

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

A WORK SESSION AND REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF SAN ANTONIO WAS HELD IN THE COUNCIL CHAMBERS, MUNICIPAL PLAZA BUILDING, WEDNESDAY, APRIL 8, 2009 AND THURSDAY, APRIL 9, 2009, RESPECTIVELY.

The San Antonio City Council convened in a Work Session at 3:00 pm Wednesday, **April 8, 2009**, Municipal Plaza Building with the following Councilmembers present: Cisneros, McNeil, Ramos, Cortez, Galvan, Herrera, Rodriguez, Cibrian, Rowe, and Mayor Hardberger. **ABSENT:** Clamp.

1. PRESENTATION OF THE SAN ANTONIO REGIONAL BUSINESS DISPARITY CAUSATION ANALYSIS STUDY FINDINGS AND RECOMMENDATIONS BY MGT OF AMERICA, INC.

Mr. AJ Rodriguez, Deputy City Manager and Interim Economic Development Director, stated that the presentation would culminate two years work by MGT of America, Inc.; Mr. Franklin Lee, Tydings & Rosenberg LLP; and Economic Development Staff. He noted that the City of San Antonio had led the community's efforts through the Small Business Economic Development Advocacy Program (SBEDA) for the past twenty years. He added that SBEDA allows the City to proceed in leveraging full market capacity and increase the pool of businesses that the City contracted with. He stated that the study included an in-depth analysis of what was available, City utilization, and private sector utilization of those resources. He reported that a public hearing on the study would be conducted on April 17, 2009 in conjunction with the Small Business Advocacy Committee.

Mr. Rodriguez presented a history of the SBEDA Program noting that in 1987, less than 2% of City contracts were awarded to small, minority, and women-owned businesses. He presented the timeline for the current Disparity Study and noted that the following nine agencies were part of the consortium: 1) City of San Antonio, Project Leader; 2) Port Authority of San Antonio; 3) San Antonio Water System; 4) Brooks Development Authority; 5) City Public Service Energy; 6) San Antonio Housing Authority; 7) University Health System; 8) Edwards Aquifer Authority; and 9) Alamo Regional Mobility Authority. Mr. Rodriguez introduced the individuals from each entity that participated in the working group and members of the Oversight Committee, co-chaired by Councilmembers Herrera and McNeil. He reported that said item would be brought to Council on April 30, 2009.

Mr. Rodriguez introduced the MGT Team of Mr. Stephen F. Humphrey, Senior Partner; Dr. John Vincent Eagan, Principal Investigator; Ms. Hope Smith, Consultant; and Mr. Mark Epstein, Senior Partner. Mr. Humphrey thanked Ms. Smith and Ms. Martin for their work on the project. He asked Dr. Eagan to present legal issues, designed methodology, and the compiled findings and recommendations.

Dr. Eagan referenced *The City of Richmond v. JA Croson Co. (1989)* and *HB Rowe v. North Carolina DOT (2008)* noting that MGT had completed a Disparity Study and he had served as the expert witness. He stated that the program in question was upheld due to the Study. A secondary reason for its importance was that disparities in the private sector had been demonstrated. Dr. Eagan stated that when a problem has been identified by an agency, the response should be narrowly tailored, meaning that the

solution had to be proportionate to the problem and race-neutral methods would need to be evaluated and employed.

Dr. Eagan presented the results of the Disparity Studies conducted in 1987 and 1992. He noted that the findings of the 1992 Study had jumped significantly. He presented the City of San Antonio Prime Utilization Findings over the study period of FY 2004 through FY 2007. He stated that in terms of percentage utilization across the board, San Antonio had some of the strongest numbers in the United States. He highlighted that many cities had high numbers for subcontractors, but San Antonio had high numbers for prime contractors. Dr. Eagan noted that MGT had also evaluated the private sector and found that the utilization numbers were very low. He presented statistical census evidence for construction, professional services, and other services. He added that the Study provided a factual predicate for the City to continue SBEDA.

Dr. Eagan presented the recommendations and commendations framework as follows: 1) Narrow tailoring is essential; 2) Utilize the Federal Disadvantaged Business Enterprise (DBE) program as a model as it is consistently upheld by federal circuit courts; and 3) Best Practices. He commended the City on SBEDA for seeking small, minority, and women owned businesses in economic development projects and nontraditional areas of professional services. He also recognized the City for participating in the regional certification body and implementing the B2G Data Management System.

Councilmember Herrera noted that she had been involved in the study since 2004 and highlighted the results from the private sector. Councilmember Cisneros asked how businesses were broken down into small businesses and very small businesses. Dr. Eagan replied that it was determined by the definition per the Small Business Administration. He noted that some agencies would use the number of employees but that was less common. Councilmember Cisneros asked how the City could enforce requirements on subcontractors. Dr. Eagan replied that there was already a process in place for enforcing firms to meet the goals. He stated that the City would need to be flexible because there were legal problems with enforcing them. He added that it would be best to implement good faith efforts.

Councilmember Galvan asked who was monitoring the contracts awarded to small businesses. Ms. Anita Martin stated that a CCMS data system had been recently implemented and new staff members had been hired to monitor the contracts. She noted SBEDA would monitor the small business aspect. Ms. Sculley added that Ms. Martin would be responsible for statistics and would coordinate with the various departments. Councilmember Galvan asked if contract specifications had been reported as a barrier encountered by small businesses. Dr. Eagan responded that it had been reported, but not often. Councilmember Galvan requested a timeline for the payment of contractors.

Councilmember Cibrian referenced the findings of the Study. Dr. Eagan replied that he had focused on the highlights of the Study, but another key finding was the variance in the private sector. Councilmember Cibrian requested a synopsis of the findings to determine if the City should continue the program. Ms. Sculley responded that the program worked and there was a basis to continue it. She added that although the program had been successful for the City, there was work to be done as a community. Councilmember Cibrian noted that 80% of San Antonio's economy was small businesses and the Council may want to reevaluate funding for the department that supports them. She noted that she had hosted a Small Business Summit in District 8 and recommended same for the entire city. She asked of the outreach efforts in the private sector. Mr. Rodriguez noted that there would be approximately 20 stakeholder presentations to gather input for Committee review.

Councilmember McNeil asked of a possible policy requirement for a study to be completed more frequently. Ms. Sculley stated that staff would make that recommendation and that it would be important to have current data to defend the City's study and programs.

2. BRIEFING BY SAN ANTONIO WATER SYSTEM (SAWS) ON A PROPOSED UPDATE TO SAWS 50-YEAR WATER MANAGEMENT PLAN. (ITEM PULLED BY STAFF)

Item 2 was not addressed but was rescheduled to the next B Session.

There being no further discussion, Mayor Hardberger adjourned the meeting at 4:32 pm.

The San Antonio City Council convened in a Regular Meeting on Thursday, **April 9, 2009** at 9:00 am in the City Council Chambers.

Item 1. The Invocation was delivered by Fr. Edward Boren, OFM, Pastor, St. Timothy's Catholic Church, guest of Councilmember Lourdes Galvan, District 5.

Item 2. 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.

Item 3. OATH OF OFFICE – MAYOR PRO TEM

Ms. Vacek administered the Oath of Office to Councilmember John Clamp, District 10, whose term as Mayor Pro Tem became effective April 6, 2009 through the election of 2009-2011 Council.

Item 4. MINUTES

Councilmember Herrera made a motion to approve the Minutes for the March 19, 2009 Regular City Council Meeting. Councilmember Cibrian 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.

ITEMS FOR INDIVIDUAL CONSIDERATION

The City Clerk read the following Item:

2009-04-09-0283

Item 5A. AN ORDINANCE APPROVING AN ADDENDUM TO THE CITY OF SAN ANTONIO'S LEGISLATIVE PROGRAM FOR THE 81ST REGULAR SESSION OF THE TEXAS LEGISLATURE THAT WAS ADOPTED ON OCTOBER 16, 2008.

Item 5B. A RESOLUTION SUPPORTING THE RECOMMENDATION OF THE SAN ANTONIO-BEXAR COUNTY TRANSPORTATION TASK FORCE TO CREATE AN OPTION TO CONSOLIDATE REGIONAL MOBILITY AUTHORITY, VIA METROPOLITAN TRANSIT, AND THE ADVANCED TRANSPORTATION DISTRICT.

Carlos Contreras reported that the legislature had been in session for 91 days and 7,400 bills had been filed to date. He stated that Senate Bills (SB) 2222 and 2223 filed by Senator Van de Putte had been heard in the Senate Veterans Affairs and Military Installations Committee on April 8th. SB 855 filed by Senator Carona was debated on the Senate Floor on April 8th. He explained that House Bill (HB) 360 that allows the Texas Municipal Retirement System (TMRS) to continue to diversify its investment portfolio was recommended for the Local and Consent Calendar on April 6th. The companion bill, SB 908, was set for a hearing April 9th in Senate State Affairs. He stated that HB 489 filed by Representative Pickett relating to Graffiti was left pending in House County Affairs on April 6th. In reference to Dangerous and Vicious Dogs, he reported that HB 1982 filed by Representative Martinez Fischer had been left pending in House County Affairs on April 6th.

Mr. Contreras outlined SB 700 by Senator Patrick and HB 1575 by Representative Isett related to Ad Valorem Tax Relief. He noted the following provisions for Article 1-Residential Homestead Exemption: 1) Extends period for a late application for homestead exemption up to the 5th year from which taxes are due; 2) If approved, amount of tax is deducted from unpaid taxes; and 3) If already paid in full, Tax Assessor shall refund taxes for up to two full years. He reported that Article 3, the Notice of Appraisal, requires notice of appraised value sent by Appraisal Districts to include the appraised value and percentage increase for the past five years. He stated that Article 5, the Electronic Protest Procedure, applies to counties with a population of 500,000 or more to implement an electronic system that: 1) Allows owners of property to electronically file Notice of Protest; 2) Receive and review comparable sales data that the Chief Appraiser intends to use at the protest hearing; and 3) Receive notices including settlement offers. He spoke of Article 6, the Appeal to Small Claims, and noted that it allows for appeals to Small Claims Court for matters up to \$5,000 in controversy.

Mr. Contreras reported that HB 1936 by Representative Villarreal allows a City to exempt a portion of Appraised Value for homes that meet Energy Efficiency Standards. Additionally, it states that a City can provide that homes built in different years meet different Energy Efficiency standards to qualify. He stated that HB 1937 also filed by Representative Villarreal allows a City to make an assessment on property (with owner's consent) to finance permanent installation of distributed generation renewable energy efficiency improvements on residential or commercial property.

Regarding Texas A&M University, HB 1967 by Representative Aycock would repeal the 1,500 Full-Time Equivalent (FTE) requirements to receive Texas Revenue Bonds. Mr. Contreras reported that the bill passed with a substitute which included language from Representative Farias' Bill that would allow the campus to begin establishing their independence.

Regarding Federal Initiatives, the Council was provided a Federal Stimulus Timetable and Status Report. Mr. Contreras explained that for the Federal Transportation Reauthorization Bill, forms and rules had been issued on April 2nd. He noted that the Public Works Department was working on forms that would be provided to the City Council with a submission goal of April 17, 2009.

Rhett Smith spoke in support of Item 5 and the Stimulus Funds available to the City. He stated that the current PCI Head Start Employees should be given an opportunity to keep their jobs (Item 7).

Jack M. Finger spoke in opposition to toll roads and SB 855 by Senator Carona (Item 5). He spoke against mandates from the Stimulus Bill in Item 6. He stated that those individuals that signed up to speak on Item 7 regarding PCI Head Start should be allowed to speak.

Relating to SB 700, Councilmember Cortez addressed of Article 1 and its impact to Senior Citizens. Mr. Peter Zanoni confirmed that it would provide those eligible with the Disabled and Senior Homestead Exemption additional time to file for the exemption. He stated that staff was not in support of Article 1 due to anything that would inhibit the City's ability to collect revenue to provide basic city services. Councilmember Cortez stated that Senior Citizens had the right to receive the exemption and would be supporting it. He asked of the education process to make Senior Citizens aware of the exemption. Mr. Zanoni explained that it was done through the Budget Process and would be coordinated with the Department of Community Initiatives (DCI). Mr. Campa assured that they would reach out to those Senior Citizens that were not taking advantage of the exemption. Councilmember Cortez asked if Article 3 would have a fiscal impact to the City and Mr. Contreras confirmed that it would not.

Councilmember Ramos asked of HB 1967 (Texas A&M). Mr. Contreras stated the Representative Aycock's bill would remove the provision that the school must reach a level of 1,500 FTE's in order to receive the Texas Revenue Bonds.

In regard to SB 855, Mr. Contreras reported that it would only provide a single funding option which was a county-wide gasoline tax of up to 10 cents a gallon. Mr. Contreras stated that if a new entity was created by the Transportation Consolidation Bill by Senator Wentworth and Representative McClendon, the City would have five representatives; Bexar County would have five representatives, and two suburban Mayors. Councilmember Ramos expressed concern with the representation and advocated for majority representation by the City. Councilmember McNeil requested a list of projects that would be submitted in the Federal Transportation Reauthorization.

Councilmember Cibrian expressed support for Representative Villarreal's bill in relation to Energy Efficiency Standards. Councilmember Clamp expressed concern with the City's representation on the Transportation Consolidation Bill. He noted that the Council had adopted a Resolution in support of consolidation with the representation being six City representatives, four Bexar County representatives, and two Suburban Mayors.

Regarding the Meet and Confer Bills; Mr. Contreras reported that they had been referred to committees but included provisions that were significant distinctions from what the Council had approved. He noted that it had been made known to the authors of the bills that the language should be changed back or the bill would have to come back to the Council for approval with the revisions. Councilmember Clamp stated that the City should clarify what Meet and Confer means for the City of San Antonio.

Councilmember Clamp made a motion to withdraw City support for the Transportation Consolidation Bill. Councilmember Ramos seconded the motion. After due consideration, Councilmember Clamp withdrew his motion and Councilmember Ramos her second.

Councilmember Galvan asked of the Graffiti Bills. Mr. Contreras reported that there were many bills in relation to graffiti so the Committee Chairs have asked the authors to consolidate them into one or two bills to satisfy the various needs. Councilmember Galvan expressed support for the Articles of SB 700 as presented.

Councilmember Rodriguez spoke in support of the legislation related to Graffiti and Dangerous Dogs. He also expressed support for Representative Villarreal's Energy Efficiency Bills. With regard to the Texas Municipal Retirement System (TMRS) Bill; Mr. Ben Gorzell stated that the TMRS Board was working with an outside consultant to develop the transition of the investment portfolio. Councilmember Rodriguez stated that diversification was key to long-term growth. Councilmember Cisneros expressed support for the legislative programs presented and for greater City representation on the Transportation Consolidation Bill.

Councilmember Cortez moved to support the City's programs in addition to Article 1 and 3 of SB 700. Councilmember Galvan seconded the motion.

Councilmember Cibrian made a friendly amendment to include support for the entire SB 700 rather than certain articles. The friendly amendment was accepted by Councilmembers Cortez and Galvan.

The motion to approve the city's programs as presented with the Cibrian friendly amendment prevailed by the following vote: **AYES:** Cisneros, Ramos, Cortez, Galvan, Herrera, Rodriguez, Cibrian, Rowe, Clamp, and Mayor Hardberger. **NAY:** None. **ABSENT:** McNeil.

Councilmember Cibrian moved to support the Transportation Consolidation Bill with the stipulation that the City of San Antonio have the majority (7) members on the board. Councilmember Clamp 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.

At this time, Item 7 was addressed.

Item 7. Consideration of the following Ordinances related to the Head Start program:

2009-04-09-0262

- A. AN ORDINANCE AUTHORIZING ALL ACTIONS NECESSARY REGARDING ACCEPTANCE OF FIXED AND NON-FIXED ASSETS, AND REAL PROPERTY PURCHASED WITH HEAD START FUNDS FROM PCI; AND AUTHORIZING THE EXECUTION OF DOCUMENTS AND LEASES NECESSARY TO SECURE SPACE FOR THE PROVISION OF HEAD START SERVICES WITHIN HEAD START PROGRAM FUND LIMITATIONS.

2009-04-09-0263

- B. AN ORDINANCE APPROVING CONTRACT AMENDMENTS WITH PARENT/CHILD, INCORPORATED (PCI) FOR HEAD START SERVICES TO INCLUDE, EXTENDING THE ORIGINAL EXPIRATION DATE FROM JANUARY 31, 2009 TO JULY 31, 2009 FOR THE PROVISION OF SERVICES AND THROUGH OCTOBER 31, 2009 FOR CLOSE-OUT, AND INCREASING THE CONTRACT AMOUNT UP TO \$22,000,000.00; AND A CONTRACT

AMENDMENT BETWEEN PARENT/CHILD, INCORPORATED AND THE CITY FOR THE PROVISION OF MEDICAL HEALTH SERVICES BY THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT THROUGH JULY 31, 2009, AND INCREASING THE CONTRACT AMOUNT BY \$13,750.00; AND FURTHER AUTHORIZING THE EXECUTION OF CONTRACTS WITH THE SAN ANTONIO INDEPENDENT SCHOOL DISTRICT IN THE AMOUNT OF \$5,530,104.00, EDGEWOOD INDEPENDENT SCHOOL DISTRICT IN THE AMOUNT OF \$2,145,553.00, THE EDUCATION SERVICE CENTER – REGION 20 IN THE AMOUNT OF \$2,058,233.00, AVANCE – SA IN THE AMOUNT OF \$1,973,370.00, FAMILY SERVICES ASSOCIATION, INC. IN THE AMOUNT OF \$1,549,643.000, AND THE BEXAR COUNTY HOSPITAL DISTRICT D/B/A UNIVERSITY HEALTH SYSTEM IN THE AMOUNT OF \$77,085.00, FOR THE PROVISION OF HEAD START SERVICES FROM APRIL 1, 2009 THROUGH JANUARY 31, 2010.

Dennis Campa presented said item and noted that it would authorize actions necessary to accept federal property purchased with Head Start Funds from Parent/Child, Inc. (PCI) including facilities, vehicles, and equipment, and to execute leases necessary for the provisions of services. The item would also approve the execution of contracts and contract amendments for the provision of Head Start services and authorize submission of documents to Health and Human Services (HHS) as required.

Mr. Campa recommended that in an effort to maintain continuity of services through the transition, a contract for services with PCI be extended through July 31, 2009 and allow a close-out period ending October 31, 2009. He reported that PCI would provide services through the current school year including summer services. He stated that effective August 1, 2009, PCI would no longer provide Head Start services for Bexar County. He explained that beginning on August 24, 2009, the new contractors would begin providing Head Start services and that those children currently enrolled would be automatically eligible next year. He noted that parents would receive enrollment and center location information by May 1, 2009.

Mr. Campa outlined program improvements such as higher quality early education services and coordination of a medical home for every family to ensure preventative and continual care. He explained that informational community meetings were being held April 7th through 9th, and staff was attending monthly Center Parent Committee meetings. He stated that information had been disseminated through media announcements, notices, flyers, and letters. He provided the dedicated Head Start phone line and website.

Mr. Campa reported that PCI Employees had received employment assistance through Workforce Solutions and that the City and its new partners would recruit and retain the most qualified PCI Employees for the new program. He stated that on May 14, 2009, staff would request City Council approval to accept Stimulus Funds for a cost of living adjustment and quality improvements, and to apply for an additional 700 Head Start slots. He noted that enrollment and registration for the new school year would be held in June and July and that new Head Start providers would begin providing services on August 24, 2009.

Sylvia Garcia spoke in support of PCI Head Start. She expressed concern with the transition because her son had special needs and wanted assurance that her son would be well taken care of at a new school.

Nick Mireles also spoke in support of PCI Head Start. He stated that incorrect information had been disseminated to parents and asked for an investigation prior to awarding new contracts for Head Start Services. He expressed concern with the PCI Jobs that would be lost through the transition and the challenges with leaving infants and toddlers at Elementary Schools rather than small centers.

Vanessa Rodriguez spoke in support of PCI Head Start. She concurred that an investigation should take place regarding the appeal process and how the applications for the program were handled. She expressed concern with the care that her children would receive at new facilities.

Councilmember Galvan asked of the current bid process. Mr. Campa reported that there was a proposal for services for seven additional school districts. Councilmember Galvan asked of the Early Head Start Program. Becky Cervantez, Executive Director of AVANCE stated that AVANCE had been a direct grantee for Early Head Start for the past 15 years and served 186 children daily. She noted that they also had a Parenting Program at two sites and served approximately 600 children daily ages birth to three years old. Councilmember Galvan stressed the importance of ensuring that each child currently enrolled has a center to attend and that parents are made aware of the centers. She requested that there be a hotline for information and that PCI Employees be treated fairly and with dignity.

Councilmember Herrera asked of the federal mandates. Mr. Campa explained that by 2011, all Head Start Teachers would have to possess a Child Development Associate (CDA), Associate's Degree, or Bachelor's Degree. By 2013, 50% of all Teachers must have a Bachelor's Degree in Early Childhood Education. Mr. Rick Alvarado, Education Service Center (ESC) Region 20 stated that they offered CDA Training. Ms. Debbie Hewitt, ESC Region 20 Instructor discussed the CDA Classes and noted that they last eight days and require a portfolio and exam. She stated that the classes focus on the principles of early child development.

Councilmember Herrera asked of the procurement procedures. Mr. Campa reported that PCI had not met the deadline to submit a proposal. He noted that PCI had applied in the refunding application but it had been denied. He added that they now had an opportunity to submit a proposal for the additional seven school districts.

POINT OF PERSONAL PRIVILEGE

Councilmember Herrera announced that it was her mother's birthday today and wanted to wish her a Happy Birthday. She also highlighted the District 6 Fourth Annual Go Green Spring Fling Event that would take place over the weekend.

Mayor Hardberger recessed the meeting at noon for lunch and stated that the Council would return at 1:30 pm to continue said item. Mayor Hardberger reconvened the meeting at 1:30 pm and continued with the discussion on Items 7A and 7B.

Councilmember Cibrian asked of the initial proposal submitted by PCI. Ms. Vacek reported that the proposal had not been submitted timely and therefore; was not considered. Councilmember Cibrian asked of the applications for employment submitted by PCI Employees. Ms. Sylvia Reyna, Edgewood Independent School District stated that they have participated in several job fairs and would take qualified PCI Employees into consideration for employment. Councilmember Cibrian requested that the new contracts give preference to PCI Employees within the law when hiring for the Head Start Program. She asked that parents that lose their employment but are actively searching for a job continue to receive

full-time child care through Head Start. Mr. Campa confirmed that was already being done. Councilmember Cibrian expressed concern that PCI had returned \$8 million over four years of unused funds to the Federal Government.

Councilmember Ramos stressed the importance of education and communication to PCI Employees and Parents. Councilmember McNeil asked how PCI Parents provided input. Mr. Campa stated that eight parents serve on the Head Start Policy Council and had voted on the plan.

Councilmember Herrera reported that during the lunch break, discussion had taken place among some of the Councilmembers, PCI Parents, and Assistant City Manager Frances Gonzalez. They discussed the possibility of hosting a meeting with parents, employees, and providers, and inviting a Federal Representative to mediate and answer questions. Councilmember Cisneros expressed support for such a meeting and thanked DCI Staff for their hard work. She asked of any PCI violations. Mr. Campa reported that five years ago during the review process, there had been eight or nine issues identified dealing with Governance. A new Governance Structure was implemented. Two years ago, the Governance was required to be changed again and that was done. Due to the many issues, the City issued a Request for Proposals for Head Start Services.

Councilmember Rodriguez stated that there should be a seamless transition process. He asked of the school district Head Start sites. Ms. Reyna noted that in Edgewood, they would were creating some Early Childhood Centers. Ms. Tambry Johnson, San Antonio ISD Representative stated that they were planning to utilize some vacant community centers as Early Childhood Centers but would also utilize various school campuses. Councilmember Rodriguez recognized Nick Mireles for his efforts.

Mr. Mireles again expressed his concerns with replacing PCI as the Head Start Service Provider.

Councilmember Ramos moved to adopt the proposed Ordinances for Items 7A & 7B. Councilmember Galvan seconded the motion.

The motion to approve Items 7A and 7B prevailed by the following vote: **AYES:** Cisneros, McNeil, Ramos, Cortez, Galvan, Herrera, Rodriguez, Cibrian, Rowe, Clamp, and Mayor Hardberger. **NAY:** None. **ABSENT:** None.

EXECUTIVE SESSION

At this time, Mayor Hardberger recessed the Regular Meeting at 2:45 pm to convene in Executive Session for the purpose of:

- A. Deliberate the appointment, evaluation, and duties of municipal court judges and related legal issues pursuant to Texas Government Code Sections 551.071 (consultation with attorney) and 551.074 (personnel matters).

Mayor Hardberger reconvened the Regular Meeting at 3:30 pm at which time it was noted that the City Council had been briefed on the above-styled matter but took no action.

CONSENT AGENDA: Items 8 – 24

Consent Agenda Items 13, 17, 19 and 21 were pulled for Individual Consideration. Councilmember Herrera moved to approve the remaining Consent Agenda Items. Councilmember Cisneros seconded the motion.

Douglas Steadman spoke in support of Item 14 related to the Hays Street Bridge Rehabilitation Project. He provided a history of the Bridge and noted that it had been built in 1881. He stated that in 2001, the American Society of Civil Engineers had denoted the Hays Street Bridge as a Texas Historical Civil Engineering Landmark.

Councilmember McNeil recognized Mr. Steadman and the Committee for their efforts on the Hays Street Bridge Rehabilitation Project. Councilmember Rowe also recognized Mr. Steadman and thanked him for his work on the project.

Ms. Vacek read written testimony from Faris Hodge, Jr. on Item 20. Mr. Hodge wrote that he was in support of the May 9, 2009 General Election and that there would be a run-off. He wrote in opposition to Item 7 regarding PCI Head Start because many individuals would lose their jobs. He wrote against Item 8 because the contract costs were estimates. He also wrote that the Police Department should assign ten motorcycle Police Officers to school zones (Item 9). Mr. Hodge wrote in support of Items 10, 11 and 12. He wrote in opposition to Item 14A noting that the Hays Street Bridge should be torn down. Lastly, he wrote in favor of Item 19 in reference to the High Intensity Drug Trafficking Area Grant but noted that the City was losing the war against drugs.

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

2009-04-09-0264

Item 8. AN ORDINANCE ACCEPTING THE FOLLOWING BIDS TO PROVIDE THE CITY WITH THE FOLLOWING COMMODITIES AND SERVICES ON AN ANNUAL CONTRACT BASIS FOR FY 2009 FOR A COMBINED ESTIMATED COST OF \$190,000.00, INCLUDING: (A) SERVICE PARTS & MACHINE CO. FOR AUTOMOTIVE CLUTCH PARTS AND SERVICE; (B) COOPER EQUIPMENT, CO. FOR HAMM ROLLER PARTS AND SERVICE; AND (C) SUN MICROSYSTEMS, INC. FOR SUN SERVER MAINTENANCE AND SUPPORT.

2009-04-09-0265

Item 9. AN ORDINANCE ACCEPTING THE BID FROM JOE HARRISON MOTORSPORTS TO PROVIDE THE POLICE DEPARTMENT WITH TEN MOTORCYCLES FOR A TOTAL COST OF \$199,960.00.

2009-04-09-0266

Item 10. AN ORDINANCE ACCEPTING THE OFFER FROM DACO FIRE EQUIPMENT TO PROVIDE THE FIRE DEPARTMENT WITH TWENTY SELF-CONTAINED BREATHING APPARATUSES AND ANCILLARY EQUIPMENT FOR A COST OF \$89,740.00.

2009-04-09-0267

Item 11. AN ORDINANCE AUTHORIZING A CONTRACT WITH DELL MARKETING, L.P. AND AUTHORIZED DELL RESELLERS TO PROVIDE THE INFORMATION TECHNOLOGY SERVICES DEPARTMENT (ITSD) WITH COMPUTERS, SERVERS, COMPONENTS, SOFTWARE, ACCESSORIES, PERIPHERALS, PARTS AND SERVICE NEEDED TO KEEP EXISTING COMPUTER ASSETS UP TO DATE FOR AN ESTIMATED ANNUAL COST OF \$4,382,000.00.

2009-04-09-0268

Item 12. AN ORDINANCE AUTHORIZING THE SUBMISSION OF AN APPLICATION TO THE TEXAS 1033 SURPLUS PROPERTY PROGRAM, TO ENABLE THE SAN ANTONIO POLICE DEPARTMENT TO RECEIVE PROPERTY DISPERSED TO LAW ENFORCEMENT AGENCIES BY THE U.S. DEPARTMENT OF DEFENSE.

Item 14. CONSIDERATION OF THE FOLLOWING ORDINANCES RELATED TO THE HAYS STREET BRIDGE REHABILITATION PROJECT:

2009-04-09-0270

- A. AN ORDINANCE AWARDED A CONSTRUCTION CONTRACT IN THE AMOUNT OF \$3,715,900.00 TO JAY REESE CONTRACTORS, INC., TO PERFORM CONSTRUCTION WORK FOR THE HAYS STREET BRIDGE REHABILITATION PROJECT, LOCATED IN COUNCIL DISTRICT 2, OF WHICH \$2,879,293.00 WILL BE REIMBURSED BY THE TEXAS DEPARTMENT OF TRANSPORTATION AND \$368,013.00 WILL BE REIMBURSED BY SAN ANTONIO WATER SYSTEM.

2009-04-09-0271

- B. AN ORDINANCE AUTHORIZING AMENDMENTS TO PROFESSIONAL SERVICES AGREEMENTS WITH SPARKS ENGINEERING, INC. FOR AN AMOUNT UP TO \$34,439.00 FOR ADDITIONAL PROFESSIONAL ENGINEERING SERVICES AND CH2M HILL IN AN AMOUNT UP TO \$211,000.00 FOR ADDITIONAL PROGRAM MANAGEMENT SERVICES FOR THE HAYS STREET BRIDGE REHABILITATION PROJECT.

2009-04-09-0272

- C. AN ORDINANCE ACCEPTING \$194,210.54 FROM THE HAYS STREET BRIDGE RESTORATION FUND OF THE SAN ANTONIO AREA FOUNDATION FOR THE HAYS STREET BRIDGE REHABILITATION PROJECT.

2009-04-09-0273

- D. AN ORDINANCE APPROPRIATING \$200,000.00 FROM THE INNER CITY TAX INCREMENT REINVESTMENT ZONE FUND TO BE USED IN THE HAYS STREET BRIDGE REHABILITATION PROJECT.

2009-04-09-0274

Item 15. AN ORDINANCE APPROVING THE ASSIGNMENT OF A FARMERS MARKET LEASE AGREEMENT FROM RITA PENA, SURVIVING SPOUSE OF PEDRO PENA D/B/A "SEND YOURSELF HOME/FAMILY NAME ORIGIN" TO MARIA BLANCA CABALLERO D/B/A "NEEDFUL THINGS & MORE", FOR THE USE OF APPROXIMATELY 228 SQUARE FEET IN FARMERS MARKET AREA NUMBER S-13.

2009-04-09-0275

Item 16. AN ORDINANCE AUTHORIZING ACCEPTANCE OF AN ADDITIONAL \$43,402.00 FROM THE TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS FOR THE 2009 COMMUNITY SERVICES BLOCK GRANT.

2009-04-09-0277

Item 18. AN ORDINANCE APPROVING A CONTRACT AMENDMENT WITH THE TEXAS DEPARTMENT OF STATE HEALTH SERVICES TO PROVIDE AN ADDITIONAL \$120,636.00 TO THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT FOR VOLUNTARY HIV TESTING OF INMATES AT THE SAN ANTONIO MAGISTRATE DETENTION CENTER.

Item 20. CONSIDERATION OF THE FOLLOWING ORDINANCES RELATED TO THE MAY 9, 2009 GENERAL ELECTION:

2009-04-09-0279

- A. AN ORDINANCE AMENDING ORDINANCE NO. 2009-02-19-0147 TO UPDATE EARLY VOTING AND ELECTION DAY POLLING SITES. PRIOR ORDINANCE ORDERED THE SATURDAY, MAY 9, 2009 GENERAL ELECTION AND SATURDAY, JUNE 13, 2009 RUN-OFF ELECTION, IF NECESSARY.

2009-04-09-0280

- B. AN ORDINANCE AUTHORIZING A CONTRACT FOR ELECTION SERVICES WITH THE BEXAR COUNTY ELECTIONS ADMINISTRATOR IN AN AMOUNT UP TO \$576,459.31.

2009-04-09-0282

Item 22. AN ORDINANCE AUTHORIZING TWO AGREEMENTS WITH THE TEXAS DEPARTMENT OF STATE HEALTH SERVICES (TDSHS) TO FUND THE PURCHASE OF EQUIPMENT FOR MILK TESTING SERVICES PROVIDED BY THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT.

2009-04-09-0014R

Item 23. A RESOLUTION ADOPTING A POLICY AND GUIDELINES FOR THE DESIGN, ACCEPTANCE, PLACEMENT AND APPROPRIATENESS OF MONUMENTS, MARKERS AND PLAQUES ON PUBLIC PROPERTY.

PULLED BY STAFF

Item 24. AN ORDINANCE APPROVING AN AMENDMENT TO THE DOLPH AND JANIE BRISCOE WESTERN ART MUSEUM LEASE AGREEMENT FOR THE USE OF THE FORMER HERTZBERG CIRCUS MUSEUM BUILDING TO PROVIDE FOR THE REMEDIATION OF WATER PENETRATION INTO THE BASEMENT OF THE BUILDING.

[CONSENT ITEMS CONCLUDED]

POINT OF PERSONAL PRIVILEGE

Councilmember Cortez paid his respects to the Mangold Family due to the loss of Howard Mangold. Councilmember Rodriguez also expressed his condolences to the Mangold Family for their loss.

Mayor Hardberger offered his condolences to the inhabitants of the city in Italy that had been destroyed by an earthquake.

Marcie Ince, President of the Conservation Society spoke in support of Item 14 regarding the Hays Street Bridge Rehabilitation Project. She stated that the Conservation Society had been involved in the project since its inception and in 2001, provided \$50,000 toward a match to restore the bridge. She added that they had also helped raise an additional \$26,000 for the project and thanked the Council for their support.

Vicki Ernst, Chief Operating Officer for Child Safe spoke in support of funding for 100 additional Police Officers (Item 6). She stated that Child Safe in Bexar County had a multidisciplinary team that included the Sheriff's Department, District Attorney's Office, and Detectives that investigated cases involving the sexual and physical assault of children. She reported that Detectives had challenges in keeping up with demand. The additional Police Officers would free up Detectives to focus on their caseloads.

At this time, Mayor Hardberger excused himself from the meeting and Mayor Pro Tem Clamp presided over the meeting.

The City Clerk read the following Ordinance:

Item 6. UPDATE AND POSSIBLE ACTION REGARDING CITY ACTIVITIES RELATED TO THE FEDERAL ECONOMIC STIMULUS PLAN, THE AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009 (ARRA):

2009-04-09-0260

- A. AN ORDINANCE AUTHORIZING SUBMISSION OF AN APPLICATION FOR ADDITIONAL POLICE OFFICER POSITIONS THROUGH THE U.S. DEPARTMENT OF JUSTICE'S COPS HIRING RECOVERY PROGRAM (CHRP) GRANT FUNDED WITH THE ARRA.

2009-04-09-0261

- B. AN ORDINANCE AMENDING THE CITY'S ADOPTED FUNDING STRATEGY PLAN FOR PRIORITIZED ECONOMIC STIMULUS PROJECTS TO REVISE THE ENERGY EFFICIENCY AND CONSERVATION BLOCK GRANT (EECBG) STRATEGY TO INCLUDE ADDITIONAL PROJECTS REFLECTING THE RECENTLY CONFIRMED INCREASED FUNDING AMOUNT FOR CITY OF SAN ANTONIO.

Peter Zanoni stated that Item 6A would authorize the submission of an application for additional Police Officer positions through the COPS Hiring Grant funded through the American Recovery and Reinvestment Act (ARRA) of 2009. He reported that Item 6B would amend the City's ARRA Funding Strategy Plan to revise the Energy Efficiency and Conservation Block Grant (EECBG) Strategy to include additional projects reflecting the confirmed increased funding amount for the City.

Mr. Zanoni outlined the COPS Hiring Grant and noted that it was a competitive funding process and applications would be accepted through April 14, 2009. He explained that the Grant Funds covered the majority of new Police Officer costs for a three-year period but would require the City to retain Officers for 12 months beginning in year four. He noted that if 100 Police Officers were approved, the City would be responsible for funding in the amount of \$10.99 million in year four. He stated that staff

recommended the grant application with up to 100 new Police Officer positions and that the Public Safety Council Committee had approved same.

Mr. Zanoni stated that the initial estimate for the EECBG had been \$8.5 million. Guidelines and allocation amounts were announced by the Department of Energy (DOE) on March 26, 2009 and the City will receive \$12.9 million in EECBG. Mr. Zanoni stated that projects would need to demonstrate jobs created, energy savings, reduced emissions, and funds leveraged. He reported that once the DOE accepted the City's Plan, the City would receive 50% of the allocation; the balance will be released upon demonstration of satisfactory progress.

Mr. Zanoni outlined the funding strategy for the grant funds as follows: 1) Community Green Retrofit Program - \$4 million; 2) Municipal Facility Retrofit Program - \$5.5 million; 3) Transportation Enhancement Incentive - \$2.5 million; and 4) Mission Verde Center - \$1.0 million. Lastly, he stated that staff recommended the approval of the proposed amendments to the City's EECBG portion of the ARRA Funding Strategy Plan.

Chief McManus reported that the additional Police Officers would primarily be assigned to SAFFE Units throughout the six substations. Councilmember Cisneros recommended that a financial reserve be established to fund the City's responsibility in year four of the grant.

Ms. Sculley stated that the \$10 million could be budgeted over the next three years that would cover a good portion of the required funds.

Councilmember Rodriguez moved to adopt the proposed Ordinance. Councilmember Cisneros seconded the motion. Councilmember Ramos made a friendly amendment to change the term "Enhanced Municipal Facility Retrofit" on Slide 18 under Rank 7 to "Enhanced Municipal Facility Energy Building Performance." Councilmembers Rodriguez and Cisneros accepted the friendly amendment.

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

C. STAFF UPDATE AND POSSIBLE ACTION REGARDING CITY ACTIVITIES RELATED TO ARRA.

Mr. Zanoni outlined the total known and estimated funding for the City of San Antonio by ARRA in the amount of \$86.4 million. He reported that the City would apply for funds in the amount of \$2.49 million for the Combating Narcotics on the Southern Border Grant. He stated that newly selected Army Corp of Engineers Projects had not yet been released. In regard to the Emergency Shelter Grant (ESG)/Homeless Prevention Fund, he noted that the City would receive \$5.9 million over three years. Funds will be used for Homeless Prevention Initiatives to include Rapid Re-Housing and Rental and Utility Assistance. He reported that three stakeholder meetings would be held in April with a Public Hearing during the City Council Meeting on April 30, 2009.

Mr. Zanoni stated that the Transitional Housing Assistance Program provides holistic, victim-centered services that move individuals into permanent housing. The Department of Community Initiatives (DCI) in coordination with SAPD, submitted an application for said program in the amount of \$501,000.

He reported that the San Antonio International Airport would not receive Stimulus Funds; however, San Antonio could receive a larger amount of discretionary funding in 2010 due to the Stimulus Funds distributed in the region.

Mr. Zaroni stated that the City had been awarded \$2,373,000 for Calaveras Creek to rehabilitate aging flood control structures. The grant requires 35% local government match that will be provided by Bexar County. The San Antonio River Authority will be the lead entity on the project. Mr. Zaroni reported that the City would receive \$62,000 in ARRA Funds for building modernizations to the Hipolito Garcia US Courthouse and the Spears Judge Training Center as part of the High Performance Green Building Program.

There was no action required for Item 6C.

ITEMS PULLED FOR INDIVIDUAL CONSIDERATION

2009-04-09-0269

Item 13. AN ORDINANCE AUTHORIZING CHANGE ORDER NO. PW-03 IN THE AMOUNT OF \$103,731.77 TO THE CONSTRUCTION CONTRACT WITH SHANNON-MONK, INC. FOR ADDITIONAL WORK FOR THE LADDIE PLACE REGIONAL STORM WATER FACILITY PHASE I PROJECT, LOCATED IN COUNCIL DISTRICT 1, AN AUTHORIZED 2003 STORM WATER REVENUE BOND FUNDED PROJECT.

Councilmember Cisneros asked of the change order. Mr. Mike Frisbie stated that the project was complete and said action would close out the project budget. He noted that it was within budget. Councilmember Cisneros reported that the project was funded through the 2003 Storm Water Revenue Bond Program and would decrease potential flooding within the Woodlawn Lake area. She added that the soil that had been removed had been donated to the Multi-use Sports Field in District 4. Councilmember Cortez thanked Councilmember Cisneros for the donation.

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

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

2009-04-09-0276

Item 17. AN ORDINANCE RATIFYING SUBMISSION OF A GRANT APPLICATION AND AUTHORIZING ACCEPTANCE OF FUNDS UPON AWARD OF A NEIGHBORWORKS AMERICA NATIONAL FORECLOSURE MITIGATION COUNSELING SUB-GRANT FROM THE TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS IN THE AMOUNT OF \$65,880.00 FOR FORECLOSURE MITIGATION COUNSELING SERVICES.

Councilmember Cortez asked for additional information of the grant and program. Mr. Dennis Campa stated that the Department had received the grant to serve 180 families with foreclosure prevention assistance. The goal is to have at least 170 families remain in their homes through an agreement with their mortgage company. Councilmember Cortez expressed support and asked that the community be educated regarding the availability of the program.

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

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

2009-04-09-0278

Item 19. AN ORDINANCE AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION AND ACCEPTANCE, UPON AWARD, OF SUPPLEMENTAL GRANT FUNDS IN THE AMOUNT OF \$75,000.00 FROM THE OFFICE OF NATIONAL DRUG CONTROL POLICY FOR THE HIGH INTENSITY DRUG TRAFFICKING AREA GRANT.

Councilmember Rodriguez requested information on the program. Chief McManus stated that the program helped combat street-level drug activity and funds were utilized for confidential informants. Councilmember Rodriguez asked that a report be provided to the Public Safety Council Committee regarding the impact of the program. He noted the need to evaluate effectiveness and provide accountability.

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

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

2009-04-09-0281

Item 21. AN ORDINANCE AUTHORIZING A \$234,196.00 AMENDMENT TO A CONTRACT WITH CATHOLIC CHARITIES ARCHDIOCESE OF SAN ANTONIO, INC. TO ACT AS A FISCAL AGENT FOR PAYMENT OF BASIC NEEDS SERVICES, INCLUDING PRESCRIPTION DRUGS, MEDICAL EQUIPMENT, FANS AND CLOTHING FOR A PERIOD ENDING SEPTEMBER 30, 2009.

Councilmember Cortez asked how said program would help Senior Citizens. Mr. Dennis Campa stated that the funds were distributed through the Community Centers to Senior Citizens that had used up their Medicare or Medicaid to purchase prescription drugs. He noted that there were other items that could be purchased such as walkers and fans. He added that the program supported all of the population but was focused on Senior Citizens.

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

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

Item 25. CITY MANAGER'S REPORT

There was no City Manager's Report.

CEREMONIAL ITEMS

Mayor Hardberger presented a proclamation for Fiesta San Antonio, an 11-day city-wide celebration that will be held April 16-26, 2009. The President, Officers and Staff of the Fiesta Commission presented their official 2009 Fiesta Medal to the Mayor and Council. Fiesta takes place every April to honor the memory of the heroes of the Alamo and the Battle of San Jacinto. The success of Fiesta is dependent on the hard work and dedication of the Fiesta Commission, which organizes the Texas-sized festival of over 100 events and 75,000 volunteers to accommodate 3.5 million party-goers. Viva Fiesta!

Mayor Hardberger presented a proclamation to Mr. Charlie Garza who was chosen El Rey Feo LXI and will represent the LULAC Council #2 Scholarship Committee during Fiesta 2009. The mission of the committee is to financially support the aspiration of deserving high school seniors to obtain a college education. "The Ugly King" presented his official Fiesta Medal to the Mayor and Council.

Mayor Hardberger presented a proclamation to the Texas Cavaliers. Stephen B. Cavender was chosen 2009 King Antonio. This member of royalty will reign over the Texas Cavaliers River Parade to be held on Monday, April 20, 2009. During King Antonio's year-long reign, he will visit schools, hospitals, nursing homes, businesses and community groups. Through the Texas Cavaliers Charitable Foundation, funds are disbursed to support children's charities in the community. King "Tony" presented his official Fiesta Medal to the Mayor and Council.

CITIZENS TO BE HEARD

Ms. Patsy Cheyney stated that Home Comforts Incorporated was an organization that helped the mentally ill and individuals transitioning from homeless shelters to apartments through Federal Funding. She noted that they had not received any funding from Shelter Plus Care since February and expressed concern that SAHA had missed the deadline to apply for the funds. She requested support for the program from the City Council.

Ms. Imelda Morales, Leadership Conference on Civil Rights, noted that she was the campaign coordinator for the Digital Television (DTV) Centers. She stated that they would like to set up DTV conversion box demos at Town Hall Meetings. She noted that they had participated in a District 6 Town Hall Meeting and that television reception was important because that was how citizens received emergency notifications.

Mr. Nazirite Ruben Flores Perez spoke of Nissan 14 and stated that it was the only date that he celebrated. He expressed concern with pit bulls and cited Biblical scripture.

Mr. Mark Perez expressed concern with businesses operating without a Certificate of Occupancy and stated that he had not received a response to his inquiries from the City. He noted that people were getting sick from the environment but nothing was done to remedy the situation.

Mr. Antonio Diaz noted that the injunction had been lifted from the Free Speech Coalition. He stated that it was against the First Amendment to charge a fee for parades. He added that Fiesta was the only organization that had enough money to pay for their parades but were not required to do so since they were sponsored by the City.

Mr. Nick Calzoncit stated that freedom of speech was in jeopardy. He noted that he had been filming at a middle school in the Harlandale School District and had been asked to leave by the School District Police. He reported that a similar occurrence at a KLRN debate occurred where several Mayoral Candidates were not invited to participate. He noted that two of the uninvited candidates were ordered to leave and he was asked to stop filming.

Mr. John Garcia stated that elevators and airplanes were inescapable death traps and emergency escape plans were necessary.

Mr. Faris Hodge, Jr. spoke in favor of freedom of speech. He stated that the dangerous dogs issue should be a top priority for the City. He expressed concern with the Citizens to be Heard portion of the April 2, 2009 Council Meeting. Lastly, he reported an improvement in his health due to diet and exercise.

A PCI Head Start Employee expressed concern with incorrect information being disseminated regarding the PCI Head Start Program and stated that she and many of her co-workers had degrees. She noted that the school districts will not serve children with behavioral problems but PCI did.

Ms. Jennifer Reyes stated that she would be unable to afford childcare without PCI Head Start. She noted that the children were not guaranteed placement in the new Head Start Program. She added that she was a PCI Employee and that they had helped put her through school to receive her CDA.

A PCI Employee spoke in support of PCI Head Start. She stated that she had a Bachelor's Degree but was unable to apply for a position at AVANCE because she was not bilingual. She spoke of the reenrollment process and asked of the centers that would be available.

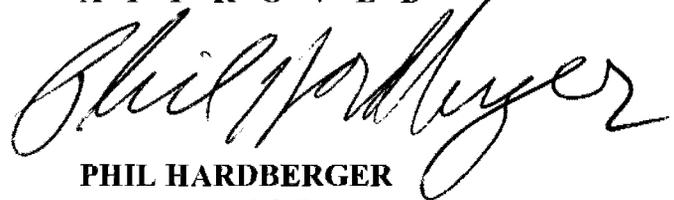
Ms. Corina Cude spoke of her positive experience with PCI. She noted that education was more important than infrastructure and taxpayer money should be spent accordingly.

Ms. Cristina Nichols stated that PCI provided education, nutrition, and other special services. She noted that by removing PCI as the provider, children's futures would be impacted.

ADJOURNMENT

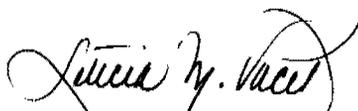
There being no further discussion, Mayor Pro Tem Clamp adjourned the meeting at 6:45 pm.

A P P R O V E D



PHIL HARDBERGER
MAYOR

Attest:



LETICIA M. VACEK
City Clerk