

**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, MAY 28, 2008 AND THURSDAY, MAY 29, 2008.

The San Antonio City Council convened in a Work Session at 3:00 pm Wednesday, **May 28, 2008**, Municipal Plaza Building with the following Councilmembers present: Cisneros, McNeil, Ramos, Cortez, Galvan, Herrera, Rodriguez, Cibrian, Rowe, Clamp, and Mayor Hardberger.

1. STAFF BRIEFING ON THE MANAGEMENT OF THE RIVER NORTH PLANNING PROJECT, PURCHASE OF THE DRAFT MASTER PLAN, AND THE PROPOSED SCHEDULE FOR PUBLIC INPUT.

Deputy City Manager Pat DiGiovanni and Mr. Ben Brewer, President of the Downtown Alliance, presented said item. Mr. DiGiovanni provided a map of the River North Master Plan Boundaries and stated that the plan included the following:

1. Introduction
2. Vision – Open Space, Form and Character
3. Implementation
4. Regulatory Plan

He noted that the 1997 City of San Antonio Master Plan and the 1999 Downtown Neighborhood Plan had been utilized as planning documents for the River North Master Plan. He outlined results that had occurred to date, noting that the firm of Moule & Polyzoides had been selected as Master Planners in June 2007. Mr. DiGiovanni outlined the River North TIRZ and its development objectives of Green Building approaches and an increased current property value of \$125 million to \$1.2 billion over twenty-five years.

Mr. Ben Brewer presented an overview of the Draft Master Plan and a summary of the process to finalize it. He provided maps of the area and outlined the proposed River North Planning Team and Plan Review Process. He noted that an item would be brought forth at a future Council Meeting to approve the City-Managed Process to complete a River North Master Plan and Regulating Plan including the formation of a River North Planning Team, and to approve the purchase of the current Draft Master Plan and Regulating Plan from the Downtown San Antonio Community Development Corporation (CDC) in an amount not to exceed \$650,000.00.

Councilmember Galvan expressed concern with the cost of purchasing the Plan and requested that additional property owners be appointed to the Planning Team. Councilmember Cortez asked if the CDC had utilized the City's Master Plan Criteria. Mr. Brewer stated that all had been done in partnership with the City of San Antonio. Councilmember Clamp asked about issues expressed by the property owners. Mr. DiGiovanni stated that there were concerns with Form-Based Zoning. Mayor Hardberger thanked Messrs. Brewer and DiGiovanni and noted that said process was not City-initiated but it was now time for the City to get involved.

2. STAFF BRIEFING ON PROPOSED UPDATES TO THE TAX INCREMENT FINANCE (TIF) POLICY AND IMPLEMENTATION MANUAL. (SAID ITEM NOT ADDRESSED)

There being no further discussion, Mayor Hardberger adjourned the meeting at 5:03 pm.

The San Antonio City Council convened in a Regular Meeting on Thursday, **May 29, 2008** at 9:00 am in the City Council Chambers.

The Invocation was delivered by Rev. Thomas Fitzgerald, SSS, Pastor, St Joseph's Catholic 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 Clamp made a motion to approve the Minutes for the May 1, 2008 City Council Meeting. Councilmember Cisneros seconded the motion.

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

ITEMS FOR INDIVIDUAL CONSIDERATION

Item 4. AN ORDINANCE APPROVING THE FOLLOWING ITEMS RELATED TO THE RIVER NORTH PROJECT:

The City Clerk read the following Ordinances for Items 4A and 4B:

2008-05-29-0423

- A. APPROVAL OF THE CITY-MANAGED PROCESS TO COMPLETE A RIVER NORTH MASTER PLAN INCLUDING THE FORMATION OF A RIVER NORTH PLANNING TEAM

Deputy City Manager Pat DiGiovanni presented said item and reviewed the Draft River North Master Plan Boundary. He stated that said document included an Introduction outlining the Planning Process and Leadership involved; the Vision of Open Space, Form and Character of the area; the Implementation Strategies that will make the plan viable; and lastly, the Regulatory Plan dealing with form-based code. He outlined the plan review process which begins with an Initial Public Meeting in June 2008 and presentation of a final plan to City Council in the fall of 2008. He added that staff recommended approval.

Harper Huddleston addressed the Council and stated that he and his father were property owners against the approval and purchase of the draft River North Master Plan because they had not read the latest draft. He asked that Council seek property owner representation on the Planning Team.

Charles John, President of the American Institute of Architects (AIA), spoke in favor of the River North Master Plan and stated that said item was a great opportunity for the community. He noted that the AIA wholeheartedly endorsed the plan and was pleased that the Community Development Corporation (CDC) had engaged many interested stakeholders and individuals from the surrounding neighborhoods. He made note of the various land uses and referenced the diversity of the Master Plan that would guide development of the area.

Paul Covey addressed the Council against said item. He urged the Council to take an active role in establishing and naming the members to the Planning Team.

Bettie Ward addressed the Council in support of said item and stated that she was a property owner in the area. She explained that said plan was beautiful and would enhance the quality of life for all of the residents of San Antonio.

Billy Southwell of The Southwell Company asked the Council to allow property owners to be involved in the project by serving on the Planning Team.

Jack M. Finger addressed the Council in opposition to said item. He expressed concern with the cost of the Master Plan and the fact that it was being funded through a loan from the City's Equipment Renewal and Replacement Fund.

Debbie Maltz, CDC Board Member, appeared before the Council and stated that in all her 30 years in the Downtown Area, this was the most exciting and creative plan. She noted the great opportunity for positive change and that she was overwhelmed by all of the planning that went into said project. She asked the Council to make River North a reality.

Carrie Jett addressed the Council and stated that the Draft Master Plan was not currently available to the public. She noted she was pleased that the City was taking over the process but asked for additional time for public input by property owners of the area.

Steven Hart, a property owner of the area stated that he was not notified of any meetings nor asked for input relating to the development of the Master Plan. He mentioned that the property had been in his family for 70 years and requested a delay in the vote so that more property owners could participate.

Keith Swinney representing Baptist Medical Center addressed the Council and stated that they were in support of said project and asked how they could become more involved. He noted that a vibrant community in an urban setting would attract young professionals to the area. He explained that he had attended a meeting held at the San Antonio Museum of Art which showed great interest due to standing room only.

Scott Rote, a business owner in the Downtown Area stated that he had not seen the revisions of the River North Master Plan. He added that it was premature to purchase a master plan without the committee being in place and felt that the document had not received enough input from property owners in the area.

Michael Guarino of Ford, Powell & Carson Architects stated that they had participated in said project from start to finish and that a total of five firms had been invited to participate. He added that the

process had always been open and that the River North Master Plan was an extraordinary piece of work. He asked the Council to support the project.

William Ochse, a Real Estate Broker for the River North area stated that it was important for the Council to review the third draft of the River North Master Plan and expenses related to its acquisition. He stated that he was a strong supporter of revitalization for the area and encouraged the Council not to delay ongoing and future zoning cases during the process.

Stephen Filtsch addressed the Council and stated that he was a business and property owner in the area. He noted that he was in favor of the River North Development but opposed the Master Plan at this time. He expressed concern with the future designs that will be required by the planned zoning and asked the Council not to support same.

Marcie Ince, President of the San Antonio Conservation Society, addressed the Council and stated that the Society supported the City-managed process to complete a River North Master Plan including the formation of a River North Planning Team. She noted that they had participated in development meetings and that their Board of Directors voted to support the concepts presented in the plan.

Karen Hixon of the San Antonio Museum of Art stated that the Board of Trustees supported the Master Plan and the large investment in the community. She noted that they would like to see the River North area become a vibrant, multi-use, residential neighborhood so that individuals could take full advantage of the River and the cultural asset of the Museum. She asked for the City to commit the necessary resources to make this project a reality.

Beth Wells addressed the Council in support of the Master Plan. She stated that she had a Planning and Design Firm in the River North Neighborhood and had been notified of and attended most of the meetings. She added that the plan was comprehensive and would revitalize the area and develop the neighborhood.

Darryl Byrd representing Silver Ventures Redevelopers of the Pearl Brewery stated that he was impressed with the process and the Master Plan. He noted that the quality of the Master Plan was excellent and he was proud to have been part of the public process. He added that he was not aware that there were property owners that were not heard since the process had been an open one. Lastly, he asked the Council to support the Master Plan.

Tony Bradfield, President of Revel Management, Inc. stated that he was a property owner in the River North area and that he has no partners, investors or affiliations with any organizations that produced the Plan. He noted he was not a member of the Downtown Alliance or River North Improvement Association but was in full support of the Master Plan. He added that the small group of property owners speaking against said project did not represent the over 300 property owners who were in favor of it. He asked the Council to do the right thing for the area and support the Master Plan.

David Marquez, Economic Development Director for Bexar County addressed the Council and stated that he was a member of the selection committee that was part of the process and a member of the CDC Board. He spoke in support of the Master Plan, noting that the process had been open and transparent and that the plan was professionally composed. He added that there had been a high level of public participation and urged the Council to support the plan.

Ben Brewer, President of the Downtown Alliance and Member of the CDC Board, spoke in support of the River North Master Plan. He stated that the plan included public input and had been through the proper approval processes of the Planning and Zoning Commissions. He noted that the project incorporated the knowledge of local architects, institutions, property and business owners, along with national experts. He urged the Council to approve said item.

Mrs. Vacek read written testimony from Faris Hodge, Jr. Mr. Hodge wrote that he did not want the City Manager over the Riverwalk North Project because there would be no free enterprise. 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 the Riverwalk was a landmark of the city, but it was the small businesses that contributed to its success.

After extensive Council discussion, Councilmember Cisneros moved to adopt the proposed Ordinance. Councilmember Rowe 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.

2008-05-29-0424

- B. APPROVAL OF THE PURCHASE OF THE DRAFT MASTER PLAN FROM THE SAN ANTONIO DOWNTOWN COMMUNITY DEVELOPMENT CORPORATION, AS PREPARED BY MOULE & POLYZOIDES, IN AN AMOUNT NOT TO EXCEED \$650,000.00.

Councilmember Galvan moved to adopt the proposed Ordinance with the following conditions:

1. Reimbursement is contingent upon staff's review of the submitted invoices and a written briefing be submitted to the City Council on the recommended reimbursement amount to the San Antonio Downtown Community Development Corporation; and
2. Five property owners must be included on the River North Planning Team.

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.

POINT OF PERSONAL PRIVILEGE

Councilmember Rodriguez wished his son Aidan a Happy 6th Birthday.

Councilmember Cortez recognized Mr. Dan Markson for his work on Senior Housing Projects throughout the City and specifically in District 4.

The City Clerk read the following Ordinance:

2008-05-29-0425

Item 5. PUBLIC HEARING AND CONSIDERATION OF AN ORDINANCE CLOSING, VACATING, AND ABANDONING PART OF A 26-FOOT-WIDE UNIMPROVED ALLEY LOCATED BETWEEN WEST HOUSTON AND WEST COMMERCE STREETS, DISTRICT 5, AS REQUESTED BY KARAMS, INC. & P L TRUST FOR A FEE OF \$20,352.00 AND AUTHORIZING

THE CITY'S ACCEPTANCE OF A 26-FOOT-WIDE EASEMENT PERMITTING PUBLIC EGRESS AND INGRESS TO THE REMAINING ALLEY.

Mr. Oscar Serrano, Capital Improvement Management Services Department, presented said item. He stated that the petitioner, Karams, Inc. and P L Trust, requested the closure of 0.1466 acres located in Council District 5. He noted that the petitioner owned all of the abutting property and planned to incorporate said right-of-way in order to facilitate new development of the area. He added that if approved, the property would be sold and a new Walgreens would be constructed. Mr. Serrano stated that the City would collect a fee of \$20,352.00 and the property would be incorporated into the tax roll.

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

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

CONSENT AGENDA: Items 6 – 42H

Consent Agenda Items 14, 27, 34, 36, and 39 A, B, C and D were pulled for Individual Consideration. Councilmember Herrera moved to approve the remaining Consent Agenda Items. Councilmember Cisneros seconded the motion.

Dan B. Markson, The NRP Group, spoke in support of Item 39. He thanked Mr. Drew Cameron for working out a solution to bring 177 units of Senior Housing to Bandera Road. He noted that NRP would be leveraging \$17 million in private capital through their commitment of tax exempt bonds and tax credits. He added that NRP would be remediating a longstanding drainage problem in the area and would also create 250 jobs during the construction period.

Elyzabeth Earnley, representing AGUA, spoke in favor of Item 23. She stated that AGUA was in support of the acquisition of the conservation easement on the Moore Ranch Property and asked the Council to approve its purchase.

Miguel A. Vela, Greater Edwards Aquifer Alliance (GEAA), also spoke in favor of Item 23. He read a letter from Annalise Peace, Director of GEAA who wrote that she commended the City for the purchase of 583 acres of land in Medina County for the purpose of protecting the Edwards Aquifer. She asked the Council to support the item.

Mr. Jack M. Finger spoke in opposition to Item 34 related to the 25% increase in parking fees at the City-owned parking facilities. He also expressed concern with Item 30 which would allow alcohol sales year-round at Main Plaza.

Mrs. Vacek read written testimony from Faris Hodge, Jr. on Item 30. Mr. Hodge wrote that he did not think that Main Plaza looked like a park and expressed concern with the closing of the streets in the surrounding area. He stated that this would cause traffic problems for the general public as well as for VIA bus routes. He added that there were safety issues with Main Plaza and noted the need for additional security and lighting. Lastly, he wrote that the \$10 million that the City spent on the project was a waste and that the \$3.5 million pledged by the County could be better used.

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

2008-05-29-0426

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 \$926,705.00, INCLUDING: (A) AUTOMOTIVE & LIGHT TRUCK DRUMS, BRAKE PARTS & SERVICE; (B) HIGH INTENSITY PRISMATIC SIGN SHEETING (BARRICADE TAPE); (C) JANITORIAL SERVICES FOR THE MARKET SQUARE; (D) VEHICULAR FIRE PROTECTION SYSTEMS (FIRE PANELS); (E) DEPARTMENT OF COMMUNITY INITIATIVES CLIENT TRACK FOR HOMELESS STATS; (F) ADVANCED WORKSTATIONS IN EDUCATION (AWE) ELS SPANISH VERSION 4 HARDWARE, SOFTWARE AND SUPPORT.

2008-05-29-0427

Item 7. AN ORDINANCE AUTHORIZING THE ACCEPTANCE OF A SOLE SOURCE OFFER WITH HONEYWELL INTERNATIONAL, INC., TO PROVIDE THE CONVENTION SPORTS & ENTERTAINMENT FACILITIES DEPARTMENT WITH AN UPGRADE TO THE EXISTING CAMERA SYSTEM, FOR A TOTAL COST OF \$101,638.00.

2008-05-29-0428

Item 8. AN ORDINANCE ACCEPTING THE OFFER FROM GRAYBAR ELECTRIC COMPANY, USING THE U.S. COMMUNITIES CONTRACT, TO PROVIDE THE CITY WITH CABLING AND FIBER SUPPLIES FOR VARIOUS ELECTRICAL AND COMMUNICATIONS INFRASTRUCTURE PROJECTS ON AN ANNUAL CONTRACT BASIS AT AN ESTIMATED COST OF \$1,283,000.00.

2008-05-29-0429

Item 9. AN ORDINANCE RATIFYING A CONTRACT WITH TEXAS ELECTRONIC SYSTEMS SPECIALISTS, INC. FOR INSTALLATION OF A SECURITY SYSTEM AT CITY HALL FOR A COST OF \$118,480.55, FROM THE FACILITY SERVICES IMPROVEMENT AND CONTINGENCY FUND.

2008-05-29-0430

Item 10. AN ORDINANCE AUTHORIZING A CONTRACT WITH SAFETY & SECURITY INSTRUCTION, INC., TO PROVIDE THE AVIATION DEPARTMENT, AIRPORT POLICE DIVISION, WITH INTERACTIVE LEARNING SOFTWARE & COURSE TOOLS, IN THE AMOUNT OF \$145,500.00.

2008-05-29-0431

Item 11. AN ORDINANCE ACCEPTING THE BID FROM INTERPOOL, INC. FOR THE REMOVAL AND INSTALLATION OF A NEW POOL FILTRATION SYSTEM AT THE CASSIANO MUNICIPAL SWIMMING POOL, LOCATED IN COUNCIL DISTRICT 5, FOR A COST OF \$54,256.69, FROM THE PARK MAINTENANCE FUND.

2008-05-29-0432

Item 12. AN ORDINANCE APPROVING A \$39,336.00 AMENDMENT TO THE \$56,012.00 PROFESSIONAL SERVICES AGREEMENT WITH PROFESSIONAL SERVICES INDUSTRIES,

INC. TO PROVIDE ADDITIONAL CONSTRUCTION MATERIALS TESTING IN CONNECTION WITH THE RUNWAY SAFETY ASSESSMENT AIRFIELD IMPROVEMENTS PROJECT FOR A REVISED CONTRACT VALUE OF \$95,348.00.

2008-05-29-0433

Item 13. AN ORDINANCE AUTHORIZING A \$60,360.00 AMENDMENT TO THE PROFESSIONAL SERVICES CONTRACT WITH CRITICAL PATH, INC. FOR AN EXECUTIVE PLAN SUMMARY AND TRAINING IN CONNECTION WITH THE SAFETY MANAGEMENT SYSTEM MANUAL AND PROGRAM AT SAN ANTONIO INTERNATIONAL AIRPORT FOR A REVISED CONTRACT VALUE OF \$305,230.00.

2008-05-29-0435

Item 15. AN ORDINANCE ACCEPTING THE LOWEST RESPONSIVE BID AND AWARDING A CONSTRUCTION CONTRACT IN THE AMOUNT OF \$892,985.59 TO PRONTO SANDBLASTING AND COATING & OIL FIELD SERVICE CO., IN CONNECTION WITH THE PASO HONDO STREET PROJECT, AN AUTHORIZED HOUSING AND URBAN DEVELOPMENT (HUD) 108 LOAN PROGRAM FUNDED PROJECT, LOCATED IN COUNCIL DISTRICT 2; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

2008-05-29-0436

Item 16. AN ORDINANCE APPROVING CHANGE ORDER NO. CIMS-01 IN THE AMOUNT OF \$51,283.55 TO THE \$1,037,102.15 CONSTRUCTION CONTRACT, WITH JERDON ENTERPRISE, L.P. FOR ADDITIONAL WORK TO INSTALL CONDUIT IN CONNECTION WITH THE MISSION TRAILS FACILITY IMPROVEMENTS (MISSION TRAILS PACKAGE 4A) PROJECT, LOCATED IN COUNCIL DISTRICT 5.

2008-05-29-0437

Item 17. AN ORDINANCE APPROVING CHANGE ORDER NO. CIMS-01 IN THE AMOUNT OF \$50,351.03 TO THE CONSTRUCTION CONTRACT WITH PRONTO SANDBLASTING AND COATING & OIL FIELD SERVICES FOR RECONSTRUCTION IN CONNECTION WITH THE EL MONTE PHASE I AND PHASE II PROJECT, AN AUTHORIZED 2005 HUD 108 FUNDED PROJECT LOCATED IN COUNCIL DISTRICT 1; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

2008-05-29-0438

Item 18. AN ORDINANCE AMENDING A PROFESSIONAL SERVICES AGREEMENT, AS AMENDED, IN THE AMOUNT OF \$166,885.00 FOR ADDITIONAL ENGINEERING SERVICES IN CONNECTION WITH SALADO CREEK HIKE AND BIKE PHASE I PROJECT, LOCATED IN COUNCIL DISTRICT 2 AND APPROPRIATING \$236,885.00.

2008-05-29-0439

Item 19. AN ORDINANCE AWARDING A CONTRACT FOR THE INSTALLATION OF BATTERY BACKUP SYSTEMS IN THE AMOUNT OF \$346,910.00 TO THE LEVY COMPANY, IN CONNECTION WITH THE TRAFFIC SIGNAL MODERNIZATION PROGRAM.

2008-05-29-0440

Item 20. AN ORDINANCE AUTHORIZING A TEN-YEAR LEASE WITH HAWKER BEEHCRAFT SERVICES, INC. FOR 386,997 SQUARE FEET OF GROUND SPACE AND THREE

BUILDINGS WITH A TOTAL AREA OF 75,393 SQUARE FEET AT SAN ANTONIO INTERNATIONAL AIRPORT FOR ANNUAL RENTALS OF \$402,742.38.

2008-05-29-0441

Item 21. AN ORDINANCE AUTHORIZING A TWENTY-FIVE YEAR LEASE WITH AVIATION AIRSTAR, INC. FOR APPROXIMATELY 245,332 SQUARE FEET OF GROUND SPACE AND FOUR BUILDINGS WITH A COMBINED AREA OF 42,979 SQUARE FEET AT SAN ANTONIO INTERNATIONAL AIRPORT FOR AN AVERAGE ANNUAL RENT OF \$132,281.87.

2008-05-29-0442

Item 22. AN ORDINANCE AUTHORIZING THE ASSIGNMENT OF A LEASE CONSISTING OF 606,867 SQUARE FEET OF GROUND SPACE AND TWO HANGARS WITH A COMBINED AREA OF 48,258 SQUARE FEET AT SAN ANTONIO INTERNATIONAL AIRPORT FROM HAWKER BEECHCRAFT SERVICES, INC. TO SIGNATURE FLIGHT SUPPORT CORPORATION.

2008-05-29-0443

Item 23. AN ORDINANCE AUTHORIZING ACQUISITION OF AN AQUIFER-PROTECTION CONSERVATION EASEMENT OVER THE MOORE RANCH, MEDINA COUNTY, TEXAS, FOR \$929,317.50 AND \$41,317.50 TO REIMBURSE BEXAR LAND TRUST, INC. DBA GREEN SPACES ALLIANCE FOR RELATED EXPENSES.

2008-05-29-0444

Item 24. AN ORDINANCE AUTHORIZING A 10-YEAR LICENSE TO VALERO SERVICES, INC. FOR A \$7,500.00 FEE FOR A NEW MONUMENT SIGN AND A GATE CONTROL BOX OVER VALERO WAY BETWEEN LOOP 1604 AND UTSA BLVD., LOCATED IN COUNCIL DISTRICT 8.

2008-05-29-0445

Item 25. AN ORDINANCE AUTHORIZING THE SALE OF PART OF THE RIGHT OF WAY OF TUSCANY STONE DRIVE FOR \$5,772.00, LOCATED IN COUNCIL DISTRICT 9.

2008-05-29-0446

Item 26. AN ORDINANCE APPROVING A SIDEWALK PATIO LICENSE AGREEMENT WITH THE PALM RESTAURANT FOR 304 SQUARE FEET OF PUBLIC SIDEWALK SPACE AT 233 E. HOUSTON ST. IN COUNCIL DISTRICT 1, FOR A TERM COMMENCING ON AUGUST 1, 2008 AND ENDING ON DECEMBER 31, 2011, AT AN INITIAL RATE OF \$1.31 PER SQUARE FOOT PER MONTH.

008-05-29-0448

Item 28. AN ORDINANCE AUTHORIZING THE SUBMISSION OF AN APPLICATION TO THE U.S. CONFERENCE OF MAYORS FOR A GRANT IN AN AMOUNT UP TO \$175,000.00 FOR TWO (2) LEAD CARE II ANALYZERS TO TEST AND IDENTIFY CHILDREN WITH BLOOD LEAD LEVELS; AUTHORIZING THE ACCEPTANCE OF FUNDS UPON AWARD.

2008-05-29-0449

Item 29. AN ORDINANCE AUTHORIZING THE SUBMISSION OF A GRANT RENEWAL APPLICATION AND ACCEPTANCE OF GRANT FUNDS UPON AWARD IN AN APPROXIMATE AMOUNT OF \$1,463,556.00 FROM THE U.S DEPARTMENT OF HEALTH AND HUMAN SERVICES FOR CONTINUATION OF THE STEPS TO A HEALTHIER SAN ANTONIO

PROGRAM FOR THE PERIOD SEPTEMBER 22, 2008 TO SEPTEMBER 21, 2009; AUTHORIZING THE EXECUTION OF ANY NECESSARY DOCUMENTS AND SUBCONTRACTS FOR THE EFFICIENT MAINTENANCE AND DELIVERY OF PROGRAM SERVICES; AND AUTHORIZING THE EXECUTION OF TWO CONTRACT AMENDMENTS FOR SAID PROGRAM FOR FISCAL YEAR 2008 WITH THE SAN ANTONIO INDEPENDENT SCHOOL DISTRICT AND THE TEXAS A & M UNIVERSITY HEALTH SCIENCE CENTER AMENDING THE COMPENSATION AND SCOPE OF SERVICES.

2008-05-29-0450

Item 30. AN ORDINANCE APPROVING AN AMENDMENT TO THE AGREEMENT BETWEEN THE CITY OF SAN ANTONIO AND THE MAIN PLAZA CONSERVANCY TO CLARIFY THE RULES AND REGULATIONS REGARDING THE CONCESSION SALES OF BEER AND WINE IN MAIN PLAZA, AND AMENDING CITY CODE SEC. 22-1 AND APPROVING A VARIANCE TO CITY CODE SEC. 4-6.

2008-05-29-0451

Item 31. AN ORDINANCE AMENDING THE TRAFFIC CONTROL DEVICES SCHEDULES ESTABLISHED BY CHAPTER 19 (TRAFFIC REGULATIONS), ARTICLE III (TRAFFIC CONTROL DEVICES), SECTION 19-68(B) TO INCLUDE CERTAIN ADDITIONS TO THE OFFICIAL TRAFFIC-CONTROL DEVICE SCHEDULE FOR "ALL WAY STOPS", "CROSS STREET STOP", "CROSS STREET YIELD", "MAXIMUM SPEED LIMIT" SIGNS, "PARKING PROHIBITED AT ALL TIMES, INCLUDING SUNDAYS AND HOLIDAYS"; "SCHOOL ZONES", SCHOOL CROSSWALKS (MIDBLOCK)", "SCHOOL ZONES", SCHOOL CROSSWALKS (INTERSECTION)", "SCHOOL CROSSWALK (MIDBLOCK), FLASHING BEACON, SPECIFIED SPEED", AND "SCHOOL CROSSWALK (INTERSECTION), FLASHING BEACON, SPECIFIED SPEED" AUTHORIZING THE PERMANENT INSTALLATION OF SAID DEVICES; DECLARING THEM AS OFFICIAL TRAFFIC CONTROL DEVICES OF THE CITY OF SAN ANTONIO; AND DECLARING VIOLATIONS OF THESE TRAFFIC REGULATIONS, EXCEPT THE CIVIL PARKING VIOLATIONS, TO BE MISDEMEANOR CRIMES PUNISHABLE BY A FINE OF NOT MORE THAN \$200.00, AND DECLARING VIOLATIONS OF THE CIVIL PARKING VIOLATIONS TO BE SUBJECT TO THE ENFORCEMENT PROVISIONS OF CITY CODE SECTION 19-225(ADMINISTRATIVE ADJUDICATION OF STOPPING, STANDING AND PARKING VIOLATIONS), AND ESTABLISHING AN EFFECTIVE DATE OF NO MORE THAN 5 DAYS AFTER PUBLICATION IN ACCORDANCE WITH ARTICLE 2, SECTION 17, OF THE CITY CHARTER.

2008-05-29-0452

Item 32. AN ORDINANCE AUTHORIZING AN INCENTIVE PACKAGE FOR US AIRWAYS THAT INCLUDES \$100,000.00 FOR MARKETING COST REIMBURSEMENTS FOR THREE DAILY NON-STOP FLIGHTS TO CHARLOTTE, NORTH CAROLINA BEGINNING MAY AND JULY 2008 IN ACCORDANCE WITH THE SAN ANTONIO AIR SERVICE INCENTIVE PROGRAM.

2008-05-29-0453

Item 33. AN ORDINANCE APPROVING THREE (3) PROFESSIONAL PROGRAM MANAGEMENT AGREEMENTS WITH POST, BUCKLEY, SCHUH AND JERNIGAN, INC., FOR AN AMOUNT UP TO \$2,000,000.00, FREESE AND NICHOLS, INC., FOR AN AMOUNT UP TO \$300,000.00 AND PARSONS COMMERCIAL TECHNOLOGY GROUP, INC., FOR AN AMOUNT

UP TO \$500,000.00, FOR PROFESSIONAL PROGRAM MANAGEMENT SERVICES IN CONNECTION WITH THE 2007 – 2012 GENERAL OBLIGATION BOND PROGRAM, LOCATED CITY WIDE.

2008-05-29-0455

Item 35. AN ORDINANCE AUTHORIZING AN OPERATING AGENCY AGREEMENT WITH THE BROOKS DEVELOPMENT AUTHORITY (BDA) IN AN AMOUNT UP TO \$420,000.00 FOR THE DESIGN AND INSTALLATION OF SANITARY SEWER SYSTEM IMPROVEMENTS AT BROOKS CITY-BASE.

Item 37. CONSIDERATION OF THE FOLLOWING IN CONNECTION WITH THE CITY'S 2008 MASTER EQUIPMENT LEASE-PURCHASE AGREEMENT:

2008-05-29-0457

- A. AN ORDINANCE AUTHORIZING A MASTER EQUIPMENT LEASE-PURCHASE AGREEMENT AND AN ACQUISITION FUND AND ACCOUNT CONTROL AGREEMENT WITH CHASE EQUIPMENT LEASING INC., TO FUND VARIOUS PERSONAL PROPERTY ACQUISITION REQUIREMENTS IN THE MAXIMUM CONTRACT AMOUNT OF \$59,000,000.00, WITH AN INITIAL TERM ENDING SEPTEMBER 30, 2008, AND WITH 4 ADDITIONAL 1-YEAR RENEWAL TERMS; AND AUTHORIZING THE FIRST DRAW, SCHEDULE A-1, IN THE TOTAL OF \$7,693,158.35, FOR THE ACQUISITION OF 154,587 REFUSE CONTAINERS FOR THE CITY'S SOLID WASTE DEPARTMENT AT AN INTEREST RATE OF 3.00% FOR A 36 MONTH TERM.

2008-05-29-0026R

- B. A RESOLUTION AUTHORIZING THE REIMBURSEMENT OF FUNDS PREVIOUSLY EXPENDED FROM THE PROCEEDS OF THE MASTER EQUIPMENT LEASE-PURCHASE AGREEMENT ENTERED INTO WITH CHASE EQUIPMENT LEASING INC.

2008-05-29-0458

Item 38. AN ORDINANCE AUTHORIZING CERTAIN CITY PERSONNEL TO SIGN INSTRUMENTS FOR THE DISBURSEMENT OF CITY OF SAN ANTONIO, TEXAS FUNDS; CONTINUING AUTHORIZATION FOR THE USE OF FACSIMILE SIGNATURES UNDER CERTAIN CIRCUMSTANCES; RATIFYING THE SIGNATURES OF CERTAIN OFFICIALS IN THEIR POSITIONS; ADDING TWO NEW ACCOUNTS; AND AUTHORIZING THE ESTABLISHMENT AND OPENING OF ADDITIONAL ACCOUNTS.

2008-05-29-0463

Item 40. AN ORDINANCE APPROVING A FUNDING AGREEMENT WITH THE YOUNG MEN'S CHRISTIAN ASSOCIATION OF GREATER SAN ANTONIO AND THE HILL COUNTRY (YMCA), FOR THE EXPENDITURE OF UP TO \$1,806,950.00 FOR THE DESIGN AND CONSTRUCTION OF IMPROVEMENTS TO THE WESTSIDE YMCA FACILITY LOCATED AT 2900 RUIZ IN COUNCIL DISTRICT 5.

2008-05-29-0464

Item 41. AN ORDINANCE AUTHORIZING THE SAN ANTONIO POLICE DEPARTMENT TO RESPOND TO A REQUEST FOR PROPOSAL FROM THE NATIONAL SECURITY ADMINISTRATION ("NSA") AND UPON AWARD TO EXECUTE A CONTRACT IN THE

AMOUNT OF \$608,000.00 FOR ONE YEAR, TO PROVIDE PERIMETER PATROL FOR NSA AND DEPARTMENT OF DEFENSE PROPERTIES LOCATED IN SAN ANTONIO, AND PROVIDING A MUTUAL OPTION FOR FOUR ADDITIONAL ONE YEAR RENEWALS.

Item 42. CONSIDERATION OF BOARD, COMMISSION AND COMMITTEE APPOINTMENTS, TO BE EFFECTIVE IMMEDIATELY UPON APPOINTMENT:

- A. REAPPOINTING LOUIS VIDAURRI (DISTRICT 1) TO THE AFFIRMATIVE ACTION ADVISORY COMMITTEE FOR THE REMAINDER OF AN UNEXPIRED TERM OF OFFICE TO EXPIRE MAY 31, 2009.
- B. REAPPOINTING MARK JOHNSON (DISTRICT 8 - CATEGORY: REAL ESTATE/BUILDING INDUSTRY) TO THE CAPITAL IMPROVEMENTS ADVISORY COMMITTEE FOR THE REMAINDER OF AN UNEXPIRED TERM.
- C. APPOINTING DONALD JOSEPH MALIK (DISTRICT 10 - CATEGORY: CONSUMER OF HANDICAPPED SERVICES) TO THE DISABILITY ACCESS ADVISORY COMMITTEE FOR THE REMAINDER OF AN UNEXPIRED TERM OF OFFICE TO EXPIRE MAY 31, 2009.
- D. APPOINTING BILL BRENDEL TO THE CONVENTION AND VISITORS COMMISSION (CATEGORY: SAN ANTONIO HOTEL & LODGING ASSOCIATION) FOR THE REMAINDER OF AN UNEXPIRED TERM OF OFFICE TO EXPIRE MAY 31, 2009.
- E. APPOINTING RAYMUNDO GARZA (COMMUNITY REPRESENTATIVE) TO THE AIR TRANSPORTATION ADVISORY COMMISSION FOR THE REMAINDER OF AN UNEXPIRED TERM OF OFFICE TO EXPIRE MAY 31, 2009.
- F. APPOINTING JAMES SMYLE AND REAPPOINTING CHARLES CONNER, RANDOLPH MURDOCK, WALTER AGUE, AND LEON THOMAS TO THE WATERSHED IMPROVEMENT ADVISORY COMMITTEE FOR THE REMAINDER OF UNEXPIRED TERMS OF OFFICE TO EXPIRE APRIL 1, 2010.
- G. APPOINTING ANDREA RODRIGUEZ TO THE PLANNING COMMISSION FOR THE REMAINDER OF AN UNEXPIRED TERM OF OFFICE TO EXPIRE OCTOBER 12, 2008.
- H. APPOINTING RONALD WARD (WESTFORT ALLIANCE), DIANE GREEN (DIGNOWITY HILL), FLORENCE ALCOSER (GOVERNMENT HILL ALLIANCE), REV. EARLE C. DOUGLAS (CLERGY), AL MARIN (CLERGY), GREGORY CUNNINGHAM (BUSINESS REPRESENTATIVE) AND RICHARD LEAL (BUSINESS REPRESENTATIVE) TO THE FORT SAM HOUSTON COMMUNITY ADVISORY BOARD FOR TERMS OF OFFICE TO BE DETERMINED AT THE FIRST MEETING OF THE BOARD.

[CONSENT ITEMS CONCLUDED]

ITEMS PULLED FOR INDIVIDUAL CONSIDERATION

The City Clerk read the following Ordinance:

20080529

12 of 18

LV/lvs

2008-05-29-0434

Item 14. AN ORDINANCE APPROVING THREE CHANGE ORDERS WITH A VALUE OF \$317,960.97 TO THE \$43,787,600.81 CONSTRUCTION CONTRACT WITH BARTLETT COCKE/WALBRIDGE, J. V., FOR FIRE ACCESS LANES, PRODUCTION AND INSTALLATION OF ART WORK, A NEW DRIVEWAY AND REALLOCATION OF FUNDS IN CONNECTION WITH PROJECT 10 – VOLUME 7 – GARAGE FOUNDATIONS, STRUCTURE AND SYSTEMS AT SAN ANTONIO INTERNATIONAL AIRPORT FOR A REVISED CONTRACT VALUE OF \$44,105,561.78.

Councilmember Rowe recused himself on said item by excusing himself from the Council Chambers as he noted that he submitted the recusal forms for Item 14 to the City Clerk.

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

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

The City Clerk read the following Ordinance:

2008-05-29-0456

Item 36. AN ORDINANCE AUTHORIZING THE ISSUANCE OF APPROXIMATELY \$300,000,000.00 “CITY OF SAN ANTONIO, TEXAS ELECTRIC AND GAS SYSTEMS REVENUE BONDS, NEW SERIES 2008”; PROVIDING THE TERMS, CONDITIONS, AND SPECIFICATIONS FOR SUCH BONDS, INCLUDING THE APPROVAL AND DISTRIBUTION OF AN OFFICIAL STATEMENT PERTAINING THERETO; MAKING PROVISIONS FOR THE PAYMENT AND SECURITY THEREOF ON A PARITY WITH CERTAIN CURRENTLY OUTSTANDING OBLIGATIONS; STIPULATING THE TERMS AND CONDITIONS FOR THE ISSUANCE OF ADDITIONAL REVENUE BONDS ON A PARITY THEREWITH; AUTHORIZING THE EXECUTION OF A PAYING AGENT/REGISTRAR AGREEMENT AND A BOND PURCHASE AGREEMENT; COMPLYING WITH THE REQUIREMENTS OF THE DEPOSITORY TRUST COMPANY; DELEGATING THE AUTHORITY TO CERTAIN MEMBERS OF THE CITY PUBLIC SERVICE BOARD STAFF TO EXECUTE CERTAIN DOCUMENTS RELATING TO THE SALE OF THE BONDS; ENACTING OTHER PROVISIONS INCIDENT AND RELATED TO THE SUBJECT AND PURPOSE OF THIS ORDINANCE; AND PROVIDING AN EFFECTIVE DATE.

Councilmember Rodriguez recused himself on said item by excusing himself from the Council Chambers as he noted that he submitted the recusal forms for Item 36 to the City Clerk.

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

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

The City Clerk read the following Ordinance:

2008-05-29-0447

Item 27. AN ORDINANCE AUTHORIZING THE ACQUISITION OF FEE SIMPLE TITLE OF FIVE (5) PARCELS OF REAL PROPERTY LOCATED IN COUNCIL DISTRICT 7 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 PRIVATELY OWNED REAL PROPERTY DESCRIBED BELOW, ALL PROPERTIES BEING IN THE CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS; AUTHORIZING THE CITY ATTORNEY AND/OR DESIGNATED SPECIAL COUNSEL TO FILE EMINENT DOMAIN PROCEEDINGS, IF NECESSARY.

NO.	DESCRIPTION
1	16.317 acres out of a 31.018 acre tract in NCB 18559.
2	13.508 acres out of a 36.085 acre tract in NCB 18559.
3	3.094 acres out of a 49.479 acre tract in NCB 18559.
4	0.57 acres out of the remainder of a 31.01 acre tract in NCB 18559.
5	0.18 acres out of Lot 4, Block 9, NCB 18559.

Councilmember Rodriguez asked if there was a plan in place to start the project. Mr. Malcolm Matthews stated that there was a plan and that various segments of the project had been acquired and several were under construction. He noted that they were trying to acquire the tracts together to avoid possible problems with acquisitions.

Councilmember Rodriguez moved to adopt the proposed Ordinance. Councilmember Cibrian 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.

The City Clerk read the following Ordinance:

2008-05-29-0454

Item 34. AN ORDINANCE SETTING NEW PARKING FEES AT CITY-OWNED PARKING FACILITIES BEGINNING JULY 2008.

Ms. Paula Stallcup, Director of Downtown Operations stated that said item would adjust the parking rates in downtown garages and parking facilities. She noted that a program would be implemented to accept credit cards at the various parking garages. She also stated that a trailblazing signage system would be initiated. She noted that the repair and rehabilitation program was included in said project to address deferred maintenance and enhance the appearance of parking facilities, as well as the construction of two new 600-space garages in 2010 and 2015.

Councilmember Herrera moved to adopt the proposed Ordinance. 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.

The City Clerk read the following Ordinances:

Item 39. CONSIDERATION OF THE FOLLOWING ORDINANCES RELATING TO THE FY 2008-2009 CONSOLIDATED PLAN/BUDGET ADOPTION:

2008-05-29-0459

- A. AN ORDINANCE ADOPTING THE 34TH YEAR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) IN THE AMOUNT OF \$12,227,061.00 AS CONTAINED IN THE FY 2008-2009 CONSOLIDATED PLAN ANNUAL BUDGET; AUTHORIZING THE 34TH FISCAL YEAR CDBG PROGRAM; AND AUTHORIZING THE SUBMISSION OF THE CDBG GRANT TO HUD FOR FY 2008-2009 CONSOLIDATED PLAN ANNUAL BUDGET, CERTIFICATION AND OTHER INFORMATION AS REQUIRED TO HUD.

2008-05-29-0460

- B. AN ORDINANCE ADOPTING THE 17TH YEAR HOME PARTNERSHIP ENTITLEMENT GRANT (HOME) IN THE AMOUNT OF \$6,371,233.00 AND \$45,588.00 IN FY 2008-2009 AMERICAN DREAM DOWNPAYMENT INITIATIVE (ADDI) FUNDS AS CONTAINED IN THE FY 2008-2009 CONSOLIDATED PLAN ANNUAL BUDGET; AUTHORIZING THE FY 2008-2009 HOME PROGRAM; AND AUTHORIZING THE SUBMISSION OF THE HOME GRANT TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) FOR FY 2008-2009 CONSOLIDATED PLAN ANNUAL BUDGET, CERTIFICATION AND OTHER INFORMATION AS REQUIRED TO HUD.

2008-05-29-0461

- C. AN ORDINANCE ADOPTING THE HOUSING OPPORTUNITIES FOR PERSONS WITH AIDS ENTITLEMENT GRANT (HOPWA) IN THE AMOUNT OF \$1,025,000.00 AS CONTAINED IN THE FY 2008-2009 CONSOLIDATED PLAN ANNUAL BUDGET; AUTHORIZING THE FY 2008-2009 HOPWA PROGRAM; DESIGNATION OF FY 2008-2009 HOPWA PROGRAM FUNDS; AND AUTHORIZING THE SUBMISSION OF THE HOPWA GRANT TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) FOR FY 2008-2009 CONSOLIDATED PLAN ANNUAL BUDGET, CERTIFICATION AND OTHER INFORMATION AS REQUIRED TO HUD.

2008-05-29-0462

- D. AN ORDINANCE ADOPTING THE EMERGENCY SHELTER GRANT (ESG) IN THE AMOUNT OF \$639,013.00 [ENTITLEMENT] AND \$639,013.00 FROM IN-KIND MATCH IN THE FY 2008-2009 CONSOLIDATED PLAN ANNUAL BUDGET; AUTHORIZING THE FY 2008-2009 ESG PROGRAM; DESIGNATION OF FY 2008-2009 ESG PROGRAM FUNDS; AND AUTHORIZING THE SUBMISSION OF THE ESG GRANT TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) FOR FY 2008-2009 CONSOLIDATED PLAN ANNUAL BUDGET, CERTIFICATION AND OTHER INFORMATION AS REQUIRED TO HUD.

Mayor Hardberger announced that Councilmember Cisneros had excused herself from the meeting and would abstain from voting on said item.

Councilmember Ramos asked for a review of the proposed options regarding said item. Mr. Drew Cameron stated that Option I took \$410,000 from the Darson Marie Terrace Project and redistributed \$200,000 to the Durango Street Midrise Project and \$210,000 to the Rehab/Reconstruction Program. He noted that Option I did not include funding for the Mirabella Apartment Project. He outlined Option II and noted that said option would provide for funding for the Mirabella Apartment Project in the amount of \$1,100,000. Lastly, he added that Councilmember Galvan had requested a Reprogramming of \$250,000 from the District 5 Housing Rehabilitation Project to fund Urban 15 Facility Improvements, San Anto Facility Improvements and District 5 Park Improvements which was all included in said item.

Belinda Marr, President of the Woodland Hills Homeowners Association addressed the Council regarding funding for the Mirabella Apartment Project. She urged the Council to support the project as it would alleviate drainage issues in the area.

Councilmember Ramos moved to adopt the proposed Ordinances for Items A-D with the stipulation that Option II be approved and that the District 5 Reprogramming be included. Councilmember Galvan seconded the motion.

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

CITY MANAGER'S REPORT

Ms. Sheryl Sculley reported on the following:

- The Annual Fire Department Report distributed last week is part of the improvements being made in the San Antonio Fire Department. The Department has made several organizational changes including updating their Department Mission Statement. Additionally, a Risk Management Policy has been developed and they are working on service delivery improvements throughout the community.
- JD Power and Associates completed the 2008 North America Airport Satisfaction Survey and ranked the San Antonio Airport third out of nineteen in the Small Airports Category. The Airport continues to make improvements and City Manager Sculley thanked Mark Webb, Aviation Director and the Aviation Department Staff.

EXECUTIVE SESSION

At this time, Mayor Hardberger recessed the Regular Meeting at 12:05 pm for lunch and to convene in Executive Session for the purposes of:

- A. Discuss legal issues related to public nuisances and abatement procedures pursuant to Texas Government Code Section 551.071 (consultation with attorney).

- B. Deliberate the purchase, exchange, lease, or value of certain real properties and discuss related legal issues pursuant to Texas Government Code Sections 551.072 (real property) and 551.071 (consultation with attorney).

Mayor Hardberger reconvened the Regular Meeting at 5:45 pm at which time it was noted that the City Council had been briefed on the above-styled matters but took no action.

CEREMONIAL ITEMS

Mayor Phil Hardberger and the San Antonio Public Library presented the 2008 Texas Reading Club - *Read Across Texas!* The program begins June 1st through the end of summer and is open to all children from birth to 5th Grade. Club participants who read or listen to 15 books will earn a certificate signed by the Mayor and a book of their choice. The Library will host its Annual SummerFest on August 2nd to celebrate a summer of reading. Children from library branches across the city can gather at the Central Library for crafts, games, food and fun.

CITIZENS TO BE HEARD

Mr. Mark Perez stated that City Departments were not following City Code and the Texas Commission on Environmental Quality was issuing permits haphazardly. He noted that Tetco had operated three businesses in San Antonio without Certificates of Occupancy (C of O). He added that new businesses were appearing without obtaining proper C of O.

Mr. Faris Hodge, Jr. stated that the City needed more places with Internet Access. He spoke against the City's Dress Code and cited a case in which an employee at JC Penney could not be fired for tattoos or improper dress code. He stated that Library Hours needed to be longer and that Councilmember Rodriguez needed to reconsider the cell phone ban in school zones. He asked that CPS reconnect utilities after 5 pm and sang a song to the Council.

Mr. Bill Griffin stated that he had been active in the community for many years and that he had three issues: graffiti, bandit signs, and railroads. He cited the graffiti ordinance noting that the city should be more proactive in eliminating tags on private property. He added that he had removed several bandit signs. Lastly, he stated that his daughter was injured in a train accident and was at the hospital where he had visited her. He stated that she was in critical condition.

Mr. Glen Alan Graham noted his support for the Library System and Summer Programs. He asked the Council to reconsider digital billboards, noting that some uses were appropriate but most were only distractions.

Ms. Petra Maldonado spoke against the fee increase for the Kid Quest Summer Program. She noted that the assistance was based on a sliding scale which put the working poor at a disadvantage. She stated that in many families, everyone who was able to work had a job which left children with no one to watch them and nowhere to go.

Ms. Catrina Jacobo stated that Mirasol Families would be forced to decide between heat and contaminated air during the summer. She added that she would not have a choice since her daughter became ill in severe heat and could only hope that her asthmatic child wouldn't suffer too much. She

added that her air conditioning did not work properly and that it was not likely that it would be fixed anytime soon. She thanked Councilmembers Galvan and Cibrian for their support.

Mr. Guadalupe Lopez thanked Councilmembers Galvan and Cibrian for their help. He noted that the temperature was already high and that the Mirasol Residents need to be moved before summer. He added that the Kid Quest Summer Program cost increase was excessive.

Ms. Alicia Lazaro stated that she heard that Mr. Gordon Hartman might run for Mayor but did not think he would do a good job because he had not handled the Mirasol Home issues very well. She gave the rest of her time to Janet Ahmad.

Ms. Janet Ahmad read a Resolution passed by the League of United Latin American Citizens regarding Mirasol Homes. The Resolution addressed issues with the poor construction of the homes and the call for Congressional Action.

ADJOURNMENT

There being no further business to discuss, Mayor Hardberger adjourned the meeting at 7:00 pm.

A P P R O V E D


PHIL HARDBERGER
MAYOR

Attest:


LETICIA M. VACEK
City Clerk