

AN ORDINANCE 100985

EXPANDING THE COMPOSITION AND REVISING THE PURPOSE OF THE CONSERVATION ADVISORY BOARD TO PROVIDE INPUT AND ADVICE TO CITY COUNCIL ON THE ACQUISITION AND DEVELOPMENT OF VENUE PROJECTS FUNDED WITH SALES TAX REVENUES; AND AMENDING ORDINANCE NO. 91566, APPROVED ON APRIL 6, 2000, AND ORDINANCE NO. 92098, APPROVED JUNE 29, 2000; AS REQUESTED BY COUNCILMAN ART A. HALL, DISTRICT 8.

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WHEREAS, on April 6, 2000, Ordinance No. 91566 created the Conservation Advisory Board ("CAB") and Scientific Evaluation Team ("SET") and on June 29, 2000, Ordinance No. 92098 changed the composition of the CAB to provide input and advice regarding the implementation of the May 2000 Park Development and Expansion Venue Project (commonly referred to as the "Prop 3" program); and

WHEREAS, the SET was charged with and acted as an advisory team to the CAB by developing a scientific data matrix outlining and prioritizing areas for land acquisition; and

WHEREAS, the CAB used the matrix developed by the SET to make recommendations to City Council on the properties purchased under the Prop 3 program; and

WHEREAS, an election was held on May 7, 2005 to continue the City's program of protecting the Edwards Aquifer by submitting Proposition No. 1 the Edwards Aquifer Protection Venue Project; and

WHEREAS, by Ordinance passed and approved on May 17, 2005, the City Council canvassed the returns of said election, and did thereby officially find, determine, and declare the results of said election to be that Proposition No. 1, the Edwards Aquifer Protection Venue Project, and Proposition No. 2, the Parks Development and Expansion Venue Project, as so submitted to the voters were each approved and each received a favorable majority vote in all respects and carried; and

WHEREAS, on May 6, 2005, staff received a Council Consideration Request directing staff to place an action item on an upcoming City Council agenda to revise the charge and composition of the CAB; and

WHEREAS, City staff briefed the City Council Governance Committee on May 19, 2005 regarding the revision of the charge and composition of the CAB and at that time, staff was directed to bring this time forward to the full Council; **NOW THEREFORE:**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

Section 1. The Conservation Advisory Board (“Board”) is hereby amended to conform with this ordinance. The Board is charged with providing input and advice to staff and the City Council regarding (i) the acquisition of sensitive land over the Edwards Aquifer acquired pursuant to the Parks Development and Expansion Venue Project, and pursuant to the Edwards Aquifer Protection Venue Project, proposed for adoption by the voters in May 2005, and the appropriate development and stewardship of such land; and (ii) the stewardship and monitoring of conservation easements acquired under the Edwards Aquifer Protection Venue Project.

Section 2. There are no members being appointed with this ordinance. The Board shall be composed of eleven members appointed by City Council. Each of the following agencies shall be asked to nominate a representative to be appointed to the board:

1. Texas Parks & Wildlife
2. Edwards Aquifer Authority
3. San Antonio Water System
4. San Antonio River Authority
5. City of San Antonio Parks and Recreation Advisory Board
6. The Economic Development Foundation
7. U.S. Geological Survey
8. Natural Resources Conservation Service

In addition to these 8 members, City Council shall appoint 2 board members from counties that will be affected by this program. The Director of the Parks and Recreation Department, or his designee shall also serve as a full member of the board.

Section 3. Board members must be residents of the City of San Antonio, except for the 2 board members to be appointed from affected counties.

Section 4. The Board shall meet as often as necessary to accomplish its directives hereunder. The Chair of the Board shall have authority to call meetings of the Board and to set the agenda for such meetings in consultation with support staff. Board rules shall allow for the agencies listed in section 2 above to send a proxy in place of the appointed board member in the event the appointed board member will be unable to attend a called meeting.

Section 5. The Board shall utilize the work of the Scientific Evaluation Team (“SET”). The SET will utilize the U.S. Geological Survey’s sensitivity map and other scientific data to identify general areas for possible land and conservation easement acquisition and developing a prioritized outline of features to be considered when purchasing sensitive land and conservation easements under the Edwards Aquifer Protection Venue Project. The members of the SET shall be drawn from the agencies listed above in Section 2 as well as from the University of Texas at San Antonio and will include other scientists with relevant knowledge who are deemed appropriate.

Section 6. The Board shall report to the City Council on its activities during each fiscal year. The report will be due November 30th of each fiscal year. The report shall include a summary of:

- (i) acquisition activities during the year under the Edwards Aquifer Protection Venue Project;
- (ii) any development or stewardship activities that have occurred on lands acquired under either the Parks Development and Expansion Venue Project, adopted by the voters in May 2000, or the Edwards Aquifer Protection Venue Project, during the year; and
- (iii) the monitoring and stewardship of conservation easements acquired under the Edwards Aquifer Protection Venue Project, during the year.

Section 7. Board members shall be appointed for a term of office of two (2) years, beginning from the effective date of the appointments. Provided, however, the Director of Parks and Recreation shall serve ex officio and thus shall not need to be appointed by City Council and will serve for so long as he is Director of Parks and Recreation.

Section 8. The Board and its members shall be subject to the ethics code and all of the provisions of Ordinance Number 100199, passed on December 17, 2004, and as may be thereafter amended, except in the case of conflict with the provisions of this ordinance.

Section 9. Board members shall not be compensated for their service.

Section 10. The Mayor shall appoint the chair of the Board from among the 11 regularly appointed Board members.

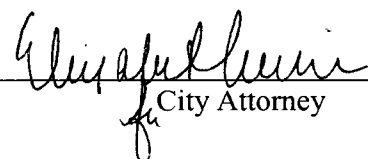
Section 11. To the extent of any conflicting duties, the provisions of this ordinance shall control over any provisions of Ordinance No. 91566, approved on April 6, 2000, and Ordinance No. 92098, approved June 29, 2000, and to the extent that such ordinances conflict with this ordinance, they are hereby amended to conform with this ordinance.

Section 12. This ordinance shall be effective on and after June 12, 2005.

PASSED AND APPROVED this 2nd day of June, 2005


M A Y O R
EDWARD D. GARZA

ATTEST: 
City Clerk

APPROVED AS TO FORM: 
City Attorney

Agenda Voting Results

Name: 28.

Date: 06/02/05

Time: 03:07:07 PM

Vote Type: Multiple selection

Description: An Ordinance expanding the composition and revising the purpose of the Conservation Advisory Board to provide input and advice to City Council on the acquisition and development of venue projects funded with sales tax revenues; and amending Ordinance No. 91566, approved on April 6, 2000, and Ordinance No. 92098, approved June 29, 2000; as requested by Councilman Art A. Hall, District 8. [Presented by Christopher J. Brady, Assistant City Manager; J. Rolando Bono, Interim City Manager]

Voter	Group	Status	Yes	No	Abstain
ROGER O. FLORES	DISTRICT 1		x		
SHEILA D. McNEIL	DISTRICT 2		x		
ROLAND GUTIERREZ	DISTRICT 3		x		
RICHARD PEREZ	DISTRICT 4		x		
PATTI RADLE	DISTRICT 5		x		
ENRIQUE M. BARRERA	DISTRICT 6		x		
JULIAN CASTRO	DISTRICT 7		x		
ART A. HALL	DISTRICT 8		x		
KEVIN WOLFF	DISTRICT 9		x		
CHIP HAASS	DISTRICT_10	Not present			
MAYOR ED GARZA	MAYOR		x		