISTRICT 8.

AN ORDINANCE 101768

AUTHORIZING AND APPROPRIATING FUNDS IN THE AMOUNT OF \$500.00 PAYABLE TO CONSTANTINO G. FLORES AND WIFE, ANGELICA G. FLORES, FOR FEE SIMPLE TITLE TO ONE PARCEL OF LAND (\$400), AND A RIGHT OF ENTRY FEE (\$100), IN CONNECTION WITH THE OCTAVIA DRAINAGE #63, PHASE II, PART B PROJECT, AN AUTHORIZED 2003-2007 GENERAL OBLIGATION DRAINAGE IMPROVEMENT BOND PROJECT, LOCATED IN DISTRICT 5.

AN ORDINANCE 101769

AUTHORIZING THE EXECUTION OF A MEDIATED SETTLEMENT AGREEMENT IN THE AMOUNT OF \$300,000.00 IN *CITY OF SAN ANTONIO V. THE BERTETTI FAMILY LIMITED PARTNERSHIP, ET AL*, CONDEMNATION CAUSE NO. 2000-ED-0018, IN CONNECTION WITH THE BABCOCK ROAD/LEON CREEK IMPROVEMENTS – HAUSMAN TO DEZAVALA PROJECT, AN AUTHORIZED 1994 GENERAL OBLIGATION STREET IMPROVEMENT PROJECT, LOCATED IN DISTRICT 8.

AN ORDINANCE 101770

AUTHORIZING RENEWAL AND EXTENSION OF A LEASE FROM C.A.N. INDUSTRIES, INC. OF SPACE AT 1325 N. FLORES STREET, SUITE 102 FOR USE AS A MAYORAL CONSTITUENT OFFICE WITH RENT AT \$1,716.00 A MONTH, AS REQUESTED BY MAYOR HARDBERGER.

AN ORDINANCE 101771

AUTHORIZING A LICENSE AGREEMENT TO THE NORTHEAST INDEPENDENT SCHOOL DISTRICT FOR FIBER CABLE CROSSING BROADWAY AVE., BETWEEN SOMMERS DR. AND FOX HOLLOW, LOCATED IN DISTRICT 10, FOR A TOTAL CONSIDERATION OF \$5,000.00.

AN ORDINANCE 101772

AUTHORIZING SETTLEMENT OF A FEDERAL LAWSUIT STYLED *SANDRA TREVINO, ET AL V. CITY OF SAN ANTONIO*, CAUSE NO. SA-02-CA-0396-FB, IN THE AMOUNT OF \$250,000.00.

AN ORDINANCE 101773

AUTHORIZING THE APPLICATION AND ACCEPTANCE OF \$299,900.00 IN GRANT FUNDS FROM THE DEPARTMENT OF DEFENSE (DOD) FOR CONTINUED FUNDING OF THE BUDGET AND PERSONNEL COMPLEMENT FOR THE PROCUREMENT TECHNICAL ASSISTANCE CENTER (PTAC) FOR A TWO-YEAR PERIOD BEGINNING JANUARY 1, 2006 THROUGH DECEMBER 31, 2007.

AN ORDINANCE 101774

AUTHORIZING THE EXECUTION OF A CONTRACT CHANGE TOTALING \$1,918,789.00 FROM THE TEXAS DEPARTMENT OF STATE HEALTH SERVICES (TDSHS) TO FUND THE PUBLIC HEALTH EMERGENCY PREPAREDNESS PROGRAM (PHEP) OF THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT (SAMHD) FOR THE PERIOD SEPTEMBER 1, 2005 THROUGH AUGUST 31, 2006; ADOPTING THE PROGRAM BUDGET; APPROVING THE PERSONNEL COMPLEMENT; AND AUTHORIZING PAYMENTS.

AN ORDINANCE 101775

AUTHORIZING THE EXECUTION OF A CONTRACT CHANGE TOTALING \$152,888.00 FROM THE TEXAS DEPARTMENT OF STATE HEALTH SERVICES (TDSHS) TO FUND THE HEALTH SERVICES/EDUCATION PROGRAM OF THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT (SAMHD) FOR THE PERIOD SEPTEMBER 1, 2005 THROUGH FEBRUARY 28, 2006; ADOPTING THE PROGRAM BUDGET; AND APPROVING THE PERSONNEL COMPLEMENT.

AN ORDINANCE 101776

AUTHORIZING THE EXECUTION OF A CONTRACT FOR \$27,000.00 FROM THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY (TCEQ) TO SUPPORT THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT (SAMHD) PUBLIC CENTER FOR ENVIRONMENTAL HEALTH (PCEH) OPERATION AND MAINTENANCE OF AIR QUALITY MONITORS FOR THE PERIOD DECEMBER 1, 2005 THROUGH AUGUST 31, 2006; ADOPTING THE PROGRAM BUDGET; AND APPROVING THE PERSONNEL COMPLEMENT.

AN ORDINANCE 101777

AUTHORIZING THE EXECUTION OF A CONTRACT CHANGE TOTALING \$143,495.00 FROM THE TEXAS DEPARTMENT OF STATE HEALTH SERVICES (TDSHS) TO FUND THE FEDERAL REFUGEE HEALTH SCREENING PROGRAM OF THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT (SAMHD) FOR THE PERIOD OCTOBER 1, 2005 THROUGH SEPTEMBER 30, 2006; AUTHORIZING THE EXECUTION OF A SUBCONTRACT TOTALING \$33,000.00 WITH CATHOLIC CHARITIES, ARCHDIOCESE OF SAN ANTONIO, INC. FOR

SERVICES; ADOPTING THE PROGRAM BUDGET; APPROVING THE PERSONNEL COMPLEMENT; AND AUTHORIZING PAYMENTS.

AN ORDINANCE 101778

AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH SANOFI PASTEUR INC., PROVIDING UP TO \$211,438.00 FOR THE PERIOD OCTOBER 1, 2005 THROUGH SEPTEMBER 30, 2007 FOR THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT (SAMHD) TO PARTICIPATE IN A CLINICAL TRIAL STUDY OF A VACCINE FOR INFANTS AND TODDLERS; ADOPTING THE PROJECT BUDGET; APPROVING THE PERSONNEL COMPLEMENT; AND AUTHORIZING PAYMENTS.

AN ORDINANCE 101779

AUTHORIZING THE ACCEPTANCE OF A U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, (HHS) SUPPLEMENTAL GRANT AWARD IN THE AMOUNT OF \$208,018.00 FOR THE OPERATION OF THE HEAD START EARLY CHILD CARE PROGRAM TO PROVIDE EMERGENCY SERVICES TO EVACUEES OF HURRICANES KATRINA AND RITA FOR THE PERIOD ENDING JANUARY 31, 2006; AUTHORIZING, UPON AWARD, THE ACCEPTANCE OF ANY SUPPLEMENTAL FUNDS AWARDED BY HHS FOR EMERGENCY CHILD CARE DISASTER RELIEF FOR SAID PERIOD; AUTHORIZING A CONTRACT AMENDMENT WITH PARENT/CHILD INCORPORATED; AND APPROVING A BUDGET REVISION.

AN ORDINANCE 101780

AUTHORIZING THE EXECUTION OF A CONTRACT MODIFICATION WITH ALAMO WORKFORCE DEVELOPMENT, INC., D/B/A ALAMO WORKSOURCE (AWS) WHICH AWARDS UP TO \$290,000.00 IN ADDITIONAL FUNDING FOR THE PERIOD SEPTEMBER 26, 2005 THROUGH FEBRUARY 28, 2006 TO PROVIDE CHILDCARE ASSISTANCE TO FAMILIES DISPLACED BY HURRICANE KATRINA AND HURRICANE RITA; AUTHORIZING THE ACCEPTANCE OF SAID FUNDS, AND APPROVING REVISED FY 2005 AND FY 2006 CCDS PROGRAM BUDGETS.

AN ORDINANCE 101781

AUTHORIZING THE ACCEPTANCE OF A CONTINUATION GRANT IN THE AMOUNT OF \$67,363.00 FROM THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FOR THE DEPARTMENT OF COMMUNITY INITIATIVES' HOUSING COUNSELING PROGRAM FOR THE PERIOD OCTOBER 1, 2005 THROUGH SEPTEMBER 30, 2006; AUTHORIZING THE EXECUTION OF A GRANT AGREEMENT; AND APPROVING A BUDGET AND PERSONNEL COMPLEMENT.

AN ORDINANCE 101782

AUTHORIZING THE EXTENSION OF THE TERM OF THE SAN ANTONIO INTERNATIONAL AIRPORT CONCESSION MANAGEMENT CONTRACT BETWEEN WESTFIELD CONCESSION MANAGEMENT, INC. AND THE CITY OF SAN ANTONIO FOR A PERIOD OF SIXTY-TWO (62) DAYS, UNDER THE SAME TERMS AND CONDITIONS AS THE CURRENT CONTRACT, AND AT THE DISCRETION OF THE CITY, TO BE FURTHER EXTENDED, IF NECESSARY, ON A MONTH TO MONTH BASIS, NOT TO EXCEED AN ADDITIONAL 3 MONTHS.

AN ORDINANCE 101783

AUTHORIZING THE ACCEPTANCE AND EXECUTION OF AN AMENDMENT TO THE AIRSIDE IMPROVEMENT PROGRAM GRANT FROM THE FEDERAL AVIATION ADMINISTRATION (FAA) TO THE SAN ANTONIO INTERNATIONAL AIRPORT, IN SUPPORT OF THE AIRSIDE APRON AND UTILITIES PROJECT, THE ACOUSTICAL TREATMENT PROGRAM AND THE AIRPORT NOISE MITIGATION PROGRAM, TO ADD SPECIAL CONDITIONS TO THE GRANT OFFER RELATING TO ANNUAL REPORTING OF FUNDS EXPENDED AND OTHER ACTIONS ASSOCIATED WITH THIS GRANT.

TRAVEL AUTHORIZATION

CONFIRMATION OF TRAVEL AUTHORIZATION REQUESTS FROM COUNCILMEMBER SHEILA MCNEIL, DISTRICT 2, TO ATTEND THE "2005 TOYOTA OPPORTUNITY EXCHANGE" IN CINCINNATI, OHIO FROM NOVEMBER 29, 2005 THROUGH NOVEMBER 30, 2005 AND FROM COUNCILMEMBERS SHEILA MCNEIL, DISTRICT 2, ROLAND GUTIERREZ, DISTRICT 3, DELICIA HERRERA, DISTRICT 6, ART HALL, DISTRICT 8, AND

CHIP HAASS, DISTRICT 10, TO ATTEND THE "ANNUAL NATIONAL LEAGUE OF CITIES CONFERENCE" TO BE HELD DECEMBER 6, 2005 THROUGH DECEMBER 10, 2005 IN CHARLOTTE, NORTH CAROLINA.

AN ORDINANCE 101784

REAPPOINTING MANUEL BERRIOZABAL (DISTRICT 7) (CATEGORY: ACADEMIC) AND DR. JANET K. BLACK (DISTRICT 8) (CATEGORY: TECHNICAL/RESEARCH) TO THE BROOKS DEVELOPMENT AUTHORITY FOR THE REMAINDER OF UNEXPIRED TERMS OF OFFICE TO EXPIRE NOVEMBER 11, 2007.

AN ORDINANCE 101785

APPOINTING CHRISTIA (TIA) MATHRE-ADAMS (DISTRICT 8) (CATEGORY: PATRON OF THE ARTS) AND NELSON BALIDO (DISTRICT 9) (CATEGORY: VISUAL ARTIST) TO THE ARTS AND CULTURAL ADVISORY COMMITTEE FOR TERMS OF OFFICE TO EXPIRE MAY 31, 2007.

AN ORDINANCE 101786

APPOINTING BETTY CHILD (DISTRICT 7) AND STEVE DURAN (DISTRICT 8) TO THE SAN ANTONIO COMMISSION ON LITERACY FOR TERMS OF OFFICE EXPIRING MAY 31, 2007.

AN ORDINANCE 101787

APPOINTING DAVID FAKTOR (DISTRICT 3) AND REAPPOINTING GERALD P. IRWIN (DISTRICT 8) TO THE JOINT CITY/COUNTY COMMISSION ON ELDERLY AFFAIRS FOR THE REMAINDER OF UNEXPIRED TERMS OF OFFICE TO EXPIRE SEPTEMBER 28, 2007.

AN ORDINANCE 101788

REAPPOINTING MANUEL PEREZ (DISTRICT 8) TO THE CITY COMMISSION ON VETERANS AFFAIRS FOR A TERM OF OFFICE TO EXPIRE MAY 31, 2007.

AN ORDINANCE 101789

REAPPOINTING LEO G. RAMOS (DISTRICT 8) (CATEGORY: CONSUMER OF HANDICAPPED SERVICES) TO THE DISABILITY ACCESS ADVISORY COMMITTEE FOR A TERM OF OFFICE TO EXPIRE MAY 31, 2007.

AN ORDINANCE 101790

APPOINTING JULIA DIANA (DISTRICT 8) TO THE LINEAR CREEKWAY PARKS ADVISORY BOARD FOR A TERM OF OFFICE TO EXPIRE MAY 31, 2007.

AN ORDINANCE 101791

APPOINTING ELEANOR SPROWL (DISTRICT 8) TO THE MAYOR'S COMMISSION ON THE STATUS OF WOMEN FOR A TERM OF OFFICE TO EXPIRE MAY 31, 2007.

AN ORDINANCE 101792

REAPPOINTING JASPER D. COZORT (DISTRICT 8) TO THE PARKS AND RECREATION BOARD FOR A TERM OF OFFICE TO EXPIRE MAY 31, 2007.

AN ORDINANCE 101793

REAPPOINTING DR. C.R. WAITS (DISTRICT 8) TO THE TAX PHASE-IN ADVISORY COMMITTEE FOR A TERM OF OFFICE TO EXPIRE MAY 31, 2007.

AN ORDINANCE 101794

APPOINTING MARISA RESENDEZ (DISTRICT 8) TO THE SAN ANTONIO YOUTH COMMISSION FOR A TERM OF OFFICE TO EXPIRE MAY 31, 2007.

AN ORDINANCE 101795

APPOINTING ROBERT WALANTAS (DISTRICT 8) (CATEGORY: CONTRACTOR) TO THE HOME IMPROVEMENT ADVISORY COMMITTEE FOR THE REMAINDER OF AN UNEXPIRED TERM OF OFFICE TO EXPIRE NOVEMBER 11, 2007.

AN ORDINANCE 101796

REAPPOINTING CRESTON T. HUTCHINSON (DISTRICT 8) TO THE GREATER KELLY DEVELOPMENT AUTHORITY FOR THE REMAINDER OF AN UNEXPIRED TERM OF OFFICE TO EXPIRE NOVEMBER 13, 2007.

AN ORDINANCE 101797

APPOINTING STERLING S. NEUMAN (DISTRICT 8) (CATEGORY: TRUSTEE) TO THE SAN ANTONIO LOCAL DEVELOPMENT COMPANY DBA SOUTH TEXAS BUSINESS FUND FOR THE REMAINDER OF AN UNEXPIRED TERM OF OFFICE TO EXPIRE JULY 21, 2006.

AN ORDINANCE 101798

APPOINTING MIKE BARNARD (DISTRICT 8) (CATEGORY: TAXICAB INDUSTRY) TO THE TRANSPORTATION ADVISORY BOARD FOR A TERM OF OFFICE TO EXPIRE MAY 31, 2007.

AN ORDINANCE 101799

REAPPOINTING FRANCISCO MATEO (DISTRICT 6) (CATEGORY: MASTER ELECTRICIAN) TO THE ELECTRICAL EXAMINING AND SUPERVISING BOARD FOR THE REMAINDER OF AN UNEXPIRED TERM OF OFFICE TO EXPIRE JULY 31, 2007.

AN ORDINANCE 101800

APPOINTING SYLVIA R. REYNA AND CARLOS V. TORRES TO THE EMPOWERMENT ZONE GOVERNANCE BOARD (EZGB) TO FILL UNEXPIRED TERMS IN THE KEY STAKEHOLDER AND LARGE BUSINESS CATEGORIES,

RESPECTIVELY, AS RECOMMENDED BY THE ECONOMIC DEVELOPMENT AND INTERNATIONAL AFFAIRS COMMITTEE.

The following citizen appeared to speak:

Mr. Jack M. Finger, P.O. Box 12048, requested that Council members and the Mayor abstain from voting on Agenda Items 31 and 54 if they were recipients of campaign finance contributions from the businesses involved.

CITIZENS TO BE HEARD

Ms. Yvette Palomo, 414 Nash, and other individuals addressed the Council relating to raising funds to go to Florida to attend the National Championship of the Highland Hawks which will be aired on ESPN. It was stated that \$6,000 was raised but another \$10,000 is yet needed to cover the travel expenses for the team. Councilmember Wolff requested Ms. Palomo leave contact information with Council.

Mr. Nazirite Ruben Flores Perez, 627 Hearne Avenue, addressed Council concerning an article in Sunday's San Antonio Express-News regarding a California church.

Mr. Faris Hodge, Jr., 140 Dora, addressed the Council relating to a violation of the City Charter. He also noted that the City did not pick-up trash on various days, so therefore overcharged its customers. He also sang a variety of songs.

Ms. Sonja Blanchard, 4119 Gardendale, addressed the Council relating to how children are treated influences their lives in adulthood. She noted that the Police Department needs to be available to protect and serve.

Mr. James Myart, Jr., 306 Preston Ave., addressed Council with regard to the Blanchard family, which was allegedly brutally treated at their home by San Antonio Police Officers. He stated that the San Antonio Police Department has the highest rate of excessive force use on minorities and recommended the creation of an investigative commission to review excessive force and police abuse in the City. He stated that the City must recognize that racial inequality is a local problem.

Ms. Mariana Ornelas, 526 Freiling, addressed the Council relating to the tree ordinance. She stated that the Technical Advisory Committee is guided by developers. She asked that this committee post its agendas on the City's website.

ZONING

Z-1. ZONING CASE # Z2005191 S (District 9): An Ordinance changing the zoning district boundary from “C-2” ERZD Commercial Edwards Recharge Zone District to “C-2” S ERZD Commercial Edwards Recharge Zone District with a Specific Use Permit for a Car Wash on 1.0959 acres out of NCB 19223, 19000 Block of Huebner Road as requested by Texas Shine Express, LLC, Applicant, for Shops of Stone Oak, LP, Owner(s). Staff and Zoning Commission have recommended denial.

Councilmember Hall made a motion to table the item for consideration on December 15, 2005. Councilmember Perez seconded the motion.

The following citizen appeared to speak:

Mr. Jack M. Finger, P.O. Box 12048, urged Council to continue delaying consideration of this zoning request until the applicant proposes better noise reduction options and can explain how zoning conditions will be met.

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

Zoning Case # Z2005191 S was continued to December 15, 2005.

CONSENT AGENDA ITEMS TO BE CONSIDERED INDIVIDUALLY

The City Clerk read the following Ordinance:

AN ORDINANCE 101801

ACCEPTING THE LOW BID SUBMITTED BY TEXAS SOFTWARE DEVELOPMENT CENTER LLC TO PROVIDE THE POLICE DEPARTMENT WITH PUBLIC SAFETY INTEGRATED TECHNOLOGY SYSTEM (“PSIT”) SOFTWARE MAINTENANCE AND SUPPORT AND PROGRAMMING SERVICES FOR AN ESTIMATED TOTAL COST OF \$238,080.00.

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

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

The City Clerk read the following proposed Ordinances:

Item 20, an ordinance accepting the bid submitted by Santex Truck Centers, Ltd., Bid No. 1, to provide the environmental services department with 10 replacement collection trucks to be utilized in the City Recycling Program for a total cost of \$1, 765,790.00, from the Equipment Renewal and Replacement Fund.

Item 56, an ordinance accepting a proposal and authorizing the City Manager of her designee to execute a one-year contract in the projected amount of \$443,591.40 with Waste Management Services of Texas, L.P. (Waste Management), based on a unit price per home, to provide solid waste collection twice weekly, brush and bulky item collection twice annually, recycling services one time per week, dead animal collection and all associated waste disposal costs in the Stone Oak area for the period of January 1, 2006 to December 31, 2006, and authorizing up to three (2) additional one (1) year extensions upon the approval of the Director of Environmental Services; and providing for payment.

Councilmember Hall made a motion to table the proposed Ordinances to December 15, 2005. Councilmember Guajardo seconded the motion.

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

Mayor Pro Tem Wolff briefly recessed the regular session at 8:13 p.m. He reconvened the regular session at 8: 29 p.m.

The City Clerk read the following Ordinances:

AN ORDINANCE 101802

AUTHORIZING THE EXECUTION OF AN INTERLOCAL AGREEMENT WITH THE BROOKS DEVELOPMENT AUTHORITY IN AN AMOUNT NOT TO EXCEED \$1,300,000.00 FOR THE DESIGN AND CONSTRUCTION OF THE BROOKS CITY-BASE LANDING (ENTRANCE-DPT LAB) PROJECT LOCATED IN DISTRICT 3 AND APPROPRIATING FUNDS, FROM CERTIFICATES OF OBLIGATION.

AN ORDINANCE 101803

AUTHORIZING THE EXECUTION OF A GENERAL OPERATING AGENCY AGREEMENT IN THE AMOUNT OF \$1,020,000.00 WITH THE BROOKS DEVELOPMENT AUTHORITY ("BDA").

Councilmember Perez made a motion to approve the proposed Ordinances. Councilmember Guajardo seconded the motion.

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

The City Clerk read the following Ordinance:

AN ORDINANCE 101804

AN ORDINANCE ACCEPTING A PROPOSAL FROM POST, BUCKLEY, SCHUH AND JERNIGAN, INC. (PBS&J) UNDER A PREVIOUSLY AUTHORIZED INDEFINITE DELIVERY PROFESSIONAL SERVICES AGREEMENT FOR CITY-WIDE TRAFFIC ENGINEERING SERVICES; APPROPRIATING AN AMOUNT NOT TO EXCEED \$399,760.72 FROM ADVANCED TRANSPORTATION DISTRICT FUNDS AS PAYMENT FOR THE DEVELOPMENT OF A DOWNTOWN TRAFFIC SIMULATION MODEL OF CURRENT AND ANTICIPATED TRAFFIC MOVEMENT IN THE CENTRAL BUSINESS DISTRICT AND ADJACENT AREAS; AND PROVIDING FOR PAYMENT.

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

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

The City Clerk read the following Ordinance:

AN ORDINANCE 101805

AUTHORIZING FUNDS IN THE AMOUNT OF \$51,695.60 FOR THE PURCHASE OF SPEED HUMP MATERIAL PAYABLE TO CENTERLINE SUPPLY, LTD., UNDER A PREVIOUSLY EXECUTED ANNUAL CONTRACT; AUTHORIZING PAYMENT IN AN AMOUNT NOT TO EXCEED \$41,164.00 FOR THE INSTALLATION OF THESE SPEED HUMPS UTILIZING THE 2005-2006 INDEFINITE DELIVERY CONTRACT FOR PUBLIC WORKS INFRASTRUCTURE MAINTENANCE AND CONSTRUCTION, ALL IN CONNECTION WITH THE PEDESTRIAN MOBILITY & TRAFFIC CALMING PROJECTS, AN AUTHORIZED 2003-2007 GENERAL OBLIGATION STREET IMPROVEMENT BOND FUNDED PROJECT, LOCATED IN DISTRICT 4; AUTHORIZING \$4,116.40 FOR PROJECT CONTINGENCY, AND \$5,624.00 FOR CAPITAL ADMINISTRATIVE COSTS, FOR A TOTAL AMOUNT OF \$102,600.00; APPROPRIATING FUNDS AND PROVIDING FOR PAYMENT.

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

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

The City Clerk read the following Ordinance:

AN ORDINANCE 101806

ACCEPTING THE LOW, QUALIFIED BASE BID OF GG&G GENERAL CONSTRUCTION, INC. (SBE/MBE) IN THE AMOUNT OF \$315,000.00, WITH ADDITIVE ALTERNATES 4, 5 AND 7 FOR A TOTAL CONTRACT AMOUNT OF \$365,816.00, TO PERFORM CONSTRUCTION WORK IN CONNECTION WITH THE ARROYO VISTA NEIGHBORHOOD PARK AND LANDSCAPING AND IRRIGATION IMPROVEMENTS COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT IN DISTRICT 6; AUTHORIZING THE NEGOTIATION AND EXECUTION OF A STANDARD CONSTRUCTION CONTRACT; AUTHORIZING \$36,582.00 FOR CONSTRUCTION CONTINGENCY, FOR A TOTAL AMOUNT OF \$402,398.00; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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

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

The City Clerk read the following Ordinance:

AN ORDINANCE 101807

ACCEPTING FROM THE SAN ANTONIO HOUSING TRUST INVESTMENT CORPORATION THE CONVEYANCE OF A 1.734-ACRE TRACT OF REAL PROPERTY KNOWN AS 0 HOWARD STREET, DECLARING THAT TRACT AND SEVERAL OTHER TRACTS OF REAL PROPERTY TO BE SURPLUS, AND AUTHORIZING SALE OF THE SURPLUS TRACTS TO SEALED BIDDERS FOR A TOTAL COMBINED PRICE OF \$125,358.00, THE CITY'S SHARE OF THAT AMOUNT BEING \$122,560.36.

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

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

The City Clerk read the following Ordinance:

AN ORDINANCE 101808

AUTHORIZING THE CITY MANAGER OR HER DESIGNEE, TO EXECUTE A FOOD AND BEVERAGE CONCESSION CONTRACT WITH MARY MEDRANO DBA MARY SHZIEL TO OPERATE A FOOD CONCESSION AT THE SAN ANTONIO POLICE DEPARTMENT TRAINING ACADEMY FOR A TERM BEGINNING JANUARY 1, 2006, AND TERMINATING SEPTEMBER 30, 2006, WITH A RIGHT TO RENEW FOR FOUR (4) ADDITIONAL ONE-YEAR PERIODS.

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

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

The City Clerk read the following Ordinance:

AN ORDINANCE 101809

AUTHORIZING THE RENEWAL, EXTENSION, AND AMENDMENT OF THE CURRENT CONTRACT FOR THE COLLECTION OF DELINQUENT PROPERTY TAXES WITH LINEBARGER GOGGAN BLAIR & SAMPSON, LLP, ATTORNEYS AT LAW, AND ESCAMILLA & PONECK, INC., ATTORNEYS AT LAW, FOR A PERIOD OF THREE (3) YEARS BEGINNING JANUARY 1, 2006 AND ENDING DECEMBER 31, 2008.

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

Mr. Nilo Nitschke, Director, Finance, stated the amended contract includes modifications to increase the performance measurement, collection services reporting requirements and an increase to the insurance requirements with no additional fees to the City.

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

The City Clerk read the following Ordinance:

AN ORDINANCE 101810

AN ORDINANCE AUTHORIZING THE TERMINATION OF LEASE NUMBERS 224100 AND 224101 AND EXECUTION OF A NEW FIVE (5) YEAR LEASE AGREEMENT WITH TEXAS AIR MUSEUM INC., INCLUDING A POTENTIAL THREE (3) YEAR EXTENSION UPON MUTUAL AGREEMENT, FOR USE OF GROUND AND OFFICE/MUSEUM/GIFT SHOP SPACE AT 1234 99TH STREET AT THE STINSON MUNICIPAL AIRPORT, FOR A GUARANTEED MONTHLY RENTAL AMOUNT OF \$150.00 OR TWENTY PERCENT (20%) OF GROSS RECEIPTS FROM OPERATION OF THE MUSEUM AND GIFT SHOP, WHICHEVER IS GREATER.

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

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

The City Clerk read the following Ordinances:

AN ORDINANCE 101811

APPROVING THE PROJECT AGUA PLAN FOR CALENDAR YEAR (CY) 2006 TO PROVIDE UP TO \$88,830.00 IN UTILITY ASSISTANCE CREDITS FOR ELIGIBLE SAN ANTONIO WATER SYSTEM (SAWS) RATEPAYERS; AUTHORIZING EXECUTION OF A CONTRACT WITH SAWS TO IMPLEMENT SAID PLAN; AND AUTHORIZING THE EXECUTION OF MEMORANDUMS OF AGREEMENT WITH VARIOUS DELEGATE AGENCIES TO ASSIST IN THE IMPLEMENTATION OF THE PLAN.

AN ORDINANCE 101812

AUTHORIZING THE ACCEPTANCE OF \$120,341.00 FROM THE SAN ANTONIO WATER SYSTEM TO ADMINISTER THE AFFORDABILITY DISCOUNT PROGRAM (ADP) FOR CALENDAR YEAR 2006; AUTHORIZING THE EXECUTION OF AN AMENDMENT TO THE EXISTING INTER-JURISDICTIONAL AGREEMENT BY EXTENDING THE TERM OF THE AGREEMENT THROUGH DECEMBER 31, 2010; AUTHORIZING THE EXECUTION OF MEMORANDUMS OF AGREEMENT WITH VARIOUS DELEGATE AGENCIES TO ASSIST IN THE IMPLEMENTATION OF THE ADP; AND APPROVING A BUDGET AND PERSONNEL COMPLEMENT.

Councilmember Perez made a motion to approve the proposed Ordinances. Councilmember Guajardo seconded the motion.

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

The City Clerk read the following Ordinance:

AN ORDINANCE 101813

AN ORDINANCE AUTHORIZING THE CITY MANAGER, THE CITY MANAGER'S DESIGNEE, OR THE DIRECTOR OF HUMAN RESOURCES TO EXECUTE ANY AND ALL INSTRUMENTS AND DOCUMENTS REQUIRED TO ESTABLISH AND ADOPT A RETIREMENT HEALTH SAVINGS (RHS) TRUST AND PLAN IN THE FORM OF THE ICMA RETIREMENT CORPORATION'S VANTAGECARE RETIREMENT HEALTH SAVINGS PLAN AND TO EXECUTE ANY AND ALL INSTRUMENTS AND DOCUMENTS REQUIRED TO AMEND THE ADMINISTRATIVE SERVICES AGREEMENT WITH ICMA RETIREMENT CORPORATION TO PROVIDE FOR THE ADMINISTRATION OF THE RETIREMENT HEALTH SAVINGS (RHS) TRUST AND PLAN.

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

After consideration, the motion, carrying with it the passage of the Ordinances, prevailed by the following vote: **AYES:** Flores, McNeil, Perez, Radle, Herrera, Wolff. **NAYS:** Guajardo. **ABSENT:** Gutierrez, Hall, Haass, Hardberger.

There being no further business to discuss, Mayor Pro Tem Wolff adjourned the meeting at 9:22 p.m.

A P P R O V E D



PHIL HARDBERGER
MAYOR

Attest:



LETICIA M. VACEK
City Clerk