

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

**A REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF SAN ANTONIO, HELD IN THE COUNCIL CHAMBERS, MUNICIPAL PLAZA BUILDING, WEDNESDAY, SEPTEMBER 6, 2006 AND THURSDAY, SEPTEMBER 7, 2006**

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The City Council convened in an informal "B" Session at 3:00 p.m., Wednesday, September 6, 2006, Municipal Plaza Building "B" Room, for the purpose of:

1. City staff presentation on the FY 2007 Proposed Budget, including discussion of potential City Council amendments to the City Manager's Proposed Budget and enhancements to non-General Fund budgets as follows:

1. Review of Potential City Council Amendments to the Proposed Budget;
2. Hotel Occupancy Tax Related Enhancements;
3. Golf Fund Enhancements;
4. Development and Planning Services Fund;
5. Airport Fund Enhancements; and
6. Municipal Courts.

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

The "B" Session adjourned at 6:30 p.m.

The San Antonio City Council convened in the Council Chambers, Municipal Plaza Building in a Regular Council Meeting on Thursday, September 7, 2006 at 9:00 a.m.

City Clerk Leticia M. Vacek took the Roll Call and noted a quorum with the following Council members present: Flores, McNeil, Gutierrez, Perez, Radle, Herrera, Guajardo, Hall, Wolff, Haass, Mayor Hardberger.

The Invocation was led by Rev. Tom Heger, Pastor, Beacon Hill Presbyterian Church, guest of Councilmember Roger Flores, District 1.

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

Item 3. Councilmember Perez made a motion to approve the minutes of the August 24, 2006 Tax Rate Public Hearing. Councilmember McNeil seconded the motion.

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

### **ITEMS FOR INDIVIDUAL CONSIDERATION**

2006-09-07-1014

ITEM 4. AN ORDINANCE ADOPTING THE ANNUAL CONSOLIDATED OPERATING AND CAPITAL BUDGETS FOR THE CITY OF SAN ANTONIO FOR THE FISCAL YEAR 2006-2007, BEGINNING OCTOBER 1, 2006, AND ENDING SEPTEMBER 30, 2007; APPROVING THE FY 2007 THROUGH FY 2012 CAPITAL IMPROVEMENTS PROGRAM FOR THE CITY OF SAN ANTONIO; APPROPRIATING FUNDS AND AUTHORIZING PERSONNEL POSITIONS IN ACCORDANCE WITH SAID BUDGET; SETTING THE FY 2006-2007 HOLIDAY SCHEDULE AND PAY PLAN FOR CITY EMPLOYEES; AUTHORIZING CONTRACTS WITH OUTSIDE AGENCIES; AND SETTING CITY COUNCIL DISTRICT BUDGETS AND CITY COUNCIL HUMAN DEVELOPMENT SERVICES BUDGETS.

City Manager Sheryl Sculley summarized the main aspects of the City Budget for FY 2007. She mentioned the top five priorities which will add police personnel, increase fire and EMS personnel, increase street maintenance, increase code enforcement and graffiti abatement programs for the City's neighborhoods, and increase the under funded reserves. She referred to the 5/85 plan which will give these five priorities 85% of the revenues and resources that are available to improve services throughout the community. She noted the many departments and services that will receive an increase in funding. She also summarized the cutbacks that many departments are making in order to produce more revenue for the City. She spoke to the proposed automated garbage pick up and to the increase in garbage collection fees in order to provide this service. She summarized some of the amendments to the budget which total \$3.8 million. She also spoke on the changes to the Employee Pay Plan for employees in categories A and B. She summarized City funding to outside organizations. Lastly, she spoke to the amount of money that would be required from the budget for different levels of Employee Benefit Premiums.

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

Amendment 1. Councilmember Flores made a motion to amend Item 4 by increasing funding to Project Quest by \$500,000. Councilmember Perez seconded the motion.

Amendment 2. Councilmember Perez made a motion to amend Item 4 by adding a 1% increase for A&B employees effective October 1, 2006. Councilmember Hall seconded the motion.

The following citizen(s) appeared to speak:

Mr. Nazarite Ruben Flores Perez, 627 Hearne Ave, spoke to the increase in City Employee Insurance premiums. He stated that the increase in pay will not be enough to cover the increase of insurance.

Ms. Brenda Johnson, Greater San Antonio Chamber of Commerce, 602 E. Commerce, stated that the Chamber supported the City's proposed budget. She spoke in support of the City's 5/85 plan, the change in Development Services funding, and employee healthcare and salary increases.

Mr. Jim Poage, 501 E. Durango, commended the outstanding work that the City Manager and staff have provided on this year's budget. He cited an article in the San Antonio Business Journal that stated 67% of businesses in San Antonio support the \$500,000 in City funding allotted for SATAI.

Mr. Buddy Villejo, SEIU Local 5, 8526 Quail Wood, spoke to the employee compensation and health plan proposals. He spoke in support to the amendment to cap health care benefits for City employees. He stated the current increase in Healthcare will be an extreme amount for employees to absorb. He also stated that he understands the City's needs to pay off debt, but employees have to do the same on a smaller scale. He asked Council to remember that if insurance benefit prices are increased, the families of City workers will suffer.

Ms. Diana Cortez, SEIU Local 5, 8671 SW Loop 410 #521, also addressed the Council relating to the health insurance rate increase proposal. She asked Council to reconsider the 100% increase in health premiums. She explained that after six years of loyal service to the City she still does not make enough money to make ends meet. She is forced to work a second job in order to support her family. She stated that with the increase in insurance she will have to choose between health insurance and a house payment. She asked Council to consider a smaller increase in insurance until a better pay plan is put in place.

Mr. Jack M. Finger, P.O. Box 12048, stated that there are many other competent organizations within the City other than Project Quest. He noted that last year, the Council had to bend the rules for Project Quest. He also addressed the employees' health insurance and pay compensation proposal. He recommended that the City terminate employee healthcare all together, and gauge employee salary increases with the private market.

Sister Gabriella Lohan, COPS/Metro, addressed the Council relating to the participants that will be dropped should the Council not increase Project Quest funding this year. She requested \$1 million for Project Quest.

The City Clerk read a written testimony from Mr. Faris Hodge, Jr., 140 Dora, stating that the Police Department is taking advantage of other City employees being that they receive a 3% pay raise across the board no matter the rank and civilian employees either get a 2 or 3% depending on how much they make. He noted that the San Antonio Police Department Officers are the highest paid officers in the United States.

Councilmember McNeil made a friendly amendment to Councilmember Perez' motion to eliminate the 1% increase and use funds to buy down employees' health benefits to 50%. Councilmember Perez accepted the friendly amendment made by Councilmember McNeil with the addition "a plan to eliminate the HMO at the end of the next fiscal year so that the city does not have to contend with the cost of such an expensive plan."

Councilmember Radle offered to provide a friendly amendment to Councilmember Flores' motion to increase the funding to Project Quest to \$ 1 million. Councilmember Flores stated that he preferred to maintain the increase as recommended at \$ 500,000.

The motion to amend Item 4 as presented by Councilmember Perez prevailed by the following vote: **AYES:** Flores, McNeil, Gutierrez, Perez, Radle, Herrera, Hall, Wolff, Haass, Mayor Hardberger. **NAYS:** Guajardo. **ABSENT:** None.

The motion to amend Item 4 as presented by Councilmember Flores prevailed by the following vote: **AYES:** Flores, McNeil, Gutierrez, Perez, Radle, Herrera, Guajardo, Hall, Wolff, Haass, Mayor Hardberger. **NAYS:** None. **ABSENT:** None.

The Mayor recessed the Regular Session at 12:15 p.m. and announced that the Council Meeting would reconvene at 1:30 p.m.

The Mayor reconvened the Regular Session at 1:36 p.m.

Amendment 3. Councilmember Guajardo made a motion to amend Item 4 by redirecting \$1 million to Public Works for improvements to service alleys. Councilmember Hall seconded the motion.

Amendment 4. Councilmember Radle made a motion to amend Item 4 by holding off on designation until a chance for a process for CAAB to have a public hearing and provide input from cultural arts groups. Councilmember Guajardo seconded the motion.

The motion to amend Item 4 as presented by Councilmember Radle failed by the following vote: **AYES:** Radle, Guajardo. **NAYS:** Flores, McNeil, Gutierrez, Herrera, Hall, Wolff, Haass, Mayor Hardberger. **ABSENT:** Perez.

The motion to amend Item 4 as presented by Councilmember Guajardo prevailed by the following vote: **AYES:** Flores, Radle, Herrera, Guajardo, Hall, Wolff, Haass, Mayor Hardberger. **NAYS:** McNeil, Gutierrez. **ABSENT:** Perez.

Amendment 5. Councilmember Flores made a motion to amend Item 4 by utilizing \$ 400,000.00 left from Project Quest for Early Childhood Development and After School Programs, divided equally. Councilmember McNeil seconded the motion.

Amendment 6. Councilmember Wolff made a motion to amend Item 4 by setting up a competitive process for garbage collection with a goal of no more than 80% in 3½ years. Councilmember Haass seconded the motion.

The motion to amend Item 4 as presented by Councilmember Wolff failed by the following vote: **AYES:** McNeil, Hall, Wolff. **NAYS:** Flores, Gutierrez, Radle, Herrera, Guajardo, Haass, Mayor Hardberger. **ABSENT:** Perez.

The motion to amend Item 4 as presented by Councilmember Flores prevailed by the following vote: **AYES:** Flores, McNeil, Gutierrez, Radle, Herrera, Guajardo, Hall, Wolff, Haass, Mayor Hardberger. **NAYS:** None. **ABSENT:** Perez.

Amendment 7. Councilmember Wolff made a motion to decrease the tax rate by 1%. Councilmember Herrera seconded the motion.

Amendment 8. The motion failed by the following vote: **AYES:** Herrera, Wolff. **NAYS:** Flores, McNeil, Gutierrez, Radle, Guajardo, Hall, Haass, Mayor Hardberger. **ABSENT:** Perez.

Councilmember Hall made a motion to amend Item 4 by requiring a 2/3 vote of Council to draw monies from the Contingency Fund. Councilmember Herrera seconded the motion.

The motion to amend Item 4 as presented by Councilmember Hall prevailed by the following vote: **AYES:** Flores, McNeil, Gutierrez, Radle, Herrera, Guajardo, Hall, Wolff, Mayor Hardberger. **NAYS:** Haass. **ABSENT:** Perez.

Amendment 9. Councilmember Hall made a motion to amend Item 4 by requiring a 2/3 vote of Council to draw monies from the Budget Stabilization Fund. Councilmember Herrera seconded the motion.

The motion to amend Item 4 as presented by Councilmember Hall prevailed by the following vote: **AYES:** Flores, McNeil, Gutierrez, Radle, Herrera, Guajardo, Hall, Wolff, Haass, Mayor Hardberger. **NAYS:** Haass. **ABSENT:** Perez.

Amendment 10. Councilmember Hall made a motion to vote for the budget items in the following order: 6, 4, 5. Councilmember Herrera seconded the motion.

The motion prevailed by the following vote: **AYES:** McNeil, Gutierrez, Radle, Herrera, Guajardo, Hall, Wolff, Haass, Mayor Hardberger. **NAYS:** Flores. **ABSENT:** Perez.

The main motion as amended prevailed by the following vote: **AYES:** Flores, McNeil, Gutierrez, Radle, Herrera, Guajardo, Hall, Haass, Mayor Hardberger. **NAYS:** Wolff. **ABSENT:** Perez.

The City Clerk read the following Ordinances:

2006-09-07-0995

**Item 6A. AN ORDINANCE AMENDING THE CITY CODE TO REORGANIZE THE STATEMENT OF FEES CHARGED FOR PARKING AT CITY-OWNED FACILITIES AND SETTING NEW FEES FOR CERTAIN FACILITIES.**

2006-09-07-0996

**Item 6B. AN ORDINANCE AMENDING FEES CHARGED FOR CELLULAR TELEPHONE ANTENNAE TOWERS ON CITY-OWNED PROPERTY AND REFLECTING THOSE FEES IN THE CITY CODE.**

2006-09-07-0997

Item 6C. AN ORDINANCE AMENDING EXISTING FEES CHARGED FOR PUBLIC PARKING, FOR ISSUANCE OF AIR OPERATIONS AREA PARKING DECALS AND COMMUTER BADGES, AND FOR ISSUANCE OF OFF-AIRPORT PARKING PERMITS AT THE SAN ANTONIO INTERNATIONAL AIRPORT; ESTABLISHING A NEW PROGRESSIVE SECURITY ENFORCEMENT FEE AT THE SAN ANTONIO INTERNATIONAL AIRPORT, AND AMENDING THE CORRESPONDING SECTIONS OF THE SAN ANTONIO CITY CODE TO REFLECT SUCH CHANGES.

2006-09-07-0998

Item 6D. AN ORDINANCE ESTABLISHING EQUIPMENT RENTAL FEES, AN EXECUTIVE BOARD ROOM RENTAL FEE AND A CATERER'S APPLICATION FEE AND AMENDING EXISTING FEES FOR AUDIO VISUAL LABOR AND THE DAILY RENTAL OF RISERS, TABLES, CHAIRS, AND DANCE FLOOR AT THE HENRY B. GONZALEZ CONVENTION CENTER, LILA COCKRELL THEATRE AND MUNICIPAL AUDITORIUM, RESULTING IN ADDITIONAL FUNDS TO THE COMMUNITY & VISITOR FACILITIES FUND; AND AMENDING THE CORRESPONDING SECTION OF THE CITY CODE TO REFLECT SUCH CHANGE.

2006-09-07-0999

Item 6E. AN ORDINANCE ESTABLISHING A TEXAS LOCAL GOVERNMENT CODE CHAPTER 380 ECONOMIC DEVELOPMENT GRANT APPLICATION FEE TO REVIEW AND ADMINISTER ECONOMIC DEVELOPMENT GRANTS AWARDED BY THE CITY, RESULTING IN ADDITIONAL FUNDS TO THE GENERAL FUND; AND AMENDING THE CORRESPONDING SECTION OF THE CITY CODE TO REFLECT SUCH CHANGE.

2006-09-07-1000

Item 6G. AN ORDINANCE ESTABLISHING AND AMENDING VARIOUS FEES ASSOCIATED WITH THE REGULATION OF FIRE ALARM SYSTEMS AND WITH THE RESPONSE TO HAZARDOUS MATERIALS SPILLS AND HAZARDS, RESULTING IN ADDITIONAL REVENUE TO THE GENERAL FUND; AND AMENDING THE CORRESPONDING SECTIONS OF THE CITY CODE TO REFLECT SUCH CHANGES.

2006-09-07-1001

Item 6H. AN ORDINANCE AMENDING FEES ASSOCIATED WITH THE PROVISION OF EMERGENCY MEDICAL SERVICES, RESULTING IN ADDITIONAL REVENUE TO THE EMERGENCY MEDICAL SERVICES FUND; AND AMENDING THE CORRESPONDING SECTIONS OF THE CITY CODE TO REFLECT SUCH CHANGES.

2006-09-07-1002

Item 6I. AN ORDINANCE ESTABLISHING A FEE ASSOCIATED WITH THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT RELATED TO REINSPECTION OF CUSTODIAL CARE FACILITIES, RESULTING IN ADDITIONAL FUNDS TO THE GENERAL FUND; AND AMENDING CORRESPONDING SECTIONS OF THE CITY CODE TO REFLECT SUCH CHANGES.

2006-09-07-1003

Item 6J. AN ORDINANCE ESTABLISHING AND AMENDING FEES ASSOCIATED WITH THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT RELATED TO ADULT AND CHILDHOOD IMMUNIZATIONS AND ADMINISTRATIVE FEES, RESULTING IN ADDITIONAL FUNDS TO THE PUBLIC HEALTH SUPPORT FUND; AND AMENDING CORRESPONDING SECTIONS OF THE CITY CODE TO REFLECT SUCH CHANGES.

2006-09-07-1004

Item 6K. AN ORDINANCE AMENDING THE FEES CHARGED BY THE INTERNATIONAL AFFAIRS DEPARTMENT FOR TRADE MISSIONS AND POTENTIAL CLIENT LISTS RESULTING IN ADDITIONAL FUNDS TO THE COMMUNITY & VISITOR FACILITIES FUND; AND AMENDING THE CORRESPONDING SECTION OF THE CITY CODE TO REFLECT SUCH CHANGES.

2006-09-07-1005

Item 6L. AN ORDINANCE REVISING FEES CHARGED FOR LIBRARY SERVICES; AND AMENDING THE CORRESPONDING SECTIONS OF THE CITY CODE TO REFLECT SUCH CHANGES.

2006-09-07-1006

Item 6M. AN ORDINANCE ESTABLISHING A FEE TO BE CHARGED FOR RENTAL OF THE LANDA GARDENS PAVILION; AND AMENDING THE CORRESPONDING PROVISIONS OF THE CITY CODE TO REFLECT SUCH CHANGES.

2006-09-07-1007

Item 6N. AN ORDINANCE AMENDING THE FEES CHARGED BY THE NEIGHBORHOOD SERVICES DEPARTMENT FOR GARAGE SALE PERMITS FROM \$16 TO \$16.50 TO OFFSET INCREASED SERVICE DELIVERY COSTS; AND AMENDING THE CORRESPONDING SECTION OF THE CITY CODE TO REFLECT SUCH CHANGES.

2006-09-07-1008

Item 6O. AN ORDINANCE AMENDING VARIOUS FEES ASSOCIATED WITH THE REGULATION OF RESIDENTIAL AND COMMERCIAL ROBBERY AND BURGLARY ALARM SYSTEMS AND WITH THE IMPOUNDMENT AND STORAGE OF VEHICLES, RESULTING IN ADDITIONAL REVENUE TO THE GENERAL FUND; AND AMENDING THE CORRESPONDING SECTIONS OF THE CITY CODE TO REFLECT SUCH CHANGES.

2006-09-07-1009

Item 6P. AN ORDINANCE REVISING AND INCREASING FEES FOR USE OF PARKS AND RECREATION FACILITIES AND SERVICES; AND AMENDING THE CORRESPONDING SECTIONS OF THE CITY CODE TO REFLECT SUCH CHANGES.

2006-09-07-1010

Item 6Q. AN ORDINANCE REVISING AND INCREASING FEES CHARGED FOR PUBLIC FACILITIES AND SERVICES IN THE DOWNTOWN CENTRAL BUSINESS DISTRICT; AND AMENDING THE CORRESPONDING SECTIONS OF THE CITY CODE TO REFLECT SUCH CHANGES.

2006-09-07-1011

Item 6R. AN ORDINANCE REVISING AND INCREASING FEES FOR USE OF CITY GOLF COURSES; AND AMENDING THE CORRESPONDING SECTIONS OF THE CITY CODE TO REFLECT SUCH CHANGES.

2006-09-07-1012

Item 6S. AN ORDINANCE REVISING AND INCREASING FEES FOR USE OF FACILITIES ASSOCIATED WITH THE PARKS AND RECREATION DEPARTMENT'S RECREATION ATHLETIC FUND; AND AMENDING THE CORRESPONDING SECTIONS OF THE CITY CODE TO REFLECT SUCH CHANGES.

Councilmember Hall made a motion to approve items 6A-6E and 6G-6S. Councilmember Flores seconded the motion.

The motion prevailed by the following vote: **AYES:** Flores, McNeil, Gutierrez, Radle, Herrera, Guajardo, Hall, Haass, Mayor Hardberger. **NAYS:** Wolff. **ABSENT:** Perez.

2006-09-07-1013

Item 6F. AN ORDINANCE AMENDING AND ESTABLISHING FEES ASSOCIATED WITH THE DEPARTMENT OF ENVIRONMENTAL SERVICES RELATED TO MONTHLY HOUSEHOLD GARBAGE FEES AND CONVERSION FEES NECESSARY TO AUTOMATED SERVICES, RESULTING IN ADDITIONAL FUNDS TO THE ENVIRONMENTAL SERVICES MAINTENANCE AND OPERATIONS FUND; AND AMENDING CORRESPONDING SECTIONS OF THE CITY CODE TO REFLECT SUCH CHANGES.

Councilmember Hall made a motion to reduce the monthly Environmental Services Conversion Fee from \$1.75 per month to \$0.74 per month. Councilmember Flores seconded the motion.

The motion prevailed by the following vote: **AYES:** Flores, McNeil, Gutierrez, Radle, Herrera, Guajardo, Hall, Haass, Mayor Hardberger. **NAYS:** Wolff. **ABSENT:** Perez.

The City Clerk read the following Ordinance:

2006-09-07-1015

Item 5A. AN ORDINANCE SETTING THE AD VALOREM TAX RATE FOR MAINTENANCE AND OPERATION OF THE CITY OF SAN ANTONIO AT 36.704 CENTS PER \$100.00 OF TAXABLE VALUATION FOR THE TAX YEAR BEGINNING ON JANUARY 1, 2006, AND ENDING ON DECEMBER 31, 2006; AND CONTAINING STATEMENTS REQUIRED BY SECTION 26.05 OF THE PROPERTY TAX CODE, AS AMENDED.

Councilmember Hall moved to increase property taxes by the adoption of a Maintenance and Operation Tax Rate of 36.704 cents per \$100.00 of taxable valuation. Councilmember Flores seconded the motion.

The motion prevailed by the following vote: **AYES:** Flores, McNeil, Gutierrez, Radle, Herrera, Guajardo, Hall, Haass, Mayor Hardberger. **NAYS:** Wolff. **ABSENT:** Perez.

The City Clerk read the following Ordinance:

2006-09-07-1016

Item 5B. AN ORDINANCE SETTING THE AD VALOREM TAX RATE TO PAY THE PRINCIPAL AND INTEREST ON THE FUNDED DEBT OF THE CITY OF SAN ANTONIO AT 21.150 CENTS PER \$100.00 OF TAXABLE VALUATION FOR THE TAX YEAR BEGINNING ON JANUARY 1, 2006, AND ENDING ON DECEMBER 31, 2006; AND CONTAINING STATEMENTS REQUIRED BY SECTION 26.05 OF THE PROPERTY TAX CODE, AS AMENDED.

Councilmember Hall moved that property taxes be increased by adoption of a Debt Service Tax Rate of 21.150 cents per \$100.00 of taxable valuation. Councilmember Herrera seconded the motion.

The motion prevailed by the following vote: **AYES:** Flores, McNeil, Gutierrez, Radle, Herrera, Guajardo, Hall, Haass, Mayor Hardberger. **NAYS:** Wolff. **ABSENT:** Perez.

The City Clerk read the following Ordinance:

2006-09-07-1017

Item 7. PUBLIC HEARING AND CONSIDERATION OF AN ORDINANCE AUTHORIZING CLOSURE, VACATION, AND ABANDONMENT OF ELLIS ALLEY, WHICH INTERSECTS CHESTNUT BETWEEN CROCKETT AND CENTER STREETS, ADJACENT TO NCB 579, DISTRICT 2, AS REQUESTED BY VIA

METROPOLITAN TRANSIT FOR A FEE OF \$46,309, SOME OR ALL OF WHICH MAY BE WAIVED UNDER THE INCENTIVE SCORECARD PROGRAM.

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

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

**CONSENT AGENDA: ITEMS 8-28**

Consent agenda items 25, 27, and 28 were pulled for individual consideration. The remaining items were approved upon a motion made by Councilmember McNeil and seconded by Councilmember Gutierrez.

The following citizen(s) appeared to speak:

Mr. Jack M. Finger, P.O. Box 12048, spoke to the increase in garbage fees. He referred to item 24 and noted campaign contributions made to certain councilmembers.

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

2006-09-07-1018

Item 8. AN ORDINANCE ACCEPTING THE BIDS OF VARIOUS COMPANIES TO PROVIDE THE CITY WITH VARIOUS TYPES OF COMMODITIES AND SERVICES ON AN ANNUAL CONTRACT BASIS FOR FY 2006-2007 FOR A COMBINED ESTIMATED COST OF \$1,177,000.00, INCLUDING: MAINTENANCE FOR THE COMPUTERIZED ENVIRONMENTAL CONTROLS AT THE CENTRAL LIBRARY; MILLENNIUM SOFTWARE UPGRADES, SUPPORT AND MAINTENANCE; CHILDREN'S AUDIO AND VIDEO MEDIA; CHILDREN'S DVD'S, AUDIO BOOKS AND VIDEOS; EZ GO GOLF CAR PARTS AND SERVICE; HEATING, VENTILATING AND AIR CONDITIONING PARTS; AUTOMOTIVE, IGNITION PARTS, WIRE, CABLE PARTS AND ACCESSORIES; MAINTENANCE, TESTING & SERVICE OF GENERATORS FOR POLICE SUBSTATIONS; BOTTLED WATER; AUTO & TRUCK SPRING PARTS AND SERVICE; SPARK PLUGS; HEAVY EQUIPMENT TIRES, TUBES, RECAPPING AND ROAD SERVICE; PRIVATE PROCESS SERVICE; MICROSOFT PREMIER SUPPORT

SERVICES; ELEVATOR MAINTENANCE AT THE MAIN PLAZA BUILDING; PORTABLE POWER GENERATORS; AND EMERGENCY MEDICAL SUPPLIES, DISPOSABLE BAGS AND VALVE MASKS.

2006-09-07-1019

Item 9. AN ORDINANCE ACCEPTING THE OFFER SUBMITTED BY ANDELA PRODUCTS TO PROVIDE THE ENVIRONMENTAL SERVICES DEPARTMENT WITH A GLASS PULVERIZER SYSTEM UPGRADE FOR A TOTAL COST OF \$62,748.00, FROM THE NATURAL RESOURCE CONSERVATION FUND.

2006-09-07-1020

Item 10. AN ORDINANCE ACCEPTING THE BID SUBMITTED BY WENGER CORPORATION TO PROVIDE THE CONVENTION FACILITIES DEPARTMENT WITH 72 PLATFORM STAGE RISERS AND 7 STORAGE CARTS FOR A TOTAL COST OF \$53,405.00, FROM THE COMMUNITY & VISITOR FACILITIES FUND.

2006-09-07-1021

Item 11. AN ORDINANCE ACCEPTING THE BID SUBMITTED BY EQUIPMENT DEPOT, BID NO. 2, TO PROVIDE THE PARKS AND RECREATION DEPARTMENT WITH ONE REPLACEMENT ALL TERRAIN FORKLIFT FOR A TOTAL COST OF \$43,400.00, FROM THE EQUIPMENT RENEWAL AND REPLACEMENT FUND.

2006-09-07-1022

Item 12. AN ORDINANCE RATIFYING A CONTRACT WITH DAVILA CONSTRUCTION, INC. FOR EMERGENCY ROOF REPAIRS TO THE FARMERS' MARKET FOR A TOTAL COST OF \$36,397.00.

2006-09-07-1023

Item 13. AN ORDINANCE ACCEPTING THE BID SUBMITTED BY HI-LITE MARKINGS, INC. TO PROVIDE THE AVIATION DEPARTMENT WITH PAINT AND RUBBER DEPOSITS REMOVAL FROM THE AIRPORT'S RUNWAY SURFACES FOR A TOTAL COST OF \$44,200.00, FROM THE AIRPORT OPERATIONS AND MAINTENANCE ACCOUNT.

2006-09-07-1024

Item 14. AN ORDINANCE RATIFYING AN AMENDMENT TO THE CURRENT SERVICE CONTRACT FOR THE A510 AUTOMATED ACCESS CONTROL SYSTEM FOR SAN ANTONIO INTERNATIONAL AIRPORT TO COVER CRITICAL UPGRADES OF THE ACCESS CONTROL AND IDENTIFICATION MEDIA SYSTEM, IN AN AMOUNT NOT TO EXCEED \$143,624.00.

2006-09-07-1025

Item 15. AN ORDINANCE APPROVING A TOTAL AMOUNT OF \$73,220.00, TO INCLUDE THE NEGOTIATION AND EXECUTION OF A PROFESSIONAL SERVICE CONTRACT NOT TO EXCEED \$61,220.00 WITH DURAND-HOLLIS RUPE, INC., TO PROVIDE MASTER PLANNING AND PROGRAMMING SERVICES FOR THE NEW CONSOLIDATED AVIATION ADMINISTRATION FACILITY AT SAN ANTONIO INTERNATIONAL AIRPORT; AND APPROPRIATING FUNDS.

2006-09-07-1026

Item 16. AN ORDINANCE APPROVING A TOTAL ESTIMATED PROJECT AMOUNT OF \$490,524.00 AND AWARDED A CONSTRUCTION CONTRACT IN THE AMOUNT OF \$314,787.06 TO SAN ANTONIO CONSTRUCTORS, LTD., \$76,725.00 OF WHICH WILL BE REIMBURSED BY BEXAR METROPOLITAN WATER DISTRICT, IN CONNECTION WITH THE HARDY OAKS - STONE OAK TO KNIGHT CROSS PROJECT, AN AUTHORIZED CERTIFICATE OF OBLIGATION PROJECT, LOCATED IN DISTRICT 9, AND APPROPRIATING FUNDS.

2006-09-07-1027

Item 17. AN ORDINANCE APPROVING A TOTAL ESTIMATED CITY PROJECT COST OF \$385,800.00, TO INCLUDE A \$35,449.96 AMENDMENT TO A \$92,271.00 PROFESSIONAL ENGINEERING SERVICES AGREEMENT WITH HDR ENGINEERING, INC., FOR ADDITIONAL ENGINEERING SERVICES IN CONNECTION WITH THE BICYCLE LANES/ROUTES GROUP II METROPOLITAN PLANNING ORGANIZATION PROJECT, LOCATED IN DISTRICTS 1, 2, 3, 5, 7, AND 10, AN AUTHORIZED 1999 GENERAL OBLIGATION STREET & PEDESTRIAN IMPROVEMENT BOND FUNDED PROJECT, AND APPROPRIATING FUNDS.

2006-09-07-1028

Item 18. AN ORDINANCE AUTHORIZING THE EXECUTION OF A TAKE-OVER AGREEMENT WITH UNITED STATES FIRE INSURANCE COMPANY, AS SURETY, TO COMPLETE THE WORK UNDER A CONSTRUCTION CONTRACT ORIGINALLY AWARDED TO ACCORD GENERAL CONTRACTING, INC., IN CONNECTION WITH THE FIRE STATION NO. 25 PROJECT, LOCATED IN DISTRICT 4.

2006-09-07-1029

Item 19. AN ORDINANCE APPROVING A TOTAL OF \$150,417.01, TO INCLUDE A \$127,796.95 PAYMENT UNDER AN EXISTING "AS NEEDED" PUBLIC WORKS INFRASTRUCTURE MAINTENANCE AND CONSTRUCTION CONTRACT WITH RAM BUILDING SERVICES, L.L.C, (SBE/MBE) FOR CONSTRUCTION OF DRIVEWAY APPROACHES AND SIDEWALKS IN CONNECTION WITH THE EL JARDIN – (NORTHINGTON TO US 90) & VALENCIA (CASTROVILLE TO HIGHWAY 90) PROJECT, AN AUTHORIZED COMMUNITY DEVELOPMENT BLOCK GRANT FUNDED PROJECT IN DISTRICT 6; AND APPROPRIATING FUNDS.

2006-09-07-1030

Item 20. AN ORDINANCE AUTHORIZING A TOTAL PROJECT AMOUNT OF \$154,520.00, INCLUDING PAYMENT IN THE AMOUNT OF \$94,000.00 TO BEATY & PARTNERS ARCHITECTS, INC. FOR PROFESSIONAL LANDSCAPE ARCHITECTURAL SERVICES PROVIDED UNDER AN ON-CALL CONTRACT, IN CONNECTION WITH THE RIDGE CHASE PARK DEVELOPMENT PROJECT LOCATED IN DISTRICT 8.

2006-09-07-1031

Item 21. AN ORDINANCE AUTHORIZING \$1,721,339.00 FOR THE ACQUISITION OF FEE SIMPLE TITLE OF SEVENTEEN (17) PARCELS OF REAL PROPERTY LOCATED IN DISTRICTS 2 ,4, 6, 7, 8, AND 10 AND DECLARING THE PROPOSITION 3 CREEKWAY LINEAR PARKS LAND ACQUISITION AND PARK EXPANSION PROJECT (PROJECT) TO BE A PUBLIC PROJECT; DECLARING A PUBLIC NECESSITY FOR THE ACQUISITION OF THE FEE SIMPLE TITLE INTEREST TO PRIVATELY OWNED REAL PROPERTY DESCRIBED BELOW, BY NEGOTIATIONS AND/OR CONDEMNATION, IF NECESSARY, FOR USE AS A PART OF THE PROJECT, ALL PROPERTIES BEING IN THE CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS; 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:

Council District	Tax Acct. Number	Acreage	Legal Description
4	13975-000-0060	11.27	NCB 13975 TR F
6	18083-001-0011	65.40	NCB 18083 BLK 1 LOT 1 EXCEPT S 171' X 366' OF 1 INGRAM WEST SUBD
7	15004-000-0129	10.41	NCB 15004 BLK LOT P-12E
7	15004-000-1620	20.94	NCB 15004 P-162 ( TIMBER CREEK ANNEX )
7	15328-000-0571	64.20	NCB 15328 LOT P- 57 (DRAIN ESMT) & P-100 (ABANDONED ROW)
7	1856-000-0664	59.97	NCB 18560 P-66C
8	14861-000-0380	4.39	NCB 14861 BLK LOT P-38
8	14890-000-1178	50.71	NCB 14890 LOT P-117B, P-122A, P-123B & P-123C; NCB 14890 BLK LOT 137 UTSA BLVD/REGENCY BLVD SUBD
8	14890-000-1176	7.24	NCB 14890 LOT PT OF P-1 ARB 1-C, PT OF P-117 & PT OF P-123
8	14890-000-1186	52.83	NCB 14890 LOT P-118, P-119 EXC NE IRR 133.78FT, P-120A, P-122
2	10712-031-0010	0.18	NCB 10712 BLK 31 LOT 1
2	10677-000-0030	42.77	NCB 10677 P-3

2	10726-045-0120	0.22	NCB 10726 BLK 45 LOT 12,
2	10729-003-0170	0.30	NCB 10729 BLK 3 LOTS 17 and 18
2	10574-000-0071	4.16	NCB 10574 BLK LOT E PT OF TR 8 OR 8-2
10	11964-000-0045	17.77	NCB 11964 BLK LOT S E IRR 854.75 FT OF D
10	13748-001-0070	9.72	NCB: 13748 BLK: 1 LOT: 7

2006-09-07-1032

Item 22. AN ORDINANCE AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT WITH DELTA AIR LINES, INC. FOR 3,840 SQUARE FEET OF CARGO SPACE IN THE AIR CARGO BUILDING WEST, BAYS 30 AND 31 AT SAN ANTONIO INTERNATIONAL AIRPORT FOR TERM OF THREE (3) YEARS EFFECTIVE NOVEMBER 1, 2005 AND A MONTHLY RENTAL OF \$2,444.96.

2006-09-07-1033

Item 23. AN ORDINANCE AUTHORIZING A TOTAL OF \$3,453.50 FOR ACQUISITION OF TWO PROPERTIES TOTALING APPROXIMATELY .355 ACRES LOCATED IN WHEATLEY HEIGHTS IN DISTRICT 2 ALONG SALADO CREEK FROM THE TEXAS GENERAL LAND OFFICE AS PART OF THE PROPOSITION 3 PARKS DEVELOPMENT AND EXPANSION VENUE PROJECT.

2006-09-07-1034

Item 24. AN ORDINANCE AUTHORIZING THE EXECUTION OF AN AMENDMENT TO SAN ANTONIO INTERNATIONAL AIRPORT LEASE NO. 122128 WITH SIERRA VICTOR, INC., MODIFYING THE GROUND SPACE TO 20,581 SQUARE FEET AND THE BUILDING SPACE TO 12,002 SQUARE FEET FOR A MONTHLY RENTAL OF \$3,380.09 AND EXTENDING THE TERM FOR FIVE (5) YEARS ENDING ON OCTOBER 31, 2011 WITH AN ADDITIONAL FIVE (5) YEAR EXTENSION UPON MUTUAL AGREEMENT OF THE PARTIES.

2006-09-07-1035

Item 26A. AN ORDINANCE AUTHORIZING THE EXECUTION OF CONTRACTS WITH THE BEXAR LAND TRUST, THE TRUST FOR PUBLIC LAND, AND THE NATURE CONSERVANCY FOR REAL ESTATE IDENTIFICATION, NEGOTIATION, DUE DILIGENCE AND ACQUISITION FOR THE PROPOSITION ONE EDWARDS AQUIFER LAND ACQUISITION AND PROTECTION PROGRAM.

2006-09-07-1036

Item 26B. AN ORDINANCE AUTHORIZING AN ON-CALL CONTRACT WITH THE SAN ANTONIO RIVER AUTHORITY FOR SUPPORT SERVICES ASSOCIATED WITH EVALUATION AND REVIEW OF REAL ESTATE APPRAISALS, ENVIRONMENTAL ASSESSMENTS AND SURVEYS FOR THE PROPOSITION ONE EDWARDS AQUIFER LAND ACQUISITION AND PROTECTION PROGRAM.

2006-09-07-1037

Item 26C. AN ORDINANCE APPROPRIATING \$1,800,000.00 FROM THE PROPOSITION ONE EDWARDS AQUIFER LAND ACQUISITION AND PROTECTION PROGRAM FOR SURVEYS, APPRAISALS, ENVIRONMENTAL ASSESSMENTS, LEGAL FEES, AND PROFESSIONAL SERVICES ASSOCIATED WITH PROPERTY ACQUISITION FOR THE EDWARDS AQUIFER LAND ACQUISITION AND PROTECTION PROGRAM.

[CONSENT ITEMS CONCLUDED]

**Consent Items Pulled for Individual Consideration**

The City Clerk read the following Ordinance:

2006-09-07-1038

Item 27. AN ORDINANCE COMPLYING WITH THE REQUIREMENTS CONTAINED IN SECURITIES AND EXCHANGE COMMISSION RULE 15c2-12, INCLUDING THE APPROVAL AND DISTRIBUTION OF A PRELIMINARY OFFICIAL STATEMENT PERTAINING TO THE ISSUANCE OF APPROXIMATELY \$70,210,000 "CITY OF SAN ANTONIO, TEXAS HOTEL OCCUPANCY TAX SUBORDINATE LIEN REVENUE REFUNDING BONDS, SERIES 2006"; AUTHORIZING THE CITY'S STAFF, CO-FINANCIAL ADVISORS,

AND CO-BOND COUNSEL TO TAKE ALL ACTIONS DEEMED NECESSARY IN CONNECTION WITH THE SALE OF SUCH OBLIGATIONS; AND PROVIDING FOR AN EFFECTIVE DATE.

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

The motion carried as follows: **AYES:** McNeil, Gutierrez, Radle, Herrera, Hall, Wolff, Haass, Mayor Hardberger. **NAYS:** None. **ABSENT:** Flores, Perez, Guajardo

The City Clerk read the following Ordinance:

2006-09-07-1039

Item 28. AN ORDINANCE APPROVING THE RESOLUTION OF THE SAN ANTONIO HOUSING TRUST FINANCE CORPORATION RELATING TO THE ISSUANCE, SALE, AND DELIVERY OF NOT TO EXCEED \$8,000,000 OF ITS MULTIFAMILY HOUSING REVENUE BONDS (THE LANDING APARTMENTS PROJECT) SERIES 2006 TO FINANCE A PROJECT FOR THE BENEFIT OF THE SAAHC LANDING APARTMENTS, LP, AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE.

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

The motion carried the passage of the Ordinance by the following vote: **AYES:** Flores, McNeil, Gutierrez, Herrera, Hall, Wolff, Haass, Mayor Hardberger. **NAYS:** None. **ABSENT:** Perez, Guajardo **ABSTAINED:** Radle

The City Clerk read the following proposed Ordinance:

Item 25. An Ordinance approving the temporary street closure of a portion of East Grayson from west of the entrance to Pearl Brewery to Karnes Street and the temporary street closure of Karnes Street between East Josephine Street and East Grayson Street on September 29 - 30, October 6, 7, 8, 13, 14, 15, 19, 20, 21, 22, 26, 27, 28, 29, 30, 31, 2006 from 6:00 p.m. to 12:00 a.m. (18 event days) in order for TRIBRA Enterprises, Inc to hold its annual Nightmare on Grayson.

The following citizen(s) appeared to speak:

Mr. Gene Braola, Owner of Nightmare on Grayson, 201 E. Grayson, stated that this will be the 18th year of the festival and the sixth year to ask for the street closure. He

informed Council that the projected number of participants this year was 25-27,000. He presented a diagram that illustrated the areas he wished to block off this year. He asked Council to allow the street closures this year.

Mr. Gordon Wise, Nightmare on Grayson, 201 E. Grayson, asked Council to allow the full street closure requested rather than the amendment that staff recommended. He explained that in order to maintain control and enhance the safety of patrons, the street closure is necessary. He noted the amount of business that is generated for Nightmare on Grayson Street stating that the Citizens of San Antonio support the event.

Mr. Frank Burney, 300 Convent #2560, spoke in opposition to Nightmare on Grayson Street. He explained the renovations at the Pearl Brewery and the surrounding area and stated that the use of the property for Nightmare on Grayson would hinder the success of these renovations. He noted that the owners of the event only pay the City \$75 a night during the fair, but use an abundance of City property. He asked that the carnival not be hosted on the property adjacent to his client's property and that only limited street closures be allowed.

City Clerk, Leticia Vacek stated that 226 written testimonies were received by the Office of the City Clerk. 225 were for the street closures for Nightmare on Grayson Street and one was against.

City Clerk Leticia Vacek read the following written testimonies, copies of which are on file with the Office of the City Clerk:

- Ms. Maria Villejo asked that Nightmare on Grayson Street continue to be held at its current location.
- Mr. Edward Zavala stated that Nightmare on Grayson Street is an annual event his friends and family enjoy and asked that the Fair continue as in previous years.
- Ms. Maria Evans asked that the street closure be allowed so Nightmare on Grayson Street can continue to be a fun, safe event for families and children.
- Ms. Angelica Zavala asked that the streets be closed so the family fun can continue.
- Mr. Eloy Tijerina asked for the streets to be closed during the festival.
- Ms. Tina Hernandez wrote to the financial impact the fair has for San Antonio and asked that the streets be closed for the festival.

- Mr. Ramiro Trevino wrote to the positive qualities of the event and asked Council to approve the street closure.
- Ms. Melissa Villarreal asked to keep Grayson Street open for the festival.
- Ms. Pauline Helm stated that the street closure enhances safety for the haunted house visitors.
- Ms. Jennifer Eliot requested that the streets be closed for Nightmare on Grayson Street.
- Ms. Julie Rogers wrote against the festival and street closures.

Councilmember Floes made a motion to defer Item 25 to the end of the meeting. Councilmember Gutierrez seconded the motion.

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

## **MASTER PLAN AND ZONING CASES**

Item Z-5. ZONING CASE #Z2006137 S (District 5): An Ordinance changing the zoning district boundary from "I-2" Heavy Industrial District to "I-1" S General Industrial District with Specific Use Permit for a Transitional Home on Lot A-46, Block 46, NCB 220, 801 Morales Street as requested by Bannum, Inc., Applicant, for Downtown Warehouse Investors, Ltd., Owner(s). Staff recommends Denial. Zoning Commission recommends Approval.

Councilmember Radle made a motion to consider the proposed rezoning case. Councilmember Gutierrez seconded the motion.

The following citizen(s) appeared to speak:

Ms. Ann Wilson, spoke in opposition to the transitional home. She stated that the safety of occupants in the home would be at risk due to the proximity of the railroad tracks. She also stated that property value would decrease with a transitional home in this area. She expressed concern for the large number of elderly and single women with young children who live in and frequent the area and may be placed in danger with the transitional home.

Mr. Ed Bruce, 801 N. St. Mary's, stated that he has not been able to sell property adjacent to the proposed transitional home property because proposed buyers are scared of owning property near a transitional home.

Mr. Jack M. Finger, P.O. Box 12048, described the types of individuals who will be living in the transitional home, convicted felons. He spoke to citizen concerns of safety with a transitional home in their neighborhoods.

Councilmember Radle made a motion to deny the zoning request. Councilmember Hall seconded the motion.

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

Item Z-5 was denied.

Item Z-1. ZONING CASE #Z2006175 (District 2): An Ordinance changing the zoning district boundary from "I-1" General Industrial District to "C-3" General Commercial District on East 100 feet of Lot 1, Block 2, NCB 12336, 4450 Hunnicutt Street as requested by Ljubisa Stamenov, Applicant, for Ljubisa Stamenov, Owner. Staff and Zoning Commission recommend Approval.

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

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

2006-09-07-1040

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS EAST 100 FEET OF LOT 1, BLOCK 2, NCB 12336 FROM "I-1" GENERAL INDUSTRIAL DISTRICT TO "C-3" GENERAL COMMERCIAL DISTRICT.

Item Z-2. ZONING CASE #Z2006193 CD (District 2): An Ordinance changing the zoning district boundary from "C-3" General Commercial District and "RM-4" Residential Mixed District to "MF-33" IDZ (CD - Multifamily Dwellings not to Exceed 90 units per acre) Multi Family Infill Development Zone District with a Conditional Use for Multi Family Dwellings not to Exceed 90 Units per Acre on Lots 11 and 37, Block 4, NCB 600, 1602 East Commerce and 305 Omaha Street as requested by Inner-city Enterprises, Applicant, for Inner-city Enterprises, Owner(s). Staff and Zoning Commission recommend Approval.

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

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

2006-09-07-1041

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOTS 11 AND 37, BLOCK 4, NCB 600 FROM "C-3" GENERAL COMMERCIAL DISTRICT AND "RM-4" RESIDENTIAL MIXED DISTRICT TO "MF-33" IDZ CD (CD - MULTIFAMILY DWELLINGS NOT TO EXCEED 90 UNITS PER ACRE) MULTIFAMILY INFILL DEVELOPMENT ZONE DISTRICT WITH A CONDITIONAL USE FOR MULTIFAMILY DWELLINGS NOT TO EXCEED 90 UNITS PER ACRE.

Item Z-3. ZONING CASE #Z2006244 (District 2): An Ordinance changing the zoning district boundary from "MH" Manufactured Housing District to "R-4" CD (Duplexes with a maximum density of 15 units per acre) Single-Family Residential District with a Conditional Use for duplexes at a maximum Density of 15 dwelling units per acre on Lot 1, Lot 2, Lot 3 and Lot 4, Block 2, NCB 14896, 4602 Swann Lane, 4606 Swann Lane, 4610 Swann Lane and 4614 Swann Lane as requested by City of San Antonio, Applicant, for Michael Goldman, Owner. Staff recommends Approval.

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

The motion carried as follows: **AYES:** Flores, McNeil, Gutierrez, Radle, Herrera, Guajardo, Hall, Wolff, Haass, Mayor Hardberger. **NAYS:** None. **ABSENT:** Perez.

2006-09-07-1042

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOTS 1 THROUGH 4, BLOCK 2, NCB 14896 FROM "MH" MANUFACTURED HOUSING DISTRICT TO "R-4" CD (DUPLEXES WITH A MAXIMUM DENSITY OF 15 UNITS PER ACRE) SINGLE-FAMILY RESIDENTIAL DISTRICT WITH A CONDITIONAL USE FOR A MAXIMUM DENSITY OF 15 DWELLING UNITS PER ACRE.

Item Z-4. ZONING CASE # Z2006204 (District 3): An Ordinance changing the zoning district boundary from "C-2" Commercial District to "R-5" Residential Single Family District on Lot 33 and Lot 34, Block 27, NCB 3202, 2327 McKinley Avenue as requested by Janbar Industries, LLC, Applicant, for Janbar Industries, LLC, Owner(s). Staff and Zoning Commission recommend Approval.

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

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

2006-09-07-1043

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOTS 33 AND 34, BLOCK 27, NCB 3202 FROM "C-2" COMMERCIAL DISTRICT TO "R-5" RESIDENTIAL SINGLE FAMILY DISTRICT.

Item Z-6. ZONING CASE #Z2006181 (District 5): An Ordinance changing the zoning district boundary from "I-1" General Industrial District and "MF-33" Multi Family District to "R-4" Residential Single-Family on Lot 32 and Lot 33, NCB 2189, 1343 Leal Street as requested by Manuel Macias, Jr., Applicant, for San Antonio Affordable Housing, Inc., Owner(s). Staff and Zoning Commission recommend Approval.

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

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

2006-09-07-1044

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOTS 32 AND 33, NCB 2189 FROM "I-1" GENERAL INDUSTRIAL DISTRICT AND "MF-33" MULTI FAMILY DISTRICT TO "R-4" RESIDENTIAL SINGLE-FAMILY.

Item Z-7. ZONING CASE NUMBER Z2006196 S (District 5) : An Ordinance changing the zoning district boundary from "R-4" Residential Single-Family District to "R-6" S Residential Single-Family District with Specific Use Authorization for a Bed and Breakfast on Lot 5, Block 1, NCB 2351, 1823 Saunders Avenue as requested by David Eugene Newbern, Applicant, for David Eugene Newbern, Owner(s). Staff has recommended Approval. Zoning Commission has recommended Approval with Conditions.

Councilmember Radle made a motion to approve the proposed Ordinance with conditions. Councilmember McNeil seconded the motion.

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

2006-09-07-1045

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 5 AND LOT 6, BLOCK 1, NCB 16374 FROM "C-3" GENERAL COMMERCIAL DISTRICT TO "C-3" (CD MANUFACTURING - PLASTIC EXTRUSION) GENERAL COMMERCIAL DISTRICT WITH A CONDITIONAL USE FOR MANUFACTURING - PLASTIC EXTRUSION.

Item Z-8. ZONING CASE #Z2006033 (District 6): An Ordinance changing the zoning district boundary from "I-1" General Industrial District to "R-5" Residential Single-

Family District on 31.66 acres out of NCB 16115, 1800 Grandstand Drive as requested by Perry Homes, A Joint Venture, Applicant, for State of Texas: General Land Office, Owner(s). Staff and Zoning Commission recommend Approval.

Councilmember Herrera made a motion to continue item Z-8 for 45 days. Councilmember Hall seconded the motion.

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

Item Z-8 was continued.

Item Z-9. ZONING CASE #Z2006194 (District 6): An Ordinance changing the zoning district boundary from "R-6" Residential Single-Family District to "C-3" General Commercial District on 52.40 acres out of NCB 17636, 7500 Block of West Loop 1604 North as requested by Brown, P.C., Applicant, for HRS Partnership, Owner(s). Staff and Zoning Commission recommend Approval.

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

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

2006-09-07-1046

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS 52.40 ACRES OUT OF NCB 17636 FROM "R-6" RESIDENTIAL SINGLE-FAMILY DISTRICT TO "C-3" GENERAL COMMERCIAL DISTRICT.

Item Z-10. ZONING CASE #Z2006209 (District 6): An Ordinance changing the zoning district boundary from "R-6" Residential Single Family District to "C-2" Commercial District on .3485 Acres out of NCB 15588, 2621 Rockgate Drive as requested by Rodolfo Castillo, Applicant, for Rodolfo Castillo, Owner(s). Staff has recommended Approval.

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

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

2006-09-07-1047

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS .3485 ACRES OUT OF NCB 15588 FROM "R-6" RESIDENTIAL SINGLE FAMILY DISTRICT TO "C-2" COMMERCIAL DISTRICT.

Item Z-11. ZONING CASE #Z2006122 CD (District 7): An Ordinance changing the zoning district boundary from "R-6" Residential Single-Family District to "R-6" (CD-Multi-Family Dwellings) Residential Single-Family District with a Conditional Use for Multi-Family Dwellings not to exceed 14 Units per acre on P-33A, NCB 15479, Old Tezel Road as requested by Trinity Construction and Developments, Applicant, for William C. Hunger, Owner. Staff and Zoning Commission recommend approval.

Councilmember Guajardo made a motion to continue the proposed zoning request for 2 weeks. Councilmember McNeil seconded the motion.

The following citizen(s) appeared to speak:

Ms. Teresa Schneider, 8719 Bent Willow, expressed concern with the development. She described the conflicts faced with the developer. She presented a petition regarding development on the area.

Ms. Janet R. McWilliams, 8726 Sound Willow, expressed concern with the developer's lack of consistency. She noted that the Officer's of the homeowner's association did not notify members of the proposed development. She stated that renters in the area will not fit the ambiance of the current neighborhood. She also expressed concern with an increased crime rate with renters in the neighborhood.

Ms. Nasrin Piri, 8719 Bent Willow, expressed concern with the developer. She stated that he keeps changing his mind in terms of the development and is not willing to answer neighbors' questions. She spoke in opposition of the development.

Ms. Patricia Davis spoke in opposition to the development. She expressed concern with the developer and noted that he was not willing to cooperate with homeowners in the area. She urged Council to maintain single-family home zoning in the area.

The motion to continue for two weeks prevailed by the following vote: **AYES:** McNeil, Gutierrez, Radle, Herrera, Guajardo, Hall, Wolff, Haass, Mayor Hardberger. **NAYS:** None. **ABSENT:** Flores, Perez.

Item Z-11 was continued.

Item Z-12. ZONING CASE #Z2006149 CD (District 7): An Ordinance changing the zoning district boundary from "R-5" Residential Single Family District to "R-5" (CD-Duplex) Residential Single Family District with Conditional Use for a Duplex on Lot 135, Block C, NCB 11522, 302 Loy Drive as requested by Bhanu Sharma, Applicant, for Bhanu Sharma, Owner(s). Staff and Zoning Commission recommend Approval.

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

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

2006-09-07-1048

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 135, BLOCK C, NCB 11522 FROM "R-5" RESIDENTIAL SINGLE FAMILY DISTRICT TO "R-5" (CD-DUPLEX) RESIDENTIAL SINGLE FAMILY DISTRICT WITH CONDITIONAL USE FOR A DUPLEX.

Item Z-13. ZONING CASE #Z2006191 (District 7): An Ordinance changing the zoning district boundary from "I-1" General Industrial District to "C-3" General Commercial District on 0.041 acre tract out of NCB 18571, 7795 Mainland Drive (Suite 105) as requested by Rajiv Kumar Satsangi, Applicant, for Rajiv Kumar Satsangi, Owner. Staff and Zoning Commission recommend Approval.

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

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

2006-09-07-1049

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS 0.041 ACRE TRACT OUT OF NCB 18571 FROM "I-1" GENERAL INDUSTRIAL DISTRICT TO "C-3" GENERAL COMMERCIAL DISTRICT.

Item Z-14. ZONING CASE #Z2006190 (District 8): An Ordinance changing the zoning district boundary from "R-6" Residential Single-Family District to PUD "R-6" Planned Unit Development Residential Single-Family District on 27.1051 acres of land out of NCB 18290, 10604 Old Prue Road as requested by Woodside Texas Land Holding, L. P., Applicant, for Woodside Texas Land Holding, L. P., Owner(s). Staff and Zoning Commission recommend Approval.

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

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

2006-09-07-1050

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS 27.1051 ACRES OF LAND OUT OF NCB 18290 FROM "R-6" RESIDENTIAL SINGLE-FAMILY DISTRICT TO PUD "R-6" PLANNED UNIT DEVELOPMENT RESIDENTIAL SINGLE-FAMILY DISTRICT.

Item Z-15. ZONING CASE # Z2006127 S (District 9): An Ordinance changing the zoning district boundary from "C-2 ERZD" Commercial Edwards Recharge Zone District to "C-2 ERZD S" Commercial Edwards Recharge Zone District with Specific Use Permit for a Nightclub on .0654 acres out of NCB 19223, 19239 Stone Oak Parkway as requested by Brown, P.C., Applicant, for Shops of Stone Oak II, LP, Owner(s). Staff and Zoning Commission recommend Approval.

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

The following citizen(s) appeared to speak:

Mr. Nazarite Ruben Flores Perez, 627 Hearne Ave., spoke to contamination in the area.

Mr. Faris Hodge, Jr., 140 Dora, spoke to development over the Aquifer. He also noted the conditions of the river, stating that it is too dirty and needs to be cleaned. Finally, he asked that the zoning time be moved to 4:00 pm.

The motion prevailed by the following vote: **AYES:** Flores, McNeil, Gutierrez, Herrera, Hall, Wolff, Haass, Mayor Hardberger. **NAYS:** Radle, Guajardo. **ABSENT:** Perez.

2006-09-07-1051

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN .0654 ACRES OUT OF NCB 19223 FROM "C-2 ERZD" COMMERCIAL EDWARDS RECHARGE ZONE DISTRICT TO "C-2 ERZD S" COMMERCIAL EDWARDS RECHARGE ZONE DISTRICT WITH SPECIFIC USE PERMIT FOR A NIGHTCLUB.

Item Z-16. ZONING CASE #Z2006109 (District 10): An Ordinance changing the zoning district boundary from "C-2" Commercial District to "MF-33" Multi-Family District on 0.935 acres out of NCB 15688, 14200 Block of Higgins Road as requested by Higgins Road Joint Venture, Applicant, for Higgins Road Joint Venture, Owner(s). Staff and Zoning Commission recommend Approval.

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

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

2006-09-07-1052

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS 0.935 ACRES OUT OF NCB 15688 FROM "C-2" COMMERCIAL DISTRICT TO "MF-33" MULTI-FAMILY DISTRICT.

Item Z-17. ZONING CASE #Z2006185 (District 10): An Ordinance changing the zoning district boundary from "R-5" Residential Single Family District to "L" Light Industrial District on Parcel P-14A, NCB 18890, 15203 Bulverde Road as requested by Chris Rullo, Applicant, for Chris Rullo, Owner(s). Staff recommends Denial. Zoning Commission recommends Approval.

Councilmember Haass made a motion to approve with a 25 ft. buffer of the proposed zoning case. Councilmember Gutierrez seconded the motion.

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

2006-09-07-1053

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS PARCEL P-14A, NCB 15203 FROM "R-5" RESIDENTIAL SINGLE-FAMILY DISTRICT TO "L" LIGHT INDUSTRIAL DISTRICT.

Item Z-18. ZONING CASE #Z2006192 (District 10): An Ordinance changing the zoning district boundary from "R-5" Residential Single-Family District to "MF-33" Multi-Family District on 0.380 acres out of Tract 9, Block A, NCB 8695, 135 Rainbow Drive as requested by Manana Acquisition Corp. c/o William M. Riddick, Applicant, for Manana Acquisition Corp., Owner(s). Staff and Zoning Commission recommend Approval.

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

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

2006-09-07-1054

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS 0.380 ACRES OUT OF TRACT 9, BLOCK A, NCB 8695 FROM "R-5" RESIDENTIAL SINGLE-FAMILY DISTRICT TO "MF-33" MULTI-FAMILY DISTRICT.

The City Clerk read the following Ordinance:

2006-09-07-1055

Item 25. AN ORDINANCE APPROVING THE TEMPORARY STREET CLOSURE OF A PORTION OF EAST GRAYSON FROM WEST OF THE ENTRANCE TO PEARL BREWERY TO KARNES STREET AND THE TEMPORARY STREET CLOSURE OF KARNES STREET BETWEEN EAST JOSEPHINE STREET AND EAST GRAYSON STREET ON SEPTEMBER 29 - 30, OCTOBER 6, 7, 8, 13, 14, 15, 19, 20, 21, 22, 26, 27, 28, 29, 30, 31, 2006 FROM 6:00 P.M. TO 12:00 A.M. (18 EVENT DAYS) IN ORDER FOR TRIBRA ENTERPRISES, INC TO HOLD ITS ANNUAL NIGHTMARE ON GRAYSON.

Councilmember Flores moved to approve staff's recommendation. Councilmember Gutierrez seconded the motion.

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

### **CEREMONIAL ITEMS**

Mayor Hardberger presented the following honorariums:

- A Presentation for the Public Works Academy Graduation. The Public Works Academy was created in 2002 to educate citizens on the various services provided by the Public Works Department. Neighborhood representatives from each City Council district participated in a six-week program that provides information on such functions as street maintenance, capital programs, storm water, traffic engineering and operations, and customer service businesses.
- A proclamation for Diez Y Seis de Septiembre. This year marked the 196<sup>th</sup> anniversary of the Diez y Seis de Septiembre. This event is celebrated every September 16<sup>th</sup> in recognition of Mexico's independence from Spain.
- A Proclamation for Hispanic Heritage Month. Established in 1989, Hispanic American Heritage Month was set aside to acknowledge and celebrate the diverse Hispanic cultures of American society. Celebrated annually September 15-October 15, the observance recognizes the anniversary of independence for five Latin American countries- Costa Rica, El Salvador, Guatemala, Honduras, and Nicaragua. In addition, Mexico declared its independence on September 16<sup>th</sup> and Chile on September 18<sup>th</sup>.

### **CITIZENS TO BE HEARD**

Mr. Faris Hodge, Jr., 140 Dora, stated that the Police Chief is in trouble for discrimination. He also mentioned his unhappiness with the budget. Lastly, he sang a medley of songs.

Ms. Colleen Frost, 443 Oakleaf, requested that each of the Council members find walls in their districts that artists can turn into something expressive and constructive for painting. She told the story of a boy who went to jail for painting and now is an art student at Our Lady of the Lake University. She asked that all artists be kept out of the jail system and placed into an art program.

Mr. Herb Klein, Challenger Learning Center, Brooks City Base, spoke of their program and the schools that they serve. Dr. Dottie Williams stated that children are brought to the Center to see what it is like to fly a mission. This encourages study in math and science. Dr. George Herbing stated the importance of education to healthcare. He stated that there is a direct correlation between the more educated public and better health. He explained that the Challenger Center turns kids on to education, especially science and mathematics. He asked Council to encourage the use of the Center. He also asked for a 25% increase in funding from the City.

Mr. Mel Feldman, 1400 Patricia, expressed disappointment with his Councilmember for not being present to hear him speak about VIA and term limits. He decided he would leave and stated that this was a sad situation. He hoped that in the future Council members would stay to listen to the citizens.

Mr. Nazarite Ruben Flores Perez, 627 Hearn Ave., spoke to the use of the cross in ancient Egypt. He explained how the meaning of the cross changed after the coming of Jesus. He stated that eventually the whole world will go back to speaking one common language, Hebrew.

Ms. Julie Iris Oldham, 4523 Allegheny Dr., thanked those Council members present to listen since this was the most important part of the meeting. She stated that her dress for success program has helped her. She spoke in regard to a will change by Pearl Brewery. She was not in agreement of City funding for Project Quest. She asked that security be reduced to one officer at Council meetings and she stated that each time she walks up here to speak, the Mayor and the City Manager are not present.

Ms. Laura McKieran, PO Box 15724, Citizens for Pound Reform, encouraged Council to endorse the strategic plan for Animal Care Services. She stated that her organization looks forward to helping execute the plan in any way possible. She also stated that their program spays/neuters over 1,000 animals annually. She described the neighborhood outreach programs that they will be conducting over the next year.

Mr. Rhett Smith, 6900 N. Vandiver # H206, reminded Council of the Muslim community and Islamic faith in America. He announced that he will be a candidate for Mayor in 2007. He stated that he would like to focus on national issues.

Mr. Glen Alan Graham, 6900 N. Vandiver #J-106, stated his disappointment with the lack of Council members present for Citizens to be Heard. He spoke to the passing of General McDermot and stated how much his life positively influenced the City of San Antonio and our entire country.

Mr. Hal McClosky, Downtown Vendors, 920 Camaron, spoke to the proposals to the Riverwalk vending regulations. He expressed concern with the proposal and specifically spoke to the private leased space. He asked that Paseo del Rio not be a part of the licensing procedures. He also showed the results of a survey that he conducted stating that of 133 people surveyed 100 were pro vending.

Ms. Nancy Feagin, 11906 Mission Trace, stated that she was from District 8 and expressed concern with the automated garbage system. She felt it was not a good fit for her neighborhood. She asked for more detailed information regarding the system.

Mr. Mark Perez expressed concern with the Police Department not notifying the Fire Department related to a chemical spill that was hazardous. He asked for the process of permitting facilities to emit hazardous air pollutants.

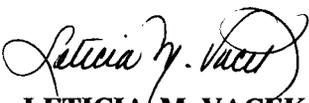
Ms. Jo Huff, 1910 Mission Trace, addressed the Council relating to the new automated garbage system. She said she lived in District 8 and would seek more information on it.

**ADJOURNMENT**

There being no further business to discuss, Mayor Hardberger adjourned the meeting at 6:58 p.m.

**A P P R O V E D**

  
**PHIL HARDBERGER**  
MAYOR

Attest:   
**LETICIA M. VACEK**  
CITY CLERK