

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



**Meeting Minutes
City Council A Session**

City Hall Complex
San Antonio, Texas 78205

2021 – 2023 Council Members

Mayor Ron Nirenberg
Mario Bravo, 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
Ana Sandoval, Dist. 7 | Manny Pelaez, Dist. 8
John Courage, Dist. 9 | Clayton Perry, Dist. 10

Thursday, September 29, 2022

9:00 AM

Municipal Plaza Building

The City Council convened a regular meeting in the Norma S. Rodriguez Council Chamber in the Municipal Plaza Building beginning at 9:23 AM. City Clerk Debbie Racca-Sittre took the Roll Call noting a quorum with the following Council Members present:

PRESENT: 10 – Nirenberg, Bravo, McKee-Rodriguez, Viagran, Rocha Garcia, Cabello Havrda, Pelaez, Courage, Perry

ABSENT: 1 - Castillo

PROCEDURAL

1. Invocation

The invocation was delivered by Pastor Vincent Robinson of Harpers Chapel Ministries, guest of Councilmember Cabello Havrda, Council District 6.

2. Pledge of Allegiance

Mayor Nirenberg led the assembly in the Pledge of Allegiance.

3. Approval of minutes for the City Council meetings of September 6, 2022, September 7, 2022, September 8, 2022, September 13, 2022, September 14, 2022 and September 15, 2022.

Councilmember Rocha Garcia moved to Approve the minutes of the City Council meetings of September 6, 2022, September 7, 2022, September 8, 2022, September 13, 2022, September 14, 2022 and September 15, 2022. Councilmember Courage seconded the motion. The motion carried by the following vote:

Aye: Nirenberg, Bravo, McKee-Rodriguez, Viagran, Rocha Garcia, Cabello Havrda, Sandoval, Pelaez, Courage, Perry

Absent: Castillo

POINT OF PERSONAL PRIVILEGE

Mayor Nirenberg recognized Hispanic Heritage Month and the contributions Latinos made to our community and invited the Guadalupe Cultural Arts Center Dancers to perform. Mayor Nirenberg recognized the work of trailblazing Hispanics in the areas of science and healthcare.

Mayor Nirenberg recognized the San Antonio Neighbors Together event and invited Chief William McManus to speak.

Councilmember Sandoval recognized the work of the Mexican American Civil Rights Institute (MACRI) and their dedication to chronicling and documenting the history of Mexican American Civil Rights in the United States and invited representatives from MACRI to speak.

Councilmember Sandoval requested a moment of silence to honor the passing of Leticia Barrera, the widow of former City Councilmember Enrique Barrera.

Councilmember Viagran recognized South Side Independent School District as one of San Antonio's best performing school districts and invited representatives to speak and students to perform Conjunto music.

Councilmember Pelaez commented that Hispanic Heritage and Mexican American Civil Rights went hand-in-hand.

Councilmember McKee-Rodriguez congratulated the Bexar County Youth Little League team for being invited to represent San Antonio at the national championships and invited representatives to speak. Councilmember Pelaez pledged \$1,000 to help send them to the championships.

Councilmember Rocha Garcia recognized Day of the Girl, representatives of Girls, Inc. and announced the Girls Empowerment Summit.

Councilmember Cabello Havrda recognized the San Antonio International Airport for achieving the Best Large Airports Designation by J.D. Power and Associates and congratulated Architects, Engineers and Constructioners that completed the "Canstruction" Competition to bring awareness of hunger and benefiting the San Antonio Food Bank.

ACTION ITEMS FOR STAFF BRIEFING

4. 2022-09-29-0719

Ordinance approving the distribution of American Rescue Plan Act (ARPA) State and Local Fiscal Recovery Funds for the Arts, and authorizing contracts and payments to nonprofit arts organizations totaling \$4,000,000 and to individual artists totaling \$1,000,000. [Lori Houston, Assistant City Manager; Krystal Jones, Director, Department of Arts & Culture]

Krystal Jones, Director of the Department of Arts & Culture, provided an overview of the ARPA 4 Arts Program Implementation Plan including the outreach, application process and next steps. Jones thanked the department staff for their work and the significant engagement of the arts community in the development of the Plan. Jones provided a chart of the Plan components which included COVID-19 impact, programs/strategies, equitable outcomes and performance indicators.

Jones listed the eligibility guidelines and funding award scale for the Non-Profit Arts Agency Grants and stated that 54 applications had been received with 46 eligible and recommended for funding and had a cumulative loss during COVID-19 of \$47 million. She stated that 11 of the 46 were culturally specific and the agencies could use funding for payroll, existing programs, new programs, facilities and equipment, technical assistance, business planning and prevention of COVID-19.

Jones listed the eligibility guidelines and scoring criteria for the Individual Artist Grants and stated that 151 applications had been received with 136 eligible and recommended for funding on a scale based upon their scores. She commented that the artists reported a cumulative loss during COVID-19 of \$3.5 million and the largest group of artists receiving grants were Musicians (39%) and the second largest group were Visual Artists (34%). Jones stated that the grant contracts would begin to be executed upon City Council approval of the Item.

PUBLIC COMMENT:

Jon Hinojosa with Say Si and Mary Heathcott with Blue Star Contemporary, both representing Cultural Arts United for San Antonio (CAUSA) spoke in support of the Item.

Chancey Blackburn, Board Chair of the San Antonio Master Singers, spoke in support of the Item.

Jack Finger spoke in opposition to the Item.

DISCUSSION:

Mayor Nirenberg thanked staff for their work to move the process quickly, the Community Health, Environment & Culture Committee (CHECC) as well as the City Council for prioritizing the Arts. He was pleased to see that all eligible arts applications were receiving funding.

Councilmember Viagran thanked Councilmember Sandoval for pushing for support for immigration services that created pathways to citizenship for childhood arrivals who were mostly

raised in San Antonio.

Councilmember Viagran thanked the arts community and City Council for supporting the arts under the recovery plan. She recommended a convening of the arts community to make the arts more sustainable and resilient long-term.

Councilmember Cabello Havrda thanked staff for their hard work and those who came to speak in support of the arts. She supported investment in our creative economy as the arts brought national and international attention to our City. Councilmember Cabello Havrda asked what the funding for business planning would accomplish and if there would be advertisement about the events created. Jones stated that this funding was to create recovery and sustainability for non-profits and individual artists as they were small businesses and added that the department had an event calendar that would include all events.

Councilmember Pelaez encouraged an art policy so that art could be embedded in all departments and initiatives. He recommended to find ways to highlight the success of arts programs and grants by taking them on the road to Senior Centers and other parts of our City including the walls of City Hall and City Tower.

Councilmember McKee-Rodriguez thanked the artists and organizations that survived the pandemic and continued to enrich our community during hard times. He also thanked the San Antonio Arts Commission for their oversight and the outreach to musicians and focus on equity including for the LGBTQ community.

Councilmember Perry mentioned that he had voted against the arts grants because they should have fallen under the category of small businesses as the losses had been quantified like a business. Councilmember Perry asked how much was allowed under the grants for administration and recommended a cap of no more than 10%. Jones stated that there was not a limit on the amount for administration but that arts programs had to be implemented with the funding. Councilmember Perry expressed concern that the funding would be rolled into annual costs to the General Fund and did not support that use of funds.

Councilmember Rocha Garcia commented that there were all kinds of arts and our cultural traditions were embedded in the contribution of artists and noted that the creative industry was an economic driver and made our City an international arts destination. Councilmember Rocha Garcia listed multiple arts programs, events, and cultural festivals and celebrations that had recently occurred or were planned. She urged the entire San Antonio community to support local artists.

Councilmember Bravo spoke in support of funding for the arts and shared a story about the mix of German and Mexican Cultures that brought us Conjunto Music, and recognized other cultural connections facilitated by artists.

Councilmember Courage recalled that when he was a teacher, there were many after-school programs by artists to teach music, painting, and acting which contributed to the overall education of our children. He added that art had a great impact on improving the lives of our senior residents by offering classes at the Senior Centers. Councilmember Courage mentioned that the arts played a critical role in the culture of our society and the funding would greatly impact our

local artists and help them continue their work.

Councilmember Sandoval thanked the staff of the Department of Arts & Culture and the San Antonio Arts Commission for the arts grants.

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

| | |
|----------------|---|
| Aye: | Nirenberg, Bravo, McKee-Rodriguez, Viagran, Rocha Garcia, Cabello Havrda, Sandoval, Pelaez, Courage |
| No: | Perry |
| Absent: | Castillo |

5. 2022-09-29-0720

Ordinance approving the award recommendations and contracts for Non-Profit Social Services (Phase I) with American Gateways in the amount of \$464,000, with Catholic Charities in the amount of \$583,373.02, with Lutheran Immigration and Refugee Services in the amount of \$293,155.98 and with the American Organization for Immigrants in the amount of \$159,471 for a two-year period from American Rescue Plan Act (ARPA) State and Local Fiscal Recovery Funds. [Lori Houston, Assistant City Manager; Melody Woosley, Director, Human Services]

Jessica Dovalina, Assistant Director of the Department of Human Services, provided the timeline of the Non-Profit Social Services Phase 1 Plan which began in February 2022 and included outreach, application, evaluation and development of recommendations that included measurement of COVID-19 impact, programs and strategies and equitable outcomes. Dovalina stated that 443 vendors were notified of the RFP and six responded, with staff recommending four vendors.

PUBLIC COMMENT:

Jack Finger spoke in opposition to the Item.

DISCUSSION:

Mayor Nirenberg thanked staff for their work to move the process quickly, the Community Health, Environment & Culture Committee (CHECC) as well as the City Council for prioritizing the non-profits.

Councilmember Viagran thanked Councilmember Sandoval for pushing for support for immigration services that created pathways to citizenship for childhood arrivals who were mostly raised in San Antonio.

Councilmember McKee-Rodriguez spoke in support of funding for non-profits that served immigrants as they were members of our community.

Councilmember Perry reviewed the list of non-profit social service organizations and the scopes of work noting that the grants did not appear to be one-time funding and the metrics were inconsistent, so he did not support the Item.

Councilmember Rocha Garcia acknowledged the work performed by the staff, the CHECC, and her fellow council colleagues. Councilmember Rocha Garcia spoke in support of the work by American Gateways to provide a path to citizenship and Catholic Charities' work with immigrants.

Councilmember Bravo mentioned that the United States was a nation of immigrants and spoke in support of funding four Non-Profit Social Service contracts to help the immigrants already in our City and those who were coming.

Councilmember Courage agreed that we were a nation of immigrants, there were both documented and undocumented immigrants living in our City but that all people living here needed to understand their rights and be taken care of so he supported the funding for the non-profit social service organizations.

Councilmember Sandoval thanked her colleagues for supporting funding for immigrant organizations and the funding to help the immigrant community. She told a personal story about taking citizenship classes and the importance of investments made by immigrants to our community.

Councilmember Rocha Garcia moved to Approve. Councilmember Courage seconded the Motion. The motion prevailed by the following vote:

| | |
|----------------|---|
| Aye: | Nirenberg, Bravo, McKee-Rodriguez, Viagran, Rocha Garcia, Cabello Havrda, Sandoval, Pelaez, Courage |
| No: | Perry |
| Absent: | Castillo |

CONSENT AGENDA

Purchase of Services, Supplies and Equipment

6. 2022-09-29-0721

Ordinance approving a contract with Staff Pro, Inc., dba Allied Universal Event Services, to provide event attendant staff and unarmed, non-commissioned event security and public safety staff for the Convention and Sports Facilities Department for an estimated annual cost of \$3 million for the first year, totaling an estimated \$15 million over the five year contract period including renewal options. Funding is from the Convention and Sports Facilities Department Operating Budget. [Ben Gorzell Jr., Chief Financial Officer; Troy Elliott, Deputy Chief Financial Officer, Finance]

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

| | |
|----------------|--|
| Aye: | Nirenberg, Bravo, McKee-Rodriguez, Viagran, Rocha Garcia, Cabello Havrda, Sandoval, Pelaez, Courage, Perry |
| Absent: | Castillo |

7. 2022-09-29-0722

Ordinance approving a contract with FarrWest Environmental Supply, Inc., to provide the San Antonio Fire Department, Hazmat Hazardous Materials Response Team, with two FLIR Griffin G510 Field Ready Kits for a total cost of \$282,530. Funding is from the 2020 Homeland Security Grant Program, U.S. Department of Homeland Security Federal Emergency Management Agency. [Ben Gorzell Jr., Chief Financial Officer; Troy Elliott, Deputy Chief Financial Officer, Finance]

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

Aye: Nirenberg, Bravo, McKee-Rodriguez, Viagran, Rocha Garcia, Cabello Havrda, Sandoval, Pelaez, Courage, Perry
Absent: Castillo

8. 2022-09-29-0723

Ordinance approving a contract with Silsbee Ford-Lincoln-Mercury, Inc., dba Silsbee Ford, Inc., to purchase seven Police responder trucks for a total cost of \$335,872.75. Funding is from the FY 2022 Equipment Renewal and Replacement Fund budget. [Ben Gorzell Jr., Chief Financial Officer; Troy Elliott, Deputy Chief Financial Officer, Finance]

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

Aye: Nirenberg, Bravo, McKee-Rodriguez, Viagran, Rocha Garcia, Cabello Havrda, Sandoval, Pelaez, Courage, Perry
Absent: Castillo

9. 2022-09-29-0724

Ordinance approving a contract with EMR Elevator, Inc., to provide systematic and periodic service and preventative maintenance of the elevators and escalators installed at various City facilities for an estimated annual cost of \$570,974.50 for the first year, totaling an estimated \$2,854,872.50 over the entire contract term including renewal options. All expenditures will be in accordance with each department's adopted FY 2023 budget as approved by City Council. [Ben Gorzell Jr., Chief Financial Officer; Troy Elliott, Deputy Chief Financial Officer, Finance]

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

Aye: Nirenberg, Bravo, McKee-Rodriguez, Viagran, Rocha Garcia, Cabello Havrda, Sandoval, Pelaez, Courage, Perry
Absent: Castillo

10. 2022-09-29-0725

Ordinance amending the SAP Public Services, Inc. (SAP) contract to provide the City of San Antonio with Active Attention Services (project and system planning) for the SAP system upgrade in the amount of \$2,616,400. Funding is from the FY 2023 - 2028 Capital Improvement Program. [Ben Gorzell Jr., Chief Financial Officer; Troy Elliott, Deputy Chief Financial Officer, Finance]

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

Aye: Nirenberg, Bravo, McKee-Rodriguez, Viagran, Rocha Garcia, Cabello Havrda, Sandoval, Pelaez, Courage, Perry
Absent: Castillo

11. 2022-09-29-0726

Ordinance approving a contract with Goodwill Industries of San Antonio to provide landscaping services for the San Antonio Public Library for an estimated cost of \$342,952 annually; totaling an estimated \$1,714,760 over a five-year contract term including renewal options. Funding is from the San Antonio Public Library FY 2023 Operating 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, Finance]

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

Aye: Nirenberg, Bravo, McKee-Rodriguez, Viagran, Rocha Garcia, Cabello Havrda, Sandoval, Pelaez, Courage, Perry
Absent: Castillo

12. 2022-09-29-0727

Ordinance approving a contract with BA & W Enterprises, Inc., dba San Antonio Auto Auction, to provide auction services to dispose of retired City vehicles and off-road equipment for an estimated amount of \$125,000 annually, totaling an estimated \$625,000 over the five year contract term including renewal options. Funding for this contract is from the FY 2023 Equipment Renewal and Replacement Fund budget. Funding for future years is contingent upon City Council appropriation of subsequent annual funding. All revenue generated will be deposited to the Equipment Renewal and Replacement Fund. Annually, the City retires and disposes an average of 475 vehicles and off-road equipment with an average revenue of approximately \$4 million. [Ben Gorzell Jr., Chief Financial Officer; Troy Elliott, Deputy Chief Financial Officer, Finance]

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

Aye: Nirenberg, Bravo, McKee-Rodriguez, Viagran, Rocha Garcia, Cabello Havrda, Sandoval, Pelaez, Courage, Perry
Absent: Castillo

13. 2022-09-29-0728

Ordinance approving a contract with Waukesha-Pearce Industries, LLC, to provide the San Antonio Fire Department with four generators for a total cost of \$335,528.36. This equipment will be utilized at four senior and community centers that will serve as resiliency hubs during emergency weather related incidents and critical emergency responses. Funding is from the FY 2022 Adopted General Fund budget. [Ben Gorzell Jr., Chief Financial Officer; Troy Elliott, Deputy Chief Financial Officer, Finance]

Councilmember Viagran stressed that this Item was related to creating Resiliency Hubs and offered her support for the Item.

Councilmember Viagran moved to Approve. Councilmember McKee-Rodriguez seconded the motion. The motion carried by the following vote:

Aye: Nirenberg, Bravo, McKee-Rodriguez, Viagran, Rocha Garcia, Cabello Havrda, Sandoval, Pelaez, Courage
Absent: Castillo, Perry

14. 2022-09-29-0729

Ordinance approving the following contracts establishing unit prices for goods and services for an estimated annual cost of \$5,498,552 included in the respective department's FY 2022 Adopted Budget: (A) JF Acquisition LLC, dba JF Petroleum Group, for gasoline and diesel refueling replacement parts and service; (B) Atlas Amalgamated of San Antonio, Inc., dba Atlas Body Shop, Carman Int., Inc., dba Collision San Antonio, Cavender Collision Center LP, Tejas Chevrolet Company, Inc., dba Northside Chevrolet, Embassy Collision, Inc., Northside Auto Group, LLC, Texas J.A.C., Inc., dba Southwest Paint and Body, and Star Collision Repair LLC, for on-call collision repair services for sedans and light duty pick-up trucks; (C) Cavender Ford Motor Company, Ltd., dba Cavender Grande Ford, Jordan Ford, Ltd., McCombs HFC, Ltd., dba Red McCombs Ford, Northside Auto Group, LLC, for on-call repair services; (D) Municipal Emergency Services, Inc., for personal protective clothing for the San Antonio Fire Department; (E) PermitRocket Software LLC, for E-Permit maintenance and support; and (F) Kone, Inc., for elevator and escalator preventive maintenance. [Ben Gorzell Jr., Chief Financial Officer; Troy Elliott, Deputy Chief Financial Officer, Finance]

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

Aye: Nirenberg, Bravo, McKee-Rodriguez, Viagran, Rocha Garcia, Cabello Havrda, Sandoval, Pelaez, Courage, Perry
Absent: Castillo

Capital Improvements

15. 2022-09-29-0730

Ordinance approving a contract with Flatiron Constructors, Inc. in the amount not-to-exceed \$12,705,802.30 funded from Federal Aviation Administration (FAA) Airport Improvement Program funds and Airport Interim Financing; approving a total project budget of \$18,124,675 funded through the FAA Airport Improvement Program funds in the amount of \$9,428,073 and Airport Interim Financing in the amount of \$8,696,602 and amending the FY 2023-FY 2028 Capital Budget, and approving a Non-Federal Reimbursable Agreement with the FAA in the amount of \$521,582.92 for the Taxiway H Reconstruction Phase 1 project at the San Antonio International Airport. [Jeff Coyle, Assistant City Manager; Jesus Saenz, Director, Aviation]

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

Aye: Nirenberg, Bravo, McKee-Rodriguez, Viagran, Rocha Garcia, Cabello Havrda, Sandoval, Pelaez, Courage, Perry
Absent: Castillo

16. 2022-09-29-0731

Ordinance approving the lowest responsive bid and awarding a construction to SpawGlass Civil Construction, Inc. in the amount not-to-exceed \$2,737,007 for the W. Apron Taxilane project at the San Antonio International Airport, of which \$2,052,755.25 is from Federal Aviation Administration Airport Infrastructure Grant funds and Airport Interim Financing in the amount of \$684,251.75 is from the FY 2023 - FY 2028 Capital Improvement Program. [Jeff Coyle, Assistant City Manager; Jesus Saenz, Director, Aviation]

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

Aye: Nirenberg, Bravo, McKee-Rodriguez, Viagran, Rocha Garcia, Cabello Havrda, Sandoval, Pelaez, Courage, Perry
Absent: Castillo

17. 2022-09-29-0732

Ordinance awarding the 2022 - 2023 Task Order Contract for Flatwork and Street Improvements Package 3 to San Antonio Concepts Construction, LLC in an amount not to exceed \$5,482,361.40, of which \$181,550 will be reimbursed by San Antonio Water System for necessary adjustments to their existing infrastructure. Funds are from the FY 2023 – FY 2028 Capital Improvements Program and may be funded from various funding sources including the General Fund, the Advanced Transportation District Fund, debt proceeds, or other funding sources. [Roderick Sanchez, Assistant City Manager; Razi Hosseini, Director, Public Works]

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

Aye: Nirenberg, Bravo, McKee-Rodriguez, Viagran, Rocha Garcia, Cabello Havrda, Sandoval, Pelaez, Courage, Perry
Absent: Castillo

18. 2022-09-29-0733

Ordinance awarding the 2023 Street Rehabilitation Task Order Contract Package 1 to Clark Construction of Texas, Inc. in an amount not to exceed \$10,188,825.60, of which \$226,000 will be reimbursed by San Antonio Water System and \$9,750 will be reimbursed by CPS Energy for necessary adjustments to their existing infrastructure. Funds are from the FY 2023 – FY 2028 Capital Improvements Program and may be funded from various funding sources including the General Fund, the Advanced Transportation District Fund, debt proceeds, or other funding sources. [Roderick Sanchez, Assistant City Manager; Razi Hosseini, Public Works]

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

Aye: Nirenberg, Bravo, McKee-Rodriguez, Viagran, Rocha Garcia, Cabello Havrda,

Absent: Sandoval, Pelaez, Courage, Perry
Castillo

19. 2022-09-29-0734

Ordinance awarding the 2023 Street Rehabilitation Task Order Contract Package 2 to J&P Paving Co., Inc. in an amount not to exceed \$10,000,076.20, of which \$189,395 will be reimbursed by San Antonio Water System and \$10,500 will be reimbursed by CPS Energy for necessary adjustments to their existing infrastructure. Funds are from the FY 2023 – FY 2028 Capital Improvements Program and may be funded from various funding sources including the General Fund, the Advanced Transportation District Fund, debt proceeds, or other funding sources. [Roderick Sanchez, Assistant City Manager; Razi Hosseini, Director, Public Works]

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

Aye: Nirenberg, Bravo, McKee-Rodriguez, Viagran, Rocha Garcia, Cabello Havrda,
Sandoval, Pelaez, Courage, Perry
Absent: Castillo

20. 2022-09-29-0735

Ordinance awarding the 2023 Street Rehabilitation Task Order Contract Package 3 to Clark Construction of Texas, Inc. in an amount not to exceed \$9,684,543.30 of which \$226,000 will be reimbursed by San Antonio Water System and \$9,750 will be reimbursed by CPS Energy for necessary adjustments to their existing infrastructure. Funds are from the FY 2023 – FY 2028 Capital Improvements Program and may be funded from various funding sources to include the General Fund, the Advanced Transportation District Fund, debt proceeds, or other funding sources. [Roderick Sanchez, Assistant City Manager; Razi Hosseini, Director, Public Works]

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

Aye: Nirenberg, Bravo, McKee-Rodriguez, Viagran, Rocha Garcia, Cabello Havrda,
Sandoval, Pelaez, Courage, Perry
Absent: Castillo

21. 2022-09-29-0736

Ordinance awarding the 2023 Street Rehabilitation Task Order Contract Package 4 to J&P Paving Co., Inc. in an amount not to exceed \$8,969,237.90, of which \$168,270 will be reimbursed by San Antonio Water System and \$10,500 will be reimbursed by CPS Energy for necessary adjustments to their existing infrastructure. Funds are from the FY 2023 – FY 2028 Capital Improvements Program and may be funded from various funding sources including the General Fund, the Advanced Transportation District Fund, debt proceeds, or other funding sources. [Roderick Sanchez, Assistant City Manager; Razi Hosseini, Director, Public Works]

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

Aye: Nirenberg, Bravo, McKee-Rodriguez, Viagran, Rocha Garcia, Cabello Havrda,

Absent: Sandoval, Pelaez, Courage, Perry
Castillo

22. 2022-09-29-0737

Ordinance awarding the 2023 Street Rehabilitation Task Order Contract Package 5 (Reconstruction) to Alamo City Constructors, Inc. in an amount not to exceed \$4,891,201, of which \$101,250 will be reimbursed by San Antonio Water System and \$18,000 will be reimbursed by CPS Energy for necessary adjustments to their existing infrastructure. Funds are from the FY 2023 – FY 2028 Capital Improvements Program and may be funded from various funding sources including the General Fund, the Advanced Transportation District Fund, debt proceeds, or other funding sources. [Roderick Sanchez, Assistant City Manager; Razi Hosseini, Director, Public Works]

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

Aye: Nirenberg, Bravo, McKee-Rodriguez, Viagran, Rocha Garcia, Cabello Havrda,
Sandoval, Pelaez, Courage, Perry

Absent: Castillo

23. 2022-09-29-0738

Ordinance awarding the 2023 Pavement Preservation Package 9 - Crack Seal Task Order to Alamo City Constructors, Inc. in an amount not to exceed \$382,950. Funds are from the FY 2023 – FY 2028 Capital Improvements Program and may be funded from various funding sources including the General Fund, the Advanced Transportation District Fund, debt proceeds, or other funding sources. [Roderick Sanchez, Assistant City Manager; Razi Hosseini, Director, Public Works]

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

Aye: Nirenberg, Bravo, McKee-Rodriguez, Viagran, Rocha Garcia, Cabello Havrda,
Sandoval, Pelaez, Courage, Perry

Absent: Castillo

24. 2022-09-29-0739

Ordinance awarding the 2023 Pavement Preservation Package 10 - Crack Seal Task Order to Bueno Pro Services, LLC. in an amount not to exceed \$375,283.75. Funds are from the FY 2023 – FY 2028 Capital Improvements Program and may be funded from various funding sources including the General Fund, the Advanced Transportation District Fund, debt proceeds, or other funding sources. [Roderick Sanchez, Assistant City Manager; Razi Hosseini, Director, Public Works]

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

Aye: Nirenberg, Bravo, McKee-Rodriguez, Viagran, Rocha Garcia, Cabello Havrda,
Sandoval, Pelaez, Courage, Perry

Absent: Castillo

25. 2022-09-29-0740

Ordinance amending the \$1,260,000 Professional Services Agreement with Marmon Mok, LP to add an increased amount not to exceed \$890,140 for additional design and construction administration services related to the Alamodome Improvements Project. Funds are from Certificates of Obligation included in the FY 2023 – FY 2028 Capital Improvement Program. [Roderick Sanchez, Assistant City Manager; Razi Hosseini, Director, Public Works]

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

Aye: Nirenberg, Bravo, McKee-Rodriguez, Viagran, Rocha Garcia, Cabello Havrda, Sandoval, Pelaez, Courage, Perry

Absent: Castillo

26. 2022-09-29-0741

Ordinance amending the \$23,637,346.14 construction contract with J3 Company, LLC for an increased amount of \$121,541.78, which will be reimbursed by the Port Authority of San Antonio, for construction services related to the sanitary sewer system for the Port San Antonio project, a 2017-2022 General Obligation Bond funded project included in the FY 2023 - FY 2028 Capital Improvement Program; and authorizing the acceptance of funds in the amount of \$121,541.78 from the Port Authority of San Antonio for construction services related to this amendment. [Roderick Sanchez, Assistant City Manager; Razi Hosseini, Director, Public Works]

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

Aye: Nirenberg, Bravo, McKee-Rodriguez, Viagran, Rocha Garcia, Cabello Havrda, Sandoval, Pelaez, Courage, Perry

Absent: Castillo

Grant Applications and Awards

27. 2022-09-29-0742

Ordinance awarding City Council Project Fund grant allocations for the Musical Bridges Around the World Presents: Musical Sprouts and Kids to Concert in an amount of \$14,300; the District 3: “District 3 Back to School Health & Wellness Event” in an amount of \$18,000; the “District 4 Back to School Project 2022/2023” in an amount of \$14,000; the District 2: “Heater Giveaway” event in an amount of \$10,489; and the District 9: “School Safety Supplies” event in an amount of \$18,153.88. [Ben Gorzell, Chief Financial Officer; Javier Vasquez, Interim Assistant to City Council, Office of the City Council]

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

Aye: Nirenberg, Bravo, McKee-Rodriguez, Viagran, Rocha Garcia, Cabello Havrda, Sandoval, Pelaez, Courage, Perry

Absent: Castillo

28. 2022-09-29-0743

Ordinance authorizing the San Antonio Fire Department Office of Emergency Management to apply, accept, and appropriate funds upon award of up to \$1 million from the 2022 State Homeland Security Grant Program. [María Villagómez, Deputy City Manager; Charles N. Hood, Fire Chief]

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

Aye: Nirenberg, Bravo, McKee-Rodriguez, Viagran, Rocha Garcia, Cabello Havrda, Sandoval, Pelaez, Courage, Perry

Absent: Castillo

29. 2022-09-29-0744

Ordinance authorizing the San Antonio Fire Department Office of Emergency Management to apply for, accept, and appropriate upon award up to \$2,800,000.00 from the 2022 Urban Area Security Initiative Grant Program. [María Villagómez, Deputy City Manager; Charles N. Hood, Fire Chief]

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

Aye: Nirenberg, Bravo, McKee-Rodriguez, Viagran, Rocha Garcia, Cabello Havrda, Sandoval, Pelaez, Courage, Perry

Absent: Castillo

30. 2022-09-29-0745

Ordinance approving the acceptance of a grant in an amount not to exceed \$843,000 for the Comprehensive Selective Traffic Enforcement Program Grant from the Texas Department of Transportation for the period of October 1, 2022 through September 30, 2023. [María Villagómez, Deputy City Manager; William P. McManus, Chief of Police]

Councilmember Cabello Havrda highlighted her support for the Item.

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

Aye: Nirenberg, Bravo, McKee-Rodriguez, Viagran, Rocha Garcia, Cabello Havrda, Sandoval, Pelaez, Courage, Perry

Absent: Castillo

31. 2022-09-29-0746

Ordinance approving the acceptance of grant funds in an amount up to \$359,806 from the U.S. Department of Justice, Bureau of Justice Assistance for the Child Welfare Strategic Alliance Program; authorizing an Interlocal Agreement with Bexar County regarding the distribution of grant funds; designating Bexar County as the grant fiscal agent; authorizing two positions; and

appropriating funds. [María Villagómez, Deputy City Manager; William P. McManus, Chief of Police]

Councilmember Cabello Havrda highlighted her support for the Item.

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

Aye: Nirenberg, Bravo, McKee-Rodriguez, Viagran, Rocha Garcia, Cabello Havrda, Sandoval, Pelaez, Courage, Perry

Absent: Castillo

32. 2022-09-29-0747

Ordinance approving the acceptance of additional funds in an amount up to \$489,636.00 from the Centers for Disease Control and Prevention, Office of Grants Services, for a total amount not to exceed \$3,531,189.00 for the Immunization and Vaccines for Children Program through June 30, 2024. [Erik Walsh, City Manager; Claude A. Jacob, Director, Health]

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

Aye: Nirenberg, Bravo, McKee-Rodriguez, Viagran, Rocha Garcia, Cabello Havrda, Sandoval, Pelaez, Courage, Perry

Absent: Castillo

33. 2022-09-29-0748

Ordinance authorizing the acceptance of supplemental funds from existing grants for the San Antonio Metropolitan Health District in an amount up to \$459,042.00 from the Racial and Ethnic Approaches to Community Health (REACH) Grant from the Centers for Disease Control and Prevention to support COVID-19 and Flu vaccine awareness, access and activities, and approving the acceptance of up to \$4,843,465.49 from the Health Resources and Services Administration for the administration of COVID-19 vaccinations in support of the COVID-19 Vaccinations Round 3 Grant, appropriating funds and approving a budget. [Erik Walsh, City Manager; Claude A. Jacob, Director, Health]

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

Aye: Nirenberg, Bravo, McKee-Rodriguez, Viagran, Rocha Garcia, Cabello Havrda, Sandoval, Pelaez, Courage, Perry

Absent: Castillo

34. 2022-09-29-0749

Ordinance approving the acceptance of additional American Rescue Plan Act (ARPA) funds from the Texas Department of State Health Services in an amount not to exceed \$376,325 for the STD/HIV Disease Intervention Specialist (DIS) grant for a period ending December 31, 2022, and acceptance of funds in an amount not to exceed \$571,977 for the grant term beginning January 1, 2023 through December 31, 2023 and approving an existing personal complement.

[Erik Walsh, City Manager; Claude A. Jacob, Director, Health]

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

Aye: Nirenberg, Bravo, McKee-Rodriguez, Viagran, Rocha Garcia, Cabello Havrda,
Sandoval, Pelaez, Courage, Perry
Absent: Castillo

35. 2022-09-29-0750

Ordinance approving the acceptance of funds upon award from Workforce Solutions Alamo in the amount of \$120,244,222 for the FY 2023 Child Care Services (CCS) Program; approving a total program budget of \$123,931,093; and approving a personnel complement of 62 positions. [Lori Houston, Assistant City Manager; Melody Woosley, Director, Human Services]

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

Aye: Nirenberg, Bravo, McKee-Rodriguez, Viagran, Rocha Garcia, Cabello Havrda,
Sandoval, Pelaez, Courage, Perry
Absent: Castillo

36. 2022-09-29-0751

Ordinance approving the acceptance of funds upon award from Workforce Solutions Alamo for the Child Care Services Quality Initiative grant in the amount of \$2,070,520 for the FY 2023 Child Care Services (CCS) Program; approving a total program budget of \$2,070,520; and authorizing a personnel complement of 21 positions. [Lori Houston, Assistant City Manager; Melody Woosley, Director, Human Services]

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

Aye: Nirenberg, Bravo, McKee-Rodriguez, Viagran, Rocha Garcia, Cabello Havrda,
Sandoval, Pelaez, Courage, Perry
Absent: Castillo

37. 2022-09-29-0752

Ordinance approving the submission of an Early Head Start Grant application to the U.S. Department of Health and Human Services, and acceptance upon award of up to \$2,201,179 for the period February 1, 2023, to January 31, 2024; approving a total program budget of \$2,751,474 which includes an in-kind match of \$550,295; and approving a personnel complement of 6 positions for the Department of Human Services. [Lori Houston, Assistant City Manager; Melody Woosley, Director, Department of Human Services]

Jack Finger spoke in opposition to the Item.

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

Aye: Nirenberg, Bravo, McKee-Rodriguez, Viagran, Rocha Garcia, Cabello Havrda, Sandoval, Pelaez, Courage, Perry
Absent: Castillo

38. 2022-09-29-0753

Ordinance approving the submission of a Head Start Grant application to the U.S. Department of Health and Human Services and acceptance upon award of up to \$26,068,353 for the period of February 1, 2023 to January 31, 2024; and authorizing total program budget of \$32,585,441 which includes an in-kind match of \$6,517,088, and a personnel complement of 106 positions for the Department of Human Services; and approving updates to the Head Start Policy Council Bylaws. [Lori Houston, Assistant City Manager; Melody Woosley, Director, Department of Human Services]

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

Aye: Nirenberg, Bravo, McKee-Rodriguez, Viagran, Rocha Garcia, Cabello Havrda, Sandoval, Pelaez, Courage, Perry
Absent: Castillo

39. 2022-09-29-0754

Ordinance approving the application and acceptance upon award of the Homeless Housing and Services Program (HHSP) grant youth-set aside funds in the amount of \$273,371 from the Texas Department of Housing and Community Affairs (TDHCA); approving a personnel complement of one position; approving contracts with Roy Maas Youth Alternatives and THRIVE Youth Center, Inc. for services to address youth homelessness; and approving the continuation of the designation of Haven For Hope Of Bexar County, Inc. as the eligible subrecipient for the TDHCA funded HHSP general set-aside funds in the amount of \$839,059 for each year of a two-year period beginning September 1, 2022 through August 31, 2024. [Lori Houston, Assistant City Manager; Melody Woosley, Director, Human Services]

Jack Finger spoke in opposition to the Item.

Councilmember Cabello Havrda highlighted her support for the Item.

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

Aye: Nirenberg, Bravo, McKee-Rodriguez, Viagran, Rocha Garcia, Cabello Havrda, Sandoval, Pelaez, Courage, Perry
Absent: Castillo

Boards, Commissions and Committee Appointments

- 40.** Approving the following Board, Commission, and Committee appointments for the remainder of an unexpired term of office to expire May 31, 2023 [Debbie Racca-Sittre, City Clerk]

- A. Appointing Don Rios (District 7) to the Linear Creekway Parks Advisory Board
- B. Reappointing Barbara Witte-Howell (District 1) to the City/County Joint Commission on Elderly Affairs

Councilmember Sandoval highlighted her support for the Council District 7 appointment and thanked the former representative for their service.

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

Aye: Nirenberg, Bravo, McKee-Rodriguez, Viagran, Rocha Garcia, Cabello Havrda, Sandoval, Pelaez, Courage, Perry
Absent: Castillo

Miscellaneous

41. 2022-09-29-0755

Ordinance rescheduling City Council meetings in October, November, and December 2022, and January 2023. [Debbie Racca-Sittre, City Clerk]

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

Aye: Nirenberg, Bravo, McKee-Rodriguez, Viagran, Rocha Garcia, Cabello Havrda, Sandoval, Pelaez, Courage, Perry
Absent: Castillo

42. 2022-09-29-0756

Ordinance approving the settlement of a lawsuit styled Karen Norman v. City of San Antonio, Cause Number 2020CI04479 in Bexar County District Court, in an amount of \$125,000. [Andy Segovia, City Attorney]

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

Aye: Nirenberg, Bravo, McKee-Rodriguez, Viagran, Rocha Garcia, Cabello Havrda, Sandoval, Pelaez, Courage, Perry
Absent: Castillo

43. 2022-09-29-0757

Ordinance approving a professional services agreement with Anser Advisory Consulting, LLC for the Executive Program Manager for the Terminal Development Program for the San Antonio International Airport in an amount not to exceed \$6 million funded by Interim Airport Financing in the amount of \$5,092,000 and Airport Infrastructure Grant funds in the amount of \$908,000. Funding is from the FY 2023 - FY 2028 Capital Improvement Program. [Jeff Coyle, Assistant City Manager; Jesus Saenz, Director, Aviation]

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

Courage seconded the motion. The motion carried by the following vote:

Aye: Nirenberg, Bravo, McKee-Rodriguez, Viagran, Rocha Garcia, Cabello Havrda, Sandoval, Pelaez, Courage, Perry

Absent: Castillo

44. 2022-09-29-0758

Ordinance approving the levy of a special assessment for the downtown Public Improvement District; levying an assessment rate for the fiscal year 2023 at \$0.15 per \$100 value of real property in the downtown public improvement district and \$0.09 per \$100 value of residential condominiums; approving the fiscal year 2023 Service and Assessment Plan for the downtown Public Improvement District; and approving fourth amendment to the contract with Centro Public Improvement District to increase the annual budget for supplemental pressure washing by \$8,000. [Lori Houston, Assistant City Manager; John Jacks, Director, Center City Development and Operations]

PUBLIC COMMENT:

Elizabeth Burt, Centro San Antonio (Centro) spoke in support of the organization's placemaking activities.

DISCUSSION:

Councilmember Bravo spoke in support of the Item but commented that pressure washing was often done very early in the morning and was very loud so he asked if Centro could consider equipment that made less noise.

Councilmember Perry noted there was a letter signed by 10 downtown businesses that supported the PID but they also had concerns about safety, cleanliness and homelessness. Matt Brown, Executive Director of Centro San Antonio, stated that the organization was expanding the Quality-of-Life Ambassador Program from 9 to 20 as these staff facilitated code violation de-escalation and resolution and he also stated that three more staff would be added for cleaning. Councilmember Perry asked about the total revenue for the Public Improvement District (PID). Director of Center City and Downtown Operations Department, John Jacks stated that \$6.5 million was the PID assessment for FY 2023. Councilmember Perry listed some of the negative survey responses from visitors and requested that Centro San Antonio provide historical metrics on overall satisfaction and a plan to improve the survey results.

Councilmember Pelaez spoke in support of the Item and recommended that more work be done to improve satisfaction with downtown as it was the number one tourist destination in Texas. He mentioned that cleanliness and safety were important to our community, as well as family centered activities and needed investment so he supported the budget for Centro.

Councilmember Rocha Garcia thanked Centro for their work in making our downtown more inviting and recognized that more work still needed to be done related to safety and security. She asked about the budget for landscaping and pressure washing noting that some areas had a distinct smell of urine. Councilmember Rocha Garcia requested clarification on the work of the Quality of

Life Ambassadors. Brown stated that they provided hospitality services and dealt with minor offenses such as public urination but they did not clean as cleanup was the work of the other staff. She recommended that Centro work with the Hotel and Lodging Association to provide outreach and information about their services and other downtown resources.

Councilmember Viagran thanked Brown and Centro for the work that they did to host events, keep our downtown clean and safe, work with the homeless, but recommended that the survey needed to be more specific to address concerns. Councilmember Viagran asked what was planned to deal with the homeless issue. City Manager Erik Walsh stated that homelessness was a larger issue that was a partnership between the outreach team and the link to low-barrier housing. Councilmember Viagran noted that housing was a major issue to help deal with homelessness in our community and it did not only impact downtown but needed to be addressed Citywide to make an impact.

Councilmember Courage commended Centro for the work they had performed but expressed concern with the survey results. He wanted to ensure that the Quality-of-Life Ambassadors could directly contact SAPD Bike Patrol and requested that Chief McManus provide statistics on downtown crime rates compared to other major cities.

Mayor Nirenberg commented that in most great cities, downtown was the main placemaking location adding that these upstream challenges were not unique problems for San Antonio. He stated that the issue needed to be made a top priority because what happened in downtown made broad impressions to visitors to the City. He commented that the City needed homeless services and there was a national mental health crisis and with the Federal Funding pouring into our City we could invest in these solutions.

Councilmember Bravo moved to Approve. Councilmember Pelaez seconded the motion. The motion carried by the following vote:

Aye: Nirenberg, McKee-Rodriguez, Viagran, Rocha Garcia, Cabello Havrda, Sandoval, Pelaez, Courage, Perry
Absent: Bravo, Castillo

45. 2022-09-29-0759

Ordinance approving an Investment Policy and Strategy for the City of San Antonio, Texas, in accordance with the requirements of the Texas Public Funds Investment Act (the “Act”), as amended, for City Council to annually review and approve the City’s Investment Policy and Strategy; designating certain employees as Investment Officers for the City of San Antonio; and providing an effective date. [Ben Gorzell, Jr., Chief Financial Officer, Troy Elliott, Deputy Chief Financial Officer]

Chief Financial Officer Ben Gorzell provided an overview of the Texas Public Funds Investment Act which guided the City’s investment policy and required annual adoption of investment guidelines, listed authorized investments, and named the City’s Investment Officers. Gorzell listed the following investment objectives: to satisfy cash flow requirements, ensure preservation and safety of principal, provide for liquidity and diversification, and maximize yield on investments.

Gorzell described an Investment Committee which included two City Council representatives, three representatives from the City Manager's Office, the Deputy Chief Financial Officer, the Director of Office of Management and Budget and the Assistant Finance Director. The Investment Committee would meet quarterly to review and suggest changes or adjustments to the City's investment practices.

Gorzell stated that the City utilized a pooled investment approach categorized as Operating Funds and Debt Service Funds. He also provided a list of approved Broker/Dealer Firms.

DISCUSSION:

Councilmember Viagran acknowledged the work of the Finance Department and asked how many permanent trust funds the City had and how they were set up. Gorzell stated the San Antonio Housing Trust Fund was the only one and a new permanent trust funded would have to be set up formally through City Ordinance.

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

Aye: Nirenberg, McKee-Rodriguez, Viagran, Rocha Garcia, Cabello Havrda,
Sandoval, Pelaez, Courage, Perry
Absent: Bravo, Castillo

46. **EFC 2022-09-29-0001R**

A Resolution of the Board of Directors of the City of San Antonio, Texas Education Facilities Corporation approving and authorizing the execution of a Loan Agreement between the City of San Antonio, Texas Education Facilities Corporation, St. Mary's University of San Antonio, Texas, and Banc of America Public Capital Corp (an affiliate of Bank of America, N.A.) to provide a loan of up to \$15,000,000 to finance certain educational facilities for the University; and approving and authorizing the execution of all related instruments and procedures. [Ben Gorzell, Jr., Chief Financial Officer; Troy Elliott, Deputy Chief Financial Officer]

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

Aye: Nirenberg, Bravo, McKee-Rodriguez, Viagran, Rocha Garcia, Cabello Havrda,
Sandoval, Pelaez, Courage, Perry
Absent: Castillo

47. **2022-09-29-0038R**

Resolution consenting to the application by SJWTX, Inc. for Water and Sewer Certificates of Convenience and Necessity within the City's Extra Territorial Jurisdiction. [Ben Gorzell Jr., Chief Financial Officer; Troy Elliott, Deputy Chief Financial Officer]

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

Aye: Nirenberg, Bravo, McKee-Rodriguez, Viagran, Rocha Garcia, Cabello Havrda, Sandoval, Pelaez, Courage, Perry
Absent: Castillo

48. 2022-09-29-0039R

A Resolution by the City Council of the City of San Antonio, Texas regarding approval, for purposes of Section 147(f) of the Internal Revenue Code, as amended, of a tax-exempt Loan Agreement by and among the City of San Antonio, Texas Education Facilities Corporation, St. Mary's University of San Antonio, Texas, and Banc of America Public Capital Corp (an affiliate of Bank of America, N.A.) [Ben Gorzell, Jr., Chief Financial Officer; Troy Elliott, Deputy Chief Financial Officer]

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

Aye: Nirenberg, Bravo, McKee-Rodriguez, Viagran, Rocha Garcia, Cabello Havrda, Sandoval, Pelaez, Courage, Perry
Absent: Castillo

49. 2022-09-29-0760

Ordinance approving an agreement with Quality Response Medical Staffing, LLC for the provision of professional healthcare services for the San Antonio Metropolitan Health District in an amount up to \$60,000 for a term ending September 30, 2023 with the option to renew for four, one-year terms, for a cumulative amount up to \$300,000, inclusive of renewals. Funding is from the FY 2023 General Fund. Funding for the renewal terms is subject to future budget appropriations. [Erik Walsh, City Manager; Claude A. Jacob, Director, Health]

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

Aye: Nirenberg, Bravo, McKee-Rodriguez, Viagran, Rocha Garcia, Cabello Havrda, Sandoval, Pelaez, Courage, Perry
Absent: Castillo

50. 2022-09-29-0761

Ordinance approving a professional services agreement with Astelle, LLC (dba Work5hop) for consultant services related to the development of the Bandera Road Corridor Plan Phase 2, in the amount not to exceed \$400,000 from the FY 2022 Adopted General Fund Budget. [Roderick Sanchez, Assistant City Manager; Bridgett White, Director, Planning Department]

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

Aye: Nirenberg, Bravo, McKee-Rodriguez, Viagran, Rocha Garcia, Cabello Havrda, Sandoval, Pelaez, Courage, Perry
Absent: Castillo

51. 2022-09-29-0762

Ordinance approving a Development Agreement with Briggs Ranch Management, LLC, owners of approximately 384.35 acres of land located south of Potranco Road and north of US Highway 90 West in the extraterritorial jurisdiction of the City of San Antonio, setting forth terms and conditions to the City of San Antonio's Consent to the Creation of the Briggs Ranch II Special Improvement District. [Roderick Sanchez, Assistant City Manager; Bridgett White, Director, Planning]

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

Aye: Nirenberg, Bravo, McKee-Rodriguez, Viagran, Rocha Garcia, Cabello Havrda, Sandoval, Pelaez, Courage, Perry
Absent: Castillo

52. 2022-09-29-0040R

Resolution granting the City of San Antonio's consent to the creation by Bexar County of a proposed Public Improvement District, to be named the Briggs Ranch II Special Improvement District, located south of Potranco Road and north of US Highway 90 West in the extraterritorial jurisdiction of the City of San Antonio, subject to the execution of a Development Agreement with the Owner of the Briggs Ranch II Special Improvement District. [Roderick Sanchez, Assistant City Manager; Bridgett White, Director, Planning]

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

Aye: Nirenberg, Bravo, McKee-Rodriguez, Viagran, Rocha Garcia, Cabello Havrda, Sandoval, Pelaez, Courage, Perry
Absent: Castillo

53. 2022-09-29-0763

Ordinance approving a Professional Services Agreement for Asset Management Services for Pavement Condition Assessment with Applied Research Associates, Inc. for one year with an option to extend one year in an amount not to exceed \$1,300,000. Funds are from the Public Works FY 2022 General Fund Adopted Budget. [Roderick Sanchez, Assistant City Manager; Razi Hosseini, Director, Public Works]

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

Aye: Nirenberg, Bravo, McKee-Rodriguez, Viagran, Rocha Garcia, Cabello Havrda, Sandoval, Pelaez, Courage, Perry
Absent: Castillo

54. 2022-09-29-0764

Ordinance approving to procure premiums for the City of San Antonio's commercial insurance policies for a one-year policy period, effective October 1, 2022 through September 30, 2023 in the amount of \$1,471,614. Of this amount, \$960,631 is from the Adopted FY 2023 General Liability Fund Budget and \$510,983 is from the Adopted FY 2023 Workers' Compensation Fund Budget. [Ben Gorzell Jr., CPA, CFO; Debra M. Ojo, MPA, Director, Office of Risk]

Management]

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

Aye: Nirenberg, Bravo, McKee-Rodriguez, Viagran, Rocha Garcia, Cabello Havrda,
Sandoval, Pelaez, Courage, Perry
Absent: Castillo

55. 2022-09-29-0765

Ordinance approving a contract with Clean Harbors Environmental Services, Inc. to provide Household Hazardous Waste Collection, Characterization, Packaging, Transportation, Recycling and Disposal services to the Solid Waste Management Department, in the estimated total value of \$1,900,000 for the first year, and not exceeding \$9,500,000 for the total contract award. The initial contract term is for three years, with two, one-year renewal options. Funding is from the FY 2023 Solid Waste Operating Budget, and future contract funding is contingent on City Council approval of future budgets. [David W. McCary, Assistant City Manager; David Newman, Director, Solid Waste Management]

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

Aye: Nirenberg, Bravo, McKee-Rodriguez, Viagran, Rocha Garcia, Cabello Havrda,
Sandoval, Pelaez, Courage, Perry
Absent: Castillo

56. 2022-09-29-0766

Ordinance approving the Workforce Solutions Alamo (WSA) FY 2022-2023 Operating Budget in the amount of \$163,915,863. [Alejandra Lopez, Assistant City Manager; Michael Ramsey, Executive Director, Workforce Development Office]

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

Aye: Nirenberg, Bravo, McKee-Rodriguez, Viagran, Rocha Garcia, Cabello Havrda,
Sandoval, Pelaez, Courage, Perry
Absent: Castillo

City Manager's Report

There was no City Manager's Report.

Executive Session

Mayor Nirenberg recessed the meeting into Executive Session at 12:43 PM.

Mayor Nirenberg reconvened the City Council into Open Session at 1:23 PM and announced that no official action was taken in Executive Session.

57. Briefing by the San Antonio Water System (SAWS) on the 2022 Rate Advisory Committee recommendations related to water, wastewater and recycled water rates. [Ben Gorzell Jr., Chief Financial Officer; Troy Elliott, Deputy Chief Financial Officer]

Mary Bailey, Vice President of Customer Experience and Strategic Initiatives, reported that the residential rate recommendations were focused on affordability for essential indoor water and sewer use with a reduction in sewer bills for 100% of customers, 98% would see a reduction in their water bills for SAWS Affordability Discount Program Participants, 83% would be reduced for customers using less than 9,000 gallons per month with a 20% reduction in fixed charges.

Bailey provided a tiered chart of residential water usage that gradually increased per gallon based on increased usage with five rate tiers versus eight and the lowest tier beginning at a lower amount with the higher tiers increasing over the previous rate. Bailey also provided a tiered chart for wastewater that was being reduced from three tiers to two tiers and reiterated that 100% of customers would see a reduction in their sewer bill.

Bailey displayed a sample bill for a resident which compared the affordability metrics for essential use with a goal of keeping essential indoor water consumption costs at 2% of the resident's income. The sample bill noted a higher price for residences outside the City Limits. Bailey reviewed the current affordability rate structure and the recommendations from the RAC to replace the fixed discount program with a discounted rate structure that was tiered with costs of the program recovered through fees to other customers that were not in the program at 32 cents per 2,000 gallons as the program was expected to cost almost twice as much as the prior program.

Bailey provided a sample bill for the General Class which indicated an overall 7% increase, the Irrigation Class bill which stayed mostly the same, and recycled water rates would increase by 15% in the first year and 10% per year thereafter for four more years because the recycled water revenues were not recovering the costs of the program. Bailey outlined various proposed special services fees including the inspection of backflow preventers and an opt-out of having a meter.

Jaime Castillo, Vice President of Operations Support & Innovation/Chief of Staff for SAWS, presented an update on the downtown and Port San Antonio chilled water operations. Castillo outlined the environmental, cost, reliability and other benefits to using chilled water and listed the proposed energy efficiency improvements to the systems. Castillo listed the proposed five-year rate adjustments for chilled water which included updating the rates that had not changed since 1999 and were currently 30% below market rates. He stated that the increase was necessary to keep up with increased operational and maintenance costs.

Robert Puente, President and Chief Executive Officer of SAWS, provided a chart that compared SAWS costs with peer Texas Cities. Puente reviewed the General Class which included commercial, industrial, and multi-family which included an approach where rate blocks were tied to the customer's usage which included a premium cost for customers that had large peaks in demand and inconsistent usage amounts. The RAC did not recommend breaking out multi-family from the General Class because they had very consistent usage that afforded them the lowest rate in the General Class.

Puente outlined various proposed special services fees including the inspection of backflow preventers. He provided the 2022 SAWS Rate Study approval timeline which included public outreach which was currently underway, with the SAWS Board and City Council approval in November 2022 and noted that the new rates would take effect January 2023.

DISCUSSION:

Councilmember Cabello Havrda spoke in support of the work of the RAC and for SAWS' consideration of affordability but asked how customers could access the program. Puente stated that there were multiple modes for ratepayers to sign up including, online, by phone and they also did direct block walking outreach and tabling at events. Councilmember Cabello Havrda offered to block walk in her council district and recommended automatic enrollment for certain customers into the Affordability Program.

Councilmember Pelaez commented that the supply of water could be difficult to predict as weather was hard to forecast. He suggested that collecting more hard data could help with forecasting demand and the need for revenues and asked how COVID-19 impacted their service. Puente stated that 2022 was chosen as the model year because the pandemic years were not indicative of future revenue requirements.

Councilmember Pelaez commented that the City of El Paso was incentivizing residents to not plant grass or sod, but to xeriscape their front yards instead. Puente stated that SAWS had been doing this for a long time and the impacts had been great but tapered off since most residents were now educated and informed on the incentives and coupons that SAWS offered to purchase materials for conservation. Puente stated that the City could help add standards into the City Code for water saving landscape.

Councilmember Perry requested a benchmark of commercial rates with other Cities as the slides only compared residential. Puente stated that the comparison was the same. Councilmember Perry asked how many additional dollars would be raised with the increase in recycle rates. Bailey stated there would be an additional \$400,000 recovered noting that the total cost of the Recycled Water System was \$90 million and only one third was being covered with the City providing some relief but the other classes supplementing the Recycled Water Program. Councilmember Perry commented that the City of San Antonio was the largest customer which meant other customers were subsidizing the City's recycled water usage.

Councilmember Perry did not support the meter opt-out fee and asked if the chilled water was still cost effective even with the rate increase. Puente stated that the Chilled Water System would still be a cheaper option for downtown developers even with the rate increase.

Mayor Nirenberg supported the extra fee for the meter opt-out and the backflow preventers.

Councilmember McKee-Rodriguez acknowledged that modest homes were previously paying the most and that people who filled their expensive swimming pools and watered their lawns should have been paying more so he felt that the more equitable rate structure was a step in the right direction.

Councilmember Viagran thanked the members of the RAC and commented that it was time for upgrades to the Chilled Water System and supported the effort to keep the residential rates lower.

Councilmember Perry recommended discussions with the Chambers of Commerce to review the commercial rates. Puente stated that the San Antonio Manufacturing Association and two of the Chambers were on the RAC. Councilmember Perry asked of the effect on the rates if the Affordability Program was removed and if San Antonio had a problem with backflow preventers. Puente stated that removing the Affordability Program would have a negligible impact on the rates and that we had not had an issue with backflow preventers, unlike Corpus Christi.

Mayor Nirenberg thanked SAWS for their presentation.

No action was required for Item 57.

ADJOURNMENT

There being no further discussion, the meeting was adjourned at 2:28 PM.

Approved

**Ron Nirenberg
Mayor**

**Debbie Racca-Sittre
City Clerk**