

**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, January 25, 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 9:05 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 Reverend E. Butch Seward of Revelation Christian Fellowship Church, guest of Councilmember McKee-Rodriguez, Council District 2.

2. Pledge of Allegiance

Mayor Nirenberg led the assembly in the Pledge of Allegiance.

3. Approval of minutes for the City Council meetings of January 10, 2024, January 11, 2024, and January 14, 2024.

4.

Councilmember Kaur moved to Approve the minutes of January 10, 2024 and January 11, 2024 City Council meetings. 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

POINT OF PERSONAL PRIVILEGE

Councilmember Cabello Havrda recognized Emily Fleischer, member of the San Antonio Arts Commission, who was leaving her seat on the board to focus on her art and teaching career.

Councilmember Cabello Havrda recognized the Leija Family Foundation for their work supporting families of children with special needs and other non-profit community organizations. She recognized Councilmember Dr. Sukh Kaur for her outstanding performance in the Foundation's Red Carpet Brawl boxing fundraiser. Councilmembers Kaur, Viagran, Rocha Garcia, Alderete Gavito, and Whyte spoke in support of the Foundation. Mayor Nirenberg recognized the Foundation and invited founder and former boxer Jesse James Leija to speak.

CONSENT AGENDA

Purchase of Services, Supplies and Equipment

4.

2024-01-25-0020

Ordinance ratifying a contract and payment to Nueces Power Equipment for the rental of a milling machine for the Public Works Department's Street Division for a total cost of \$58,600. Funding is from the General Fund. [Ben Gorzell Jr., Chief Financial Officer; Troy Elliott, Deputy Chief Financial Officer]

Councilmember Rocha Garcia moved to Approve on the Consent Agenda. 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

5. 2024-01-25-0021

Ordinance approving a contract with Burkett Arbor Care LLC for tree and palm trimming, maintenance and removal on an as-needed basis for the Parks and Recreation Department, beginning upon award and ending December 31, 2026, with two, one-year renewal options, for an estimated annual cost of \$265,000. Funding of \$75,000 for the remainder of FY 2024 is from the Parks Environmental Fund. Funding for subsequent years is contingent upon City Council approval of the annual budget. [Ben Gorzell Jr., Chief Financial Officer; Troy Elliott, Deputy Chief Financial Officer]

Councilmember Rocha Garcia moved to Approve on the Consent Agenda. 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

6. 2024-01-25-0022

Ordinance approving an amendment to Honeywell Building Solutions contract for the purchase and installation of security cameras with additional monitoring features and video storage licensing for an additional cost of \$480,717.82 for the American Urological Association event. Funding is from the Texas Public Facility Corporation and included in the FY 2024 – 2029 Capital Improvement Program. This ordinance also authorizes submission to the Texas Governor's Office Events Trust Fund of up to \$90,444 for the local contribution available from the State Reimbursement Fund and authorizes the acceptance of the reimbursement for qualified expenses of up to \$655,718. [Ben Gorzell Jr., Chief Financial Officer; Troy Elliott, Deputy Chief Financial Officer]

Councilmember Rocha Garcia moved to Approve on the Consent Agenda. 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

7. 2024-01-25-0023

Ordinance approving a contract with Davis Moving & Cleaning LLC for the San Antonio Metropolitan Health District to move, relocate, set up furniture and other miscellaneous supplies for an estimated cost of \$90,000 annually, or an estimated total cost of \$450,000 over the contract term including renewals, beginning upon award and ending September 30, 2024, with four, one-year renewal options. Funding is from the General Fund FY 2024 Adopted Budget. [Ben Gorzell Jr., Chief Financial Officer; Troy Elliott, Deputy Chief Financial Officer]

Councilmember Rocha Garcia moved to Approve on the Consent Agenda. Councilmember Castillo 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

8. 2024-01-25-0024

Ordinance approving a contract with Knox Company to provide Knox key equipment and licenses for the San Antonio Fire Department for a total cost of \$287,723. Funding is from the FY 2024 General Fund budget. [Ben Gorzell Jr., Chief Financial Officer; Troy Elliott, Deputy Chief Financial Officer]

Councilmember Rocha Garcia moved to Approve on the Consent Agenda. 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

9. 2024-01-25-0025

Ordinance approving a contract with D.H. Pace Company, Inc., for scheduled preventative maintenance and repair services on automated doors, door operators, automatic gates, gate operators, and supporting equipment for an estimated annual cost of \$280,680 beginning upon award and ending September 30, 2026, with two additional one-year renewal options for an estimated total of \$1,403,420 including renewals. Funding is from the respective department's FY 2024 Operating Budget. [Ben Gorzell Jr., Chief Financial Officer; Troy Elliott, Deputy Chief Financial Officer]

Councilmember Rocha Garcia moved to Approve on the Consent Agenda. 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

Capital Improvements

10. 2024-01-25-0026

Ordinance awarding the 2024 Pavement Preservation Package 3 – Onyx Seal Task Order Contract to Clark Construction of Texas, Inc. in an amount not to exceed \$2,435,350. Funding is from the General Fund and the Advanced Transportation District Fund included in the FY 2024 – FY 2029 Capital Improvements Program. [Roderick Sanchez, Assistant City Manager; Razi Hosseini, Director, Public Works]

Councilmember Rocha Garcia moved to Approve on the Consent Agenda. Councilmember Castillo 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

11. 2024-01-25-0027

Ordinance awarding the 2024 Pavement Preservation Package 4 – Onyx Seal Task Order Contract to Clark Construction of Texas, Inc. in an amount not to exceed \$2,295,600. Funding is from the General Fund and the Advanced Transportation District Fund included in the FY 2024 – FY 2029 Capital Improvements Program. [Roderick Sanchez, Assistant City Manager; Razi Hosseini, Director, Public Works]

Councilmember Rocha Garcia moved to Approve on the Consent Agenda. 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

12. 2024-01-25-0028

Ordinance approving the negotiation and execution of three On-Call Storm Water Civil Engineering Professional Service Agreements with HDR Engineering, Inc.; Maestas & Associates, LLC.; and Pape-Dawson Engineers, Inc. for stormwater engineering services for capital projects citywide as needed for a total of \$19,800,000. Each agreement is for a three-year term with an option to renew for up to two additional one-year extensions at the City's discretion for a total amount not to exceed \$6,600,000 per agreement, inclusive of renewals. Funding is from various sources, including Storm Water Regional Facility, Storm Water Operating, General Fund, Certificates of Obligation, Tax Notes, and Neighborhood Access and Mobility Program funds included in the FY 2024 – FY 2029 Capital Improvements Program. [Roderick Sanchez, Assistant City Manager; Razi Hosseini, Director, Public Works]

Councilmember Rocha Garcia moved to Approve on the Consent Agenda. 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

13. 2024-01-25-0029

Ordinance approving the negotiation and execution of three On-Call Traffic Engineering Service Agreements with Kimley-Horn and Associates, Inc.; Pape-Dawson Consulting Engineers, Inc.; and RPS Infrastructure Inc. for a total of \$4,980,000 for traffic engineering analysis and design services for capital projects citywide. Each agreement is for a three-year term with an option to renew for up to two additional one-year extensions for a total amount not to exceed \$1,660,000 per agreement, inclusive of renewals. Funding is from various sources, including General Fund, Certificates of Obligations, Advanced Transportation District (ATD) Program, Neighborhood Access & Mobility Program (NAMP) funds, and other debt proceeds included in the FY 2024 –

FY 2029 Capital Improvements Program. [Roderick Sanchez, Assistant City Manager; Razi Hosseini, Director, Public Works]

Councilmember Rocha Garcia moved to Approve on the Consent Agenda. 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

Acquisition, Sale or Lease of Real Property

14. 2024-01-25-0030

Ordinance approving a five-year lease with Brooks Development Authority for office space at 3120 Sidney Brooks Street for the City Council District 3 Constituent Office with an annual rental amount of \$33,000 and an amount not to exceed \$249,999 for improvements to the space. Funding for monthly rent and one time improvement is from the General Fund FY 2024 Adopted Budget. Funding for subsequent years is contingent upon City Council approval of the annual budget. [Roderick Sanchez, Assistant City Manager; Jorge A. Perez, Director, Building and Equipment Services]

Councilmember Rocha Garcia moved to Approve on the Consent Agenda. 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

Grant Applications and Awards

15. 2024-01-25-0031

Ordinance approving the acceptance of supplemental funds upon award in an amount up to \$2,752,559, for a total amount up to \$5,720,726, from the Centers for Disease Control and Prevention (CDC) Office of Grants Services for the Immunization and Vaccines for Children Program from July 1, 2023 through December 31, 2024; and authorizing a revised budget and staffing. [Erik Walsh, City Manager; Claude A. Jacob, Director, Health]

Councilmember Rocha Garcia moved to Approve on the Consent Agenda. 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

Boards, Commissions and Committee Appointments

16. 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 Leo “Carlos” Maestas (District 1) to the Brooks Development Authority Board
- B. Appointing Coda Rayo-Garza (District 7) to the Mayor's Commission on the Status of Women
- C. Appointing Vanessa Fierro (District 1) to the Parks and Recreation Board
- D. Appointing Dr. George Hinojosa Jr. (District 3) to the Zoning Commission

Jack Finger spoke in opposition to Item B.

Councilmembers Kaur, Viagran and Alderete Gavito spoke in support of their appointees.

Councilmember Rocha Garcia moved to Approve on the Consent Agenda. 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

Miscellaneous

17. 2024-01-25-0032

Ordinance approving the update to the Airport Layout Plan for Stinson Municipal Airport which provides the framework to guide future airport development at the airport for the next twenty years. [Jeff Coyle, Assistant City Manager; Jesus Saenz, Director, Aviation]

Councilmember Rocha Garcia moved to Approve on the Consent Agenda. 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

18. 2024-01-25-0033

Ordinance rescheduling City Council Meetings in February and March 2024. [Debbie Racca-Sittre, City Clerk]

Councilmember Rocha Garcia moved to Approve on the Consent Agenda. 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

19. Approval of an appeal of a decision by the Board of Adjustment to deny a 29 foot, 8 inch variance from the maximum allowed sign height of 40 feet for a single-tenant digital sign located at 1956 S WW White Rd. Approval of this would allow the requested variance for the applicant. [Roderick Sanchez, Assistant City Manager; Michael Shannon, Director, Development Services Department].

Jack Finger spoke in opposition to the Item.

Councilmember Viagran spoke in support of the Item, noting that the sign was already in existence but only requested it to be upgraded and provided letters of support from Jupe Manor Neighborhood Association and applicant Court Appointed Special Advocates.

Councilmember Courage spoke in opposition to the Item as it would set a bad precedent.

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, Whyte
No: Courage
Absent: Pelaez

20. **2024-01-25-0034**

Ordinance approving the Master Tax-Exempt Lease Purchase Agreement for Solid Waste refuse Agreement with JP Morgan Chase Bank, N.A. and Frost Bank; and approving Exhibits and related Schedules to the Master Tax-Exempt Lease Purchase Agreement in the amount of \$4,716,887.20 for the acquisition of carts for the Solid Waste Management Department. [Ben Gorzell Jr., Chief Financial Officer; Troy Elliott, Deputy Chief Financial Officer]

Councilmember Rocha Garcia moved to Approve on the Consent Agenda. 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

City Manager's Report

22. City Manager's Report

City Manager Erik Walsh announced that \$330 million of city contract funding went to local small businesses as a result of the Small Business Economic Development Advocacy Program (SBEDA).

City Manager Walsh showed an employee spotlight video highlighting the work of 3-1-1 Customer

Service led by Director Paula Stallcup. Employees Maricela Duenez, Debra Garcia, Steven Martinez and Larry White were highlighted.

Executive Session

Mayor Nirenberg recessed the meeting into Executive Session at 9:40 a.m. to discuss the following:

- A. Economic development negotiations pursuant to Texas Government Code Section 551.087 (economic development).
- B. The purchase, exchange, lease or value of real property pursuant to Texas Government Code Section 551.072 (real property).
- C. Legal issues related to litigation involving the City pursuant to Texas Government Code Section 551.071 (consultation with attorney).
- D. Legal issues related to emergency preparedness pursuant to Texas Government Code Sec. 551.071 (consultation with attorney).
- E. Legal advice regarding open meeting procedures pursuant to Texas Government Code Section 551.071 (consultation with attorney).
- F. Legal issues related to collective bargaining pursuant to Texas Government Code Section 551.071 (consultation with attorney).

Mayor Nirenberg reconvened the meeting in Open Session at 10:25 a.m. and announced that no official action had been taken in Executive Session.

ADJOURNMENT

There being no further discussion, the meeting was adjourned at 10:26 a.m.

Approved

**Ron Nirenberg
Mayor**

**Debbie Racca-Sittre
City Clerk**