

**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 WERE HELD IN THE MUNICIPAL PLAZA BUILDING, WEDNESDAY, SEPTEMBER 11, 2013, AND THURSDAY, SEPTEMBER 12, 2013, RESPECTIVELY.

The Budget Work Session scheduled for September 10, 2013 was cancelled.

The San Antonio City Council convened in a Work Session at 2:00 pm Wednesday, **September 11, 2013**, Municipal Plaza Building, with the following Councilmembers present: Bernal, Taylor, Viagran, Saldaña, Gonzales, Lopez, Medina, Nirenberg, Chan, Soules, and Mayor Castro. **ABSENT:** None.

1. STAFF PRESENTATION AND POSSIBLE CITY COUNCIL ACTION ON POTENTIAL CITY COUNCIL AMENDMENTS TO THE FY 2014 PROPOSED BUDGET.

City Manager Sheryl Sculley presented a list of Potential Budget Amendments to the FY 2014 Proposed Budget. She stated that the list had been revised since provided on September 9, 2013 and includes additional budget requests received from the City Council. She noted that she had included recommended funding options for the potential expenditure amendments. She explained that they would transfer currently funded General Fund Activities eligible to be funded by the new Parks Environmental Fee. She indicated that the transfer would create capacity in the General Fund to reinstate Parks Reductions and eliminate some Fee Increases included in the FY 2014 Budget. She denoted the request to reduce all Delegate Agencies by 2.5% instead of 5% and requested input from the City Council regarding the City Council Project Funds (CCPF).

Mayor Castro thanked staff for their work on the Budget.

Councilmember Saldaña asked of the funds for Parks Deferred Maintenance, Upgrades and Community Center Renovations listed as Item No. 14 on the list of Potential Budget Amendments. Xavier Urrutia replied that they were looking to implement a recurring Deferred Maintenance Program to maintain and replace different items on an annual basis. He stated that they would like to leverage same with the 2012 Bond Program. He further explained that the Park Renovation Funds listed as Item No. 1 on the list of Potential Budget Amendments were targeted toward parking lots and permanent restroom facilities. Councilmember Saldaña expressed support for maintaining funding for Haven for Hope at the current level.

Councilmember Taylor stated that she was pleased that key services would be maintained and asked of the funding requested for Animal Care Services in District 5. Mrs. Sculley replied that funds had been requested to address the large stray animal population but noted that there was an issue with capacity at kennels. Councilmember Taylor expressed support for additional CCPF funding noting that it would provide the City Council with flexibility to fund small projects and agencies. She asked of the reductions in the Planning and Community Development Department. Mr. John Dugan stated that half of the reductions were related to transfers to Development Services and the others were related to lower priority programs. He noted that he would recommend restoring a Senior Planner that would work on the Comprehensive Plan, Annexation Program, and Transportation Plan. Councilmember Taylor

expressed support for restoring said Senior Planner and asked of the Fire Engine and Equipment requested. Mrs. Sculley replied that half of the funds for an additional Fire Engine would be allocated this year and the other half would be funded next year. She stated that staffing for same would be addressed in 2015.

Councilmember Medina thanked staff for their work and expressed support for the AVANCE Project and Cloud Academy. He stated that he is in favor of increasing the CCPF Funding to \$58,727 (Alternate Budget Request B) due to the large reductions to Delegate Agencies.

Councilmember Chan asked of the reduction of Parks Deferred Maintenance totaling \$498,366. Ms. Maria Villagomez stated that this reduction would allow for additional capacity within the General Fund and would be addressed through the \$1 Monthly Parks Environmental Fee. Councilmember Chan asked if the AVANCE Facility was city-owned. Mrs. Sculley confirmed that it was not a city-owned facility. Councilmember Chan asked how much of the General Fund was used to support the Street Maintenance Program. Ms. Villagomez responded that the Street Maintenance Program was supported 100% by the General Fund. Councilmember Chan asked of the amount that could be transferred to the capacity of the Debt Service Fund. Mr. Ben Gorzell replied that he did not have that information but noted that if funds were shifted, they would have to adjust on the Capital Side.

Councilmember Gonzales thanked staff for their work and expressed support for maintaining CCPF Funds. She stated that she would prefer that all Delegate Agencies be reduced by the same amount and noted her support for funding the Cloud Academy and AVANCE Project. She spoke of the many challenges with stray animals and noted that she was in favor of additional funding to address same.

Councilmember Soules asked of the \$233,494 that would be used for collection of the Parks Environmental Fee. Ms. Villagomez explained that the city currently pays \$700,000 per year to CPS Energy for billing and collecting the Solid Waste Environmental Fee. She stated that \$233,494 was the portion that would be used to pay for billing and collection of the New Parks Environmental Fee. Councilmember Soules asked who pays the Environmental Fee. Mr. Urrutia replied that the fee was charged to all businesses and residences within the city limits. Councilmember Soules expressed concern that a new fee was being assessed to everyone and not just users and noted that the funds would be used to free up capacity within the General Fund. He stated that he believed that other cuts could be made to balance the budget.

Councilmember Lopez thanked everyone for their work on the budget and spoke of the importance of core investment on basic services. He asked of the management of the CCPF. Edward Benavides explained that CCPF Funds could be spent in three categories: 1) Youth Development; 2) Community; and 3) Education. He stated that criteria and timeframes had been established and that they could review changes in the coming year. Mrs. Sculley added that they would provide CCPF Guidelines to the Governance Committee for review.

Councilmember Viagran thanked everyone for their work on the budget and stated that it was important for the budget process to be transparent and accountable. She asked of the reduced allocation for future Capital Projects. Mrs. Sculley replied that they would reduce the amount by \$779,821 which would be allocated over two years for the purchase of one Fire Engine and Associated Equipment. Councilmember Viagran asked how Performance Pay would be distributed. Mrs. Sculley replied that Performance Pay would be distributed between 1-5% based on the evaluations performed by managers. Councilmember Viagran asked of the employees whose positions were being eliminated. Mrs. Sculley

stated that there were less reductions due to the new funding identified for Parks and believed most employees had been placed in other positions. Councilmember Viagran stated that she would like to continue discussions regarding a long-term plan for Animal Care Services.

Councilmember Nirenberg thanked staff for their work on the budget. He stated that households in San Antonio would feel a great amount of pressure in the coming year and expressed concern with the New Parks Environmental Fee.

Councilmember Bernal stated that it was important to address Parks Deferred Maintenance and expressed support for the Parks Environmental Fee. He noted that he would like to have further discussions regarding Delegate Agencies.

Mayor Castro thanked staff for their work on the budget.

EXECUTIVE SESSION

Mayor Castro recessed the meeting at 3:37 pm to convene in Executive Session for the purposes of:

- A. DELIBERATIONS REGARDING ECONOMIC DEVELOPMENT NEGOTIATIONS AND DISCUSS RELATED LEGAL ISSUES PURSUANT TO TEXAS GOVERNMENT CODE SECTIONS 551.087 (ECONOMIC DEVELOPMENT) AND 551.071 (CONSULTATION WITH ATTORNEY).**
- 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).**

CITIZENS TO BE HEARD

Councilmember Bernal reconvened the meeting at 6:00 pm and announced that the City Council had been briefed in executive session but took no action. He called upon the individuals registered to speak.

Robert Salcido stated that he is the Vice President of the San Antonio Lesbian, Gay, Bisexual, Transgender (LGBT) Chamber of Commerce which has 140 corporate members and over 100 consumer members. He thanked the City Council for passing the Non-Discrimination Ordinance.

Erin Susan Jennings thanked the City Council for passing the Non-Discrimination Ordinance.

Patrick Capetillo expressed his gratitude to the City Councilmembers that voted for the Non-Discrimination Ordinance.

DeeDee Gonzales thanked the City Councilmembers that supported the Non-Discrimination Ordinance and expressed concern with the comments made by Councilmember Chan on the subject. She noted that she had learned a lot during the process.

Alanna Truitt expressed her thanks to the City Council for voting in support of the Non-Discrimination Ordinance. She added that she would tell her brother who lives out of the state that he would be shown respect in San Antonio when he returns for the holidays.

Chelsea Welch thanked the City Council for the last minute decision to remove the Transgender Language from the Non-Discrimination Ordinance.

Daniel Graney thanked the City Councilmembers that voted in support of the Non-Discrimination Ordinance and commended Councilmember Bernal for his leadership on the issue.

Annette Anderson thanked the City Council for their vote in support of the Non-Discrimination Ordinance.

Phillip Anderson expressed thanks to the City Council for their support of the Non-Discrimination Ordinance.

Dee Villarrubia thanked the City Council for passing the Non-Discrimination Ordinance and stated that it had been a long journey.

Nazirite Ruben Flores Perez provided the City Council with a flyer regarding the Grand Opening of Mission Reach and invited everyone to attend.

Hugh Donagher expressed his thanks for the opportunity to be heard and stated that San Antonio was one step closer in securing liberty and justice for all. He thanked the City Council for their service.

Chad Reumann stated that he was the Area Representative for the Human Rights Campaign and noted that passing the Non-Discrimination Ordinance was a step in the right direction. He thanked the City Councilmembers who voted in support of said Ordinance.

Ross Frederickson stated that he felt safe now that the Non-Discrimination Ordinance had been passed. He noted that many years ago he was asked to leave a Christian School and finds great solace in the fact that such action would no longer be tolerated.

Cynthia Brem stated that she opposed the commercialization of IH-10 West and Boerne Stage Road. She requested that a traffic study be completed before moving forward with additional commercialization of the area.

Raymond Zavala stated that he was opposed to the City Public Service Energy (CPS) Rate Increase noting that rate increases would be difficult for Senior Citizens on a fixed income. He requested that an Ordinance be created against child abuse and that another Ordinance be created to limit residents of Haven for Hope to remain within a one mile radius of the campus. He stated that VIA Metropolitan Transit should fund the Streetcar Program and expressed concern with the poor treatment he received from Code Compliance Staff.

Juan Macias expressed concern with the dead animals and great amount of trash on city streets. He spoke of the transportation challenges he encounters in order to attend Citizens to be Heard.

Faris Hodge, Jr. submitted written testimony highlighting various zoning cases. He commended the Office of the City Clerk for hosting Passport Day. He wrote that total Police Uniform Positions have increased by 307 since 2006. He referenced the article in which Councilmember Bernal notes the need to design a better Alamo Plaza. He noted that STEP Employee Increases ranged from 2-3%. He referenced an article from the Houston Chronicle in which Fast-Food Workers staged pay protests. He wrote that there was a high voter turnout in the November 2012 Election and noted the potential streetcar routes toured by VIA Board Members. He wrote that small businesses should pay taxes and expressed concern that CPS Energy does not reconnect customers that pay their bill after 5:00 pm.

ADJOURNMENT

There being no further discussion, Mayor Castro adjourned the meeting at 6:51 pm.

The San Antonio City Council convened in a Regular Meeting on Thursday, **September 12, 2013**, 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, Viagran, Saldaña, Gonzales, Lopez, Medina, Nirenberg, Chan, Soules, and Mayor Castro. **ABSENT**: None.

Item 1. The Invocation was delivered by Brandon Smith, Office of the City Clerk, guest of Councilmember Elisa Chan, District 9.

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

Item 3. MINUTES

Councilmember Lopez moved to approve the Minutes for the August 13, 2013 Budget Work Session. Councilmember Bernal seconded the motion.

The motion prevailed by the following vote: **AYES**: Bernal, Taylor, Viagran, Saldaña, Gonzales, Lopez, Medina, Nirenberg, Chan, and Mayor Castro. **NAY**: None. **ABSENT**: Soules.

ITEMS FOR INDIVIDUAL CONSIDERATION

The City Clerk read the caption for Item 4A:

Item 4. CONSIDERATION OF THE FOLLOWING ORDINANCES RELATED TO THE FISCAL YEAR 2014 OPERATING AND CAPITAL BUDGET AND TAX YEAR 2013:

NOTE: ITEMS A, B, C AND D MUST BE VOTED ON INDIVIDUALLY AND IN THE FOLLOWING ORDER AS REQUIRED BY STATE STATUTE AND CITY CHARTER.

2013-09-12-0627

- A. AN ORDINANCE ADOPTING THE ANNUAL CONSOLIDATED OPERATING AND CAPITAL BUDGET FOR THE CITY OF SAN ANTONIO FOR FISCAL YEAR 2014; APPROVING THE FY 2014 – FY 2018 5-YEAR INFRASTRUCTURE MANAGEMENT PLAN AND THE AMENDED SPEED HUMP POLICY; APPROVING THE FY 2014 – FY 2019 6-YEAR CAPITAL IMPROVEMENTS PROGRAM FOR THE CITY OF SAN ANTONIO; APPROVING CERTAIN CONTRACTS; AUTHORIZING PERSONNEL COMPLEMENTS; APPROPRIATING FUNDS; AND PROVIDING FOR A ONE-TIME ANNUITY INCREASE FOR RETIREES AND THEIR BENEFICIARIES AND A REVISION TO THE CITY'S CONTRIBUTION RATE IN CONNECTION WITH THE TEXAS MUNICIPAL RETIREMENT SYSTEM.

City Manager Sheryl Sculley presented the Recommended Amendments to the Proposed FY 2014 Operating and Capital Budgets. She stated that the amendments included the creation of a Parks Environmental Fee that will generate \$6.4 million in new annual revenue. She reviewed General Fund Expenditure Amendments which include Reinstating Outdoor Swimming Pool Hours, Reinstating the Open Play Centers proposed for reduction, Eliminating the proposed fee increase to the Music and Dance Program, Reinstating 10 Civilian Positions in the Crisis Response Team (CRT), Reinstating Library Hours, and Eliminating the New Interlibrary Loan Fee. She highlighted the amendments to the Capital Budget and Capital Improvement Management Services (CIMS) Fund.

Mayor Castro called upon the individuals registered to speak.

Jean Brady, Chair of the San Antonio Public Library Board thanked the City Council for reinstating the proposed reductions in Library Hours and spoke of the great value that the Library System provides to citizens.

Nazirite Ruben Flores Perez thanked the City Council for the Cost of Living Adjustment that was included in the Budget for Retirees and commended the City Council for their service.

JD Kyle, Director of the Youth Build Program at the George Gervin Youth Center addressed the City Council and expressed concern with the cuts to their budget. He stated that they work with youth throughout the community and highlighted the summer jobs they provide for youth.

Barbara Hawkins, Director the of the George Gervin Youth Center requested that the City Council reconsider funding for their Youth Chance Program. She spoke of the challenges that youth face and noted that the jobs they provide help them get introduced to the work place. She stated that jobs keep youth off the streets and provide them with job readiness skills. Geneva White added her support for the program noting that her granddaughter had participated in the program twice.

Jack M. Finger spoke in opposition to the Monthly Parks Environmental Fee noting that he believed that the Parks and Recreation Department could be better managed. He stated that the funding allocated toward Street Cars should be used to address the Budget Shortfall.

Sister Pearl Ceasar stated that she was the Director of Project Quest and that Sister Gabriela would be speaking on behalf of Project Quest. Sister Gabriela thanked the City Council for their investment in the organization and highlighted the technology skills that would be gained by the individuals participating in the Cloud Academy.

Mayor Castro thanked staff for their work on the Budget and stated that he was pleased with the great amount of community input. He noted that the budget reflects the priorities of the community and meets basic needs.

Councilmember Nirenberg thanked everyone for their work on the Budget and spoke of the City's AAA Credit Rating. He stated that some adjustments needed to be made in order to keep the amount of borrowing capacity and future growth. He asked of the Monthly Parks Environmental Fee. Mrs. Sculley explained that the \$6.4 million generated from the fee would be placed in a separate Restricted Fund and allocated for Parks Maintenance. She stated that capacity would be created within the General Fund and would help balance the budget. Councilmember Nirenberg expressed concern with the Monthly Parks Environmental Fee and stated that he would like to vote on the issue separately.

Councilmember Chan asked of the actions being taken for Items 4C and 4D. Maria Villagomez explained that Item 4C requests that the City Council adopt the City's Maintenance and Operation Rate while Item 4D requests that the City Council adopt the City's Debt Service Rate for City Property Tax. She stated that the City was collecting more Property Tax Revenue as a result of the increase in Property Tax Values. She noted that the State requires the City to perform a calculation based on Truth in Taxation in which the current rate is higher than the Effective Tax Rate. She added that the Effective Tax Rate was described as the rate that a municipality or governmental entity adopts to collect the same amount of revenue being collected today. Councilmember Chan asked of Item 4F. Ben Gorzell replied that it was the Annual Closing Ordinance which allows staff to make accounting entries in accordance with General Accepted Accounting Principles to close out and carry forward various funds. Councilmember Chan expressed concern that necessary cuts were not being made to bring expenditures in line with revenues. She stated her concern that the Budget was being balanced through the use of Capital Funds and could not support the Budget presented. She read a statement from the Northside Neighborhoods for Organized Development expressing concern with the Parks Environmental Fee.

Councilmember Lopez thanked everyone for their work on the Budget and asked of the General Fund Expenditure Amendment related to AVANCE. Ms. Villagomez replied that \$200,000 would be provided to AVANCE as a loan to restore a former warehouse building into usable office space. She stated that the loan was contingent upon AVANCE securing \$1 million in Non-City of San Antonio Funds.

Councilmember Medina thanked everyone for their work on the Budget and stated that the Budget reflects the value of providing basic city services.

Councilmember Taylor expressed support for the Budget as proposed to include the Parks Environmental Fee. She stated that she looked forward to future discussions regarding the City's Financial Position.

Councilmember Saldaña asked of the Budget Reductions that had been made. Mrs. Sculley replied that they were eliminating 200 Civilian Positions and noted that staff was continuously looking at new and better ways to deliver services to the public at less cost. She indicated that the Delegate Agencies and City Departments had been cut an average of 5%. Councilmember Saldaña stated that he believed the City was operating within means and was supportive of the Parks Environmental Fee. He spoke of the importance of long-term discussions on addressing increasing Legacy Costs.

Councilmember Soules expressed concern that the City was spending more money than it was bringing in and believed that spending should be reduced in Non-Essential Areas. He stated his concerns with current financial practices noting that the City should not be selling valuable assets to pay short term bills. He further expressed concern with the Parks Environmental Fee and stated that he would prefer to cut funding for Streetcars. He recommended that further reductions be reviewed to include Executive Salaries and consolidation of departments.

Councilmember Gonzales spoke of the many issues that were being addressed through the Budget and stated that she was pleased with the funding allocated to address the stray animal population in District 5. She asked that they continue to address issues with streets, maintenance and transportation. She spoke of the value of the Delegate Agencies and asked that consideration be given to study their performance.

Councilmember Viagran thanked everyone that participated in the Budget Process and stated that she was pleased that the Open Play Centers and Library Hours would be reinstated. She requested that the Budget Process begin earlier next year.

Councilmember Bernal commended everyone that participated in the Budget Process and spoke of the challenging decisions that had to be made. He stated that he was pleased with the CRT Positions, Community Centers, Library and Pool Hours that had been reinstated. He highlighted the Sidewalks Around Schools which would be implemented throughout the city.

Mayor Castro exited the Council Chamber at this time and noted that he had submitted the recusal forms to the City Clerk.

Councilmember Lopez moved to approve the funding in the Budget for SA2020. Councilmember Taylor seconded the motion.

The motion prevailed by the following vote: **AYES:** Bernal, Taylor, Viagran, Saldaña, Gonzales, Lopez, Medina and Nirenberg. **NAYS:** Chan and Soules. **ABSTAIN:** Mayor Castro. **ABSENT:** None.

Councilmember Saldaña exited the Council Chamber at this time and noted that he had submitted the recusal forms to the City Clerk.

Councilmember Lopez moved to approve the funding in the Budget for San Antonio Education Partnership. Councilmember Viagran seconded the motion.

The motion prevailed by the following vote: **AYES:** Bernal, Taylor, Viagran, Gonzales, Lopez, Medina, Nirenberg, and Mayor Castro. **NAYS:** Chan and Soules. **ABSTAIN:** Saldaña. **ABSENT:** None.

Councilmember Taylor exited the Council Chamber at this time and noted that she had submitted the recusal forms to the City Clerk.

Councilmember Lopez moved to approve the funding in the Budget for Big Brothers Big Sisters. Councilmember Viagran seconded the motion.

The motion prevailed by the following vote: **AYES:** Bernal, Viagran, Saldaña, Gonzales, Lopez, Medina, Nirenberg, and Mayor Castro. **NAY:** Chan. **ABSTAIN:** Taylor and Soules. **ABSENT:** None.

Councilmembers Taylor and Saldaña exited the Council Chamber at this time and noted that they had submitted the recusal forms to the City Clerk.

Councilmember Lopez moved to approve the funding in the Budget for the programs administered by the University of Texas at San Antonio. Councilmember Gonzales seconded the motion.

The motion prevailed by the following vote: **AYES:** Bernal, Viagran, Gonzales, Lopez, Medina, Nirenberg, and Mayor Castro. **NAY:** None. **ABSTAIN:** Taylor, Saldaña, Chan, and Soules. **ABSENT:** None.

Councilmember Soules exited the Council Chamber at this time and noted that he had submitted the recusal forms to the City Clerk.

Councilmember Lopez moved to approve the funding in the Budget for the District 10 Senior Center. Councilmember Medina seconded the motion.

The motion prevailed by the following vote: **AYES:** Bernal, Taylor, Viagran, Saldaña, Gonzales, Lopez, Medina, Nirenberg, and Mayor Castro. **NAY:** None. **ABSTAIN:** Chan and Soules. **ABSENT:** None.

Councilmember Viagran exited the Council Chamber at this time and noted that she had submitted the recusal forms to the City Clerk.

Councilmember Lopez moved to approve the funding in the Budget for the Crisis Response Team. Councilmember Bernal seconded the motion.

The motion prevailed by the following vote: **AYES:** Bernal, Taylor, Saldaña, Gonzales, Lopez, Medina, and Mayor Castro. **NAY:** None. **ABSTAIN:** Viagran, Nirenberg, and Chan. **ABSENT:** Soules.

Councilmember Lopez moved that the \$200,000 loan to AVANCE that was included in the Budget Amendments be provided as a \$100,000 Grant. Councilmember Medina seconded the motion.

The motion prevailed by the following vote: **AYES:** Bernal, Taylor, Viagran, Saldaña, Gonzales, Lopez, Medina, and Mayor Castro. **NAY:** None. **ABSTAIN:** Nirenberg, Chan, and Soules. **ABSENT:** None.

Councilmember Medina moved that City Council Project Funds be increased by \$15,000 per District and that money be transferred from the Deferred Maintenance Budget Allocation. Councilmember Taylor seconded the motion.

The motion prevailed by the following vote: **AYES:** Bernal, Taylor, Viagran, Saldaña, Gonzales, Lopez, and Medina. **NAYS:** Nirenberg, Chan, Soules and Mayor Castro. **ABSENT:** None.

Councilmember Nirenberg moved that the \$1 Monthly Environmental Fee dedicated to Parks and Recreation be voted on separately. Councilmember Medina seconded the motion.

The motion prevailed by the following vote: **AYES:** Saldaña, Gonzales, Lopez, Medina, Nirenberg, Chan, and Soules. **NAYS:** Bernal, Taylor, Viagran, and Mayor Castro. **ABSENT:** None.

Councilmember Nirenberg moved to approve the \$1 Monthly Environmental Fee. Councilmember Soules seconded the motion.

The motion prevailed by the following vote: **AYES:** Bernal, Taylor, Viagran, Saldaña, Gonzales, Lopez, Medina, and Mayor Castro. **NAYS:** Nirenberg, Chan, and Soules. **ABSENT:** None.

Councilmember Lopez moved to adopt the balance of the Budget as amended today. Councilmember Taylor seconded the motion.

The motion prevailed by the following vote: **AYES:** Bernal, Taylor, Viagran, Saldaña, Gonzales, Lopez, Medina, Nirenberg, and Mayor Castro. **NAYS:** Chan and Soules. **ABSENT:** None.

2013-09-12-0628

B. AN ORDINANCE RATIFYING THE ADOPTION OF THE FY 2014 BUDGET.

Councilmember Lopez moved to ratify the adoption of the Budget. Councilmember Taylor seconded the motion.

The motion prevailed by the following vote: **AYES:** Bernal, Taylor, Viagran, Saldaña, Gonzales, Lopez, Medina, Nirenberg, and Mayor Castro. **NAYS:** Chan and Soules. **ABSENT:** None.

2013-09-12-0629

C. AN ORDINANCE ADOPTING THE AD VALOREM TAX RATE FOR MAINTENANCE AND OPERATION (M&O) FOR THE CITY OF SAN ANTONIO AT 35.419 CENTS PER \$100 OF TAXABLE VALUATION FOR THE TAX YEAR BEGINNING ON JANUARY 1, 2013 AND ENDING ON DECEMBER 31, 2013.

Councilmember Lopez moved that property taxes be increased by the adoption of a Maintenance & Operation Tax Rate of 35.419 cents per \$100 of taxable valuation, which is effectively a 3.53 percent increase in the tax rate. Councilmember Chan seconded the motion.

The motion prevailed by the following vote: **AYES:** Bernal, Taylor, Viagran, Saldaña, Gonzales, Lopez, Medina, Nirenberg, Chan, Soules, and Mayor Castro. **NAY:** None. **ABSENT:** None.

2013-09-12-0630

D. AN ORDINANCE ADOPTING THE AD VALOREM TAX RATE TO PAY THE PRINCIPAL AND INTEREST ON THE FUNDED DEBT OF THE CITY OF SAN ANTONIO AT 21.150 CENTS PER \$100 OF TAXABLE VALUATION FOR THE TAX YEAR BEGINNING ON JANUARY 1, 2013 AND ENDING ON DECEMBER 31, 2013.

Councilmember Lopez moved that taxes be increased by the adoption of a Debt Service Tax Rate of 21.150 cents per \$100 of taxable valuation, which is effectively a 3.53 percent increase in the tax rate. . Councilmember Chan seconded the motion.

The motion prevailed by the following vote: **AYES:** Bernal, Taylor, Viagran, Saldaña, Gonzales, Lopez, Medina, Nirenberg, Chan, Soules, and Mayor Castro. **NAY:** None. **ABSENT:** None.

2013-09-12-0631

- E. AN ORDINANCE ESTABLISHING NEW FEES AND AMENDING FEES, AS INCLUDED WITHIN THE FISCAL YEAR 2014 PROPOSED BUDGET, WITHIN THE GENERAL FUND AND WITHIN THE RESTRICTED FUNDS OF AIRPORT OPERATING & MAINTENANCE, CARVER SPECIAL REVENUE FUND, HOTEL OCCUPANCY TAX, DEVELOPMENT SERVICES, PARKING FUND, AND SOLID WASTE; AMENDING THE CITY CODE TO REFLECT SUCH CHANGES; AND AMENDING CHAPTER 14 OF THE CITY CODE RELATED TO THE ENVIRONMENTAL SERVICES FEE.

Councilmember Lopez moved to adopt the proposed Ordinance for Item 4E. Councilmember Taylor seconded the motion.

The motion prevailed by the following vote: **AYES:** Bernal, Taylor, Viagran, Saldaña, Gonzales, Lopez, Medina, and Mayor Castro. **NAYS:** Nirenberg, Chan, and Soules. **ABSENT:** None.

2013-09-12-0632

- F. AN ORDINANCE CARRYING FORWARD CERTAIN FISCAL YEAR 2013 FUNDS; CLOSING ACCOUNTING RECORDS IN CERTAIN FUNDS; AMENDING DEPARTMENTS AND FUNDS PRIOR APPROPRIATIONS; AND APPROPRIATING CERTAIN CAPITAL PROJECT FUNDS IN ACCORDANCE WITH GENERALLY ACCEPTED ACCOUNTING PRINCIPLES.

Councilmember Lopez moved to adopt the proposed Ordinance for Item 4F. Councilmember Taylor seconded the motion.

The motion prevailed by the following vote: **AYES:** Bernal, Taylor, Viagran, Saldaña, Gonzales, Lopez, Medina, Nirenberg, Chan, Soules, and Mayor Castro. **NAY:** None. **ABSENT:** None.

CONSENT AGENDA ITEMS 5-12

There were no Consent Agenda Items pulled for Individual Consideration.

Councilmember Nirenberg moved to approve the Consent Agenda Items. Councilmember Taylor seconded the motion.

Mayor Castro called upon Mr. Jack M. Finger to speak on the Consent Agenda.

Mr. Jack M. Finger stated that the purpose of government was not to create jobs for Delegate Agencies but to provide basic services such as Police, Fire, Streets, and Sidewalks. He spoke of the FY 2014 Annual Audit Plan (Item 9) and asked why San Antonio Water System and City Public Service Energy were not included in the Plan. He expressed concern with the Texas Commission on Environmental Quality exercising exclusive jurisdiction over the Leon Springs Utility Company's rates, operations, and services within the City of San Antonio (Item 11).

Faris Hodge, Jr. submitted written testimony in favor of Items 4, 5, 7, 9, and 11. He wrote in opposition to Items 10 and 12.

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

2013-09-12-0633

Item 5. AN ORDINANCE AUTHORIZING THE FOLLOWING CONTRACTS ESTABLISHING UNIT PRICES FOR GOODS AND SERVICES FOR AN ESTIMATED ANNUAL COST OF \$804,000.00: (A) CKS HYDRO SERVICES, INC. FOR AIRPORT RUBBER & PAINT BUILD-UP REMOVAL SERVICES, (B) ACE SPRING SERVICE, INC. FOR AUTOMOTIVE & TRUCK SPRING PARTS & SERVICE AND (C) PELCO INDUSTRIAL, LLC FOR TRAFFIC SIGNAL STEEL POLES.

2012-09-12-0634

Item 6. AN ORDINANCE AUTHORIZING A CONSTRUCTION CONTRACT WITH BEARD INTEGRATED SYSTEMS INC. IN AN AMOUNT NOT TO EXCEED \$1,184,316.00 FOR THE REPLACEMENT AND REPAIR OF HVAC COMPONENTS AT THE POLICE TRAINING ACADEMY, LOCATED IN COUNCIL DISTRICT 3 OF WHICH \$200,000.00 IS FUNDED BY THE FY 2013 ENERGY EFFICIENCY FUND AND \$984,316.00 IS FUNDED BY THE FY 2013 FACILITY SERVICES FUND.

2013-09-12-0635

Item 7. AN ORDINANCE AWARDED A CONSTRUCTION CONTRACT TO DYNAMIC SYSTEMS, INC. IN AN AMOUNT NOT TO EXCEED \$1,365,550.00 FOR THE REPLACEMENT OF THE COOLING TOWERS AND CHILLER AT THE INTERNATIONAL CENTER, LOCATED IN COUNCIL DISTRICT 1 OF WHICH \$703,587.00 IS FUNDED BY THE FY 2013 INTERNATIONAL CENTER CONTINGENCY FUND, \$279,126.00 IS FUNDED BY FY 2013 ENERGY EFFICIENCY FUND AND \$382,837.00 WILL BE REALLOCATED FROM THE FY 2013 – 2018 CAPITAL IMPROVEMENT PROGRAM MARINA SHELL PROJECT.

Item 8. CONSIDERATION OF THE FOLLOWING BOARD, COMMISSION AND COMMITTEE APPOINTMENTS FOR THE REMAINDER OF UNEXPIRED TERMS OF OFFICE TO EXPIRE MAY 31, 2015, 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. APPOINTING MADELINE Y. CARROLA (MAYORAL), LORENA RANGEL (MAYORAL), JOAQUIN G. MORALES (DISTRICT 1), AND MADELINE N. JIMENEZ (DISTRICT 1) TO THE SAN ANTONIO YOUTH COMMISSION.
- B. REAPPOINTING J. ROLANDO BONO (DISTRICT 1) TO THE PORT AUTHORITY OF SAN ANTONIO.

- C. REAPPOINTING ALFREDO DOMINGUEZ, III (DISTRICT 6) TO THE CITY COMMISSION ON VETERANS AFFAIRS.
- D. APPOINTING LINDA M. JACKSON (DISTRICT 6) TO THE SMALL BUSINESS ADVISORY COMMITTEE.
- E. REAPPOINTING BARBARA WITTE-HOWELL (DISTRICT 1) TO THE CITY / COUNTY JOINT COMMISSION ON ELDERLY AFFAIRS.
- F. REAPPOINTING SANDRA THOMSON (DISTRICT 10) TO THE MAYOR'S COMMISSION ON THE STATUS OF WOMEN.
- G. REAPPOINTING KEVIN O. GRANT (DISTRICT 6) TO THE PARKS AND RECREATION BOARD.
- H. REAPPOINTING ROBERT W. PIATT, III (DISTRICT 10) TO THE ETHICS REVIEW BOARD.

2013-09-12-0636

- I. APPOINTING TO THE AIRPORT ADVISORY COMMISSION: MAUREEN MCCANN (COMMUNITY) FOR THE REMAINDER OF AN UNEXPIRED TERM OF OFFICE TO EXPIRE MARCH 18, 2014; APPOINTING TODD M. POST (AIRPORT BUSINESS LESSEE), LOREN G. WOOD (BUSINESS COMMUNITY), MARSHA B. HENDLER (BUSINESS COMMUNITY), BRUCE SMITH (COMMUNITY), THEODORE E. DAVIS, JR. (COMMUNITY), ROBERTO C. TREVINO (COMMUNITY), DANIEL J. DECKER (TRAVEL & TOURISM INDUSTRY), DEAN J. DANOS (AACOG REPRESENTATIVE), AND SANDRA L. TAYLOR (AVIATION INDUSTRY) FOR THE REMAINDER OF UNEXPIRED TERMS OF OFFICE TO EXPIRE MARCH 18, 2015; AND WAIVING THE CITY CODE RESIDENCY REQUIREMENT IN CHAPTER 2, ARTICLE IX, SEC. 2-529(B) FOR THE APPOINTMENTS OF DEAN J. DANOS (AACOG REPRESENTATIVE) AND SANDRA L. TAYLOR (AVIATION INDUSTRY).

2013-09-12-0637

Item 9. AN ORDINANCE APPROVING THE FISCAL YEAR 2014 ANNUAL AUDIT PLAN.

2013-09-12-0638

Item 10. AN ORDINANCE APPROVING APPOINTMENTS TO THE WSA BOARD OF DIRECTORS AS RECOMMENDED BY THE COMMITTEE OF SIX.

2013-09-12-0639

Item 11. AN ORDINANCE AUTHORIZING THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY TO EXERCISE EXCLUSIVE JURISDICTION OVER THE LEON SPRINGS UTILITY COMPANY'S RATES, OPERATIONS, AND SERVICES WITHIN THE CITY OF SAN ANTONIO.

2013-09-12-0640

Item 12. AN ORDINANCE AUTHORIZING A CONTRACT WITH ECONOMIC AND PLANNING SYSTEMS, INC. FOR CONSULTING SERVICES TO CONDUCT COMPREHENSIVE PLAN STUDIES IN AN AMOUNT NOT TO EXCEED \$200,000.00.

[CONSENT ITEMS CONCLUDED]

POINT OF PERSONAL PRIVILEGE

Councilmember Bernal recognized Mayor Castro who would be celebrating his birthday on September 16th. The City Council sang Happy Birthday to Mayor Castro.

ADJOURNMENT

There being no further discussion, Mayor Castro adjourned the meeting at 11:02 am.

APPROVED

**JULIÁN CASTRO
MAYOR**

Attest:

LETICIA M. VACEK, TRMC/MMC
City Clerk