

**State of Texas
County of Bexar
City of San Antonio**



**Meeting Minutes
City Council A Session**

Municipal Plaza Building
114 W. Commerce Street San
Antonio, Texas 78205

2023 – 2025 Council Members

Mayor Ron Nirenberg
Dr. Sukh Kaur, Dist. 1 | Jalen McKee-Rodriguez, Dist. 2
Phyllis Viagran, Dist. 3 | Dr. Adriana Rocha Garcia, Dist. 4 Teri
Castillo, Dist. 5 | Melissa Cabello Havrda, Dist. 6 Marina
Alderete Gavito, Dist. 7 | Manny Pelaez, Dist. 8 John
Courage, Dist. 9 | Marc Whyte, Dist. 10

Thursday, May 2, 2024

9:00 AM

City Council Chambers

The City Council convened a regular meeting in the Norma S. Rodriguez Council Chamber in the Municipal Plaza Building beginning at 9:07 AM. City Clerk Debbie Racca-Sittre took the Roll Call noting a quorum with the following Council Members present:

PRESENT: 10 – Nirenberg, Kaur, McKee-Rodriguez, Viagran, Rocha Garcia, Castillo, Cabello
Havrda, Alderete Gavito, Courage, Whyte

ABSENT: 1 - Pelaez

PROCEDURAL

1. Invocation

The invocation was delivered by Pastor Chris Johnson of First Baptist Church, guest of Mayor Nirenberg.

2. Pledge of Allegiance

Mayor Nirenberg led the assembly in the Pledge of Allegiance.

3. Approval of minutes for the City Council meetings of April 3, 2024, April 4, 2024, April 10, 2024, April 11, 2024, April 17, 2024, and April 18, 2024.

Councilmember Castillo moved to Approve the minutes of the April 3, 2024, April 4, 2024, April 10, 2024, April 11, 2024, April 17, 2024, and April 18, 2024 City Council meetings. Councilmember McKee-Rodriguez seconded the motion. The motion carried by the following vote:

Aye: Nirenberg, Kaur, McKee-Rodriguez, Viagran, Rocha Garcia, Castillo, Cabello
Havrda, Alderete Gavito, Courage, Whyte

Absent: Pelaez

4. Councilmember Courage will be sworn in as Mayor Pro Tem for the period of May 2, 2024, through August 7, 2024.

City Clerk Debbie Racca-Sittre swore in Councilmember Courage as Mayor Pro Tem for the period of May 2, 2024 through August 7, 2024.

POINT OF PERSONAL PRIVILEGE

Mayor Nirenberg proclaimed May 2024 to be Mental Health and Trauma Informed Care Awareness Month in San Antonio and invited members of the mental health partnership community and Metro Health to speak. Councilmembers Kaur, Viagran, Rocha Garcia, Cabello Havrda, and Alderete Gavito spoke in support of the Proclamation.

Mayor Nirenberg proclaimed May 2024 to be National Bike Month and declared May 17, 2024 to be Bike to Work Day and invited Joey Pawlik, President of Activate SA and employee of the Department of Transportation to speak. Councilmembers Kaur, Viagran, Rocha Garcia, Castillo, Cabello Havrda, Alderete Gavito, Courage, and Whyte spoke in support of the Proclamation.

Mayor Nirenberg proclaimed April 2024 to be Distracted Driving Awareness Month and invited Melinda Cox and the Johnson High School Safe Driving Team to speak. Councilmembers Whyte, Viagran, Rocha Garcia, and Courage spoke in support of the Proclamation.

ACTION ITEMS FOR STAFF BRIEFING

2024-05-02-0274

5. Ordinance amending the City of San Antonio Ethics and Municipal Campaign Finance Codes.
[Kevin W. Barthold, City Auditor]

City Auditor, Kevin Barthold, introduced the Item and noted that the Ethics Review Board (ERB) recommendations had been presented to City Council in a previous B Session. Vice Chair of the ERB, Christy Ann Woodward presented the board's recommendations.

Woodward stated that ethics in public service was important to ensure integrity, independence,

impartiality, transparency, and accountability. She stated that the recommended updates reflected the City's values. She reported that the first recommended change included making gender neutrality, referring to City Council personnel as members of the LGG and moving definitions to the beginning of the sections. She indicated that Section 2-41 titled Statement of Purpose would clarify "others whose actions affect public faith in City government" included actions by any individual acting on behalf of the City. Woodward noted that Sec. 2-43 titled Conflicts of Interest, would clarify recusal(s) related to board(s) in which an employee or official serves and included restriction during first 12 months of service where an employee/ official may not participate in the making or awarding of a contract to a person or entity that the employee/official was employed by during the prior year.

Woodward stated that Sec. 2-45 titled Gifts, would include information regarding the restrictions related to honorariums that fell under Texas Penal Code 36.07. She indicated that Sec. 2-58 titled Prohibited Interest in Discretionary Contracts, would clarify that timeframe as it related to the awarding of the contract versus seeking/submitting proposals. Woodward noted that Sec. 2-59 titled Disclosure of Parties, Owners, & Closely Related Persons, would clarify that disclosures should be made at the time the request was submitted, but no later than 72 hours prior to action.

Woodward stated that Sec. 2-82 titled Jurisdiction and Powers, would allow ERB the discretion to accept or decline consideration of any alleged violation that had been resolved through other means. She noted that Sec. 2-92 titled Other Obligations, would include provisions for notice of the duty to comply with State and Federal Law should be provided towards the beginning of the Ethics Code instead of at the end.

Woodward listed updates to the Municipal Campaign Finance Code including Section 2-306 titled Campaign Bank Account Statements, which would remove the requirement to provide copies of bank account statements to the City Clerk's Office. She noted that Section 2-307 titled Electronic Filing of Campaign Finance Reports, would change to be consistent with State reporting requirements (Semi-Annually & Pre-Election).

Woodward stated that Section 2-308 titled Political Action Committees (PAC), would require Specific-Purpose Political Action Committees (SPAC) to file campaign finance reports with the City Clerk's Office and provide the option for General Purpose Political Action committees (GPAC) to report only municipal activity with City Clerk's office versus a full campaign finance report.

Woodward reported that Section 2-309 titled Contribution Prohibitions, included the prohibition of corporate PACs established or formed by the entity seeking a high-profile contract from providing contributions during the blackout period and prohibiting all company board members from contributing during high profile contract prohibition periods (including board members of non-profit entities).

Woodward stated that the ERB recommended final revisions to be adopted with an effective date of October 1, 2024, to allow for a comprehensive outreach campaign and ample time for stakeholders to familiarize themselves with the changes.

PUBLIC COMMENT:

Jack Finger opposed using gender neutral pronouns.

DISCUSSION:

Councilmember Rocha Garcia noted that she had previously served as the Chair of the ERB and thanked the Board and the Office of the City Auditor for their work and overall supported the recommendations.

Councilmember Viagran expressed concern with the prohibition of non-profit company board members from giving donations during the blackout period for high profile contracts. Barthold noted that this was intended to make the playing field even when non-profits competed with for-profits only for high profile contracts.

Councilmember Viagran asked whether it only applied to elected officials and not candidates. Assistant City Attorney Camila Kunau clarified that the blackout period included candidates and PACs as well as officeholders.

Councilmember Viagran expressed concern that this implied that Councilmembers could be bought with \$500. Barthold agreed that Councilmembers could not be bought but it was more about the appearance of a Councilmember.

Councilmember Alderete Gavito requested the definition of a high-profile contract. A high-profile contract was defined as one valued at over \$1 million, highly technical, or of high public interest as set by procurement policy, according to Barthold.

Councilmember Courage thanked the ERB for their work, particularly his appointee Christy Woodard. Barthold explained that the reason for the October 1, 2024 implementation was because of the change in the contribution restrictions and to ensure proposed vendors would be educated. Barthold stated that the campaign finance reports would not be impacted because only the October quarterly report was impacted by the date.

Councilmember Cabello Havrda asked about timing of the changes and whether there was a legal issue. Segovia stated that there was no legal issue. Barthold clarified that if the changes were effective October 1, 2024, the October 15 report would be eliminated but there was no recommendation to change the campaign contribution limits.

Mayor Nirenberg suggested that the reporting cycles match the contribution limit cycles. Kunau stated that reporting was mandated by State Law and the contribution cycles were mandated by City Code.

Mayor Nirenberg asked whether the City Clerk would be impacted. Councilmember McKee-Rodriguez requested clarification.

Councilmember Viagran requested a list of high profile contracts coming forward because she did not want to see a non-profit disqualified due to a contribution. Barthold stated that they could provide the procurements but not the list of vendors.

Councilmember Rocha Garcia noted that adding non-profit board members was the same

recommendation the ERB made in 2018 but City Council made an amendment on the dias and the entire update almost failed as a result. Barthold stated that bidders were made aware of the restrictions during the solicitation.

Councilmember Courage moved to implement recommended changes to be effective July 1, 2024. Councilmember Rocha Garcia seconded the motion The motion failed by the following vote:

Aye: Courage
No: Nirenberg, Kaur, McKee-Rodriguez, Viagran, Rocha Garcia, Castillo, Cabello
Havrda, Alderete Gavito, Whyte
Absent: Pelaez

Councilmember Viagran moved to Approve. Councilmember Courage seconded the motion The motion prevailed by the following vote:

Aye: Nirenberg, Kaur, McKee-Rodriguez, Viagran, Rocha Garcia, Castillo, Cabello
Havrda, Alderete Gavito, Courage, Whyte
Absent: Pelaez

CONSENT AGENDA

Purchase of Services, Supplies and Equipment

6. 2024-05-02-0275

Ordinance approving contracts with Ancira Motor Company and Donalson CDJR, LLC, to provide six replacement first responder trucks for the San Antonio Fire Department for a total cost of \$627,126.46. Funding is from the FY 2024 Equipment Renewal and Replacement Fund Adopted Budget. [Ben Gorzell Jr., Chief Financial Officer; Troy Elliott, Deputy Chief Financial Officer, Finance]

Councilmember Courage moved to Approve on the Consent Agenda. Councilmember Viagran seconded the motion. The motion carried by the following vote:

Aye: Nirenberg, Kaur, McKee-Rodriguez, Viagran, Rocha Garcia, Castillo, Cabello
Havrda, Alderete Gavito, Courage, Whyte
Absent: Pelaez

7. 2024-05-02-0276

Ordinance approving a contract with Cantu Contracting, Inc., for acreage shredding services for the San Antonio Fire Department for an estimated cost of \$61,920 annually and an estimated total cost of \$309,600 over the contract term. The initial term will begin upon award and end December 31, 2026, with two, additional one-year renewal options. Funding is from the General Fund. [Ben Gorzell Jr., Chief Financial Officer; Troy Elliott, Deputy Chief Financial Officer, Finance]

Councilmember Alderete Gavito highlighted her support for the Item.

Councilmember Courage moved to Approve on the Consent Agenda. Councilmember Viagran seconded the motion. The motion carried by the following vote:

Aye: Nirenberg, Kaur, McKee-Rodriguez, Viagran, Rocha Garcia, Castillo, Cabello
Havrda, Alderete Gavito, Courage, Whyte
Absent: Pelaez

8. **WITHDRAWN**

WITHDRAWN: Ordinance approving a contract with Digital Display Solutions, Inc., to provide the San Antonio Fire Department with audio-visual components upgrades that display and share critical information in the Emergency Operations Center (EOC) for an estimated total cost of \$209,218.84. Funding is from the 2024 Urban Area Security Initiative Area grant. [Ben Gorzell Jr., Chief Financial Officer; Troy Elliott, Deputy Chief Financial Officer, Finance]

9. **2024-05-02-0277**

Ordinance approving a contract with Jimenez Motorsports, LLC, to provide the San Antonio Police Department with seven replacement motorcycles for a total cost of \$220,150. Funding is from the FY 2024 Equipment Renewal and Replacement Fund Adopted Budget. [Ben Gorzell Jr., Chief Financial Officer; Troy Elliott, Deputy Chief Financial Officer]

Councilmember Alderete Gavito highlighted her support for the Item.

Councilmember Courage moved to Approve on the Consent Agenda. Councilmember Viagran seconded the motion. The motion carried by the following vote:

Aye: Nirenberg, Kaur, McKee-Rodriguez, Viagran, Rocha Garcia, Castillo, Cabello
Havrda, Alderete Gavito, Courage, Whyte
Absent: Pelaez

10. **2024-05-02-0278**

Ordinance approving a contract with Silsbee Ford, Inc., to provide the San Antonio Police Department with one replacement prisoner transport van for a total cost of \$78,621.29. Funding is from the FY 2024 Equipment Renewal and Replacement Fund Adopted Budget. [Ben Gorzell Jr., Chief Financial Officer; Troy Elliott, Deputy Chief Financial Officer, Finance]

Councilmember Alderete Gavito highlighted her support for the Item.

Councilmember Courage moved to Approve on the Consent Agenda. Councilmember Viagran seconded the motion. The motion carried by the following vote:

Aye: Nirenberg, Kaur, McKee-Rodriguez, Viagran, Rocha Garcia, Castillo, Cabello
Havrda, Alderete Gavito, Courage, Whyte
Absent: Pelaez

11. **2024-05-02-0279**

Ordinance approving a contract with SizeUp, Inc., to provide licensing for SizeUp local business

intelligence software for the Economic Development Department for a total cost of \$70,500 over a three-year contract term. Funding is from the General Fund. [Ben Gorzell Jr., Chief Financial Officer; Troy Elliott, Deputy Chief Financial Officer, Finance]

Councilmember Courage moved to Approve on the Consent Agenda. Councilmember Viagran seconded the motion. The motion carried by the following vote:

Aye: Nirenberg, Kaur, McKee-Rodriguez, Viagran, Rocha Garcia, Castillo, Cabello
Havrda, Alderete Gavito, Courage, Whyte
Absent: Pelaez

12. 2024-05-02-0280

Ordinance approving contracts with Texas Packer + Loader Sales, Inc., and Cyclone Technology LLC to provide a compact sweeper, a surface cleaner and compact all terrain vacuums for a total cost of \$582,162. Funding is from the Storm Water Operating Fund and Airport Operating and Maintenance Fund. [Ben Gorzell Jr., Chief Financial Officer; Troy Elliott, Deputy Chief Financial Officer, Finance]

Councilmember Courage moved to Approve on the Consent Agenda. Councilmember Viagran seconded the motion. The motion carried by the following vote:

Aye: Nirenberg, Kaur, McKee-Rodriguez, Viagran, Rocha Garcia, Castillo, Cabello
Havrda, Alderete Gavito, Courage, Whyte
Absent: Pelaez

Capital Improvements

13. 2024-05-02-0281

Ordinance approving a task order to a Job Order Contract with Belt Built, LLC in the amount of \$2,421,582.44 for the construction of improvements for Texana Resource Center located within the Central Library; and the acceptance and appropriation of donations from the San Antonio Public Library Foundation in an amount of \$200,000 to the Texana Resource Center project. Funding is from 2017 and 2022 General Obligation Bond funds included in the FY 2024 – FY 2029 Capital Improvement Program. [John Peterek, Interim Assistant City Manager; Razi Hosseini, Director, Public Works]

Councilmember Courage moved to Approve on the Consent Agenda. Councilmember Viagran seconded the motion. The motion carried by the following vote:

Aye: Nirenberg, Kaur, McKee-Rodriguez, Viagran, Rocha Garcia, Castillo, Cabello
Havrda, Alderete Gavito, Courage, Whyte
Absent: Pelaez

14. 2024-05-02-0282

Ordinance awarding a construction contract to Keeley Construction Group, Inc. in the amount not to exceed \$425,039.14 of which \$45,692.16 will be reimbursed by San Antonio Water System for necessary adjustments to their existing infrastructure related to the construction of Drainage

Improvements (Fox Head Drainage Improvement) project. Funding is from Certificates of Obligation included in the FY 2024 – FY 2029 Capital Improvement Program. [John Peterek, Interim Assistant City Manager; Razi Hosseini, Director, Public Works]

Councilmember Courage moved to Approve on the Consent Agenda. Councilmember Viagran seconded the motion. The motion carried by the following vote:

Aye: Nirenberg, Kaur, McKee-Rodriguez, Viagran, Rocha Garcia, Castillo, Cabello
Havrda, Alderete Gavito, Courage, Whyte
Absent: Pelaez

15. 2024-05-02-0283

Ordinance accepting the lowest responsive bid and awarding a construction contract to Keeley Construction Group, Inc., in the amount not to exceed \$1,726,447.94, of which, \$31,380.28 will be reimbursed by SAWS and \$14,023.28 will be reimbursed by CPS Energy for necessary adjustments to their existing infrastructure related to the construction of Wurzbach Corridor Sidewalks Project. Funding is from the 2017 General Obligation Bond and Certificates of Obligation included in the FY 2024 – FY 2029 Capital Improvement Program. [John Peterek, Interim Assistant City Manager; Razi Hosseini, Director, Public Works]

Councilmember Courage moved to Approve on the Consent Agenda. Councilmember Viagran seconded the motion. The motion carried by the following vote:

Aye: Nirenberg, Kaur, McKee-Rodriguez, Viagran, Rocha Garcia, Castillo, Cabello
Havrda, Alderete Gavito, Courage, Whyte
Absent: Pelaez

16. 2024-05-02-0284

Ordinance approving the execution of a Professional Services Agreement with Roadway Asset Services, LLC in the total amount not to exceed \$1,499,808 for the 2024 Sidewalk Condition Assessment, for a one-year term, with up to two additional one-year extensions at the City's discretion. Funding of \$499,985 for the first-year term is from Advanced Transportation District funds included in the City's FY 2024 Adopted Budget, and the remaining funding for subsequent year terms will be contingent upon approval of the Adopted Budget. [John Peterek, Interim Assistant City Manager; Razi Hosseini, Director, Public Works]

Councilmember Kaur highlighted her support for the Item.

Councilmember Courage moved to Approve on the Consent Agenda. Councilmember Viagran seconded the motion. The motion carried by the following vote:

Aye: Nirenberg, Kaur, McKee-Rodriguez, Viagran, Rocha Garcia, Castillo, Cabello
Havrda, Alderete Gavito, Courage, Whyte
Absent: Pelaez

17. 2024-05-02-0285

Ordinance amending the contract with Texas Sterling Construction Co. in the increased amount of \$645,428.66 for a revised construction contract value of \$ \$8,091,522.44 related to utility conflicts for the South Foster Road Phase II project, and authorizing the acceptance of \$645,428.66 from San Antonio Water System. [John Peterek, Interim Assistant City Manager; Razi Hosseini, Director, Public Works Department]

Councilmember Courage moved to Approve on the Consent Agenda. Councilmember Viagran seconded the motion. The motion carried by the following vote:

Aye: Nirenberg, Kaur, McKee-Rodriguez, Viagran, Rocha Garcia, Castillo, Cabello
Havrda, Alderete Gavito, Courage, Whyte
Absent: Pelaez

18. 2024-05-02-0286

Ordinance approving a one-time capital improvement expenditure in the amount not to exceed \$5,384,027.96, payable to Elecnor Belco Electric, Inc., for the construction of the Zarzamora Pedestrian Improvements project funded by TxDOT, VIA Metropolitan Transit contributions, SAWS reimbursement, Tree Preservation, and previously authorized General Obligation Bonds; and approving the execution of an Interlocal Agreement with VIA Metropolitan Transit to accept \$500,000 from VIA Metropolitan Transit, and authorizing the appropriation of these funds to the Zarzamora Pedestrian Improvements Project. [John Peterek, Interim Assistant City Manager; Razi Hosseini, Director, Public Works]

Councilmember Castillo highlighted her support for the Item.

Councilmember Courage moved to Approve on the Consent Agenda. Councilmember Viagran seconded the motion. The motion carried by the following vote:

Aye: Nirenberg, Kaur, McKee-Rodriguez, Viagran, Rocha Garcia, Castillo, Cabello
Havrda, Alderete Gavito, Courage, Whyte
Absent: Pelaez

Acquisition, Sale or Lease of Real Property

19. 2024-05-02-0287

Ordinance approving Amendment No. 1 to the Amended and Restated Ground Lease and Management Agreement with the Texas General Land Office to facilitate the implementation of the Alamo Plan by conveyance of property to the State of Texas, extending the lease premises and authorizing the negotiation and execution of all necessary documents. [Lori Houston, Assistant City Manager; Shanon Shea Miller, Director, Office of Historic Preservation]

Councilmember Courage moved to Approve on the Consent Agenda. Councilmember Viagran seconded the motion. The motion carried by the following vote:

Aye: Nirenberg, Kaur, McKee-Rodriguez, Viagran, Rocha Garcia, Castillo, Cabello

Absent: Havrda, Alderete Gavito, Courage, Whyte
Pelaez

Grant Applications and Awards

20. 2024-05-02-0288

Ordinance approving an application and the acceptance of funds upon award of up to \$2,088,000 annually, from the Alamo Area Council of Governments for an older adult nutrition grant for the period October 1, 2024 to September 30, 2026; a total annual budget of \$3,288,000, to include an annual cash match of \$1,200,000; and authorizing staff positions. [Lori Houston, Assistant City Manager; Melody Woosley, Director, Human Services].

Councilmember Cabello Havrda highlighted her support for the Item.

Councilmember Courage moved to Approve on the Consent Agenda. Councilmember Viagran seconded the motion. The motion carried by the following vote:

Aye: Nirenberg, Kaur, McKee-Rodriguez, Viagran, Rocha Garcia, Castillo, Cabello
Havrda, Alderete Gavito, Courage, Whyte
Absent: Pelaez

21. 2024-05-02-0289

Ordinance accepting and appropriating funds from Southwest Texas Regional Advisory Council for Trauma in an amount up to \$409,644 for the San Antonio Police Department Mental Health Unit Program for Intensive Care Coordination. [María Villagómez, Deputy City Manager; William McManus, Police Chief]

Councilmember Cabello Havrda highlighted her support for the Item.

Councilmember Courage moved to Approve on the Consent Agenda. Councilmember Viagran seconded the motion. The motion carried by the following vote:

Aye: Nirenberg, Kaur, McKee-Rodriguez, Viagran, Rocha Garcia, Castillo, Cabello
Havrda, Alderete Gavito, Courage, Whyte
Absent: Pelaez

22. 2024-05-02-0290

Ordinance authorizing the submission of the High Intensity Drug Trafficking Area grant application and acceptance of funds upon award in an amount up to \$2,181,533.00 from the Office of National Drug Control Policy for the period of January 1, 2024, through December 31, 2025; authorizing the acceptance of additional grant funds up to 20% of the grant; and authorizing a budget and personnel complement of 16 positions. [Maria Villagomez, Deputy City Manager; William McManus, Police Chief]

Councilmember Courage moved to Approve on the Consent Agenda. Councilmember Viagran seconded

the motion. The motion carried by the following vote:

Aye: Nirenberg, Kaur, McKee-Rodriguez, Viagran, Rocha Garcia, Castillo, Cabello
Havrda, Alderete Gavito, Courage, Whyte
Absent: Pelaez

23. 2024-05-02-0291

Ordinance authorizing the acceptance of grant funds in an amount not to exceed \$196,084.00 from the Office of the Governor, Public Safety Office, for the DNA Testing Grant Program for sexual assault kits/evidence for January 1, 2024 to December 31, 2024. [Maria Villagómez, Deputy City Manager; William P. McManus, Chief of Police]

Councilmember Courage moved to Approve on the Consent Agenda. Councilmember Viagran seconded the motion. The motion carried by the following vote:

Aye: Nirenberg, Kaur, McKee-Rodriguez, Viagran, Rocha Garcia, Castillo, Cabello
Havrda, Alderete Gavito, Courage, Whyte
Absent: Pelaez

Boards, Commissions and Committee Appointments

24. Approving the following At-Large Appointees to the Planning Commission for the remainder of an unexpired term ending October 6, 2025. [Debbie Racca-Sittre, City Clerk]

A. Appointing Dustin Sanders Ouellette

B. Reappointing Michael Garcia, Bryan Lopez, and Anamari “Camis” Milam

Councilmember Courage moved to Approve on the Consent Agenda. Councilmember Viagran seconded the motion. The motion carried by the following vote:

Aye: Nirenberg, Kaur, McKee-Rodriguez, Viagran, Rocha Garcia, Castillo, Cabello
Havrda, Alderete Gavito, Courage, Whyte
Absent: Pelaez

25. Approving the following board, commission, and committee appointments for the remainder of an unexpired term of office to expire May 31, 2025 [Debbie Racca-Sittre, City Clerk]

A. Appointing Francisco Tavira (District 5) to the Capital Improvements Advisory Committee

B. Appointing Washington Navarro (District 8) to the LGBTQ+ Advisory Board

C. Appointing Sasha Begum (District 8) to the Mayor’s Commission on the Status of Women

D. Appointing Gabriel “Gabe” Farias (District 1) to the Port Authority of San Antonio

E. Appointing Jennifer Ramos (District 3) to the Storm Water Management Advisory Board

Councilmembers Viagran and Castillo highlighted their support for the board appointments.

Councilmember Courage moved to Approve on the Consent Agenda. Councilmember Viagran seconded the motion. The motion carried by the following vote:

Aye: Nirenberg, Kaur, McKee-Rodriguez, Viagran, Rocha Garcia, Castillo, Cabello
Havrda, Alderete Gavito, Courage, Whyte

Absent: Pelaez

26. Approving the following board, commission, and committee appointments for the remainder of an unexpired term of office to expire May 31, 2025 [Debbie Racca-Sittre, City Clerk]
A. Appointing Rachel Brehm (Mayoral) to the Office of Urban Redevelopment (OUR-SA)
B. Appointing Kellie Alcozer (District 3) to the Parks and Recreation Board
C. Appointing Mark Cason (District 3) to the Veterans Advisory Commission

Councilmember Viagran highlighted her support for the board appointments.

Councilmember Courage moved to Approve on the Consent Agenda. Councilmember Viagran seconded the motion. The motion carried by the following vote:

Aye: Nirenberg, Kaur, McKee-Rodriguez, Viagran, Rocha Garcia, Castillo, Cabello
Havrda, Alderete Gavito, Courage, Whyte

Absent: Pelaez

Miscellaneous

27. 2024-05-02-0292

Ordinance amending the FY 2024 Annual Operating and Capital Budget based on actual revenues and expenditures for the first six months of FY 2024 (October 2023 to March 2024) and projections for the remaining six months of FY 2024 (April 2024 to September 2024) in the General Fund and Restricted Funds. [María Villagómez, Deputy City Manager; Justina Tate, Director, Management and Budget]

Councilmember Courage moved to Approve on the Consent Agenda. Councilmember Viagran seconded the motion. The motion carried by the following vote:

Aye: Nirenberg, Kaur, McKee-Rodriguez, Viagran, Rocha Garcia, Castillo, Cabello
Havrda, Alderete Gavito, Courage, Whyte

Absent: Pelaez

28. 2024-05-02-0293

Ordinance amending the Rescue Partner Incentive Program contract with Spay Neuter Inject Protect San Antonio (SNIPSA) to increase funding from \$50,000 to \$90,000, and increasing the number of rescues from 250 to 450 animals from Animal Care Services. Funding is from the General Fund FY 2024 Adopted Budget. [David W. McCary, Assistant City Manager; Shannon Sims, Director, Animal Care Services]

Councilmember Cabello Havrda highlighted her support for the Item.

Councilmember Courage moved to Approve on the Consent Agenda. Councilmember Viagran seconded

the motion. The motion carried by the following vote:

Aye: Nirenberg, Kaur, McKee-Rodriguez, Viagran, Rocha Garcia, Castillo, Cabello
Havrda, Alderete Gavito, Courage, Whyte
Absent: Pelaez

29. 2024-05-02-0294

Ordinance approving the settlement of a personal injury lawsuit styled Alexander Lance v Rodolfo Contero, et. al., Cause No. SA-21-CV-837-JKP in the United States District Court, Western District of Texas, San Antonio Division, for the total amount of \$118,800. [Andy Segovia, City Attorney]

Jack Finger spoke in opposition to the Item.

Councilmember Courage moved to Approve on the Consent Agenda. Councilmember Viagran seconded the motion. The motion carried by the following vote:

Aye: Nirenberg, Kaur, McKee-Rodriguez, Viagran, Rocha Garcia, Castillo, Cabello
Havrda, Alderete Gavito, Courage, Whyte
Absent: Pelaez

30. 2024-05-02-0019R

Resolution supporting and approving the submission of an application to the Federal Aviation Administration for a Passenger Facility Charge Application to 1) allow the use of Passenger Facility Charges funds for the Terminal A Ground Load Facility project at San Antonio International Airport and 2) continue the collection of Passenger Facility Charges beginning in March 2029. [Jeff Coyle, Assistant City Manager; Jesus Saenz, Director, Aviation]

Councilmember Courage moved to Approve on the Consent Agenda. Councilmember Viagran seconded the motion. The motion carried by the following vote:

Aye: Nirenberg, Kaur, McKee-Rodriguez, Viagran, Rocha Garcia, Castillo, Cabello
Havrda, Alderete Gavito, Courage, Whyte
Absent: Pelaez

31. 2024-05-02-0295

Ordinance authorizing exercising an option to renew the contract with Sales Tax Assurance LLC, dba HdL Companies, for sales and use tax audit services for the City, extending the term of the contract to June 30, 2025. HdL Companies will continue retain 22.5% of any recoveries for a period of two years. Funding is from the General Fund. [Ben Gorzell Jr., Chief Financial Officer; Troy Elliott, Deputy Chief Financial Officer]

Councilmember Courage moved to Approve on the Consent Agenda. Councilmember Viagran seconded the motion. The motion carried by the following vote:

Aye: Nirenberg, Kaur, McKee-Rodriguez, Viagran, Rocha Garcia, Castillo, Cabello
Havrda, Alderete Gavito, Courage, Whyte

Absent: Pelaez

32. 2024-05-02-0296

Ordinance approving an amendment to the eligibility requirements for CPS Energy's Affordability Discount Program, for a period of two years, by increasing the income threshold for eligibility from 125% to 150% of the federal poverty level. [Ben Gorzell Jr., Chief Financial Officer; Troy Elliott, Deputy Chief Financial Officer]

PUBLIC COMMENT:

Jack Finger spoke in opposition to the Affordability Discount Program (ADP) maintaining that it would cause CPS Energy to raise rates.

DISCUSSION:

Councilmember Viagran requested a heat map of areas targeted with the change. Customers in every council district would be able to qualify under the new limits according to KJ Feder, Senior Director of Community Engagement, CPS Energy. Councilmember Viagran noted that as we addressed climate change and heat islands, this was an important Program and suggested that excess CPS Energy revenues go toward these types of programs.

Councilmember Alderete Gavito supported the changes stating that they were long-awaited and would help our vulnerable communities offset rate increases.

Councilmember Courage suggested that about 115,000 more families might be eligible with the new limits and asked how many people were already enrolled. KJ Feder with CPS Energy stated that 70,000 were enrolled as of March 1, 2024.

Councilmember Rocha Garcia commented that there were many needy residents that had barely missed the eligibility at the 125% and supported the recommended adjustment.

Councilmember Castillo thanked CPS Energy for making this commitment to help residents and recognized Councilmember Alderete Gavito's advocacy related to this issue. However, Councilmember Castillo cautioned that families were still in need.

Councilmember Kaur commented that one in every four households in Council District 1 could qualify and clarified that ratepayers on payment plans could still qualify. She asked CPS Energy to conduct outreach and offered to assist through her field office hours.

Councilmember Whyte recognized that this would help seniors and those on fixed incomes but cautioned that this could not be a justification for raising rates.

Mayor Nirenberg commented that the City could not address the housing crisis only by focusing on housing but we needed to increase wages through programs such as Ready to Work. He requested that CPS Energy share their list of Affordability Discount Program (ADP) participants with the RTW and Pre-K 4 SA Programs to ensure that cost burdened families were informed about opportunities. Feder

stated that they were already working with RTW but would discuss how to be more proactive.

Councilmember Viagran moved to Approve. Councilmember Castillo seconded the motion. The motion carried by the following vote:

Aye: Nirenberg, Kaur, McKee-Rodriguez, Viagran, Rocha Garcia, Castillo, Cabello
Havrda, Alderete Gavito, Courage, Whyte
Absent: Pelaez

33. 2024-05-02-0297

Ordinance authorizing the creation of and subsequent issuance of obligations from time to time under CPS Energy's Extendible Municipal Commercial Paper Program in an aggregate principal amount not to exceed \$150,000,000 of all extendible municipal commercial paper notes outstanding, and the execution of one or more dealer agreements and other documentation in connection with the effectuation of CPS Energy's Extendible Municipal Commercial Paper Program. [Ben Gorzell Jr., Chief Financial Officer; Troy Elliott, Deputy Chief Financial Officer]

Councilmember Courage moved to Approve on the Consent Agenda. Councilmember Viagran seconded the motion. The motion carried by the following vote:

Aye: Nirenberg, Kaur, McKee-Rodriguez, Viagran, Rocha Garcia, Castillo, Cabello
Havrda, Alderete Gavito, Courage, Whyte
Absent: Pelaez

34. 2024-05-02-0020R

Resolution authorizing the replacement of one or more paying agent/registrars for the outstanding debt obligations of the City of San Antonio, Texas, acting by and through the City Public Service Board of San Antonio, Texas. [Ben Gorzell Jr., Chief Financial Officer; Troy Elliott, Deputy Chief Financial Officer]

Councilmember Courage moved to Approve on the Consent Agenda. Councilmember Viagran seconded the motion. The motion carried by the following vote:

Aye: Nirenberg, Kaur, McKee-Rodriguez, Viagran, Rocha Garcia, Castillo, Cabello
Havrda, Alderete Gavito, Courage, Whyte
Absent: Pelaez

35. 2024-05-02-0298

An Ordinance authorizing the issuance of new money and refunding bonds, and the tender of outstanding obligations for purchase and the issuance of obligations, designated as City of San Antonio, Texas Electric and Gas Systems Revenue and Refunding Bonds, in one or more series and in an aggregate amount not to exceed \$3,092,200,000. [Ben Gorzell Jr., Chief Financial Officer; Troy Elliott, Deputy Chief Financial Officer]

Councilmember Courage moved to Approve on the Consent Agenda. Councilmember Viagran seconded the motion. The motion carried by the following vote:

Aye: Nirenberg, Kaur, McKee-Rodriguez, Viagran, Rocha Garcia, Castillo, Cabello
Havrda, Alderete Gavito, Courage, Whyte
Absent: Pelaez

36. 2024-05-02-0299

Ordinance extending line-of-duty injury leave for San Antonio Fire Engineer Nicholas Villarreal. [Maria Villagomez, Deputy City Manager; Christopher M. Monestier, Interim Fire Chief]

Councilmember Courage moved to Approve on the Consent Agenda. Councilmember Viagran seconded the motion. The motion carried by the following vote:

Aye: Nirenberg, Kaur, McKee-Rodriguez, Viagran, Rocha Garcia, Castillo, Cabello
Havrda, Alderete Gavito, Courage, Whyte
Absent: Pelaez

37. 2024-05-02-0300

Ordinance authorizing an interlocal agreement with Texas A&M University-San Antonio to enroll City of San Antonio Head Start employees for graduate-level coursework from February 1, 2024 through January 31, 2029 in a total amount not to exceed \$200,000, at up to \$40,000 annually, contingent on the continued award of the Head Start grant. [Lori Houston, Assistant City Manager; Melody Woosley, Director, Human Services]

Councilmember Rocha Garcia highlighted her support for the Item.

Councilmember Courage moved to Approve on the Consent Agenda. Councilmember Viagran seconded the motion. The motion carried by the following vote:

Aye: Nirenberg, Kaur, McKee-Rodriguez, Viagran, Rocha Garcia, Castillo, Cabello
Havrda, Alderete Gavito, Courage, Whyte
Absent: Pelaez

38. 2024-05-02-0301

Ordinance authorizing a contract with Charter Communications Operating, LLC for the provision of fiber internet access service for the San Antonio Public Library at an estimated annual cost of \$10,800 and a total estimated contract value of \$54,000 for a three-year term beginning July 1, 2024, and ending June 30, 2027, with two, one-year renewal options. Funding of \$2,700 is included in the FY 2024 Information Technology Services Department Adopted Budget. [Ben Gorzell Jr., Chief Financial Officer; Craig Hopkins, Chief Information Officer]

Councilmember Courage moved to Approve on the Consent Agenda. Councilmember Viagran seconded the motion. The motion carried by the following vote:

Aye: Nirenberg, Kaur, McKee-Rodriguez, Viagran, Rocha Garcia, Castillo, Cabello
Havrda, Alderete Gavito, Courage, Whyte
Absent: Pelaez

39.

2024-05-02-0302

Ordinance approving a Chapter 380 Funding Agreement in the amount of \$310,000 between the City of San Antonio, the Houston Street Tax Increment Reinvestment Zone (TIRZ) Board of Directors, and the Alameda Theater Conservancy for stucco repairs to the exterior of the Alameda Theater building located at 318 W. Houston Street. [Lori Houston, Assistant City Manager; Veronica Garcia, Director, Neighborhood and Housing Services]

Councilmember Courage moved to Approve on the Consent Agenda. Councilmember Viagran seconded the motion. The motion carried by the following vote:

Aye: Nirenberg, Kaur, McKee-Rodriguez, Viagran, Rocha Garcia, Castillo, Cabello
Havrda, Alderete Gavito, Courage, Whyte
Absent: Pelaez

40.

2024-05-02-0303

Ordinance approving a Funding Agreement between the City of San Antonio and the Houston Street Tax Increment Reinvestment Zone (TIRZ) Board of Directors in the amount of \$250,000 for lighting and decor on Houston Street in support of Holidays on Houston Street and other events. [Lori Houston, Assistant City Manager; Veronica Garcia, Director, Neighborhood and Housing Services]

Councilmember Courage moved to Approve on the Consent Agenda. Councilmember Viagran seconded the motion. The motion carried by the following vote:

Aye: Nirenberg, Kaur, McKee-Rodriguez, Viagran, Rocha Garcia, Castillo, Cabello
Havrda, Alderete Gavito, Courage, Whyte
Absent: Pelaez

41.

2024-05-02-0304

Ordinance approving a Funding Agreement with the City of San Antonio, Houston Street Tax Increment Reinvestment Zone (TIRZ) Board of Directors, and Centro San Antonio for an amount not to exceed \$200,000 in FY 2025 and \$200,000 in FY 2026 for activation initiatives in downtown San Antonio. [Lori Houston, Assistant City Manager; Veronica Garcia, Director, Neighborhood and Housing Services]

Councilmember Courage moved to Approve on the Consent Agenda. Councilmember Viagran seconded the motion. The motion carried by the following vote:

Aye: Nirenberg, Kaur, McKee-Rodriguez, Viagran, Rocha Garcia, Castillo, Cabello
Havrda, Alderete Gavito, Courage, Whyte
Absent: Pelaez

42.

2024-05-02-0305

Ordinance authorizing the execution of agreements with Waste Connections – Post Oak Clean Green, Waste Management of Texas, Inc., and BFI Waste Systems of North America, LLC., dba Tessman Road Landfill, for municipal solid waste disposal services for the City of San Antonio for a ten-year term beginning on October 1, 2025 and ending September 30, 2035, with options to renew for two,

five-year terms. The total estimated annual cost for the first year is \$13.3 million. The estimated cost for the first ten years of these contracts is \$133 million. Funding is from the Solid Waste Operating and Maintenance Fund, subject to City Council approval of the annual budget. [David W. McCary, Assistant City Manager, David Newman, Director, Solid Waste Management Department]

Councilmember Courage moved to Approve on the Consent Agenda. Councilmember Viagran seconded the motion. The motion carried by the following vote:

Aye: Nirenberg, Kaur, McKee-Rodriguez, Viagran, Rocha Garcia, Castillo, Cabello
Havrda, Alderete Gavito, Courage, Whyte
Absent: Pelaez

City Manager's Report

43. City Manager's Report

City Manager Erik Walsh announced that FY 2023 was the sixth year in a row where there were no findings from the external audit.

City Manager Walsh recognized that Public Works completed its pothole blitz during the month of April during which time 14,599 potholes were repaired.

City Manager Walsh showed a video of the City Manager's Excellence Award winners.

Executive Session

There was no Executive Session.

ADJOURNMENT

There being no further discussion, the meeting was adjourned at 11:01 a.m.

Approved

Ron Nirenberg Mayor

Debbie Racca-Sittre
City Clerk