

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

A SPECIAL MEETING OF THE CITY COUNCIL OF THE CITY OF SAN ANTONIO WAS HELD IN THE MUNICIPAL PLAZA BUILDING, THURSDAY, JUNE 23, 2011.

The San Antonio City Council convened in a Special Meeting on Thursday, **June 23, 2011** at 9:00 am in the City Council Chambers.

ROLL CALL

City Clerk, Leticia M. Vacek, took the Roll Call and noted a quorum of the Council with the following present: Bernal, Taylor, Ramos, Saldaña, D. Medina, Lopez, C. Medina, Williams, Chan, Soules, and Mayor Castro. **ABSENT:** None.

Item 1. The Invocation was delivered by Rev. L. A. Williams, Pastor, Wheatley Heights First Baptist Church, guest of Councilmember Ivy R. Taylor, District 2.

Item 2. Mayor Castro led the Pledge of Allegiance to the Flag of the United States of America.

Item 3. MINUTES

Councilmember Ramos moved to approve the Minutes for the June 8-9, 2011 City Council Meetings. Councilmember D. Medina seconded the motion.

The motion prevailed by the following vote: **AYES:** Bernal, Taylor, Ramos, D. Medina, Lopez, C. Medina, Williams, Chan, Soules, and Mayor Castro. **NAY:** None. **ABSENT:** Saldaña.

ITEMS FOR INDIVIDUAL CONSIDERATION

The City Clerk read the following Ordinance:

2011-06-23-0531

Item 4. AN ORDINANCE APPROVING A CHAPTER 380 ECONOMIC DEVELOPMENT PROGRAM GRANT AGREEMENT WITH THE SAN ANTONIO ECONOMIC DEVELOPMENT CORPORATION (SAEDC). APPROPRIATING \$3.3 MILLION IN FUNDING OVER THREE YEARS TO THE SAEDC AND AUTHORIZING THE SAEDC TO ENTER INTO AN ECONOMIC DEVELOPMENT AGREEMENT WITH THE UNIVERSITY OF TEXAS HEALTH SCIENCE CENTER AT SAN ANTONIO.

AJ Rodriguez presented the Economic Development Grant Agreement for the University of Texas Health Science Center (UTHSC). He stated that the UTHSC had requested \$3.3 million in grant funding from the City to help finance the construction, equipment, and finish out of the South Texas Research Facility (STRF). He reported that the STRF is facing an \$8 million financing gap to finish construction of the facility in the Medical Center.

Mr. Rodriguez stated that the STRF was a new, state-of-the-art, medical research building with a capital investment of \$150-200 million. He noted that the STRF would create 150 new, high-paying jobs, and provide core research activities on Cancer, Healthy Aging, Neurosciences, and Regenerative Medicine. He presented a map of the location and spoke of the positive impacts of the UTHSC, noting that they provided an economic impact of \$914 million in 2009. He outlined the project benefits which include increasing opportunities for growing local entrepreneurs and companies, as well as attracting talented researchers and scientists. He stated that staff recommended approval of an Economic Grant Agreement with the San Antonio Economic Development Corporation (SAEDC) providing \$3.3 million over three years for the UTHSC South Texas Research Facility. Staff also recommends authorizing the SAEDC to enter into an Economic Development Agreement with the UTHSC for \$3.3 million. He added that funding for the initial payment of \$1.1 million would be made through the Economic Development Incentive Fund. He introduced Dr. William Henrich, President of the UTHSC.

Dr. Henrich stated that biomedical research was key to their future and spoke of the challenges in identifying funding for same. He spoke of the great benefits of the STRF that include creating new jobs and providing education. He thanked the City Council for their support.

Mayor Castro called upon Jack M. Finger to speak.

Mr. Finger spoke in opposition to the Economic Development Grant Agreement and asked why there was an \$8 million funding gap. He asked why the City was getting involved in a State matter.

Mayor Castro thanked the UTHSC for their continued collaboration and spoke of the importance of investing in Biosciences. He stated that he was pleased that new jobs would be created and was proud to partner with the UTHSC.

Councilmember Williams stated that although the facility was located in District 8, it was a city-wide and regional facility. He noted that the facility would attract high caliber individuals and has a proven track record for bringing people together. Councilmember Chan expressed her support and thanked all involved in the project. She spoke of the importance of strengthening the Bioscience and Healthcare Industry in San Antonio and continuing to foster this type of collaboration in the future.

Councilmember Ramos commended staff for their work and stated that she was pleased to invest in economic development that would bring money back to the city and allow investment in other projects. Councilmember Medina stated that he was pleased to continue the collaboration with the UTHSC and spoke of the benefits of the project. He noted that this would attract higher paying jobs and impact the entire region.

Councilmember Williams moved to adopt the proposed Ordinance. Councilmember Chan seconded the motion.

The motion prevailed by the following vote: **AYES:** Bernal, Taylor, Ramos, Saldaña, D. Medina, Lopez, C. Medina, Williams, Chan, Soules, and Mayor Castro. **NAY:** None. **ABSENT:** None.

At this time, Mayor Castro announced that the San Antonio City Council would recess and convene as the San Antonio Municipal Facilities Corporation Board of Directors to consider Item 5A.

The City Clerk read the Resolution for Item 5A:

Item 5. CONSIDERATION OF THE FOLLOWING RELATED TO THE ISSUANCE OF BONDS:

MFC 2011-06-23-0003R

- A. A RESOLUTION OF THE CITY OF SAN ANTONIO, TEXAS MUNICIPAL FACILITIES CORPORATION AUTHORIZING THE ISSUANCE, SALE AND DELIVERY OF UP TO \$28,500,000.00 IN PRINCIPAL AMOUNT OF "CITY OF SAN ANTONIO, TEXAS MUNICIPAL FACILITIES CORPORATION LEASE REVENUE BONDS, SERIES 2011" FOR THE PURPOSE OF FINANCING THE ACQUISITION AND CONSTRUCTION OF A FIRE AND POLICE EMERGENCY DISPATCH CENTER (ALSO KNOWN AS THE PUBLIC SAFETY ANSWERING POINT PROJECT) FOR THE CITY OF SAN ANTONIO, TEXAS; APPROVING THE TRUST AGREEMENT, THE LEASE AGREEMENT, THE MORTGAGE AND THE SECURITY AGREEMENT IN CONNECTION THEREWITH; AND AUTHORIZING OTHER NECESSARY ACTIONS RELATED THERETO.

Ben Gorzell presented and stated that in October, 2010, the City Council had approved a contract with Guido and Sundt to construct the new Fire and Police Emergency Dispatch Center known as the Public Safety Answering Point. He noted that the facility was located at Brooks City-Base and scheduled for completion in December, 2011. He added that the project was being funded through the issuance of Municipal Facilities Corporation Lease Revenue Bonds and grant funds.

Mr. Gorzell reported that \$27,650,000 tax-exempt lease revenue bonds would be issued for the project. He stated that the Corporation would enter into a Lease Agreement with the city under which the debt service for the facility will be paid from City Council approved annual appropriations. He indicated that the bonds would mature over 30 years with approximately level annual debt service and that the mortgage on the facility would be utilized to secure bonds. He outlined the sources and use of funds, and added that closing and delivery on the bonds would occur on August 10, 2011.

Director Ramos thanked staff for their work and stated that this was a regional project that would benefit the entire city.

Director Ramos moved to approve the Resolution for Item 5A. Director Chan seconded the motion.

The motion prevailed by the following vote: **AYES:** Bernal, Taylor, Ramos, Saldaña, D. Medina, Lopez, C. Medina, Williams, Chan, Soules, and Mayor Castro. **NAY:** None. **ABSENT:** None.

At this time, Mayor Castro adjourned the San Antonio Municipal Facilities Corporation Board of Directors Meeting and reconvened the meeting of the San Antonio City Council.

The City Clerk read the Ordinance for Item 5B:

2011-06-23-0532

ITEM 5B. AN ORDINANCE APPROVING A LEASE AGREEMENT RELATING TO THE FIRE AND POLICE EMERGENCY DISPATCH CENTER (ALSO KNOWN AS THE PUBLIC SAFETY ANSWERING POINT PROJECT OR PSAP) AND CONSENTING TO THE EXECUTION AND DELIVERY BY THE CITY OF SAN ANTONIO, TEXAS MUNICIPAL FACILITIES

CORPORATION OF A TRUST AGREEMENT, A MORTGAGE, A SECURITY AGREEMENT, AND ALL OTHER RELATED DOCUMENTS AND AGREEMENTS, ALL IN CONNECTION WITH THE ISSUANCE BY THE CORPORATION OF ITS LEASE REVENUE BONDS TO FINANCE THE PSAP CENTER; APPROVING AND AUTHORIZING THE EXECUTION BY THE CITY OF ALL OTHER DOCUMENTS AND AGREEMENTS RELATED TO FINANCING THE PSAP CENTER; AUTHORIZING OTHER NECESSARY ACTIONS RELATING THERETO; AND PROVIDING FOR AN EFFECTIVE DATE.

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

The motion prevailed by the following vote: **AYES:** Bernal, Taylor, Ramos, Saldaña, D. Medina, Lopez, C. Medina, Williams, Chan, Soules, and Mayor Castro. **NAY:** None. **ABSENT:** None.

CONSENT AGENDA ITEMS 6-57

Consent Agenda Items 16, 17, 23, 26, 33B, 34, 39, and 48 were pulled for Individual Consideration. Mayor Castro announced that Item 42 was pulled from the agenda by staff.

Councilmember Lopez moved to approve the remaining Consent Agenda Items. Councilmember D. Medina seconded the motion.

Councilmember Ramos recognized William White on his reappointments to the Small Business Advocacy Committee and the Animal Care Services Advisory Board in Items 38C and 38D.

Mayor Castro called upon the individuals registered to speak on the Consent Agenda.

Jack M. Finger expressed concern with the appointment of Former Councilmember Justin Rodriguez to the Fire and Police Pension Fund and Fire and Police Pre-Funded Health Care Trust Fund (Items 38S and 38T). He spoke in opposition to the settlement of lawsuits in Items 41 and 42, and the claim in Item 57.

Yvette Ramirez stated that she owned a business in Market Square and served as the President of the San Antonio Farmers Market Plaza Association. She thanked Councilmember Bernal and City Staff for discussing the needs of the tenants with them. She invited everyone to attend the Fourth of July Event at Market Square beginning July 1, 2011.

Councilmember Bernal thanked Ms. Ramirez for being in attendance and recognized all that worked on the Market Square Lease Agreements.

Sallie Scott stated that she served on the Animal Care Services Advisory Board and that they made recommendations to the City Council. She spoke of the grants provided by the Friends of Animal Care Services and indicated that they are working on incentives for individuals to have their pets spayed and neutered. She expressed concern with the many animals that die on the street and added that she looked forward to the opening of the offsite adoption center.

Councilmember Soules recognized Sallie Scott on her reappointment to the Animal Care Services Advisory Board (Item 38D) and thanked her for her service. Mayor Castro thanked Mr. White and Ms. Scott for their work on the Animal Care Services Advisory Board.

Written testimony was received in opposition to Item 38D from the following individuals: Vanessa M. Correa, Heather Halstead, Amanda Evrard, John A. Bachman, Selma D. Yznaga, and Ellen and Mark Stanley. Written testimony was received in support of Item 38D from Mona Thaxton and Rita Braeutigam.

Faris Hodge, Jr. submitted written testimony for Items 4-8, 10-23, 25-28, 30, 31, 33, 34, 37, 41, 42, 44-49, 51, and 52. He wrote in opposition to the purchase of 153 sedans for the San Antonio Police Department in Item 9. He expressed opposition to the construction contract for Market Square and El Mercado Building Improvements, noting that the men's restrooms were not ADA Compliant. He wrote in favor of Items 29, 32, 35, 36, 39, 40, and 43, and in opposition to Item 50.

The motion to approve the remaining Consent Agenda Items prevailed by the following vote: **AYES:** Bernal, Taylor, Ramos, Saldaña, D. Medina, Lopez, C. Medina, Williams, Chan, Soules, and Mayor Castro. **NAY:** None. **ABSENT:** None.

Item 6. CONSIDERATION OF THE FOLLOWING ORDINANCES AUTHORIZING THE PURCHASE OF EQUIPMENT AND SERVICES RELATED TO PASSENGER BOARDING BRIDGES AT THE SAN ANTONIO INTERNATIONAL AIRPORT AND FUNDED FROM AIRPORT REVENUE BONDS AND PASSENGER FACILITY CHARGE BONDS:

2011-06-23-0533

- A. AN ORDINANCE ACCEPTING AN OFFER FROM THYSSENKRUPP AIRPORT SYSTEMS, INC. IN AN AMOUNT NOT TO EXCEED \$3,978,029.31 FOR THE PURCHASE OF 10 PASSENGER BOARDING BRIDGES FOR TERMINAL A.

2011-06-23-0534

- B. AN ORDINANCE AWARDED A BID TO INET AIRPORT SYSTEMS, INC. IN THE AMOUNT OF \$1,400,100.00 FOR THE PURCHASE OF 15 PRE-CONDITIONED AIR UNIT SYSTEMS FOR NEW AND EXISTING PASSENGER BOARDING BRIDGES IN TERMINAL A AND TERMINAL B.

2011-06-23-0535

- C. AN ORDINANCE ACCEPTING THE OFFER IN THE AMOUNT OF \$265,599.00 FROM INET AIRPORT SYSTEMS, INC. FOR THE RETROFITTING OF 10 EXISTING PASSENGER BOARDING BRIDGES TO ALLOW HEATED AND COOLED AIR INTO THE BRIDGES.

2011-06-23-0536

Item 7. AN ORDINANCE AUTHORIZING THE INFORMATION TECHNOLOGY SERVICES DEPARTMENT (ITSD) TO ENTER INTO AN AGREEMENT WITH DIGITAL DEFENSE INCORPORATED (DDI) FOR CYBER SECURITY SERVICES TO INCLUDE ON-DEMAND EXTERNAL AND INTERNAL VULNERABILITY SERVICES.

2011-06-23-0537

Item 8. AN ORDINANCE AUTHORIZING THE FOLLOWING CONTRACTS ESTABLISHING UNIT PRICES FOR ANNUAL GOODS AND SERVICES: (A) PRESTO PRINTING, RUSH AMERICAN PRINTING AND CLEAR VISIONS FOR SUPPLEMENTAL PRINTING SERVICES, (B) ROAD KARE INTERNATIONAL LP AND TRAFFIC LOGIX CORP FOR SPEED HUMPS AND (C) TEXAS ALTERNATOR FOR LEECE NEVILLE ALTERNATOR, VOLTAGE REGULATOR & RELAY PARTS & SERVICE.

2011-06-23-0538

Item 9. AN ORDINANCE AUTHORIZING THE CITY TO UTILIZE A COOPERATIVE CONTRACT WITH PHILPOTT MOTORS TO PROVIDE THE SAN ANTONIO POLICE DEPARTMENT WITH ONE HUNDRED AND FIFTY-THREE 2011 CROWN VICTORIA POLICE PATROL SEDANS FOR A TOTAL COST OF \$3,419,844.00; FUNDED WITH THE EQUIPMENT RENEWAL & REPLACEMENT FUND.

2011-06-23-0539

Item 10. AN ORDINANCE AUTHORIZING A CONTRACT WITH PHILPOTT MOTORS AND NATIONAL BUS SALES & LEASING, INC. TO PROVIDE THE CITY OF SAN ANTONIO WITH 26 LIQUID PROPANE INJECTION POWERED LIGHT DUTY CARGO, PASSENGER VANS AND SHUTTLE BUSES FOR A TOTAL COST OF UP TO \$1,189,393.16; FUNDED WITH THE CITY'S EQUIPMENT RENEWAL AND REPLACEMENT FUND AND FEDERAL GRANT FUNDS FROM THE UNITED STATES DEPARTMENT OF ENERGY.

2011-06-23-0540

Item 11. AN ORDINANCE AUTHORIZING THE CITY TO UTILIZE COOPERATIVE CONTRACTS WITH ASCO INC., COOPER EQUIPMENT, CO., SANTEX TRUCK CENTER, LTD., VERMEER EQUIPMENT OF TEXAS, INC. AND WAUKESHA-PEARCE INDUSTRIES, INC. TO PROVIDE THE SOLID WASTE MANAGEMENT DEPARTMENT WITH 4 EQUIPMENT ITEMS FOR THE NEW SOUTH-SIDE CITY BRUSH CENTER BEING DEVELOPED TO INCREASE BRUSH RECYCLING FOR A TOTAL COST OF \$1,536,059.62; FUNDED WITH THE SOLID WASTE OPERATING & MAINTENANCE FUND BUDGET.

2011-06-23-0541

Item 12. AN ORDINANCE ACCEPTING THE BIDS FROM ASCO INC., BRIGGS EQUIPMENT, EQUIPMENT DEPOT, RDO EQUIPMENT COMPANY (BID #2), COOPER EQUIPMENT CO., WAUKESHA-PEARCE INDUSTRIES, INC., TRACTOR CITY AND HOLT CAT TO PROVIDE THE DEPARTMENTS OF SOLID WASTE MANAGEMENT, CONVENTION SPORTS AND ENTERTAINMENT FACILITIES, PARKS AND RECREATION AND THE DEPARTMENT OF PUBLIC WORKS WITH 16 VARIOUS HEAVY EQUIPMENT ITEMS FOR A TOTAL COST OF \$2,733,351.22; FUNDED WITH THE EQUIPMENT RENEWAL AND REPLACEMENT FUND.

2011-06-23-0542

Item 13. AN ORDINANCE ACCEPTING THE BID FROM ASSOCIATED SUPPLY COMPANY FOR THE PURCHASE OF ONE 2011 SKYTRAK TELEHANDLER FORKLIFT TO BE UTILIZED BY THE OFFICE OF EMERGENCY MANAGEMENT FOR A TOTAL COST OF \$103,124.00, FUNDED WITH THE 2008 STATE HOMELAND SECURITY PROJECT GRANT.

Item 14. CONSIDERATION OF ORDINANCES RELATING TO THE CITY'S PURCHASE OF FUEL FOR CITY OWNED MOTOR VEHICLES AND EQUIPMENT:

2011-06-23-0543

- A. AN ORDINANCE AUTHORIZING AN ANNUAL CONTRACT WITH IPC (USA), INC., TO PROVIDE THE DEPARTMENT OF PUBLIC WORKS, FLEET SERVICES DIVISION, WITH ULTRA LOW SULFUR DIESEL FUEL FOR DIESEL-POWERED VEHICLES AND EQUIPMENT FOR AN ESTIMATED ANNUAL COST OF \$8,071,000.00, FROM THE DEPARTMENT OF PUBLIC WORKS, FLEET SERVICES DIVISION'S OPERATING BUDGET.

2011-06-23-0544

- B. AN ORDINANCE AUTHORIZING A CONTRACT WITH VALERO MARKETING & SUPPLY, CO. TO PROVIDE THE SAN ANTONIO FIRE DEPARTMENT WITH FUELING FACILITIES FOR ULTRA LOW SULFUR DIESEL AND REGULAR UNLEADED GASOLINE FOR USE IN EMERGENCY VEHICLES FOR AN ESTIMATED ANNUAL COST OF \$2,000,000.00, FROM THE FIRE DEPARTMENT GENERAL FUND.

2011-06-23-0545

Item 15. AN ORDINANCE AWARDED A CONSTRUCTION CONTRACT TO BARON-LONG CONSTRUCTION IN THE AMOUNT OF \$1,064,000.00 FOR THE ALAMODOME LOCKER ROOM RENOVATION PROJECT; AN AUTHORIZED CONVENTION, SPORTS AND ENTERTAINMENT FACILITIES STATE REIMBURSEMENT FUNDED PROJECT LOCATED IN COUNCIL DISTRICT 2; AND, AMENDING FY 2011-2016 CAPITAL IMPROVEMENTS PROGRAM BUDGET TO REALLOCATE CONVENTION, SPORTS AND ENTERTAINMENT FACILITIES STATE REIMBURSEMENT FUNDS IN THE AMOUNT OF \$1,300,000.00 FROM THE CONVENTION CENTER BUILDING INFRASTRUCTURE PROJECT TO THE ALAMODOME LOCKER ROOM RENOVATION PROJECT.

2011-06-23-0548

Item 18. AN ORDINANCE AUTHORIZING FIVE ON-CALL PROFESSIONAL SERVICES AGREEMENTS WITH LNV ENGINEERING, POZNECKI-CAMARILLO, INC., SLAY ENGINEERING CO., GDA/CH JOINT VENTURE, AND BRIONES CONSULTING & ENGINEERING, LTD., IN AN AMOUNT UP TO \$500,000.00 EACH PER YEAR FOR A ONE-YEAR CONTRACT AND A POTENTIAL OF TWO ONE-YEAR EXTENSIONS AT THE CITY'S DISCRETION, TO PROVIDE CIVIL ENGINEERING SERVICES FOR VARIOUS CITY CAPITAL IMPROVEMENT PROJECTS.

2011-06-23-0549

Item 19. AN ORDINANCE AUTHORIZING AN AMENDMENT IN THE INCREASED AMOUNT OF \$148,000.00 TO THE PROFESSIONAL SERVICES AGREEMENT WITH LAKE FLATO ARCHITECTS, INC. FOR ADDITIONAL DESIGN SERVICES FOR THE HARDBERGER PARK PHASE III URBAN ECOLOGY CENTER PROJECT, A CERTIFICATES OF OBLIGATION FUNDED PROJECT LOCATED IN COUNCIL DISTRICTS 8 AND 9.

2011-06-23-0550

Item 20. AN ORDINANCE AUTHORIZING TWO CITY REQUESTED CHANGE ORDERS IN THE INCREASED AMOUNT OF \$226,395.00 TO THE \$3,098,000.00 CONSTRUCTION CONTRACT WITH LYDA SWINERTON BUILDERS FOR THE FIRE STATION 50 PROJECT, AN AUTHORIZED CERTIFICATES OF OBLIGATION AND AMERICAN REINVESTMENT AND RECOVERY ACT FUNDED PROJECT, LOCATED IN COUNCIL DISTRICT 3.

2011-06-23-0551

Item 21. AN ORDINANCE AUTHORIZING A CITY REQUESTED CHANGE ORDER IN THE INCREASED AMOUNT OF \$32,450.31 TO THE \$305,635.00 CONSTRUCTION CONTRACT WITH MJC & ASSOCIATES FOR THE PALM HEIGHTS BASKETBALL PAVILION COVER PROJECT, FUNDED BY CERTIFICATES OF OBLIGATION AND PARKS AND RECREATION DEPARTMENT OPERATING FUNDS, LOCATED IN COUNCIL DISTRICT 5.

2011-06-23-0552

Item 22. AN ORDINANCE AUTHORIZING A SAN ANTONIO WATER SYSTEM (SAWS) REQUESTED AND SAWS FUNDED CHANGE ORDER IN THE INCREASED AMOUNT OF \$29,232.30 TO THE \$3,664,853.13 CONSTRUCTION CONTRACT WITH E-Z BEL CONSTRUCTION FOR UNFORESEEN CONDITIONS ON THE MEDICAL CENTER INTERSECTION IMPROVEMENTS PROJECT: PHASE VII – MEDICAL DRIVE AND BABCOCK ROAD, AN AUTHORIZED 2007-2012 GENERAL OBLIGATION BOND PROGRAM AND CERTIFICATES OF OBLIGATION FUNDED PROJECT, LOCATED IN COUNCIL DISTRICT 8.

2011-06-23-0554

Item 24. AN ORDINANCE AUTHORIZING A CITY REQUESTED CHANGE ORDER IN THE INCREASED AMOUNT OF UP TO \$197,000.00 TO THE \$3,354,687.00 CONSTRUCTION CONTRACT WITH THE SABINAL GROUP FOR THE MARKET SQUARE AND EL MERCADO BUILDING IMPROVEMENTS PROJECT, AN AUTHORIZED 2007-2012 GENERAL OBLIGATION BOND PROJECT LOCATED IN COUNCIL DISTRICT 1.

Item 25. CONSIDERATION OF THE FOLLOWING ORDINANCES, IN CONNECTION WITH THE STREET MAINTENANCE PROGRAM (SMP), RELATING TO SEVEN (7) CHANGE ORDERS:

2011-06-23-0555

- A. AN ORDINANCE AUTHORIZING ASPHALT OVERLAY – PACKAGE I CONTRACT CHANGE ORDER NO. 2, TO A CONSTRUCTION CONTRACT WITH CLARK

CONSTRUCTION OF TEXAS, INC., IN THE INCREASED AMOUNT OF \$90,876.55 FOR THE ADDITION OF THE BIERING LANE PROJECT, AUTHORIZED FROM NAMP FUNDS, LOCATED IN COUNCIL DISTRICT 8.

2011-06-23-0556

- B. AN ORDINANCE AUTHORIZING ASPHALT OVERLAY WITH RUBBER – PACKAGE II CONTRACT CHANGE ORDER NO. 2, TO A CONSTRUCTION CONTRACT WITH CLARK CONSTRUCTION OF TEXAS, INC., IN THE INCREASED AMOUNT OF \$130,163.88 FOR THE ADDITION OF THE HILLCREST DRIVE PROJECT, AUTHORIZED FROM THE FY 2011 CAPITAL BUDGET AND FY 2011 SMP, LOCATED IN COUNCIL DISTRICT 7.

2011-06-23-0557

- C. AN ORDINANCE AUTHORIZING ASPHALT OVERLAY WITH RUBBER – PACKAGE II CONTRACT CHANGE ORDER NO. 3, TO A CONSTRUCTION CONTRACT WITH CLARK CONSTRUCTION OF TEXAS, INC., IN THE INCREASED AMOUNT OF \$173,356.54 FOR THE ADDITION OF THE HASKIN ROAD PROJECT, AUTHORIZED FROM THE FY 2011 CAPITAL BUDGET AND NAMP, LOCATED IN COUNCIL DISTRICT 10.

2011-06-23-0558

- D. AN ORDINANCE AUTHORIZING ASPHALT OVERLAY WITH RUBBER – PACKAGE II CONTRACT CHANGE ORDER NO. 4, TO A CONSTRUCTION CONTRACT WITH CLARK CONSTRUCTION OF TEXAS, INC., IN THE INCREASED AMOUNT OF \$62,033.84 FOR THE ADDITION OF THE SEIDEL ROAD PROJECT, AUTHORIZED FROM THE FY 2011 CAPITAL BUDGET AND NAMP, LOCATED IN COUNCIL DISTRICT 10.

2011-06-23-0559

- E. AN ORDINANCE AUTHORIZING ASPHALT OVERLAY WITH RUBBER – PACKAGE III CONTRACT CHANGE ORDER NO. 2, TO A CONSTRUCTION CONTRACT WITH CLARK CONSTRUCTION OF TEXAS, INC., IN THE INCREASED AMOUNT OF \$210,934.42 FOR THE ADDITION OF THE NW 36TH STREET PROJECT AUTHORIZED FROM THE FY 2011 CAPITAL BUDGET AND LOCATED IN COUNCIL DISTRICT 7.

2011-06-23-0560

- F. AN ORDINANCE AUTHORIZING ASPHALT OVERLAY WITH RUBBER – PACKAGE III CONTRACT CHANGE ORDER NO. 3, TO A CONSTRUCTION CONTRACT WITH CLARK CONSTRUCTION OF TEXAS, INC., IN THE INCREASED AMOUNT OF \$34,725.39 FOR THE ADDITION OF THE DERRINGER STREET PROJECT AUTHORIZED FROM THE FY 2011 SMP AND LOCATED IN COUNCIL DISTRICT 10.

2011-06-23-0561

- G. AN ORDINANCE AUTHORIZING ASPHALT OVERLAY - PACKAGE III CONTRACT CHANGE ORDER NO. 4, IN THE INCREASED AMOUNT OF \$186,929.34, TO THE \$4,509,637.83 CONSTRUCTION CONTRACT WITH CLARK CONSTRUCTION OF TEXAS, INC., FOR ADDITIONAL REPAIRS ON PROJECTS AUTHORIZED FROM THE

FY 2011 STREET MAINTENANCE PROGRAM, LOCATED IN COUNCIL DISTRICTS 1 AND 7, AND FUNDED BY PREVIOUSLY APPROPRIATED PROJECT CONTINGENCY.

2011-06-23-0563

Item 27. AN ORDINANCE AUTHORIZING THE ACQUISITION THROUGH NEGOTIATION OR CONDEMNATION OF FIVE PARCELS OF PRIVATELY OWNED REAL PROPERTY LOCATED IN NCBS 10675, 13143 AND 13144 IN COUNCIL DISTRICT 2, FOR THE NOBLEWOOD DRIVE STREET EXPANSION AT WHEATLEY HEIGHTS SPORTS COMPLEX PROJECT; DECLARING IT TO BE A PUBLIC PROJECT AND A PUBLIC NECESSITY FOR THE ACQUISITION; AND AUTHORIZING THE EXPENDITURE OF \$268,950.00 FOR THE ACQUISITION, AVAILABLE FROM AUTHORIZED CERTIFICATES OF OBLIGATION AND 2007-2012 BOND SAVINGS FUNDS.

2011-06-23-0564

Item 28. AN ORDINANCE AUTHORIZING THE TRANSFER FROM NORTHSIDE INDEPENDENT SCHOOL DISTRICT (NISD) TO THE CITY THROUGH DEDICATION OF FEE SIMPLE TITLE TWO WATER QUALITY PONDS AND ONE DRAINAGE EASEMENT LOCATED AT THE NORTHWEST CORNER OF KYLE SEALE PARKWAY AND SOUTHWEST OF BAMBERGER TRAIL IN COUNCIL DISTRICT 8 AND THE ANNUAL MAINTENANCE RESPONSIBILITY AND COSTS.

2011-06-23-0565

Item 29. AN ORDINANCE AUTHORIZING A 10-YEAR LEASE AGREEMENT WITH MPL FAMILY LIMITED PARTNERSHIP FOR USE OF A 28,542 SQUARE FOOT BUILDING LOCATED IN COUNCIL DISTRICT 1 AT 601 DOLOROSA STREET FOR THE PURPOSES OF PROVIDING OFFICE SPACE FOR DEPARTMENT OF COMMUNITY INITIATIVES (DCI) AND DOWNTOWN OPERATION'S PARKING DIVISION (PARKING DIVISION) FOR AN ANNUAL RENT PAYMENT OF \$529,236.00 AND ONE TIME EXPENSES TO FUND UPGRADES TO THE BUILDING FOR THE CITY'S USE.

Item 30. CONSIDERATION OF THE FOLLOWING ORDINANCES DECLARING AS SURPLUS THREE VACANT PARCELS OF CITY-OWNED PROPERTY LOCATED ALONG NAPIER AVENUE BETWEEN MISSION PARKWAY AND SAN JOSE DRIVE IN COUNCIL DISTRICT 3:

2011-06-23-0566

- A. AN ORDINANCE DECLARING AS SURPLUS 0.736 ACRES OF VACANT CITY-OWNED PROPERTY LOCATED SOUTH OF 1438 NAPIER AVENUE BETWEEN MISSION PARKWAY AND SAN JOSE DRIVE AND AUTHORIZING ITS SALE TO ARMANDO SANTIAGO JR. AND THERESA YBANEZ DE SANTIAGO FOR \$18,000.00.

2011-06-23-0567

- B. AN ORDINANCE DECLARING AS SURPLUS 0.682 ACRES ON TWO VACANT PARCELS OF CITY-OWNED PROPERTY LOCATED ADJACENT TO 1426 NAPIER

AVENUE BETWEEN MISSION PARKWAY AND SAN JOSE DRIVE AND AUTHORIZING THEIR SALE TO ROLAND AND SARAH GUTIERREZ FOR A TOTAL OF \$29,100.00.

2011-06-23-0568

Item 31. AN ORDINANCE AUTHORIZING THE DISPOSITION OF A 52-SQUARE-FOOT PROPERTY TO UVN TEXAS, LP.

2011-06-23-0569

Item 32. AN ORDINANCE PERTAINING TO THE HAVEN FOR HOPE'S AFFORDABLE MULTI-FAMILY HOUSING PROJECT FOR WHICH THE CITY IS CONSENTING TO ALLOW HAVEN FOR HOPE, INC. TO SUBLEASE 3.7 ACRES OF THE HAVEN FOR HOPE CAMPUS PROPERTY TO THE LIMITED PARTNERSHIP CREATED FOR THE HOUSING PROJECT (TERRACE AT HAVEN, LTD.) AND TO ALLOW ACTIONS ASSOCIATED WITH THE FINANCING OF THE PROJECT. AND EXTENDING THE TERMS OF THE CITY'S OPERATING AND GROUND LEASE AGREEMENTS WITH HAVEN FOR HOPE, INC. FROM 2048 TO 2068 CONSISTENT WITH THE INTERNAL REVENUE SERVICES TAX CREDIT PROGRAM REQUIREMENTS.

Item 33. CONSIDERATION OF THE FOLLOWING ORDINANCE RELATED TO AMENDMENTS OF MARKET SQUARE LEASE AGREEMENTS:

2011-06-23-0570

A. AN ORDINANCE AUTHORIZING MINOR AMENDMENTS TO FIVE MARKET SQUARE LEASE AGREEMENTS.

2011-06-23-0573

Item 35. AN ORDINANCE AUTHORIZING BUDGET AND CONTRACT AMENDMENTS TO THE CHILD CARE SERVICES GRANT BY ACCEPTING ADDITIONAL FUNDING OF \$697,276.00 FROM WORKFORCE SOLUTIONS ALAMO (WSA) AND \$1,122,523.00 IN AMERICAN RECOVERY AND REINVESTMENT ACT (ARRA) FUNDS FROM WSA FOR CHILD CARE SUBSIDIES.

2011-06-23-0574

Item 36. AN ORDINANCE AUTHORIZING THE ACCEPTANCE OF FUNDS FROM THE U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, HEALTH RESOURCES & SERVICES ADMINISTRATION FOR THE ANNUAL SAN ANTONIO METROPOLITAN HEALTH DISTRICT'S HEALTHY START INITIATIVE GRANT AND AUTHORIZING A PROPOSED PROGRAM BUDGET AND THE RE-AUTHORIZATION OF AN EXISTING PERSONNEL COMPLEMENT FOR AN AMOUNT UP TO \$750,000.00 FOR A ONE YEAR PERIOD BEGINNING JUNE 1, 2011.

2011-06-23-0575

Item 37. AN ORDINANCE AMENDING CHAPTER 24, PLUMBING AND FUEL GAS CODE, AND CHAPTER 34, WATER AND SEWER, OF THE CITY CODE OF SAN ANTONIO, TEXAS, IN ORDER TO PROVIDE THE SAN ANTONIO WATER SYSTEM (SAWS), AND OTHER WATER PURVEYORS, WITH AUTHORITY TO ADMINISTER AND MONITOR A PROGRAM FOR ANNUAL INSPECTIONS AND TESTING OF BACKFLOW DEVICES AND AUTHORIZING THE ASSESSMENT OF A FILING FEE IN ORDER TO RECOVER COSTS ASSOCIATED WITH ADMINISTERING SAID PROGRAM.

Item 38. CONSIDERATION OF THE FOLLOWING BOARD, COMMISSION AND COMMITTEE APPOINTMENTS FOR THE REMAINDER OF UNEXPIRED TERMS OF OFFICE TO EXPIRE MAY 31, 2013, TO BE EFFECTIVE IMMEDIATELY UPON THE RECEIPT OF EIGHT AFFIRMATIVE VOTES, OR, IN THE EVENT EIGHT AFFIRMATIVE VOTES ARE NOT RECEIVED, TEN DAYS AFTER APPOINTMENT; OR FOR TERMS AND EFFECTIVENESS AS OTHERWISE INDICATED BELOW:

- A. REAPPOINTING GLORIA M. ALMARAZ (DISTRICT 6) TO THE AFFIRMATIVE ACTION ADVISORY COMMITTEE.
- B. REAPPOINTING VERONICA R. GARCIA (DISTRICT 6) TO THE MAYOR'S COMMISSION ON THE STATUS OF WOMEN.
- C. REAPPOINTING WILLIAM J. WHITE (DISTRICT 3), GLORIA A. MERRELL (DISTRICT 4) AND ALVARO RODRIGUEZ, JR. (DISTRICT 6) TO THE SMALL BUSINESS ADVOCACY COMMITTEE.
- D. REAPPOINTING WILLIAM J. WHITE (DISTRICT 3, CATEGORY: LAYPERSON) AND SALLIE F. SCOTT (DISTRICT 10, CATEGORY: ANIMAL WELFARE ORGANIZATION) TO THE ANIMAL CARE SERVICES ADVISORY BOARD.
- E. REAPPOINTING ORLANDO SALAZAR (DISTRICT 4) TO THE ZONING COMMISSION.
- F. REAPPOINTING MICHAEL W. CUDE (DISTRICT 4, CATEGORY: EXTRATERRITORIAL JURISDICTION) TO THE CAPITAL IMPROVEMENTS ADVISORY COMMITTEE.
- G. REAPPOINTING CHRISTEL VILLARREAL (DISTRICT 3) AND MARSHA MEREDITH (DISTRICT 4) TO THE CITIZENS' ENVIRONMENTAL ADVISORY COMMITTEE.
- H. REAPPOINTING ALBERT HINOJOSA (DISTRICT 4) TO THE CITY COMMISSION ON VETERANS AFFAIRS.
- I. REAPPOINTING ANTOINETTE R. MOORHOUSE (DISTRICT 3) AND GEORGE L. BRITTON (DISTRICT 4) TO THE CITY/COUNTY JOINT COMMISSION ON ELDERLY AFFAIRS.
- J. REAPPOINTING GEORGE L. BRITTON (DISTRICT 4) TO THE ZONING BOARD OF ADJUSTMENT.

- K. REAPPOINTING FRANK CASTRO, JR. (DISTRICT 4) TO THE COMMISSION FOR CHILDREN AND FAMILIES.
- L. REAPPOINTING DONNA J. MCBEE (DISTRICT 3, CATEGORY: CONSUMER OF HANDICAPPED SERVICES) AND ABRAHAM ROBLES, JR. (DISTRICT 4, CATEGORY: CONSUMER OF HANDICAPPED SERVICES) TO THE DISABILITY ACCESS ADVISORY COMMITTEE.
- M. REAPPOINTING RANDALL S. PREISSIG (DISTRICT 4) TO THE LINEAR CREEKWAY PARKS ADVISORY BOARD.
- N. REAPPOINTING RICARDO RIVERA (DISTRICT 4, CATEGORY: MANUFACTURE REPRESENTATIVE/DISTRIBUTOR OF REFRIGERATION/HEATING/AC EQUIPMENT) TO THE MECHANICAL APPEALS AND ADVISORY BOARD.
- O. REAPPOINTING STEPHANIE S. GOMEZ (DISTRICT 4) AND RICHARD VASQUEZ, JR. (DISTRICT 4) TO THE SAN ANTONIO YOUTH COMMISSION.
- P. REAPPOINTING RAUL RODRIGUEZ, JR. (DISTRICT 4) AND JESSE ZUNIGA, JR. (DISTRICT 6) TO THE SAN ANTONIO HOUSING TRUST.
- Q. REAPPOINTING EDDIE PETE RODRIGUES (DISTRICT 4, CATEGORY: HORSE CARRIAGE/LIMOUSINE INDUSTRY) TO THE TRANSPORTATION ADVISORY BOARD.

2011-06-23-0576

- R. AN ORDINANCE REAPPOINTING ANDRE S. GARABEDIAN (DISTRICT 4, CATEGORY: STRUCTURAL ENGINEER) TO THE BUILDING AND FIRE CODE BOARD OF APPEALS AND WAIVING THE CITY CODE RESIDENCY REQUIREMENT IN CHAPTER 2, ARTICLE IX, SEC. 2-529(B) FOR THIS APPOINTMENT.
- S. APPOINTING JUSTIN RODRIGUEZ (MAYORAL) TO THE FIRE AND POLICE PENSION FUND.
- T. APPOINTING JUSTIN RODRIGUEZ (MAYORAL) TO THE FIRE AND POLICE PRE-FUNDED HEALTH CARE TRUST FUND.

2011-06-23-0577

Item 40. AN ORDINANCE APPROVING A SAN ANTONIO WATER SYSTEM (SAWS) IMPACT FEE WAIVER UP TO \$300,000.00 FOR THE WOODLAWN RANCH APARTMENTS UNDER THE SAWS IMPACT FEE WAIVER GUIDELINES.

2011-06-23-0578

Item 41. AN ORDINANCE AUTHORIZING THE SETTLEMENT OF A LAWSUIT STYLED *DAVID ASH V. CITY OF SAN ANTONIO* IN COUNTY COURT NUMBER THREE, BEXAR COUNTY TEXAS, CAUSE NO. 339208, FOR THE AMOUNT OF \$107,705.00, PAID FROM THE SELF-INSURANCE LIABILITY FUND.

PULLED FROM THE AGENDA

Item 42. AN ORDINANCE AUTHORIZING THE SETTLEMENT OF A LAWSUIT STYLED *JACOB SANCHEZ V. CITY OF SAN ANTONIO, ET AL* IN THE 407TH DISTRICT COURT OF BEXAR COUNTY, TEXAS, CAUSE NO. 2009-CI-18615, FOR THE AMOUNT OF \$125,000.00, PAID FROM THE SELF-INSURANCE LIABILITY FUND.

2011-06-23-0579

Item 43. AN ORDINANCE APPROVING "ALICIA TREVIÑO LOPEZ SENIOR ONE STOP CENTER" AS THE NAME OF THE DISTRICT 6 SENIOR MULTI-SERVICE CENTER LOCATED AT 8353 CULEBRA ROAD IN SAN ANTONIO.

2011-06-23-0580

Item 44. AN ORDINANCE AUTHORIZING AN AGREEMENT WITH THE BEXAR COUNTY HOSPITAL DISTRICT D/B/A UNIVERSITY HEALTH SYSTEM FOR HEALTH AND WELLNESS SERVICES AT THE DISTRICT 2 SENIOR CENTER AT NO COST TO THE CITY OF SAN ANTONIO FOR A TERM ENDING SEPTEMBER 30, 2016.

2011-06-23-0581

Item 45. AN ORDINANCE AUTHORIZING A SECOND AMENDMENT TO THE ALAMODOME ADVERTISING LICENSE AGREEMENT WITH PEPSI BEVERAGES CO. TO INCORPORATE THE HENRY B. GONZALEZ CONVENTION CENTER.

2011-06-23-0582

Item 46. AN ORDINANCE AUTHORIZING A HOSTING OBLIGATION AGREEMENT WITH THE NATIONAL CONFERENCE OF STATE LEGISLATURES, IN AN AMOUNT UP TO \$314,502.50, FOR HOSTING OBLIGATIONS ASSOCIATED WITH ITS 2011 LEGISLATIVE SUMMIT TO BE HELD AT THE HENRY B. GONZALEZ CONVENTION CENTER ON AUGUST 8-11, 2011; AUTHORIZING THE EXPENDITURE FROM THE CSEF STATE REIMBURSEMENT FUND IN ANTICIPATION OF REIMBURSEMENT FROM THE STATE UNDER THE EVENTS TRUST FUND LEGISLATION; AND APPROVING A LOCAL CONTRIBUTION OF UP TO \$73,753.00 TO THE EVENTS TRUST FUND TO QUALIFY FOR REIMBURSEMENT OF UP TO \$534,707.00 FOR ELIGIBLE EXPENSES RELATED TO THE EVENT.

2011-06-23-0583

Item 47. AN ORDINANCE AUTHORIZING AN AMENDMENT TO A CONTRACT WITH SAN ANTONIO BIKESHARE, IN AN INCREASED AMOUNT OF \$403,522.00, FOR A TOTAL CONTRACT VALUE UP TO \$1,245,101.00 TO PROCURE ADDITIONAL BIKE SHARE BICYCLES, STATIONS, AND RELATED COSTS, FUNDED WITH AMERICAN RECOVERY AND REINVESTMENT ACT (ARRA) FUNDS AND WILL BE REIMBURSED BY THE DEPARTMENT OF ENERGY'S ENERGY EFFICIENCY CONSERVATION BLOCK GRANT (EEBG) AND THE CENTER FOR DISEASE CONTROL'S COMMUNITIES PUTTING PREVENTION TO WORK GRANT (CPPW).

Item 49. CONSIDERATION OF THE FOLLOWING MATTERS IN CONNECTION WITH THE ISSUANCE, SALE, AND DELIVERY OF THE 2011 BONDS, 2011 CERTIFICATES, AND 2011 NOTES:

2011-06-23-0585

- A. AN ORDINANCE AUTHORIZING THE ISSUANCE OF UP TO \$65,500,000.00 "CITY OF SAN ANTONIO, TEXAS GENERAL IMPROVEMENT BONDS, SERIES 2011"; LEVYING A CONTINUING DIRECT ANNUAL AD VALOREM TAX FOR THE PAYMENT OF THE BONDS; PRESCRIBING THE FORM, TERMS, CONDITIONS, AND RESOLVING OTHER MATTERS INCIDENT AND RELATED TO THE ISSUANCE, SALE, AND DELIVERY OF THE BONDS, INCLUDING THE APPROVAL AND DISTRIBUTION OF AN OFFICIAL STATEMENT PERTAINING THERETO; AUTHORIZING THE EXECUTION OF A PAYING AGENT/REGISTRAR AGREEMENT AND A PURCHASE CONTRACT; COMPLYING WITH THE PROVISIONS OF THE DEPOSITORY TRUST COMPANY'S LETTER OF REPRESENTATIONS; DELEGATING THE AUTHORITY TO CERTAIN CITY OFFICIALS AND MEMBERS OF THE CITY 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 FOR AN EFFECTIVE DATE.

2011-06-23-0586

- B. AN ORDINANCE AUTHORIZING THE ISSUANCE OF UP TO \$94,000,000.00 "CITY OF SAN ANTONIO, TEXAS COMBINATION TAX AND REVENUE CERTIFICATES OF OBLIGATION, SERIES 2011"; PROVIDING FOR THE PAYMENT OF THE CERTIFICATES BY THE LEVY OF AN AD VALOREM TAX UPON ALL TAXABLE PROPERTY WITHIN THE CITY AND FURTHER SECURING THE CERTIFICATES BY A LIEN ON AND PLEDGE OF THE PLEDGED REVENUES; PROVIDING THE TERMS AND CONDITIONS OF THE CERTIFICATES AND RESOLVING OTHER MATTERS INCIDENT AND RELATING TO THE ISSUANCE, PAYMENT, SECURITY, SALE, AND DELIVERY OF THE CERTIFICATES, INCLUDING THE APPROVAL AND DISTRIBUTION OF AN OFFICIAL STATEMENT; AUTHORIZING THE EXECUTION OF A PAYING AGENT/REGISTRAR AGREEMENT AND A PURCHASE CONTRACT; COMPLYING WITH THE PROVISIONS OF THE DEPOSITORY TRUST COMPANY'S LETTER OF REPRESENTATIONS; DELEGATING THE AUTHORITY TO CERTAIN CITY OFFICIALS AND MEMBERS OF THE CITY STAFF TO EXECUTE CERTAIN DOCUMENTS RELATING TO THE SALE OF THE CERTIFICATES; ENACTING OTHER PROVISIONS INCIDENT AND RELATED TO THE SUBJECT AND PURPOSE OF THIS ORDINANCE; AND PROVIDING FOR AN EFFECTIVE DATE.

2011-06-23-0587

- C. AN ORDINANCE AUTHORIZING THE ISSUANCE OF UP TO \$11,000,000.00 "CITY OF SAN ANTONIO, TEXAS TAX NOTES, SERIES 2011; LEVYING A CONTINUING DIRECT ANNUAL AD VALOREM TAX FOR THE PAYMENT OF THE NOTES; PRESCRIBING THE FORM, TERMS, CONDITIONS, AND RESOLVING OTHER MATTERS INCIDENT AND RELATED TO THE ISSUANCE, SALE, AND DELIVERY OF THE NOTES INCLUDING THE APPROVAL AND DISTRIBUTION OF AN OFFICIAL STATEMENT PERTAINING THERETO; AUTHORIZING THE EXECUTION OF A

PAYING AGENT/REGISTRAR AGREEMENT AND A PURCHASE CONTRACT; COMPLYING WITH THE PROVISIONS OF THE DEPOSITORY TRUST COMPANY'S LETTER OF REPRESENTATIONS; DELEGATING THE AUTHORITY TO CERTAIN CITY OFFICIALS AND MEMBERS OF THE CITY STAFF TO EXECUTE CERTAIN DOCUMENTS RELATING TO THE SALE OF THE NOTES; ENACTING OTHER PROVISIONS INCIDENT AND RELATED TO THE SUBJECT AND PURPOSE OF THIS ORDINANCE; AND PROVIDING FOR AN EFFECTIVE DATE.

2011-06-23-0021R

- D. A RESOLUTION ESTABLISHING THE CITY'S INTENTION TO REIMBURSE ITSELF FOR THE PRIOR LAWFUL EXPENDITURE OF FUNDS FROM THE PROCEEDS OF ONE OR MORE SERIES OF TAX EXEMPT OBLIGATIONS TO BE ISSUED BY THE CITY FOR AUTHORIZED PURPOSES; AUTHORIZING OTHER MATTERS INCIDENT AND RELATED THERETO; AND PROVIDING AN EFFECTIVE DATE.

2011-06-23-0588

Item 50. AN ORDINANCE AUTHORIZING THE EXTENSION OF LINE OF DUTY LEAVE FOR FIRE APPARATUS OPERATOR JOSEPH JARMON.

2011-06-23-0589

Item 51. AN ORDINANCE AUTHORIZING AN AGREEMENT WITH THE SAN ANTONIO HOUSING AUTHORITY TO PROVIDE FUNDING FOR THE STAGING OF FARMER'S MARKETS AND THE IMPROVEMENT OF LAND FOR COMMUNITY WALKING TRAILS ACCESSIBLE TO THE PUBLIC AND FOR RELATED SERVICES IN AN AMOUNT UP TO \$220,967.00 FOR A TERM BEGINNING JUNE 23, 2011 THROUGH MARCH 18, 2012.

2011-06-23-0590

Item 52. AN ORDINANCE AUTHORIZING AN AMENDMENT IN THE AMOUNT UP TO \$38,120.00 TO AN INTERLOCAL AGREEMENT WITH NORTH EAST INDEPENDENT SCHOOL DISTRICT, FOR THE HARDY OAK BOULEVARD IMPROVEMENT PROJECT, A CERTIFICATES OF OBLIGATION FUNDED PROJECT, LOCATED IN COUNCIL DISTRICT 9.

Item 53. CONSIDERATION OF THE FOLLOWING ORDINANCES DESIGNATING THE STREAM REINVESTMENT ZONE AND APPROVING AN 8-YEAR, 50% TAX ABATEMENT AGREEMENT WITH CHEVRON:

2011-06-23-0591

- A. AN ORDINANCE ESTABLISHING THE STREAM REINVESTMENT ZONE, ON A 33.82-ACRE SITE LOCATED AT 5200 ROGERS ROAD, SAN ANTONIO, TEXAS IN CITY COUNCIL DISTRICT 6.

2011-06-23-0592

- B. AN ORDINANCE AUTHORIZING AN 8-YEAR, 50% TAX ABATEMENT AGREEMENT WITH CHEVRON U.S.A. INC.

2011-06-23-0593

Item 54. AN ORDINANCE AUTHORIZING THE REPROGRAMMING OF FY 2010 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS IN THE AMOUNT OF \$15,000.00 TO MILLER CHILD DEVELOPMENT CENTER FACILITY IMPROVEMENTS AND AMENDING THE FY 2011 CONSOLIDATED ANNUAL ACTION PLAN/BUDGET.

2011-06-23-0594

Item 55. AN ORDINANCE AUTHORIZING THE SAN ANTONIO POLICE DEPARTMENT TO ENTER INTO AN INTERLOCAL AGREEMENT WITH BEXAR COUNTY TO SERVE AS THE GRANT FISCAL AGENT FOR THE 2011 JUSTICE ASSISTANCE GRANT (JAG) FROM THE U.S. DEPARTMENT OF JUSTICE FOR THE CHILD WELFARE STRATEGIC ALLIANCE PROGRAM.

Item 56. CONSIDERATION OF THE FOLLOWING ORDINANCES AUTHORIZING DEVELOPER PARTICIPATION AGREEMENTS FOR 2007 BOND PROGRAM PROJECTS LOCATED IN COUNCIL DISTRICTS 6 AND 10:

2011-06-23-0595

- A. AN ORDINANCE AUTHORIZING THE NEGOTIATION AND EXECUTION OF A DEVELOPER PARTICIPATION AGREEMENT WITH FCS CREAMER, LTD. IN THE AMOUNT OF UP TO \$2,000,000.00 FOR THE SHAENFIELD ROAD AND BRIDGE PROJECT, A 2007 BOND SAVINGS PROJECT LOCATED IN COUNCIL DISTRICT 6.

2011-06-23-0596

- B. AN ORDINANCE AUTHORIZING THE NEGOTIATION AND EXECUTION OF A DEVELOPER PARTICIPATION AGREEMENT WITH BULVERDE MARKETPLACE PARTNERS IN THE AMOUNT UP TO \$1,200,000.00 FOR PHASE I OF THE BULVERDE ROAD (LOOP 1604 TO REDLAND ROAD) PROJECT, A 2007 BOND SAVINGS PROJECT LOCATED IN COUNCIL DISTRICT 10.

2011-06-23-0597

Item 57. AN ORDINANCE AUTHORIZING A SETTLEMENT OF THE CLAIM FILED BY ALEXANDER PEREZ FOR THE AMOUNT OF \$150,000.00 PAID FROM THE SELF INSURANCE LIABILITY FUND.

[CONSENT ITEMS CONCLUDED]

ITEMS PULLED FOR INDIVIDUAL CONSIDERATION

The City Clerk read the following Ordinance:

2011-06-23-0546

Item 16. AN ORDINANCE AWARDED A PROFESSIONAL SERVICE CONTRACT TO ALAMO ARCHITECTS IN THE AMOUNT UP TO \$350,000.00 FOR BUILDING ASSESSMENT, EVALUATION, PROGRAMMING AND ESTIMATING COSTS FOR THE PLAZA DE ARMAS

BUILDING RENOVATION & RE-PURPOSING IMPROVEMENTS PROJECT, A CERTIFICATES OF OBLIGATION FUNDED PROJECT, LOCATED IN COUNCIL DISTRICT 1.

Councilmember Chan recused herself from Item 16 by exiting the Council Chambers and noting she submitted the recusal forms to the City Clerk.

Councilmember Bernal moved to adopt the proposed Ordinance. Councilmember Lopez seconded the motion.

The motion prevailed by the following vote: **AYES:** Bernal, Taylor, Ramos, Saldaña, D. Medina, Lopez, C. Medina, Williams, Soules, and Mayor Castro. **NAY:** None. **ABSTAIN:** Chan.

The City Clerk read the following Ordinance:

2011-06-23-0547

Item 17. AN ORDINANCE AUTHORIZING THE ISSUANCE OF A \$235,108.31 JOB ORDER TO EATON COMMERCIAL LP FOR IMPROVEMENTS TO VIDAURRI PARK, AN IDENTIFIED FIVE YEAR PARKS FACILITIES RENOVATION PROGRAM PROJECT FUNDED WITH THE PARKS & RECREATION GENERAL FUND BUDGET, LOCATED IN COUNCIL DISTRICT 5.

Councilmember D. Medina asked if the project was part of the Bond Program. Xavier Urrutia replied that prior to the 2007 Bond Program, the City Council approved a Five-Year Park Renovation Program for certain parks. He indicated that three parks were identified per year and this was the fourth year of the program. He stated that the parks were identified through the Community Bond Process and recommended by staff. Councilmember D. Medina asked of the improvements and timeline. Mike Frisbie replied that the improvements would be completed in November and that sidewalks, playground equipment, picnic units, and other such items would be replaced.

Councilmember D. Medina moved to adopt the proposed Ordinance. Councilmember Ramos seconded the motion.

The motion prevailed by the following vote: **AYES:** Bernal, Taylor, Ramos, Saldaña, D. Medina, Lopez, C. Medina, Williams, Chan, and Mayor Castro. **NAY:** None. **ABSENT:** Soules.

The City Clerk read the following Ordinance:

2011-06-23-0553

Item 23. AN ORDINANCE AUTHORIZING A CITY REQUESTED CHANGE ORDER IN THE INCREASED AMOUNT OF \$71,482.31 OF WHICH \$57,185.85 WILL BE REIMBURSED BY THE TEXAS DEPARTMENT OF TRANSPORTATION, TO THE \$1,301,989.90 CONSTRUCTION CONTRACT WITH JOURNEYMAN CONSTRUCTION FOR THE SALADO CREEK HIKE AND BIKE PHASE I PROJECT. AN AUTHORIZED LOCAL AGENCY MANAGEMENT PROJECT FUNDED BY FEDERAL FUNDS THROUGH THE METROPOLITAN PLANNING ORGANIZATION, THE AMERICAN RECOVERY AND REINVESTMENT ACT AND CERTIFICATES OF OBLIGATION, LOCATED IN COUNCIL DISTRICT 2.

Councilmember Taylor asked of the timeline for completion. Mike Frisbie stated that completion was scheduled in August.

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

The motion prevailed by the following vote: **AYES:** Bernal, Taylor, Ramos, Saldaña, Lopez, C. Medina, Williams, Chan, Soules, and Mayor Castro. **NAY:** None. **ABSENT:** D. Medina.

The City Clerk read the following Ordinance:

2011-06-23-0562

Item 26. AN ORDINANCE AUTHORIZING THE CLOSURE, VACATION AND ABANDONMENT OF A 0.098 ACRE PORTION OF PUBLIC RIGHT OF WAY KNOWN AS RIEBE ALLEY BETWEEN LAS MORAS AND SAN JACINTO IN COUNCIL DISTRICT 1, AS REQUESTED BY ACCION, TEXAS FOR A FEE OF \$12,194.00.

Councilmember Bernal recused himself on Item 26 by exiting the Council Chambers and noting he submitted the recusal forms to the City Clerk.

Councilmember Soules moved to adopt the proposed Ordinance. Councilmember Chan seconded the motion.

The motion prevailed by the following vote: **AYES:** Taylor, Ramos, Saldaña, Lopez, C. Medina, Williams, Chan, Soules, and Mayor Castro. **NAY:** None. **ABSTAIN:** Bernal. **ABSENT:** D. Medina.

The City Clerk read the following Ordinance:

2011-06-23-0571

Item 33B. AN ORDINANCE AUTHORIZING THE EXTENSION OF FARMERS MARKET AND EL MERCADO LEASE AGREEMENTS FROM JUNE 30, 2011 THROUGH JUNE 30, 2014 WITH A CPI ADJUSTED RATE INCREASE IN YEAR 3, AND AUTHORIZING THE DOWNTOWN OPERATIONS DEPARTMENT TO EXTEND THE LEASE TERM FOR UP TO TWO ADDITIONAL TWENTY-FOUR MONTH PERIODS THROUGH JUNE 30, 2018.

Councilmember Bernal moved to adopt the proposed Ordinance for Item 33B with an initial three-year term with one three-year option, then a two-year option. All other terms remain as recommended by staff. Councilmember Ramos seconded the motion.

The motion with conditions prevailed by the following vote: **AYES:** Bernal, Taylor, Ramos, Saldaña, Lopez, C. Medina, Williams, Chan, and Soules. **NAY:** None. **ABSENT:** D. Medina and Mayor Castro.

The City Clerk read the following Ordinance:

2011-06-23-0572

Item 34. AN ORDINANCE AUTHORIZING THE ACQUISITION, THROUGH DONATION, NEGOTIATION AND/OR CONDEMNATION OF APPROXIMATELY 96.3 ACRES OF LAND LOCATED IN NCB 17150, NCB 14861, NCB 12176, CB 4005, AND CB 4006, IN CITY COUNCIL DISTRICTS 3, 8, 9, AND 10 ALONG LEON CREEK, SALADO CREEK, AND THE MEDINA RIVER FOR THE LINEAR CREEKWAY DEVELOPMENT PROJECT, ALL PROPERTIES BEING IN THE CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS; DECLARING THE LINEAR CREEKWAY DEVELOPMENT PROJECT ON AFOREMENTIONED WATERWAYS TO BE A PUBLIC PROJECT; DECLARING A PUBLIC NECESSITY FOR THE ACQUISITION OF PRIVATELY OWNED REAL PROPERTY; AND AUTHORIZING THE CITY ATTORNEY AND/OR DESIGNATED SPECIAL COUNSEL TO FILE EMINENT DOMAIN PROCEEDINGS.

Councilmember Ramos asked of the process. Xavier Urrutia replied that the process was implemented by negotiation and only utilized condemnation when necessary. Councilmember Ramos asked of the maintenance costs. Mr. Urrutia stated that he would provide that information to the City Council. Councilmember Ramos requested the cost related to the miles included in the first phase relative to security and maintenance. She thanked staff for their work and noted that the community was pleased with the project.

Councilmember Soules commended all involved in the project and asked of the parcel in District 10. He asked for updates on North McAllister and linkages through Fort Sam, as well as the underpass under Loop 410. Mr. Urrutia replied that North McAllister was being completed in coordination with the Texas Department of Transportation (TxDOT) and that they would incorporate hike and bike trails with improvements being made to Wurzbach Parkway. He indicated that city staff has been working with the Fort Sam Commander on potential trail alignments but there are some security issues. They are working on options and seem optimistic but will not move forward until the Fall. He added that the underpass under Loop 410 connecting Los Patios to Tobin would be completed within the next month. He stated that the parcel in District 10 was adjacent to existing property around the Eisenhower/Austin Highway Area.

Councilmember Ramos moved to adopt the proposed Ordinance. Councilmember D. Medina seconded the motion.

The motion prevailed by the following vote: **AYES:** Bernal, Taylor, Ramos, Saldaña, D. Medina, Lopez, C. Medina, Williams, Chan, Soules, and Mayor Castro. **NAY:** None. **ABSENT:** None.

The City Clerk read the following Resolution:

2011-06-23-0020R

Item 39. A RESOLUTION SUPPORTING THE TEXAS DEPARTMENT OF AGRICULTURE'S 2011 SUMMER FOOD SERVICE PROGRAM.

Mayor Castro highlighted the Summer Food Service Program that would ensure that many San Antonio Youth get the food that they need during the Summer. He introduced Michelle Valadez of the San Antonio Food Bank.

Ms. Valadez stated that she was the Children's Programs Manager for the San Antonio Food Bank and they currently serve 58,000 individuals each week. She indicated that during the school year, many children receive free and reduced breakfast and lunch but lose access to nutritional meals during the Summer. She spoke of the challenges due to hunger and noted that the Food Bank was pleased to be one of the sponsors of the Summer Food Service Program. She mentioned that they sponsor 140 locations in San Antonio and Bexar County, and produce 5,000 meals per day. She thanked the City of San Antonio for their continued partnership and support.

Mayor Castro thanked the San Antonio Food Bank for their work. Councilmember Lopez also thanked the San Antonio Food Bank for their work and serving food to children over the Summer.

Councilmember Lopez moved to approve the Resolution. Councilmember Ramos seconded the motion.

The motion prevailed by the following vote: **AYES:** Bernal, Taylor, Ramos, Saldaña, D. Medina, Lopez, C. Medina, Chan, Soules, and Mayor Castro. **NAY:** None. **ABSENT:** Williams.

The City Clerk read the following Ordinance:

2011-06-23-0584

Item 48. AN ORDINANCE AUTHORIZING A CONTRACT WITH MERCED HOUSING TEXAS AND THE SAN ANTONIO CONSERVATION SOCIETY FOR THE HISTORIC PRESERVATION ACQUISITION/REHABILITATION/RESALE PROGRAM.

Councilmember Taylor asked how the program would be implemented. Shanon Peterson responded that the program was aimed at addressing deterioration in historic districts and saving properties from demolition. She stated that they had issued a Request for Proposals and a joint response was received from Merced Housing Texas and the San Antonio Conservation Society. She indicated that each of the entities would fulfill certain roles based on their strengths, noting that Merced Housing Texas has experience dealing with Housing, and operating Federal Programs and Funding. She mentioned that Merced would acquire and market properties. She stated that the Conservation Society would assist in identifying eligible properties for the program and provide support to Merced. She noted that daily operations would be the responsibility of Merced and that the Office of Historic Preservation would work on items related to the city. Councilmember Taylor expressed her support and asked that staff work with the neighborhood associations in the historic districts to help prioritize properties.

Councilmember C. Medina stated that there was a lot of interest in historic preservation in District 7 and commended staff for their work.

Councilmember Taylor moved to adopt the proposed Ordinance. Councilmember D. Medina seconded the motion.

The motion prevailed by the following vote: **AYES:** Bernal, Taylor, Ramos, Saldaña, D. Medina, Lopez, C. Medina, Williams, Chan, Soules, and Mayor Castro. **NAY:** None. **ABSENT:** None.

POINT OF PERSONAL PRIVILEGE

Councilmember Ramos invited everyone to attend the opening of the Mission Reach Phase I and II on Saturday, June 25, 2011 at 10:30 am at the Theo Avenue Bridge.

EXECUTIVE SESSION

Mayor Castro recessed the meeting at 10:35 am to convene in Executive Session for the purposes of:

- A. DELIBERATIONS REGARDING ECONOMIC DEVELOPMENT NEGOTIATIONS AND DISCUSS RELATED ISSUES PURSUANT TO TEXAS GOVERNMENT CODE SECTION 551.087 (ECONOMIC DEVELOPMENT)**
- B. DELIBERATE THE PURCHASE, EXCHANGE, LEASE OR VALUE OF REAL PROPERTY AND DISCUSS RELATED LEGAL ISSUES PURSUANT TO TEXAS GOVERNMENT CODE SECTIONS 551.072 (REAL PROPERTY) AND 551.071 (CONSULTATION WITH ATTORNEY)**
- C. DISCUSS LEGAL ISSUES RELATED TO BEXARMET PURSUANT TO TEXAS GOVERNMENT CODE SEC. 551.071 (CONSULTATION WITH ATTORNEY)**
- D. DISCUSS LEGAL ISSUES RELATED TO FIREWORK DISPLAYS PURSUANT TO TEXAS GOVERNMENT CODE SEC. 551.071 (CONSULTATION WITH ATTORNEY). ITEM D WAS NOT ADDRESSED.**

RECESSED

Mayor Castro recessed the meeting at 11:15 am to break for lunch.

RECONVENED

Mayor Castro reconvened the Executive Session at 3:15 pm at which time it was noted that the City Council had been briefed on the above-styled matters but took no action.

ADJOURNMENT

There being no further discussion, Mayor Castro adjourned the meeting at 3:15 pm.

APPROVED



**JULIÁN CASTRO
MAYOR**

Attest:



LETICIA M. VACEK, TRMC/CMC
City Clerk