

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

**A REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF SAN ANTONIO WAS HELD IN THE COUNCIL CHAMBERS, MUNICIPAL PLAZA BUILDING, WEDNESDAY, FEBRUARY 13, 2008 AND THURSDAY, FEBRUARY 14, 2008.**

The San Antonio City Council convened in a Work Session at 3:00 pm Wednesday, **February 13, 2008**, Municipal Plaza Building with the following Councilmembers present: Cisneros, McNeil, Ramos, Cortez, Galvan, Herrera, Rodriguez, Cibrian, Rowe, Clamp, and Mayor Hardberger.

**1. UPDATE ON THE SPECIFICATIONS, PROCUREMENT AND IMPLEMENTATION OF THE CITY'S COMPUTER AIDED DISPATCH SYSTEM (CAD).**

Assistant City Manager Erik Walsh and Former Councilmember Jim Hasslocher, Bexar Metro 911 Chair, presented said item regarding the Computer Aided Dispatch (CAD) System. Mr. Walsh introduced various members in the audience who had participated in the process and explained that a CAD was a system that dispatched emergency services by computer. He provided background information on the current operation, noting that it is a mainframe based system that was installed in the 1970's. He noted that 911 calls for San Antonio Police and Fire are received and dispatched through the Communications Center located at SAPD Headquarters.

Mr. Walsh discussed the Regional Approach to the CAD which began in Spring 2007 with Bexar County and the Bexar Metro 911 District to improve Regional Emergency Communications. He stated that the biggest challenge was that there were 17 independent Public Safety Answering Points operated by various jurisdictions. Mr. Walsh stated that the group's long-term solution was to plan and develop two Communications Centers for call-taking and dispatch functions to serve the entire three County region (Bexar, Comal and Guadalupe) and noted that Bexar Metro 911 District had committed \$10M toward this concept.

Mr. Walsh outlined the four phases of the Dispatch and Records Project which begins with a CAD System for the City of San Antonio, Bexar County, and the City of Schertz. Eventually, the CAD System will be made available to other Bexar County and Bexar Metro 911 supported agencies. Phase III would implement the Records Management System, while the final phase would implement information sharing capabilities with Austin/Travis County, Ft. Worth, and Dallas. The City of San Antonio, Bexar County and the City of Schertz have begun the process by taking tours of the Austin and Ft. Worth CAD Sites, as well as attending demonstrations on new technology.

Mr. Walsh explained that currently, there is a budget of \$17,296,000 among Bexar Metro 911, a COPS Grant, the SAPD Capital Budget and Bexar County. Staff will present quarterly briefings to the Public Safety Committee and have the system in place by January 2010.

Mr. Jim Hasslocher referenced the time period between 1981 and 1986 when 911 call takers only had a caller's phone number and no address. He noted that in 1987, the voters approved a 911 System for the City of San Antonio and Bexar County and that the Council now had the opportunity to approve an upgraded CAD System. He stressed the importance of partnerships and urged the Council to support this endeavor.

Councilmember Herrera asked about the new system's replacement cycle. Mr. Walsh stated that there was a 25-year replacement cycle and that participants would pay into a replacement fund. Councilmember Galvan asked if dispatcher positions would be eliminated and if a tracking system for towing services could be included in the system. Mr. Walsh stated that no positions would be eliminated due to this new system and staff would look into adding a tracking component for towing services.

At this time, Fire Chief Charles Hood introduced Yvette Granato, the City of San Antonio's first female Assistant Fire Chief.

**2. STAFF PRESENTATION REGARDING THE FY 2008 BUDGET AND FINANCIAL STATUS REPORT, TO INCLUDE BRIEFINGS ON 1) THE IMPLEMENTATION OF THE FY 2008 BUDGET INITIATIVES AND 2) REVENUES AND EXPENDITURES FOR THE FIRST QUARTER WITH UPDATED PROJECTIONS FOR THE REMAINING THREE QUARTERS.**

Mr. Peter Zanoni, Office of Management and Budget Director, presented an overview of the FY 2008 Budget. He provided highlights of the budget and outlined the General Fund available resources distributed over major spending areas which is also known as the budget pie chart. Mr. Zanoni stated that the funding level for Street Maintenance had increased 33% since FY 2006 and that the program was now being managed through a Rolling Five-Year Infrastructure Management Program. He noted that Neighborhood Access Mobility Program (NAMP) Funds had increased by \$1M and that funding for the Alley Maintenance Program remained at \$1M.

Mr. Zanoni noted that \$14.3M had been allocated for Police Protection Enhancements and \$13.3M for Fire Enhancements. He stated that the newly created positions for the Graffiti Wipe-out and Code Enforcement had all been filled and that the eight new positions for Animal Care Services to expand their low-cost spay and neuter services should be filled by April 2008. He added that the Library had received \$1.3M in enhancements which includes funding for new patron computers at all libraries.

In regard to the San Antonio Economy, Mr. Zanoni stated that it had not slowed as greatly as the US Economy and that the unemployment rate remained low at 4.0%. He noted that San Antonio had experienced strong growth since 2003, but has leveled during 2007. He outlined various housing indicators for San Antonio, and provided budget comparisons to other major US Cities. Of those cities, San Antonio is the only one operating with a balanced budget.

Mr. Zanoni stated that revenues are being received at planned amounts, while expenditures are overall within projected planned amounts with few departments needing corrective action. He provided an overview of all funds, including the Environmental Fund, Storm Water Fund, Development and Planning Services Fund, Hotel Occupancy Tax, and the Airport Operating Fund. Lastly, Mr. Zanoni mentioned that the Budget Calendar for FY 2009 includes a Citizen Civic Academy, Citizen and Employee Input Forums, and a Council Budget Goal Setting Worksession.

Councilmember Rodriguez asked if any TMRS issues would impact this year's budget. Ms. Sheryl Sculley confirmed that it would not affect this year's budget but could impact future year budgets.

There being no further discussion, Mayor Hardberger adjourned the meeting at 5:12 pm.

The San Antonio City Council convened in a Regular Meeting on Thursday, **February 14, 2008** at 9:00 am in the City Council Chambers.

The Invocation was delivered by Rev. Tom Hegar, Pastor, Beacon Hill Presbyterian Church, guest of Councilmember Mary Alice Cisneros, District 1.

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

City Clerk, Leticia M. Vacek, took the Roll Call and noted a quorum of the Council with the following present: Cisneros, McNeil, Ramos, Cortez, Galvan, Herrera, Rodriguez, Cibrian, Rowe, Clamp, and Mayor Hardberger.

### **MINUTES**

Councilmember Herrera made a motion to approve the Minutes for the January 17, 2008 City Council Meeting. Councilmember Cisneros seconded the motion.

The motion prevailed by the following vote: **AYES:** Cisneros, McNeil, Ramos, Cortez, Galvan, Herrera, Rodriguez, Cibrian, Rowe, Clamp, and Mayor Hardberger. **NAY:** None. **ABSENT:** None.

### **ITEMS FOR INDIVIDUAL CONSIDERATION**

The City Clerk read the following caption:

Item 4. A PRESENTATION INTRODUCING THE NEW BRAND IMAGE FOR MARKETING SAN ANTONIO AS A PREMIER TRAVEL DESTINATION.

Mr. Scott White, Convention and Visitors Bureau (CVB) Director, presented said item and introduced various members of the CVB Commission and Bromley Communications. He outlined the new brand image for marketing San Antonio as a premier travel destination, highlighting the theme of authenticity. He showcased the new ads featuring individuals that are part of San Antonio including Dave Stewart, Director of the Alamo, and Ya'ke Smith, an up and coming filmmaker that calls San Antonio home and gets his inspiration from San Antonio.

Mr. White stated that the red quatrefoil with the words "Deep. In the heart." would be used as the logo in the marketing campaign and added that the quatrefoil resonated with San Antonio and the community and would resonate with people unknown to San Antonio. He noted that the heart embodied the passion that all have for San Antonio and for its visitors.

Mr. White presented the Council with a handmade blown glass quatrefoil logo created by local artist Gini Garcia, as well as a quatrefoil pin. He added that Fiesta Pins would be created and noted the pole banners "People. Pride. Passion. Promise." that would be placed throughout the city and at the Airport.

Mr. Jack M. Finger expressed concern with the acronym for the pole banners and stated that he would like to keep the small town feel of the city. He also noted his opposition to item 5 on the agenda.

Councilmember Rowe asked how the CVB would get results on the effectiveness of the campaign. Mr. White stated that there would be an annual market research study with eight cities over the next five

years. The conversion study and a study conducted by a third party research company will contact people who requested visitor guides. Councilmember Rodriguez asked that the CVB consider a "Guys Getaway" ad in the future. Councilmember McNeil added that San Antonio was a military city and that efforts should be made to incorporate and highlight same. The Council thanked Mr. White and the team that worked on the marketing campaign.

Councilmember Rowe acknowledged Item 14 regarding the Bulverde Road Intersection. He explained that he was pleased that the project was moving forward and that it needed to be completed quickly due to the opening of the new Lady Bird Johnson High School.

Councilmember Galvan spoke regarding Item 22, the settlement with El Dorado Amusement Company. She stated that said item was due to attempts to shut down that business and that this was similar to what was happening with La Mariposa Café located in her district. She noted that she had received numerous calls to shut down the business. She noted that it could not happen unless there were proven code violations. She added that she was able to work out a compromise with the owner of the Café and added that the City continue to follow appropriate procedures in these situations.

At this time, the Council addressed Item 19. The City Clerk read the following ordinance:

**2008-02-14-0119**

Item 19. AN ORDINANCE AUTHORIZING A MEMORANDUM OF UNDERSTANDING WITH BEXAR COUNTY AND THE BEXAR COUNTY PERFORMING ARTS CENTER FOUNDATION CONCERNING THE DEVELOPMENT OF A PERFORMING ARTS CENTER AT MUNICIPAL AUDITORIUM AND THE FIRE DEPARTMENT HEADQUARTERS BUILDING.

Ms. Penny Postoak Ferguson presented said item and noted the Memorandum of Understanding (MOU) for the Performing Arts Center and the three parties – the Bexar County Performing Arts Foundation, Bexar County, and the City of San Antonio. She stated that Bexar County would provide \$100 million for the project pending a successful election on the Performing Arts Center in May, 2008 and that the City of San Antonio would convey the Municipal Auditorium and the Fire Headquarters, while the Foundation's fundraising would cover the balance of the project.

Mayor Hardberger recognized Bruce Bugg, Chairman of the Performing Arts Foundation. Mr. Bugg stated that he was honored to serve as Chairman and President and noted that the Bexar County Commissioners Court had unanimously approved the MOU earlier in the week. He urged the Council to vote favorably on said item.

Mayor Hardberger stated that the Veterans Memorial Plaza was very important to the Council and to the citizens of San Antonio and was pleased that it was included in the Master Plan for the area.

District Attorney Susan Reed spoke in support of said item. She stated that the project was a great partnership opportunity for the County and City and thanked all who have worked on it.

Ms. Debbie Montford thanked the City for partnering on said project and expressed her appreciation and support for the Performing Arts Center.

Councilmember Galvan stated that she had concerns with accessibility and affordability. She asked that the Performing Arts Center include Artists from District 5 and work closely with students.

Councilmember Cortez asked about next steps for the Fire Headquarters, noting that it was a historic building and adding that a parking structure was needed in the area. Ms. Montford stated that the Fire Headquarters would not be transferred for four years in order to coordinate an alternative location.

Councilmember Rowe moved to adopt the proposed Ordinance. Councilmember Clamp seconded the motion.

The motion prevailed by the following vote: **AYES:** Cisneros, McNeil, Ramos, Cortez, Galvan, Herrera, Rodriguez, Cibrian, Rowe, Clamp, and Mayor Hardberger. **NAY:** None. **ABSENT:** None.

At this time, the Council addressed Item 5.

**2008-02-14-0105**

Item 5. PUBLIC HEARING AND CONSIDERATION OF AN ORDINANCE AMENDING CITY PARTICIPATION IN THE STATE ENTERPRISE ZONE PROGRAM TO EXPAND AVAILABLE LOCAL INCENTIVES; AND NOMINATING FRED LOYA INSURANCE, INC. TO THE OFFICE OF THE GOVERNOR, ECONOMIC DEVELOPMENT AND TOURISM FOR DESIGNATION AS AN ENTERPRISE PROJECT.

Mr. Robert Peche, Economic Development Director, presented said item stating that this was a Public Hearing to amend City Participation in the State Enterprise Zone (EZ) Program and would also nominate Fred Loya Insurance, Inc. for designation as an Enterprise Project. Mr. Peche provided background on the State Enterprise Zone Program and presented a map of State Enterprise Zone Eligible Areas. He noted that amending the existing ordinance would allow the City to offer local incentives to projects not located within the EZ and add additional incentives to projects such as Tax-Increment Financing and the Freeport Exemption Program.

Mr. Peche outlined Eligibility Criteria and the Nomination Process. He noted that the State accepts nominations on a quarterly basis and the next deadline was March 1, 2008. He added that two projects had been approved earlier and that there would still be availability for three additional projects to be nominated if said item was approved. Mr. Peche highlighted the State Sales Tax Refund Guidelines, noting that the State would refund \$2,500 per job created/retained and filled by the economically disadvantaged.

Mr. Peche provided background information on Fred Loya Insurance, Inc., noting that they were an automobile insurance company founded in El Paso, Texas in 1974 and had since expanded to New Mexico, Colorado, Arizona and California. Mr. Peche outlined the Fred Loya Project, noting their plan to construct a \$10M Regional Claims Center located in District 6 that would create 500 new jobs. He stated that the project was only one block outside the EZ and would be required to employ 35% economically disadvantaged individuals.

Mayor Hardberger declared the Public Hearing open. There being no one signed up to speak, Mayor Hardberger declared the Public Hearing closed.

Councilmember Herrera spoke in support of the item, noting that the project would be located in an area within her district where there had previously been many challenges with high criminal activity. She highlighted the 500 new jobs and the \$10M investment by Fred Loya Insurance.

Councilmember Cortez expressed concern with amending the ordinance to include designation of those businesses outside of the EZ and noted that his vote would be against the item and not a vote against Fred Loya Insurance. Councilmember Rodriguez asked if the 35% requirement in hiring individuals who reside within the EZ could be raised for those businesses outside the EZ who seek this designation. Mr. Peche stated that since this was a state program, he did not believe this was allowable but would research the question.

Councilmember McNeil stated that she would support the item but would not support an item in the future if the business seeking designation did not reside within the EZ. Councilmembers Cibrian and Galvan stated that they could not support the item due to designating projects only from the inner city.

Councilmember Herrera moved to adopt the proposed Ordinance. Councilmember Rowe seconded the motion.

The motion prevailed by the following vote: **AYES:** Cisneros, McNeil, Herrera, Rodriguez, Rowe, Clamp, and Mayor Hardberger. **NAY:** Ramos, Cortez, Galvan and Cibrian. **ABSENT:** None.

Please refer to Pages 11 and 12 for Reconsideration of this item.

**CONSENT AGENDA: Items 6 – 27D**

Consent Agenda Items 7, 11, 12, 13, 16, 19, and 26 were pulled for Individual Consideration. Councilmember Herrera moved to approve the remaining Consent Agenda Items. Councilmember Rowe seconded the motion.

Jack M. Finger spoke in reference to necessary improvements at the intersection of Hwy 281 and Evans Road. He spoke against Item 19, stating that the City should not spend the money for the Performing Arts Center at Municipal Auditorium and should instead use the Lila Cockrell Theatre as a Performing Arts Center. Mr. Finger spoke in opposition to Item 25, noting that Valero did not need any tax breaks.

Glen Alan Graham spoke in reference to Item 11 and stated that it was his desire for the brick sign that used to be located at the corner of Alamo and Market Streets to be restored. He expressed his opposition to digital billboards but noted that he could see a use for digital signs like the one that was recently placed at the Convention Center. He strongly urged the Council to discontinue the use of digital billboards and thanked Councilmember Rodriguez for voting against them.

Mrs. Vacek read written testimony from Faris Hodge, Jr. regarding Items 7 and 20. He wrote that the Alamodome should be named after him and that buildings should be named for people while they are still alive. He added that it was important to recognize people for their achievements to help the city and the community before they passed on. He also wrote that small businesses should be allowed to sell to big businesses, stating that not allowing this was against the concept of free enterprise. He added that although the Riverwalk was a landmark of the city, it was the small businesses that contributed to its success. He concluded by writing that businesses should be allowed to make decisions regarding their properties.

The motion prevailed by the following vote: **AYES:** Cisneros, McNeil, Ramos, Cortez, Galvan, Herrera, Rodriguez, Cibrian, Rowe, Clamp, and Mayor Hardberger. **NAY:** None. **ABSENT:** None.

**2008-02-14-0106**

Item 6. 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 2007-2008 FOR A COMBINED ESTIMATED COST OF \$234,000.00, INCLUDING: (A) CLEANING AND SANITATION OF EMERGENCY VEHICLE INTERIOR; (B) ILLUMINATED STREET SIGNS; AND (C) LANDSCAPE MAINTENANCE FOR DOWNTOWN OPERATIONS' PARKS AND MEDIANS.

**2008-02-14-0108**

Item 8. AN ORDINANCE ACCEPTING THE OFFER FROM OFFICE SOURCE, LTD., UTILIZING A TEXAS MULTIPLE AWARD SCHEDULE CONTRACT, TO PROVIDE THE CITY WITH FURNITURE FOR THE ALAMODOME SUITES FOR A COST OF \$82,302.00.

**2008-02-14-0109**

Item 9. AN ORDINANCE ACCEPTING THE SOLE SOURCE OFFER OF AND APPROVING A GENERAL LICENSE AGREEMENT WITH PICTOMETRY INTERNATIONAL CORP., FOR THE PURCHASE OF AERIAL PHOTOGRAPHS TO BE USED BY THE FIRE DEPARTMENT, AT A TOTAL COST OF \$63,736.00; AND AUTHORIZING PAYMENT FROM 2006 URBAN AREA SECURITY INITIATIVES GRANT FUNDS.

**2008-02-14-0110**

Item 10. AN ORDINANCE AWARDED FOUR PROFESSIONAL SERVICES AGREEMENTS, EACH IN AN AMOUNT NOT TO EXCEED \$250,000.00, TO CLAUNCH & MILLER, INC., KLOTZ ASSOCIATES, INC., LOCKWOOD, ANDREWS & NEWNAM, INC., AND VICKERY & ASSOCIATES FOR AS-NEEDED PROFESSIONAL ENGINEERING SERVICES IN CONNECTION WITH CITY-WIDE PROJECTS.

**2008-02-14-0114**

Item 14. AN ORDINANCE APPROVING AN INTERLOCAL AGREEMENT WITH BEXAR COUNTY IN THE AMOUNT OF \$389,577.00 IN CONNECTION WITH THE BULVERDE-EVANS INTERSECTION IMPROVEMENTS, LOCATED IN DISTRICT 9.

**2008-02-14-0115**

Item 15. AN ORDINANCE APPROVING RENEWAL OF THE DANTE'S PIZZA LEASE TO FEBRUARY 28, 2011 AND SETTING BASE RENT, COMMON AREA MAINTENANCE CHARGES, AND CHILLED WATER CHARGES THROUGHOUT THE RENEWAL TERM.

**2008-02-14-0117**

Item 17. AN ORDINANCE AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION TO THE TEXAS COMMISSION ON THE ARTS TO FUND THE FISCAL YEAR 2009 PROJECT SUPPORT PROGRAM AND ACCEPTANCE OF THE AWARD UPON NOTIFICATION OF FUNDING.

**2008-02-14-0118**

Item 18. AN ORDINANCE APPROVING AN AGREEMENT WITH THE NATIONAL ASSOCIATION OF COUNTY AND CITY HEALTH OFFICIALS FOR \$7,000.00 FOR THE PROVISION OF PROFESSIONAL SERVICES THROUGH THE PREPARING FOR ACCREDITATION AND QUALITY IMPROVEMENT DEMONSTRATION PROJECT WHICH INCLUDES AN ORGANIZATIONAL SELF-ASSESSMENT PROCESS AND IMPLEMENTATION OF QUALITY IMPROVEMENT ACTIVITIES TO ENHANCE HEALTH DEPARTMENT PERFORMANCE.

**2008-02-14-0120**

Item 20. AN ORDINANCE AUTHORIZING THE CITY OF SAN ANTONIO TO AMEND THE MEMORANDUM OF UNDERSTANDING BETWEEN THE SAN ANTONIO RIVER FOUNDATION RELATING TO DONOR ACKNOWLEDGEMENT OPPORTUNITIES ALONG THE SAN ANTONIO RIVER IMPROVEMENTS PROJECT TO INCLUDE A WALL OF HONOR ACKNOWLEDGING DONORS OF \$100,000.00 OR MORE AND TO ALLOW PLACEMENT OF ENGRAVED SIDEWALK BRICK PAVERS IN DESIGNATED AREAS AS PART OF THE PROJECT DESIGN PLAN.

**2008-02-14-0121**

Item 21. AN ORDINANCE AUTHORIZING TWO THREE-YEAR PROFESSIONAL SERVICE AGREEMENTS WITH UNISON-MAXIMUS, INC. AND RICONDO & ASSOCIATES, INC. FOR AIRPORT FINANCIAL CONSULTING SERVICES FOR A COMBINED TOTAL AMOUNT OF \$1,385,832.00; AND AUTHORIZING \$633,184.00 FOR THE FIRST YEAR OF THE CONTRACTS.

**2008-02-14-0122**

Item 22. AN ORDINANCE AUTHORIZING THE PAYMENT OF A JUDGMENT IN *EL DORADO AMUSEMENT CO., INC. V CITY OF SAN ANTONIO*, BEXAR COUNTY, TEXAS, CAUSE NO. 99-CI-10651, FOR THE AMOUNT OF \$357,075.16.

**2008-02-14-0123**

Item 23. AN ORDINANCE AUTHORIZING A SETTLEMENT IN *SANDRA ESTRADA V. CITY OF SAN ANTONIO*, BEXAR COUNTY, TEXAS, CAUSE NO. 2006-CI-06707 FOR THE AMOUNT OF \$117,500.00.

**2008-02-14-0010R**

Item 24. A RESOLUTION NOMINATING THE TINDALL CORPORATION ("TINDALL") TO THE OFFICE OF THE GOVERNOR, ECONOMIC DEVELOPMENT AND TOURISM DEPARTMENT, AS A STATE ENTERPRISE ZONE PROJECT.

**2008-02-14-0011R**

Item 25. A RESOLUTION NOMINATING VALERO SERVICES, INC. ("VALERO") TO THE OFFICE OF THE GOVERNOR, ECONOMIC DEVELOPMENT AND TOURISM DEPARTMENT, AS A STATE ENTERPRISE ZONE PROJECT.

Item 27. Consideration of board, commission and committee nominees, for terms of office to be effective immediately upon appointment:

- A. Reappointing Shirley G. Flores (District 8) to the Small Business Advocacy Committee for the remainder of an unexpired term of office to expire May 31, 2009.
- B. Reappointing Creston C. Hutchinson (District 8) to the Port Authority of San Antonio for the remainder of an unexpired term of office to expire November 30, 2009.
- C. Appointing Alexander Saucedo (District 2) to the Parks and Recreation Board for the remainder of an unexpired term of office to expire May 31, 2009.
- D. Reappointing Scott Halty (San Antonio Water System), John P. Dodson (Uvalde County), James L. Blair (San Antonio River Authority), Deirdre E. Hisler (Texas Parks and Wildlife Department), Monica J. Lerma (San Antonio Economic Development Foundation), Bonnie Conner (Parks and Recreation Advisory Board), and Robert J. Potts (Edwards Aquifer Authority) to the Conservation Advisory Board for the remainder of unexpired terms of office to expire May 31, 2009.

**[CONSENT ITEMS CONCLUDED]**

Mayor Hardberger recessed the meeting at 12:10 pm to break for lunch and noted that the meeting would reconvene at 1:30 pm.

Mayor Hardberger reconvened the meeting at 1:40 pm and addressed Item 7.

**ITEMS PULLED FOR INDIVIDUAL CONSIDERATION**

The City Clerk read the following Ordinance:

**2008-02-14-0107**

Item 7. AN ORDINANCE ACCEPTING THE OFFER FROM THE COLONNADE GROUP, INC. FOR THE RENTAL OF A PORTABLE SEATING SYSTEM FOR THE ALAMODOME FOR THE 2008 NCAA DIVISION I MEN'S FINAL FOUR BASKETBALL TOURNAMENT IN THE AMOUNT OF \$256,300.00, FROM THE HOTEL MOTEL TAX FUND.

Councilmember Clamp asked if it would be possible to purchase the portable seating system instead of renting it. Mr. Michael Sawaya stated that this would be a one-time rental because it was the last year that the NCAA would require a seating capacity of 45,000.

Councilmember Clamp moved to adopt the proposed Ordinance. Councilmember Cisneros seconded the motion.

The motion prevailed by the following vote: **AYES:** Cisneros, McNeil, Cortez, Galvan, Herrera, Rodriguez, Cibrian, Rowe, Clamp, and Mayor Hardberger. **NAY:** None. **ABSENT:** Ramos.

**2008-02-14-0111**

Item 11. AN ORDINANCE SELECTING GUIDO BROTHERS CONSTRUCTION CO., INC. FOR NEGOTIATION AND EXECUTION OF A PROFESSIONAL CONSTRUCTION MANAGER AT RISK AGREEMENT, IN AN AMOUNT NOT TO EXCEED \$60,000.00 FOR PROFESSIONAL DESIGN REVIEW SERVICES IN CONNECTION WITH THE HENRY B. GONZALEZ

CONVENTION CENTER EXTERIOR IMPROVEMENTS PROJECT, LOCATED IN DISTRICT 1, AND APPROPRIATING FUNDS.

Councilmember Cortez asked for clarification on said item. Mr. Mike Sawaya noted that the façade on Market Street would be upgraded to the same look as the rest of the building and noted that a formal entry into the Convention Center would be created.

Councilmember Cisneros moved to adopt the proposed Ordinance. Councilmember Rodriguez seconded the motion.

The motion prevailed by the following vote: **AYES:** Cisneros, McNeil, Cortez, Galvan, Herrera, Rodriguez, Cibrian, Rowe, Clamp, and Mayor Hardberger. **NAY:** None. **ABSENT:** Ramos.

**2008-02-14-0112**

Item 12. AN ORDINANCE APPROVING CHANGE ORDER NO. PW-02 IN THE AMOUNT OF \$48,210.34 TO THE CONSTRUCTION CONTRACT, AS CHANGED, WITH CAPITAL EVACUATION IN CONNECTION WITH THE TIMBERHILL-LOW WATER CROSSING #57 PROJECT, LOCATED IN DISTRICT 7, AND APPROPRIATING FUNDS.

Councilmember Rodriguez asked about the scope of the change order and if there would be an impact to the schedule. Mr. Majed Al-Ghafry stated that there had been heavy rains on April 24, 2007 which caused concrete barriers from the project to be washed away. Timber posts were placed in the area and will remain until the completion of the project. Mr. Al-Ghafry noted that this resulted in a delay of approximately one week but added that construction should be completed on schedule in June 2008.

Councilmember Herrera moved to adopt the proposed Ordinance. Councilmember Ramos seconded the motion.

The motion prevailed by the following vote: **AYES:** Cisneros, McNeil, Ramos, Cortez, Galvan, Herrera, Rodriguez, Cibrian, Rowe, Clamp, and Mayor Hardberger. **NAY:** None. **ABSENT:** None.

**2008-02-14-0113**

Item 13. AN ORDINANCE APPROVING AN INTERLOCAL AGREEMENT WITH BROOKS DEVELOPMENT AUTHORITY FOR DESIGN AND CONSTRUCTION MANAGEMENT SERVICES IN AN AMOUNT NOT TO EXCEED \$2,113,000.00 IN CONNECTION WITH THE BROOKS CITY-BASE SOUTH NEW BRAUNFELS ROAD PROJECT PHASE 2, LOCATED IN DISTRICT 3, AND APPROPRIATING FUNDS.

Councilmember Ramos requested information on the scope of the project. Mr. Mike Frisbie stated that the Brooks Development Authority would manage the project in coordination with Pape Dawson, the consultant overseeing the design and management of construction. He added that construction would begin in March 2008 with an expected completion of December 2008.

Councilmember Ramos moved to adopt the proposed Ordinance. Councilmember Rodriguez seconded the motion.

The motion prevailed by the following vote: **AYES:** Cisneros, McNeil, Ramos, Cortez, Galvan, Herrera, Rodriguez, Cibrian, Rowe, Clamp, and Mayor Hardberger. **NAY:** None. **ABSENT:** None.

**2008-02-14-0116**

Item 16. AN ORDINANCE AUTHORIZING A FIVE-YEAR COOPERATIVE AGREEMENT (FEDERAL REIMBURSEMENT GRANT) IN THE AMOUNT OF \$2,185,052.00 WITH THE TRANSPORTATION SECURITY ADMINISTRATION FOR POSTING OF LAW ENFORCEMENT OFFICERS AT EACH SAN ANTONIO INTERNATIONAL AIRPORT TERMINAL CHECKPOINT; ACCEPTANCE OF \$351,075.00 IN GRANT FUNDS AND APPROPRIATION OF \$46,205.00 IN CITY MATCHING FUNDS FOR FISCAL YEAR 2008.

Councilmember Cortez asked how the grant was acquired. Mr. Mark Webb stated that the Aviation Department had received the grant for the previous five years for law enforcement security support at the security checkpoint. He noted that the total amount of the grant was \$2.1M over the five-year term.

Councilmember Cortez commended the Aviation Department for applying for and receiving the grant and moved to adopt the proposed Ordinance. Councilmember Ramos seconded the motion.

The motion prevailed by the following vote: **AYES:** Cisneros, McNeil, Ramos, Cortez, Galvan, Herrera, Rodriguez, Cibrian, Rowe, Clamp, and Mayor Hardberger. **NAY:** None. **ABSENT:** None.

**2008-02-14-0124**

Item 26. AN ORDINANCE APPROVING A MEMORANDUM OF AGREEMENT WITH THE TEXAS DEPARTMENT OF STATE HEALTH SERVICES FOR THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT TO CONDUCT A PILOT DIABETES REGISTRY PROJECT IN ORDER TO ASSESS THE LEVEL OF CONTROL AND PREVALENCE OF DIABETES AMONG THOSE TESTED IN BEXAR COUNTY.

Councilmember Rodriguez wanted to ensure that there was not a duplication of efforts with other similar Diabetes Programs. Dr. Brian Alsip stated that this registry was only the second one in the country and hoped to capture information on how the disease was being managed and controlled so there was not a duplication of efforts.

Councilmember Rodriguez moved to adopt the proposed Ordinance. Councilmember Ramos seconded the motion.

The motion prevailed by the following vote: **AYES:** Cisneros, McNeil, Ramos, Cortez, Galvan, Herrera, Rodriguez, Cibrian, Rowe, Clamp, and Mayor Hardberger. **NAY:** None. **ABSENT:** None.

**ITEM 5. RECONSIDERATION**

Councilmember Herrera moved to reconsider Item 5. Councilmember McNeil seconded the motion.

The motion prevailed by the following vote: **AYES:** Cisneros, McNeil, Ramos, Cortez, Galvan, Herrera, Rodriguez, Cibrian, Rowe, Clamp, and Mayor Hardberger. **NAY:** None. **ABSENT:** None.

Councilmember Herrera moved to approve said item as recommended by staff with direction for staff to bring a revised policy on designation for projects outside the EZ to a future B Session. Councilmember Clamp seconded the motion.

The motion prevailed by the following vote: **AYES:** Cisneros, McNeil, Ramos, Cortez, Galvan, Herrera, Rodriguez, Cibrian, Rowe, Clamp, and Mayor Hardberger. **NAY:** None. **ABSENT:** None.

### **CITY MANAGER'S REPORT**

Ms. Sheryl Sculley reported on the following:

- The CVB will be hosting a reception from 4:00-6:00 pm at the International Center to celebrate the new branding program that was presented earlier this morning.
- Mark Gretchen, Interim Director of Asset Management, and Mike Gonzaba, Assistant Director of Parks and Recreation, were recognized and presented with framed artwork for their retirement from the City of San Antonio. Mr. Gretchen served as Interim Director for Asset Management for the past several months and previously as Assistant Library Director for 20 years of municipal service. Mr. Gonzaba served the city for 36 years in the Parks and Recreation Department in several capacities, assisting with annual events as the New Year's Eve Celebration and the Martin Luther King, Jr. Commemoration.

Mayor Hardberger recessed the meeting at 2:28 pm and noted that the meeting would reconvene at 6:00 pm for Citizens to be Heard.

### **CITIZENS TO BE HEARD**

Mayor Hardberger reconvened the meeting at 6:00 pm and addressed Citizens to be Heard.

Mr. Nazirite Ruben Flores Perez stated that cell phone regulation in school zones was against the liberty laws and told the story of Jonah.

Mr. Mark Perez stated that he was pleased that the Fire Department had responded quickly to a recent grass fire. He noted that he had submitted complaints to City Staff regarding facilities that worked with illegal hazardous chemicals but had never received a response.

Mr. Faris Hodge, Jr. stated that he did not support the SBC Center and that the number of Code Compliance Officers should be increased. He added that he did not support cell phone regulations because speeding in school zones was a bigger issue. Finally, he sang a song to the Council.

Mr. George Alejos stated that Mirasol Residents had walked out of the last meeting and would no longer communicate with the Task Force. He noted that they would be taking their concerns to Congressman Charlie Gonzalez. Mr. Alejos added that a lady had been evicted without notice because she was served at her house and that Task Force Members were given preferential treatment including vouchers and free hotel rooms.

Ms. Catrina Jacobo stated that Ms. Stephanie Battle had resigned from the Mirasol Task Force but was not stepping down until the end of the month. She noted that it had been agreed that Resident Task Force Members could be replaced by Mr. George Alejos or Ms. Janet Ahmad since they were not residents, but they have not been allowed to participate on the Task Force. She mentioned her son's poor health and noted the need for an air quality test in her home.

Ms. Janet Ahmad stated that there was an audit which showed \$4 million was unaccounted for in the Mirasol HUD Project. She spoke favorably of Ms. Stephanie Battle, but noted that as a Mirasol Resident, Ms. Battle was vulnerable and SAHA and KB Homes took advantage of her. She stated that Ms. Battle has been given preferential treatment and has not represented or fought for the Mirasol Residents who have been stripped of their homes and escrows.

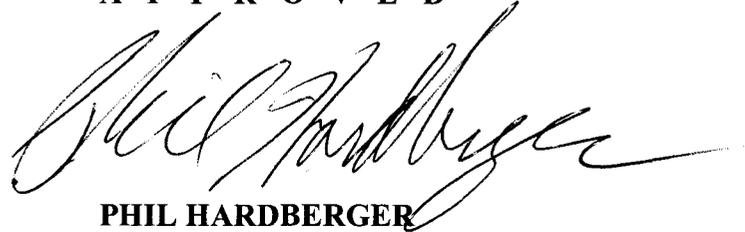
Mr. Guadalupe Lopez stated that before the Mirasol Residents walked out of the meeting, they had asked Mr. Gordon Hartman to remove Ms. Battle from the Task Force and he had refused. He added that after the residents walked out of the meeting, the meeting continued as if nothing had happened. He stated that the workers hired to repair their homes told residents that they are not actually fixing anything, only patching them up cosmetically.

Ms. Pearl Gonzalez-Shaw, AFSCME Local 2399, noted that she was an ECCA at Parent Child Inc. (PCI). She stated that the group had worked on a contract, which included a successor clause, to hire more teachers, provide funding, and increase wages between 8 and 15 cents per hour. PCI has not honored the pay increases citing Head Start regulations. Ms. Gonzalez-Shaw asked that Council support them in their endeavors.

**ADJOURNMENT**

There being no further business to discuss, Mayor Hardberger adjourned the meeting at 6:40 pm.

A P P R O V E D



**PHIL HARDBERGER**  
MAYOR

Attest:



**LETICIA M. VACEK**  
City Clerk