

REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF SAN ANTONIO, HELD IN THE COUNCIL CHAMBERS, MUNICIPAL PLAZA BUILDING, THURSDAY, JUNE 29, 2000

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2000-26 The City Council convened in an informal "B" Session at 10:00 A.M., Municipal Plaza Building, "B" Room, to consider the following items(s):

- A) **Presentation of the Fire Department Master Plan** – presented by Fire Chief Robert Ojeda.

2000-26 The Council members present were: Perez, Salas, Prado, Garcia, Barrera, Conner, Bannwolf, and Peak. ABSENT: Guerrero, Garza, Carpenter.

The "B" Session adjourned at 11:45 A.M.

2000-26 The regular meeting was called to order at 1:00 P.M. by the Presiding Officer, Mayor Howard W. Peak, with the following members present: Perez, Salas, Guerrero, Prado, Garcia, Barrera, Garza, Conner, Bannwolf, Carpenter, and Peak. ABSENT: None.

2000-26 Invocation - Bishop Samuel E. Iglehart, Childress Memorial Church of God in Christ.

2000-26 Pledge of Allegiance to the flag of the United States.

2000-26

BOARD AND COMMISSION MEMBER SWEARING-IN

City Clerk Norma S. Rodriguez administered the formal Oath of Office to assembled newly-appointed or re-appointed members of various City boards and commission, and congratulated them.

City Clerk Rodriguez then introduced each of the newly-sworn board/commission members, and each came forward to receive their individual Certificate of Appointment and the congratulations of Mayor and City Council members.

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2000-26

SAN ANTONIO KOREAN WAR COMMEMORATION

Mayor Peak noted that June 25, 2000 marked the 50th anniversary of the beginning of the Korean War, and the Department of Defense has initiated a new program to commemorate the event. He then read a formal proclamation for the “San Antonio Korean War Commemoration Period”, and presented it to representatives of the San Antonio USO, the U.S. Army Medical Department Museum, Fort Sam Houston, and to the American Red Cross.

Ms. Caryl Hill, Executive Director, San Antonio USO, spoke to the many activities underway and planned to commemorate this event, as other group representatives displayed a special flag designed for this occasion.

Mayor Peak and other members of City Council thanked the groups for reminding all of us to remember this important event.

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2000-26

WOODLAWN LAKE 4TH OF JULY CELEBRATION

Mayor Peak introduced Ms. Maria Elena Torralva, Chair of the Woodlawn Lake July 4th Planning Committee.

Ms. Torralva described the planned events of the official City of San Antonio July 4th celebration to be held this year at Woodlawn Lake, describing it as an alcohol-free event, and thanked the Mayor and City Council for their support.

The following citizen(s) appeared to speak:

2000-26

June 29, 2000

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Mr. Al Rohde, representing Uncle Sam, noted that this nation and this City have a lot to be appreciative for on this July 4th.

Ms. Torralva then introduced representatives of the neighborhood associations involved, her co-chairs, and the event sponsors.

Mayor Peak and other members of City Council thanked all involved for planning this extraordinary event for the community.

Representatives of the participating groups then presented the Mayor and City Council members with special gifts to commemorate the occasion.

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2000-26 CONSENT AGENDA – CITIZEN COMMENTS

Mr. Faris Hodge, Jr., 140 Dora, spoke to each Consent Agenda item and amplified on several.

Mr. Jack Finger, P.O. Box 12048, addressed his concerns that some homes involved in the coming Affordable Parade of Homes might have been constructed over an old landfill. He also asked Council members who might have received political contributions from principals of any of the firms involved in Consent Agenda items to abstain from voting on these items.

Ms. Janet Ahmad, 18 Silverhorn, spoke to her concerns that some subdivisions of the City might have been built over old landfills, and stated her understanding that Kaufman & Broad planned to build some 1,500 homes in certain of these areas. She then spoke to certain problems experienced by homebuyers with hot water heaters, other possible Building Code violations, and her belief that no foundation inspections were conducted on some of these homes. She contended that the Federal Housing Administration and the Housing & Urban Development Department allegedly allowed these things to happen.

In response to a question by Mr. Prado, Mr. Aaron Seaman, Director of Governmental Affairs, Kaufman & Broad of San Antonio, stated his firm's belief that the subdivision in question, Northampton, was not constructed over an old landfill. He noted that the firm had concerns about an adjacent strip of property, however, and did not allow homes to be built on that particular property.

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2000-26

CONSENT AGENDA

Mr. Perez made a motion to approve Agenda Items 6 through 48, constituting the Consent Agenda, with item 44 being pulled for individual consideration. Mr. Garcia seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinances, prevailed by the following vote: AYES: Perez, Salas, Guerrero, Prado, Garcia, Barrera, Garza, Conner, Carpenter, Peak. NAYS: None. ABSENT: Bannwolf.

AN ORDINANCE 92045

ACCEPTING THE LOW BID SUBMITTED BY MARIMON BUSINESS SYSTEMS, INC. TO PROVIDE THE CITY OF SAN ANTONIO AVIATION DEPARTMENT WITH A WIDE FORMAT ENGINEERING COPIER FOR A TOTAL OF \$17,500.00.

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AN ORDINANCE 92046

ACCEPTING THE LOW BID SUBMITTED BY BUFFALO TURBINE AGRICULTURAL EQUIPMENT CO. TO PROVIDE THE CITY OF SAN ANTONIO HEALTH DEPARTMENT WITH A SKID MOUNTED CHEMICAL SPRAYER FOR A TOTAL OF \$18,298.34.

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AN ORDINANCE 92047

ACCEPTING THE LOW QUALIFIED BID SUBMITTED BY ALAMO MOBILITY, INC. TO PROVIDE THE CITY OF SAN ANTONIO PARKS AND RECREATION DEPARTMENT WITH A 25-PASSENGER SHUTTLE BUS FOR A TOTAL OF \$51,198.00.

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AN ORDINANCE 92048

RATIFYING AND ACCEPTING THE PROPOSAL OF ALAMO WELDING & BOILER WORKS, INC. TO PROVIDE THE CITY OF SAN ANTONIO PARKS AND

RECREATION DEPARTMENT WITH A BOILER REPLACEMENT AT THE TOWER OF THE AMERICAS FOR A TOTAL OF \$57,500.00.

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AN ORDINANCE 92049

ACCEPTING THE LOW QUALIFIED BIDS SUBMITTED BY MARGO'S ENTERPRISES (WBE/MBE); MIDWEST FOLDING PRODUCTS, AND MONROE TABLE CO., LLC TO PROVIDE THE CITY OF SAN ANTONIO CONVENTION CENTER FACILITIES DEPARTMENT WITH FOLDING TABLES FOR A TOTAL OF \$182,367.00.

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AN ORDINANCE 92050

ACCEPTING THE PROPOSAL OF JOHNSON CONTROLS, INC. TO PROVIDE THE CITY OF SAN ANTONIO POLICE DEPARTMENT AND THE INFORMATION SERVICES DEPARTMENT WITH A DIGITAL BADGING AND ACCESS CONTROL SYSTEM FOR A TOTAL OF \$97,458.00.

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AN ORDINANCE 92051

ACCEPTING THE LOW BID SUBMITTED BY VULCAN, INC., D/B/A VULCAN ALUMINUM TO PROVIDE THE CITY OF SAN ANTONIO PUBLIC WORKS DEPARTMENT WITH ALUMINUM SIGN BLANKS FOR A TOTAL OF \$54,845.00.

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AN ORDINANCE 92052

ACCEPTING THE LOW BID OF UNISTRUT TO PROVIDE THE CITY OF SAN ANTONIO PUBLIC WORKS DEPARTMENT WITH TRAFFIC SIGN POSTS FOR A TOTAL OF \$40,618.06.

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AN ORDINANCE 92053

ACCEPTING THE BIDS OF VARIOUS COMPANIES TO PROVIDE THE CITY OF SAN ANTONIO WITH VARIOUS MATERIALS AND SERVICES ON AN ANNUAL CONTRACT BASIS FOR THE 2000-2001 FISCAL YEAR FOR A TOTAL OF APPROXIMATELY \$736,540. (COPIES OF BID PACKETS ARE AVAILABLE FOR REVIEW IN THE PURCHASING DEPARTMENT OF THE CITY OF SAN ANTONIO AND A LIST OF SUCCESSFUL BIDDERS ARE AVAILABLE FOR REVIEW IN THE CITY CLERK'S OFFICE.)

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AN ORDINANCE 92054

SELECTING JAMES & JUAREZ ARCHITECTS TO PROVIDE ARCHITECTURAL SERVICES IN CONNECTION WITH THE CALDERON BOYS & GIRLS CLUB/FRANK GARRETT CENTER IMPROVEMENTS PROJECT; AUTHORIZING THE NEGOTIATION OF A CONTRACT UP TO \$35,560.00 FOR ARCHITECTURAL SERVICES; ESTABLISHING AN \$8,890.00 ARCHITECTURAL CONTINGENCY; PROVIDING \$1,200.00 FOR BID ADVERTISING AND PRINTING FEES; ESTABLISHING THE CALDERON BOYS & GIRLS CLUB/FRANK GARRET CENTER IMPROVEMENTS PROJECT BUDGET; AUTHORIZING THE TRANSFER OF \$45,650.00 IN 1999 PARK GO BOND FUNDS INTO THE PROJECT'S BUDGET; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 92055

SELECTING BAIN MEDINA BAIN, INC. TO PROVIDE SURVEY SERVICES IN CONNECTION WITH THE NEW TERRITORIES/MEDINA BASE/MAHNCKE PARK IMPROVEMENTS PROJECT; AUTHORIZING THE NEGOTIATION OF A CONTRACT UP TO \$62,710.00 FOR SURVEY SERVICES; ESTABLISHING A \$5,000.00 SURVEY CONTINGENCY; ESTABLISHING THE NEW TERRITORIES/MEDINA BASE/MAHNCKE PARK IMPROVEMENTS PROJECT BUDGET; AUTHORIZING THE TRANSFER OF \$67,710.00 IN 1999 PARK GO BOND FUNDS INTO THE PROJECT'S BUDGET; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 92056

AUTHORIZING PAYMENT IN THE AMOUNT OF \$1,029,360.63 FROM MPO MATCHING FUNDS TO THE TEXAS DEPARTMENT OF TRANSPORTATION (TXDOT) AND AUTHORIZING \$205,872.00 FOR MISCELLANEOUS CONSTRUCTION CONTINGENCY EXPENSES FOR A METROPOLITAN PLANNING ORGANIZATION (MPO) ENHANCEMENT PROJECT ON THE HISTORIC MISSION TRAILS, PACKAGE 3 FROM ESPADA TO THE ALAMO, LOCATED IN COUNCIL DISTRICT 3.

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AN ORDINANCE 92057

RATIFYING SERVICES AND APPROVING FIELD ALTERATION NO. 6 – FINAL IN THE AMOUNT OF \$24,743.95, IN ADDITION TO \$14,262.57 IN MISCELLANEOUS CONSTRUCTION CONTINGENCY FOR A TOTAL AMOUNT NOT TO EXCEED \$39,006.52 PAYABLE TO FUQUAY, INC. (WBE) IN CONNECTION WITH THE BENRUS/WITT #1059 (SUNSHINE EAST OF HILLCREST) PROJECT, LOCATED IN COUNCIL DISTRICT 7. (AMENDS ORDINANCE NO. 88318 DATED AUGUST 20, 1998)

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AN ORDINANCE 92058

AMENDING A METROPOLITAN PLANNING ORGANIZATION (MPO) FUNDED PROFESSIONAL SERVICES CONTRACT TO PROVIDE ADDITIONAL ENGINEERING DESIGN SERVICES IN AN AMOUNT NOT TO EXCEED \$85,822.00 TO CHIANG, PATEL AND YERBY, INC. IN CONNECTION WITH THE TEZEL ROAD PROJECT FROM OLD TEZEL TO TIMBER PATH, LOCATED IN COUNCIL DISTRICT 6 AND 7.

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AN ORDINANCE 92059

AUTHORIZING THE CITY MANAGER TO EXECUTE AN “AGREEMENT FOR THE FURNISHING AND INSTALLING OF TRAFFIC SIGNAL EQUIPMENT BY A MUNICIPALITY” WITH THE TEXAS DEPARTMENT OF TRANSPORTATION

(TXDOT) AND AUTHORIZING A FORCE ACCOUNT FUND IN THE AMOUNT OF \$9,871 FOR THE INSTALLATION OF A NEW TRAFFIC SIGNAL SYSTEM AT THE INTERSECTION OF BLANCO ROAD AND JACKSON-KELLER ROAD, LOCATED IN COUNCIL DISTRICTS 1 AND 9.

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AN ORDINANCE 92060

AMENDING A PROFESSIONAL SERVICES CONTRACT FOR CALENDAR YEARS 1999 AND 2000 WITH RABA-KISTNER CONSULTANTS, INC. IN CONNECTION WITH CITY ENVIRONMENTAL PROJECTS RELATING TO ALL MEDIA, AUTHORIZED BY ORDINANCE NO. 89778, APPROVING ADDITIONAL PROFESSIONAL ENVIRONMENTAL CONSULTING SERVICES IN THE AMOUNT OF \$25,000.00, SPECIFIC TO THE ST. MARY'S STREET GARAGE; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 92061

AUTHORIZING FIELD ALTERATIONS 1, 2, AND 3 IN THE TOTAL AMOUNT OF \$86,248.18 TO SICORP, INC., FOR ADDITIONAL ENVIRONMENTAL REMEDIATION CONSTRUCTION SERVICES IN CONNECTION WITH THE ST. MARY'S STREET PARKING GARAGE TO BE PERFORMED UNDER THE EXISTING CONSTRUCTION CONTRACT WHICH INCLUDES THE REMOVAL AND TRANSPORTATION FOR DUE DISPOSAL OR LEGAL RELOCATION OF REGULATED FILL MATERIAL FROM THE DEVELOPMENT SITE; TO BE ADMINISTERED UNDER PUBLIC, HEALTH, SAFETY, AND WELFARE PROVISIONS OF THE LOCAL GOVERNMENT CODE, SECTION 252.022(A); AUTHORIZING TRANSFER OF \$86,248.18 FROM THE ST. MARY'S STREET PARKING GARAGE BONDS PROCEEDS INTO THE PARKING FUND; AS MAY BE NECESSARY; AND PROVIDING FOR PAYMENT. (AMENDS ORDINANCE NO. 91636 DATED APRIL 20, 2000)

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AN ORDINANCE 92062

APPROVING THE SECOND AMENDMENT TO THE LEASE AGREEMENT APPROVED BY ORDINANCE NO. 89913, ON JUNE 13, 1999, AND AMENDED BY ORDINANCE NO. 90924, ON DECEMBER 9, 1999 WITH BIGA INTERNATIONAL

L. P., A TEXAS LIMITED PARTNERSHIP, ("TENANT") FOR THE USE OF AN ADDITIONAL 330 SQUARE FEET OF STORAGE SPACE AT THE INTERNATIONAL CENTER, LOCATED AT 203 SOUTH ST. MARY'S STREET FOR A MONTH TO MONTH TERM NOT TO EXCEED TWO (2) YEARS FROM THE EFFECTIVE DATE OF APRIL 1, 2000, AT A TOTAL RENTAL PAYMENT OF \$181.50 PER MONTH.

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AN ORDINANCE 92063

AUTHORIZING A LEASE AGREEMENT WITH THE MEXICAN AMERICAN UNITY COUNCIL (MAUC), INC., SUITES 302 AND 303, LOCATED AT 2300 W. COMMERCE FOR USE BY THE YOUTH SERVICES DIVISION OF THE DEPARTMENT OF COMMUNITY INITIATIVES, NEIGHBORHOOD CONFERENCING COMMITTEES PROGRAM, FOR A TWELVE (12) MONTH TERM BEGINNING JULY 1, 2000 AND ENDING JUNE 30, 2001 AT A BASE MONTHLY RENTAL IN THE AMOUNT OF \$941.29 FOR THE TERM OF THIS LEASE AGREEMENT; AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT AND ANY OTHER NECESSARY DOCUMENTS IN CONNECTION THEREWITH; AND AUTHORIZING THE PAYMENT OF THE MONTHLY LEASE RENTAL.

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AN ORDINANCE 92064

AUTHORIZING AN AGREEMENT WHICH AMENDS A LEASE WITH SOUTHWEST AIRLINES CO. AT THE SAN ANTONIO INTERNATIONAL AIRPORT BY ADDING 1,920 SQUARE FEET OF SPACE TO PREMISES LEASED IN THE WEST AIR CARGO BUILDING AT AN ADDITIONAL RENTAL OF \$968.00 PER MONTH.

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AN ORDINANCE 92065

AUTHORIZING THE EXECUTION OF A MONTH-TO-MONTH LEASE WITH AEROLITORAL, S.A. DE C.V. ("AEROLITORAL") COMMENCING ON JULY 1, 2000, FOR A TOTAL OF 1,231 SQUARE FEET OF OFFICE SPACE, TICKET COUNTER, HOLDROOM SPACE, AND OPERATIONS SPACE AND 66 LINEAR FEET OF RAMP SPACE (PREFERENTIAL USE BASIS ONLY) IN TERMINAL 1 AT

SAN ANTONIO INTERNATIONAL AIRPORT, FOR A TOTAL ANNUAL RENT OF \$89,733.36, FOR USE BY THE TENANT IN SUPPORT OF THE PROVISION OF SCHEDULED AIR SERVICE.

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AN ORDINANCE 92066

DECLARING A PUBLIC NECESSITY FOR THE ACQUISITION OF FEE SIMPLE TITLE TO A 0.047 ACRE TRACT OF LAND OUT OF LOT 30, BLOCK 1, NEW CITY BLOCK 14572, EDDIE ENGINEERING CO., INC. SUBDIVISION; A 0.101 ACRE TRACT OF LAND OUT OF LOT 1, BLOCK J, NEW CITY BLOCK 15712, A 0.064 ACRE TRACT OF LAND OUT OF LOT 14, BLOCK G, NEW CITY BLOCK 15710, A 0.105 ACRE TRACT OF LAND OUT OF LOT 14, BLOCK C, NEW CITY BLOCK 15706, A 0.108 ACRE TRACT OF LAND OUT OF LOT 1, BLOCK C, NEW CITY BLOCK 15706, A 0.104 ACRE TRACT OF LAND OUT OF LOT 14, BLOCK A, NEW CITY BLOCK 15704, A 0.448 ACRE TRACT OF LAND OUT OF LOT 1, BLOCK A, NEW CITY BLOCK 15704, A 0.065 ACRE TRACT OF LAND OUT OF LOT 14, BLOCK E, NEW CITY BLOCK 15708, OUT OF THE FERTILE VALLEY FARMS SUBDIVISION; AND A 0.041 ACRE TRACT OUT OF THE THOMAS JACKSON SURVEY NO. 323, ABSTRACT NO. 384, NEW CITY BLOCK 17757; ALL IN THE CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS; FOR A PUBLIC PURPOSE, NAMELY THE CONSTRUCTION OF A PORTION OF THE HIGGINS ROAD - NACOGDOCHES TO STAHL ROAD PROJECT; AND AUTHORIZING THE CITY ATTORNEY TO FILE EMINENT DOMAIN PROCEEDINGS.

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AN ORDINANCE 92067

AUTHORIZING PAYMENT OF THE AMOUNT OF \$510,000.00 TO TICOR TITLE AGENCY OF SAN ANTONIO AS ESCROW AGENT FOR CROWN LIFE INSURANCE COMPANY FOR FEE SIMPLE TITLE TO ONE PARCEL (\$496,475.00) AND ONE TEMPORARY EASEMENT (\$13,525.00) IN CONNECTION WITH THE WURZBACH ROAD AT I.H. 10 AND IRONSIDE INTERSECTIONS METROPOLITAN PLANNING ORGANIZATION PROJECT; APPROPRIATING FUNDS AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 92068

AUTHORIZING PAYMENT OF THE AMOUNT OF \$60,000.00 TO LAWYERS TITLE OF SAN ANTONIO AS ESCROW AGENT FOR DR. WARD D. HEINRICH, JR. FOR FEE SIMPLE TITLE TO TWO PARCELS IN CONNECTION WITH THE LOCKHILL-SELMA ROAD - GEORGE ROAD TO WHISPERING PATH METROPOLITAN PLANNING ORGANIZATION PROJECT; THE AMOUNT OF \$1,776.00 TO LAWYERS TITLE OF SAN ANTONIO AS ESCROW AGENT FOR L&M LAND TRUST FOR FEE SIMPLE TITLE TO ONE PARCEL IN CONNECTION WITH THE HIGGINS ROAD- NACOGDOCHES TO STAHL ROAD PROJECT; AND THE AMOUNT OF \$4,800.00 TO LAWYERS TITLE OF SAN ANTONIO AS ESCROW AGENT FOR SANDRA L. MAREK, MICHAEL DOUGLAS MEYER AND WIFE, CHERYL MEYER, ERNESTYNE BETH FRIEDA AND HUSBAND, JAMES FRIEDA, AND JOHN PATRICK MEYER AND WIFE, BRENDA MEYER, FOR ONE PARCEL IN CONNECTION WITH THE SOUTHCROSS - W.W. WHITE ROAD TO I.H. 410 METROPOLITAN PLANNING ORGANIZATION PROJECT; FOR A TOTAL SUM OF \$66,576.00; APPROPRIATING FUNDS AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 92069

AUTHORIZING PAYMENT OF THE AMOUNT OF \$316,000.00 TO TICOR TITLE AGENCY OF SAN ANTONIO AS ESCROW AGENT FOR GUADALUPE E. HERNANDEZ FOR ONE PARCEL (\$86,000.00), MARIA DE LA LUZ HERNANDEZ FOR ONE PARCEL (\$41,000.00), JAMES R. MORGAN AND WIFE, GLORIA C. MORGAN, FOR ONE PARCEL (\$55,000.00), GUADALUPE C. BARRON FOR ONE PARCEL (\$88,000.00) AND EDWARD HURTADO AND WIFE, VELIA REYES, FOR ONE PARCEL (\$46,000.00), IN CONNECTION WITH THE MARTINEZ CREEK FLOOD AREA PROJECT; THE AMOUNT OF \$90,500.00 TO TICOR TITLE AGENCY OF SAN ANTONIO AS ESCROW AGENT FOR GEORGE L. ALEJOS AND WIFE, YOLANDA ALEJOS, FOR ONE PARCEL (\$47,500.00) AND RAUL MARTINEZ AND WIFE, ELIDA M. MARTINEZ, FOR ONE PARCEL (\$43,000.00), IN CONNECTION WITH THE ZARZAMORA CREEK FLOOD AREA PROJECT; AND THE AMOUNT OF \$28,600.00 TO TICOR TITLE AGENCY OF SAN ANTONIO AS ESCROW AGENT FOR SHIRLEY MILLER-ROBINSON, CATHERINE JONES MATLOCK, ALENA GRIFFIN, CATHERINE MATLOCK, JAMES FINDLE, JERALD WAYNE HEMPHILL, CLAUDE RAY HEMPHILL, DAISY M. BROWN, LULA ANN HEMPHILL, VESTA BELL ELLISON-JOHNSON, MAGGIE MAE ELLISON-THOMPSON, WILLIE HENRY ELLISON, JOHNETTA ELLISON, JOSEPHINE ELLISON-VALENTINE, JOE ALLEN SATBERRY, CALVIN

LOUIS SATBERRY, DARLENE SATBERRY-HARTFIELD, ERMA JEAN SATBERRY, MARK ANTHONY SATBERRY, JAMES HARDAWAY, NAOMI ELLISON, CHRISTINE ELLISON GREENE AND RODNEY ELLISON, FOR ONE PARCEL IN CONNECTION WITH THE WHEATLEY HEIGHTS FLOOD AREA PROJECT; FOR A GRAND TOTAL OF \$435,100.00; APPROPRIATING FUNDS AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 92070

DECLARING A PUBLIC NECESSITY FOR THE ACQUISITION OF A TEMPORARY EASEMENT CONSISTING OF A 0.067 ACRE TRACT OF LAND OUT OF AND A PART OF LOT 41, BLOCK 9, NEW CITY BLOCK 12599, DELLCREST SUBDIVISION, UNIT 1, SAN ANTONIO, BEXAR COUNTY, TEXAS FOR A PUBLIC PURPOSE, NAMELY THE CONSTRUCTION OF A PORTION OF THE W. W. WHITE ROAD - RIGSBY TO LORD ROAD PROJECT; AND AUTHORIZING THE CITY ATTORNEY TO FILE EMINENT DOMAIN PROCEEDINGS.

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AN ORDINANCE 92071

AUTHORIZING PAYMENT OF THE AMOUNT OF \$3,208.96 TO TICOR TITLE AGENCY OF SAN ANTONIO FOR TITLE CHARGES IN CONNECTION WITH THE MARTINEZ CREEK FLOOD AREA PROJECT; APPROPRIATING FUNDS AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 92072

AUTHORIZING THE CITY MANAGER TO EXECUTE ONE (1) YEAR LEASE AGREEMENT COMMENCING AUGUST 1, 2000, WITH THE INTENT TO EXECUTE THREE ADDITIONAL ONE (1) YEAR RENEWALS WITH CITY COUNCIL APPROVAL, WITH IMEF, A.C., FOR APPROXIMATELY 1,616 SQUARE FEET OF OFFICE SPACE AT 3422 LAZARO CARDENAS AVE., SUITE 604 IN GUADALAJARA, JALISCO, MEXICO FOR CASA SAN ANTONIO IN

GUADALAJARA IN THE AMOUNT OF \$800 PER MONTH, PLUS FINISH OUT IN A TOTAL AMOUNT NOT TO EXCEED \$20,000.

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AN ORDINANCE 92073

AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO ACCEPT A GRANT IN THE AMOUNT OF \$79,759.00 FROM THE OFFICE OF THE GOVERNOR, CRIMINAL JUSTICE DIVISION (CJD) FOR THE CRISIS ASSISTANCE TEAM ADMINISTRATION (CATA).

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AN ORDINANCE 92074

AUTHORIZING THE CITY MANAGER, OR HIS DESIGNATED REPRESENTATIVE TO EXECUTE A CONTRACT WITH THE SAN ANTONIO CHILDREN'S MUSEUM TO PROVIDE EXHIBIT SPACE AND CO-SPONSORSHIP OF A BILINGUAL, INTERACTIVE, TRAVELING EXHIBITION KNOWN AS "PRIENSA PRIMERO PARA NIÑOS: THINK FIRST FOR KIDS," TO BE OPEN TO THE PUBLIC FROM AUGUST 25, 2000 THROUGH JANUARY 7, 2001 IN EXCHANGE FOR MARKETING AND RELATED SERVICES.

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AN ORDINANCE 92075

RATIFYING THE AMENDMENT OF THE HOBBS GROUP, INC. INSURANCE ADMINISTRATION AGREEMENT FOR SERVICES PROVIDED THROUGH ITT HARTFORD INSURANCE COMPANY, IN CONJUNCTION WITH THE OWNER CONTROLLED INSURANCE PROGRAM, IN THE AMOUNT OF \$13,353.00, TO EXTEND THE PERIOD OF COVERAGE FOR BUILDER'S RISK INSURANCE ASSOCIATED WITH THE HENRY B. GONZALES CONVENTION CENTER EXPANSION PROJECT; APPROPRIATING FUNDS, AND PROVIDING FOR PAYMENT. (AMENDS ORDINANCE NO. 86017 DTD MAY 8, 1997)

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AN ORDINANCE 92076

AUTHORIZING AN INDEFINITE DELIVERY PROFESSIONAL SERVICES CONTRACT WITH THE FIRM OF MARMON-MOK, L.L.P., A NON-MBE FIRM, FOR ARCHITECTURAL AND ENGINEERING SERVICES RELATED TO THE ALAMODOME, AND APPROPRIATES AN AMOUNT NOT TO EXCEED \$158,000.00.

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AN ORDINANCE 92077

AUTHORIZING THE SUBMISSION OF THE BASIC CENTER PROGRAM GRANT APPLICATION TO THE OFFICE OF THE U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES ADMINISTRATION ON CHILDREN, YOUTH AND FAMILIES; RUNAWAY AND HOMELESS YOUTH, FOR A PERIOD OF THREE YEARS IN THE TOTAL AMOUNT OF \$573,729 FOR THE PURPOSE OF PROVIDING SHELTER TO RUNAWAYS AND HOMELESS YOUTH.

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AN ORDINANCE 92078

AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION IN THE AMOUNT OF \$150,000.00 TO THE U.S. DEPARTMENT OF HOUSING & URBAN DEVELOPMENT FOR THE IMPLEMENTATION OF THE FAIR HOUSING INITIATIVES PROGRAM ADMINISTERED BY THE DEPARTMENT OF COMMUNITY INITIATIVES, COMMUNITY ACTION DIVISION, FAIR HOUSING PROGRAM FOR THE PERIOD OF ONE YEAR.

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AN ORDINANCE 92079

AUTHORIZING THE ACCEPTANCE OF SUPPLEMENTAL FUNDS IN THE AMOUNT OF \$456,500.00 FROM THE ALAMO WORKFORCE DEVELOPMENT, INC. (AWD) FOR OPERATIONS OF THE CHILD CARE MANAGEMENT SERVICES (CCMS) PROGRAM; AND ADOPTING A REVISED BUDGET IN

CONNECTION WITH SAID PROGRAM. (AMENDS ORDINANCE NO. 90354 DTD
AUG. 29, 1999)

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AN ORDINANCE 92080

AUTHORIZING THE ACCEPTANCE OF A CASH GRANT AWARD IN THE AMOUNT OF \$10,000.00 FROM THE NATIONAL ASSOCIATION OF COUNTY AND CITY HEALTH OFFICIALS FOR THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT TO DEVELOP AND IMPLEMENT HEPATITIS C TRAINING FOR LOCAL PUBLIC HEALTH OFFICIALS, PROVIDERS, MEDICAL COMMUNITY AND/OR HEALTH EDUCATORS DURING THE PERIOD APRIL 10, 2000 THROUGH SEPTEMBER 15, 2000; AUTHORIZING THE EXECUTION OF AN AGREEMENT; ESTABLISHING A FUND AND ADOPTING A BUDGET.

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AN ORDINANCE 92081

AUTHORIZING THE ACCEPTANCE OF UP TO \$76,050.00 IN CASH FROM SMITHKLINE BEECHAM PHARMACEUTICALS FOR THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT TO PARTICIPATE DURING THE PERIOD JULY 15, 2000 THROUGH JANUARY 14, 2001 IN AN EPIDEMIOLOGY STUDY TO EVALUATE THE PREVALENCE OF TWO TYPES OF HUMAN PAPILOMAVIRUS WHICH ARE ASSOCIATED WITH CERVICAL CANCER IN FEMALES; AUTHORIZING THE EXECUTION OF AN INVESTIGATOR AGREEMENT; ESTABLISHING A FUND; ADOPTING A BUDGET AND AUTHORIZING CONTRACTUAL SERVICES.

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AN ORDINANCE 92082

AUTHORIZING THE TEMPORARY CLOSURE OF CHIHUAHUA STREET BETWEEN S. SABINAS STREET AND S. TRINITY STREET, ON SATURDAY, JULY 8, 2000 FROM 12:00 NOON UNTIL 1:00 A.M. ON SUNDAY, JULY 9, 2000, IN

ORDER FOR THE INNER CITY DEVELOPMENT INCORPORATED TO HOLD ITS ANNUAL FESTIVAL AND FUND RAISER.

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AN ORDINANCE 92083

AUTHORIZING THE TEMPORARY CLOSURE OF THE 200 BLOCK OF COLLEGE STREET BETWEEN NAVARRO STREET AND N. PRESA STREET FOR A DISTANCE OF 88 FEET AND A WIDTH OF 36 FEET FROM N. PRESA STREET TO THE WESTERN MOST PROPERTY LINE OF THE RIVERSIDE SUITES, FOR A PERIOD OF 60 DAYS, BEGINNING SATURDAY, JULY 8, 2000, IN ORDER FOR THE RIVERSIDE SUITES TO CONSTRUCT AN UNDERGROUND ELECTRIC VAULT WITHIN THE CITY'S RIGHT-OF-WAY.

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AN ORDINANCE 92084

APPOINTING DR. ROQUE GONZALES (DISTRICT 3) TO THE ANIMAL CONTROL ADVISORY BOARD FOR A TERM OF OFFICE TO EXPIRE ON APRIL 3, 2002.

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AN ORDINANCE 92085

RE-APPOINTING CARMEN SANCHEZ (DISTRICT 4) TO THE COMMISSION FOR CHILDREN AND FAMILIES FOR A TERM OF OFFICE TO EXPIRE ON JUNE 27, 2002.

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AN ORDINANCE 92086

RE-APPOINTING ALLEN FLORES (DISTRICT 4) TO THE DISABILITY ACCESS ADVISORY COMMITTEE FOR A TERM OF OFFICE TO EXPIRE ON JUNE 30, 2002.

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AN ORDINANCE 92087

APPOINTING MR. DOYLE GRAHAM TO THE BOARD OF DIRECTORS FOR THE TAX INCREMENT FINANCING (TIF) REINVESTMENT ZONE NUMBER NINE, CITY OF SAN ANTONIO, TEXAS, WHICH SUPPORTS THE REDEVELOPMENT OF HOUSTON STREET AND OTHER PROJECTS IN THE DOWNTOWN AREA; AND ACCEPTING THE RESIGNATION OF MR. CHARLES FOSTER.

— — —
2000-26 The Clerk read the following Ordinance:

AN ORDINANCE 92088

AUTHORIZING THE MAYOR, OR HIS DESIGNATED REPRESENTATIVE, TO EXECUTE A MEMORANDUM OF UNDERSTANDING AS PART OF THE "BUILDING HOMES IN AMERICA'S CITIES PARTNERSHIP" WITH THE SAN ANTONIO HOUSING AUTHORITY, THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT, THE GREATER SAN ANTONIO BUILDERS ASSOCIATION, FANNIE MAE, FREDDIE MAC, THE ENTERPRISE FOUNDATION, CITY PUBLIC SERVICE, THE SAN ANTONIO MORTGAGE BANKERS ASSOCIATION AND THE SAN ANTONIO SPURS TO WORK TOGETHER AS PARTNERS TOWARD FULFILLING THE GOAL OF IMPLEMENTING AN AFFORDABLE PARADE OF HOMES PROJECT AS PART OF THE SAN ANTONIO HOUSING AUTHORITY'S SPRING VIEW HOPE VI DEVELOPMENT PROJECT.

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Mr. Salas made a motion to approve the proposed Ordinance. Mr. Perez seconded the motion.

Ms. Frances Gonzalez, Director, Neighborhood Action Department, narrated a video presentation on the Springview Hope VI Development Project, site of the San Antonio Housing Authority's Affordable Parade of Homes Project. A copy of her presentation is made a part of the papers of this meeting.

Mr. Salas noted the comments made by speakers earlier in this meeting, relative to their belief that certain of the homes are constructed over an old landfill, and stated his belief that this contention is not correct. He spoke to a background of this area, which he described as a former crime-ridden public housing project.

The following citizen(s) appeared to speak:

Mr. Melvin Braziel, Executive Director, San Antonio Housing Authority, spoke to how this new project was put together, bringing new life to an old area of the City.

Ms. Cynthia de Leon, Regional Manager, Housing & Urban Development Department, spoke to this new development as an example of a revitalized, mixed-use development on the site of a former public housing project.

Mr. Leo Gomez, representing the San Antonio Spurs, addressed the Spurs' marketing contributions to the redevelopment of this former ghetto area.

Mr. Bob Earl, President, Greater San Antonio Builders Association, spoke to this latest example of cooperation in affordable housing.

* * * *

Mayor Peak and other members of City Council congratulated all those involved in the transformation of a former ghetto area into badly needed affordable housing.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Salas, Guerrero, Prado, Garcia, Barrera, Garza, Conner, Bannwolf, Peak. **NAYS:** None. **ABSENT:** Carpenter.

2000-26 ITEMS FOR INDIVIDUAL CONSIDERATION - CITIZEN
COMMENTS

Ms. Charlotte Kahl, 2103 West Mistletoe Ave., spoke to efforts being made to eliminate bus-bench advertising, and in favor of removing Woodlawn Lake Park from the list of parks considered for curfew.

Mr. Jack Finger, P.O. Box 12048, spoke against a proposed six-month extension of the contract for bus-bench advertising; and against the agenda item dealing with uniforms and gear for the Fire Department, and a lack of information on the matter.

Mr. Alexander E. Briseño, City Manager, informed City Council that it would convene in Executive Session prior to consideration of Agenda Item 57, which deals with Fire Department uniforms and personal protective equipment.

Workforce Development, Inc. Five-Year Strategic and Operational Plan, a copy of which presentation is made a part of the papers of this meeting.

Mayor Peak stressed that this proposed action by City Council today is merely procedural in nature, and that City Council is not actually approving the Plan, by this action.

In response to a question by Mayor Peak, Mr. Campa explained how the proposed Plan dovetails with the Better Jobs Initiative.

Mr. Barrera questioned how the expressed goals of AWD will be achieved, and noted that public comment on the proposed Plan will only be accepted until July 17, 2000.

Mr. Campa spoke to certain time constraints involved, and the fact that the City Council is not scheduled to hold another official meeting until July 27, 2000. He also noted that the proposed Plan could be amended at a later date.

Mr. Barrera also noted that AWD is under sanctions for not meeting its 'participation rate'.

The following citizen(s) appeared to speak:

Ms. Rose Collins, AWD Interim Executive Director, spoke to the need for AWD to meet a July 17, 2000 deadline for submission of this proposed Plan.

* * * *

Mayor Peak stated that he would like to see the final Plan after AWD holds its retreat in August.

Discussion then took place concerning the fact that today's proposed action by City Council is merely procedural in nature.

During the discussion, it was the unanimous concensus of City Council members present that a final report on the AWD Strategic Plan would be made available to the City Council in September, 2000. The maker and seconder of the main motion, Mr. Perez and Ms. Guerrero, agreed to accept this friendly amendment into the substance of their main motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Salas, Guerrero, Prado, Garcia, Barrera, Garza, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Salas.

2000-26 The Clerk read the following Ordinance:

AN ORDINANCE 92091

AMENDING SECTION 22-28 OF THE CITY CODE OF THE CITY OF SAN ANTONIO TO ESTABLISH A CURFEW FROM 11:00 P.M. UNTIL 5:00 A.M. EACH DAY FOR ALL PUBLIC PARKS EXCEPT FOR THE RIVERWALK, ALAMO PLAZA, LA VILLITA, MARKET SQUARE, WOODLAWN LAKE PARK AND HEMISFAIR PARK; PROVIDING FOR USE OF PUBLIC PARKS DURING CURFEW HOURS FOR LEASED AND LICENSED AREAS AND SPECIAL EVENTS AND/OR HOLIDAYS WITH THE PRIOR APPROVAL OF THE DEPARTMENT OF PARKS AND RECREATION; DIRECTING THE DEPARTMENT OF PARKS AND RECREATION; DIRECTING THE DEPARTMENT OF PARKS AND RECREATION TO ESTABLISH WRITTEN GUIDELINES FOR THE ISSUANCE OF SUCH SPECIAL USE PERMITS; AMENDING ARTICLE VII OF CHAPTER 22 OF THE CITY CODE OF THE CITY OF SAN ANTONIO TO ESTABLISH OPERATING HOURS FOR THE CITY OF SAN ANTONIO'S MUNICIPAL GOLF SYSTEM; AND PROVIDING FOR A CLASS C MISDEMEANOR PENALTY FOR PERSONS VIOLATING SAID CURFEW.

* * * *

Mr. Perez made a motion to approve the proposed Ordinance. Ms. Guerrero seconded the motion.

Mr. Malcolm Matthews, Director of Parks & Recreation Department, narrated a video presentation on the proposed curfew on most City parks. A copy of his presentation is made a part of the papers of this meeting. He explained the curfew details and some to certain proposed exceptions and the reasons for those exceptions. He spoke of the need to curb the instances of crime in City parks at night, and addressed certain statistics involved. He noted that the proposed curfew would be evaluated in 6-12 months. He then enumerated certain crime statistics involving City parks, and addressed the effectiveness of newly-installed emergency call-boxes at some City parks. He then spoke to how the matter of special events and holidays would be handled, in relation to the curfew hours.

The following citizen(s) appeared to speak:

Mr. Faris Hodge, Jr., 140 Dora, addressed his belief that the City needs 75 more Park Rangers, and also spoke against excluding Woodlawn Lake Park from the proposed curfew.

* * * *

In response to a question by Mayor Peak, Mr. Matthews spoke to the rationale for the selection of major City parks for inclusion in the proposed curfew.

Mayor Peak addressed his concern for the possible impact of the curfew involving downtown parks on San Antonio's visitors, when told they cannot use those parks past certain hours.

In response to a question by Mr. Garcia, Mr. Matthews discussed certain crime statistics involving City parks. He noted that Woodlawn Lake Park is being proposed for exemption because of its heavy neighborhood activity and major improvements recently made there. He addressed the need for safety for the citizens and a need for a reduction in crime in the parks as the major reasons for proposing this curfew.

After discussion, Mr. Garcia offered an amendment to place a one-year limitation on the curfew being proposed. Mr. Prado seconded the motion.

Mr. Perez emphasized his desire that the curfew Ordinance be strictly enforced, for the safety of the public.

Mr. Carpenter spoke to his concerns about enacting such a curfew.

After consideration, the proposed amendment failed to carry by the following vote: AYES: Guerrero, Prado, Garcia, Garza, Bannwolf. NAYS: Perez, Barrera, Conner, Carpenter, Peak. ABSTAIN: Salas. ABSENT: None.

The main motion then prevailed by the following vote: AYES: Perez, Salas, Guerrero, Prado, Garcia, Barrera, Garza, Conner, Bannwolf, Carpenter, Peak. NAYS: None. ABSENT: None.

During subsequent discussion, upon the urging of Mr. Perez, City staff was directed by unanimous City Council affirmation to update the crime statistics in City parks within one year.

2000-26 PUBLIC HEARING AND ORDINANCE: AUTHORIZING THE DEFEASANCE OF CERTAIN COSA, TEXAS WATER SYSTEM REVENUE REFUNDING BONDS, SERIES 1992.

Mayor Peak declared the Public Hearing to be open.

Mr. Ralph Huber, Vice President/Financial Services, San Antonio Water System, narrated a video presentation explaining the proposed defeasance of certain 1992 bonds. A copy of his presentation is made a part of the papers of this meeting.

(At this point, Mayor Peak was obliged to leave the meeting. Mr. Carpenter presided.)
The following citizen(s) appeared to speak:

Mr. Faris Hodge, Jr., 140 Dora, stated that he had made an Open Records request to the City Clerk's office, asking for an audit of SAWS. He also addressed a letter he had written and submitted to the City Clerk relative to last Thursday's ordinance on Community Development Block Grant funding. He then read from a newspaper article on the proposed bond defeasance, and complained about the lack of timely information on such matters.

Mr. Jack Finger, P.O. Box 12048, spoke to his concern that the Citizens Advisory Board has not reviewed this proposed defeasance matter, and urged Council members to vote against the approval, noting that SAWS plans to raise its rates soon.

(At this point, Mayor Peak returned to the meeting to preside.)

There being no further citizens signed to speak to this matter, Mayor Peak declared the Public Hearing to be closed.

* * * *

Mr. Perez made a motion to approve the proposed Ordinance. Mr. Bannwolf seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Salas, Guerrero, Prado, Garcia, Barrera, Garza, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** None.

AN ORDINANCE 92094

AUTHORIZING THE DEFEASANCE OF CERTAIN CITY OF SAN ANTONIO, TEXAS WATER SYSTEM REVENUE REFUNDING BONDS, SERIES 1992;

ENTERING INTO AN ESCROW AGREEMENT AND OTHER AGREEMENTS AND MATTERS RELATING THERETO; AND PROVIDING AN EFFECTIVE DATE.

— — —

2000-26 It was pointed out that City Council needs to consider Agenda Item 54 at this time, before Agenda Item 53, relating to the Terminal Improvements Project at San Antonio International Airport.

— — —

2000-26 The Clerk read the following Ordinance:

AN ORDINANCE 92095

AMENDING THE PROFESSIONAL SERVICES CONTRACT WITH DAVIS DURAND-HOLLIS RUPE ARCHITECTS, INC. IN THE AMOUNT OF \$2,200,000.00 TO PROVIDE ARCHITECTURAL AND ENGINEERING SERVICES IN CONNECTION WITH THE TERMINAL IMPROVEMENTS PROJECT AT SAN ANTONIO INTERNATIONAL AIRPORT; AUTHORIZING \$100,000.00 FOR CONTINGENT EXPENSES; AUTHORIZING \$25,000.00 FOR ADMINISTRATIVE EXPENSES; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT. (AMENDS ORDINANCE NO. 89867 DATED JUNE 3, 1999)

* * * *

Mr. Bannwolf made a motion to approve the proposed Ordinance. Mr. Carpenter seconded the motion.

Mr. Kevin Dolliole, Director of Aviation, narrated a video presentation on the proposed architectural and engineering services in connection with the Terminal Improvement Project, a copy of which presentation is made a part of the papers of this meeting.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Prado, Garcia, Barrera, Garza, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Salas, Guerrero, Conner.

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2000-26 The Clerk read the following Ordinance:

AN ORDINANCE 92096

AMENDING THE PROFESSIONAL SERVICES CONTRACT WITH FOSTER CM GROUP, INC. IN THE AMOUNT NOT TO EXCEED \$1,565,530.00 TO PROVIDE PROJECT MANAGEMENT CONSULTING SERVICES IN CONNECTION WITH THE TERMINAL IMPROVEMENT PROJECT AT SAN ANTONIO INTERNATIONAL AIRPORT; APPROPRIATING FUNDS; REVISING THE BUDGET AND PROVIDING FOR PAYMENT. (AMENDS ORDINANCE NO. 90317 DTD AUGUST 19, 1999)

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Mr. Perez made a motion to approve the proposed Ordinance. Mr. Carpenter seconded the motion.

Mr. Kevin Dolliole, Director of Aviation, narrated a video presentation on the proposed project management consulting services in connection with the Terminal Improvement Project, a copy of which presentation is made a part of the papers of this meeting.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Salas, Guerrero, Prado, Garcia, Barrera, Garza, Conner, Bannwolf, Peak. **NAYS:** None. **ABSENT:** Carpenter.

— — —
2000-26 **NORTHAMPTON SUBDIVISION**

On a point of personal privilege, Mr. Salas stated that he had just met with a group of citizens from the Northampton subdivision and with representatives of Kaufman & Broad, the developer. He asked that the citizens be allowed to speak to their concerns at this time.

It was the concensus of City Council members presentation to hear from the citizens at this time.

The following citizen(s) appeared to speak:

Mr. Wilbur Riley, 8303 Cherry Glade, addressed certain problems he has experienced with groundwater at his home, and questioned governmental controls over home construction.

Ms. Tammie Cox, 8439 Jaybrook, also spoke to groundwater seeping to the surface from underground sources beneath her home, and the cracks that have developed in that home, as a result. She stated that she cannot sell her home, and spoke to the health hazards involved.

A property manager, representative of another subdivision homeowner now living in Germany, spoke to the changes that have taken place in the condition of that home over the past two and one-half years, caused by groundwater, noting that all requests for relief from this condition have been rejected by the developer.

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Mr. Salas asked that the Public Works Department investigate these matters, including the question of whether or not an old landfill is located beneath some of the homes involved, and report back on any possible solution to this groundwater problem.

Mr. John German, Director of Public Works, stated that his department would do so.

Mayor Peak also asked that the Building Inspections Department look at all construction problems so mentioned.

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2000-26 The Clerk read the following Ordinance:

AN ORDINANCE 92097

AUTHORIZING THE EXTENSION OF THE CONTRACT WITH ALLIED BENCH ADVERTISING, INC., A SUBSIDIARY OF ALLIED ADVERTISING, INC. TO ALLOW BUS BENCH ADVERTISING ON PUBLIC RIGHTS OF WAY FOR A PERIOD OF SIX (6) MONTHS IN EXCHANGE FOR A MINIMUM PAYMENT OF \$27,500.00 OVER THE LIFE OF THE CONTRACT.

* * * *

Mr. Perez made a motion to approve the proposed Ordinance. Mr. Conner seconded the motion.

Mr. Gene Camargo, Director of Building Inspections Department, narrated a video presentation on the proposed six-month extension of the Allied Advertising, Inc. bus-bench-advertising contract. A copy of his presentation is made a part of the papers of this

meeting. He spoke to a background of the contract, noting that City staff and the Council's Intergovernmental Relations Committee recommends approval. He addressed certain issues, including two possible scenarios proposed by Allied Advertising, Inc. he spoke to the next steps to be taken, if the contract extension is approved, noting that this is the final staff recommendation for an extension of that contract. He then spoke comparing the two scenarios proposed by the firm, and explained the City's proposal. He reiterated City staff's recommendation that, if no contract extension agreement is reached within 30 days, the City will take steps to immediately remove all bus-benches with advertising.

The following citizen(s) appeared to speak:

Ms. Tance Patton, representing San Antonio Conservation Society, spoke to the Society's support for removal of advertising from bus benches, outlining the Society's willingness to work with both VIA Metropolitan Transit and the City to effect that removal.

Mr. Morgan Price, 227 Pershing Avenue, representing the Better Bus Bench Coalition, displayed photographs of various bus benches and bus shelters around the City, and spoke to the adverse effects of bus-bench advertising.

Ms. Kathleen Trenchard, representing the same organization, spoke in support for the agreement with VIA on this matter, and in opposition to bus-bench advertising. She then explained a handout given to City Council members, including certain strategies being recommended.

Mr. Jon Thompson, representing the same group, spoke against bus-bench advertising, displaying certain photographs of bus benches. He stated his belief that VIA should apply for a federal grant to construct more bus shelters.

Mr. Hector Cardenas, representing the Alta Vista Neighborhood Association, spoke to his concern that it was VIA which started accepting advertising on bus benches.

Ms. Betty Eckert, representing the Better Bus Bench Coalition, and Mr. Richard Henderson, representing the Government Hill Alliance Neighborhood Association, provided handouts to City Council members and spoke against bus-bench advertising as a safety issue.

Mr. Jody Sherill, representing Northwest Neighborhood Alliance, asked that the bus-bench advertising be immediately discontinued, and that City regulations be enforced.

Ms. Terry McGoon Hausman, representing Allied Advertising, Inc., addressed the background history of discussions on bus-bench advertising, and the recommendations of

both City staff and the Council's IGR Committee. She stated that VIA continues to refuse to provide certain information sought by that Council committee, and spoke in refutation for VIA's plans to replace bus benches. She stated that her firm cannot live with the City's current proposal.

Mr. Dic McGoon, representing Allied Advertising, Inc., spoke to the advantages of bus-bench advertising to San Antonio, and asked for more time to absorb the necessary changes being sought.

* * * *

Discussion then took place concerning provisions of a possible agreement of all parties. Mayor Peak stated that it is VIA's responsibility to provide bus benches and shelters without advertising, and the City Council needs to decide today on either the immediate removal of all bus-bench advertising, or granting the six-month extension, with recommended stipulations.

Mr. Garza spoke of the need for action on this matter.

The following citizen(s) appeared to speak:

Ms. Priscilla Engle, Public Affairs, VIA, noted that VIA already is seeking new bus benches to replace those with advertising.

Mr. Ray Arriaga, VIA, stated that 2,200 standard concrete-and-wood bus benches have been ordered by VIA from the manufacturer in a Request For Proposal, and the successful bidder will be determined within four to five weeks, with the new bus benches scheduled to be in place by the end of the year. He noted that there are some 8,000 bus stops in San Antonio. He stated that this is a major transition period and VIA will comply with the requirements involved, and will add even more bus benches than those ordered, if necessary.

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Mr. Garza spoke in support for the six-month extension of the bus-bench contract in order to effect an orderly transition. He spoke to the need for bus benches by those who use VIA.

Mr. Garcia addressed the need for bus benches in District 5, due to heavy VIA ridership there.

00Mr. Arriaga spoke to plans for VIA to erect some 450 bus-stop shelters at a cost of some \$7,000 per unit, each of, which will contain advertising for a period of five years in order to help amortize the costs involved in constructing them.

In response to a question by Mr. Garza, Mr. Arriaga spoke to the purpose of the 11 conditions being recommended, as well as reasons for requiring a bond. He spoke to the need for certain of the conditions in order to insure compliance.

In response to a question by Mr. Garcia, Mr. Frank Garza, City Attorney, discussed possible legal provisions in case of non-compliance, and spoke to the rationale for requiring a bond.

Mr. Garcia offered an amendment to grant the six-month extension of the bus-bench-advertising contract, but without the 11 conditions. Ms. Guerrero seconded the motion.

In response to a question by Mr. Perez, City Attorney Garza spoke to the rationale for the \$20,000 performance bond, which represents the amount of money that the Public Works Department estimates it would cost to remove 4,000 bus benches by its own workers. He noted that the bond is strictly an insurance policy to insure compliance, and without it, the City must bear the brunt of the costs to remove the bus benches at its own expense.

Responding to another question by Mr. Perez, Mr. Arriaga spoke to an analysis of VIA bus ridership, indicating a need for bus benches at 2,229 bus stops...those with an average of 20 or more boarders per day. He spoke to VIA's policy of providing no bus benches at bus stops with five or less boarders per day. He indicated again that VIA would provide more bus benches, as necessary due to increased boarding at certain bus stops.

Ms. Guerrero stated her disappointment that better planning was not done on this matter, in her opinion. She asked to be provided for the rationale for construction of 865 bus stop shelters and their locations, and stated that the best way possible must be found to get through this transition period on bus benches.

In response to a question by Ms. Guerrero, Mr. McGoan stated that Allied Advertising wants the six-month extension of the bus bench advertising contract at the same terms as the existing contract.

Ms. Conner spoke in support for the staff recommendation.

Mr. Salas spoke in support for the proposed amendment.

Mr. Barrera spoke to the need for bus benches, with or without advertising, and stated his preference that the bus-benches remain in place until VIA replaces them.

Mr. Carpenter voiced his concern that there is no firm commitment to these VIA plans by the VIA board itself, just the VIA staff, and spoke in support for the proposed amendment.

In response to a question by Mayor Peak, Mr. Arriaga stated that VIA could begin switching-out new VIA benches for Allied Advertising benches before the end of the proposed six-month extension. He also noted that the VIA board is aware of the RFP provisions drafted and published by VIA staff.

Mayor Peak stated that he could support the proposed amendment, if the bus benches containing advertising can be replaced by the end of the contract extension at the expressed rate of 100-150 per week, beginning in September, and in a reasonable manner.

Mr. McGoon noted that Allied Advertising must sell advertising space on the bus benches for set periods of time, such as three months, six months, or one year, not monthly. He stated that Allied, however, would do so if the City would agree to forfeit the franchise fee involved.

After discussion, the proposed amendment failed to carry by the following vote: AYES: Salas, Guerrero, Garcia, Carpenter. NAYS: Perez, Barrera, Garza, Conner, Peak. ABSENT: Prado, Bannwolf.

The main motion, carrying with it the passage of the Ordinance, then prevailed by the following vote: AYES: Perez, Barrera, Garza, Conner, Bannwolf, Carpenter, Peak. NAYS: Salas, Guerrero, Garcia. ABSENT: Prado.

Ms. Guerrero stated her desire that the City Council see the VIA plan on bus benches.

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2000-26 Agenda Item 56, being a proposed ordinance amending Section 28-141 of the San Antonio Code of Ordinances, in order to prohibit the placement of billboards on certain roads by designating those roads as scenic corridors as follows: that portion of State Highway 281 from FM 1604 going north to the boundary of the City's extraterritorial jurisdiction, which is approximately one mile north of the Cibolo Creek Bridge on State Highway 281; and that portion of Stone Oak Parkway that connects from

State Highway 281 to the East to FM Loop 1604 on the South, had earlier been removed from consideration by the City Manager.

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2000-26 It was the concensus of City Council members present to temporarily bypass consideration of Agenda Item 57 in order to complete the remainder of the agenda prior to going into Executive Session.

— — —
2000-26 The Clerk read the following Ordinance:

AN ORDINANCE 92098

AMENDING ORDINANCE NO. 91566 APPROVED APRIL 6, 2000 SO AS TO EXPAND THE COMPOSITION OF THE CONSERVATION ADVISORY BOARD ("CAB) CREATED PURSUANT TO SAID ORDINANCE TO PROVIDE INPUT AND ADVICE TO CITY COUNCIL ON THE DEVELOPMENT OF THE RECENTLY APPROVED SALES TAX PROPOSITION 3 ENTITLED "PARK DEVELOPMENT AND EXPANSION VENUE PROJECT," TO NINE (9) MEMBERS TO SPECIFICALLY ALLOW FOR THE APPOINTMENT OF REPRESENTATIVES FROM THE OPEN SPACE ADVISORY BOARD, THE PARKS & RECREATION ADVISORY BOARD, AND STAFF FROM THE SAN ANTONIO PARKS & RECREATION DEPARTMENT.

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Mr. Salas made a motion to approve the proposed Ordinance. Mr. Carpenter seconded the motion.

Mr. Christopher Brady, Assistant City Manager, narrated a video presentation on the proposed expansion of Conservation Advisory Board to specifically allow for the appointment of representatives from several City boards and departments. A copy of his presentation is made a part of the papers of this meeting. He spoke to the background details of voter approval of Proposition 3 in the November elections, and the CAB's function in the matter. He then spoke to plans to implement the purchase of new parklands, under this proposition.

Ms. Conner stated her hope that this is only the beginning in efforts to protect the Edwards Aquifer.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Garcia, Barrera, Garza, Conner, Carpenter, Peak. **NAYS:** None. **ABSENT:** Salas, Guerrero, Prado, Bannwolf.

— — —

2000-26 Agenda item 59, being a presentation on the City of San Antonio 1998 Flood Buyout Program, was pulled from the agenda at the request of Councilman Perez, with the affirmation of City Council members present at this time. Agenda Item 59 was not considered by the City Council.

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2000-26 The Clerk read the following Ordinance:

AN ORDINANCE 92099

AUTHORIZING THE TRANSFER OF \$1000.00 FROM THE DISTRICT 2 CONTINGENCY ACCOUNT TO THE DISTRICT 2 TRAVEL ACCOUNT TO HELP DEFRAY THE COSTS OF TRAVEL AND HOTEL EXPENSES TO ATTEND BUSINESS MEETINGS ARRANGED BY CASA SAN ANTONIO IN MEXICO CITY TO PROMOTE A BUSINESS TRADE MISSION FROM MEXICO TO SAN ANTONIO; AS REQUESTED BY COUNCILMAN MARIO SALAS.

* * * *

Mr. Perez made a motion to approve the proposed Ordinance. Ms. Conner seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Garcia, Barrera, Garza, Conner, Peak. **NAYS:** None. **ABSENT:** Salas, Guerrero, Prado, Bannwolf, Carpenter.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Guerrero, Garcia, Barrera, Garza, Conner, Carpenter, Peak. **NAYS:** None. **ABSENT:** Salas, Prado, Bannwolf.

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2000-26 TRAVEL AUTHORIZATION - Granted:

Travel Authorization for Councilwoman Debra Guerrero to travel to Laredo, McAllen, Edinburg, Weslaco, Harlingen and Brownsville from June 4–6, 2000 to attend the South Texas/Border Region Tour to help secure consensus on targeted legislative issues prior to the start of the 2001 State legislative Session.

Mr. Perez made a motion to approve the proposed Travel Authorization. Ms. Guerrero seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Guerrero, Garcia, Barrera, Garza, Conner, Carpenter, Peak. **NAYS:** None. **ABSENT:** Salas, Prado, Bannwolf.

— — —
2000-26 The Clerk read the following Ordinance:

AN ORDINANCE 92101

AUTHORIZING REIMBURSEMENT FROM THE DISTRICT 9 CONTINGENCY ACCOUNT TO COUNCILMAN TIM BANNWOLF, DISTRICT 9, IN THE AMOUNT OF \$305.00 IN CONNECTION WITH REGISTRATION AND TRAVEL EXPENSES ASSOCIATED WITH THE ATTENDANCE OF HIS ADMINISTRATIVE ASSISTANT AT THE TEXAS 2000 TRANSPORTATION SUMMIT IN IRVING, TEXAS FROM JUNE 21-23, 2000; AS REQUESTED BY COUNCILMAN TIM BANNWOLF.

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Mr. Salas made a motion to approve the proposed Ordinance. Mr. Garcia seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Salas, Guerrero, Garcia, Barrera, Garza, Conner, Carpenter, Peak. **NAYS:** None. **ABSENT:** Prado, Bannwolf.

— — —
2000-26 The Clerk read the following Ordinance:

AN ORDINANCE 92102

AUTHORIZING REIMBURSEMENT FROM THE DISTRICT 9 BUDGET ACCOUNT IN THE AMOUNT OF \$2,400.00 TO COUNCILMAN TIM BANNWOLF FOR AN ADMINISTRATIVE SERVICES CONTRACT WITH WILLIAM J. TRUJILLO (\$800.00 PER MONTH) FROM JUNE 1, 2000, THROUGH AUGUST 31, 2000; AS REQUESTED BY COUNCILMAN TIM BANNWOLF.

* * * *

Mr. Carpenter made a motion to approve the proposed Ordinance. Ms. Guerrero seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Salas, Guerrero, Prado, Garcia, Barrera, Garza, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Prado, Bannwolf.

— — —
2000-26 CITIZENS TO BE HEARD

MR. DONALD PATTERSON

Mr. Donald Patterson, 927 Aganier Avenue, spoke to alleged discrimination by the City, and announced that he is pursuing all legal remedies.

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MR. FARIS HODGE, JR.

Mr. Faris Hodge, Jr., 140 Dora, spoke to the City Council about the need to provide child care facilities for children of City Employees, the need to evaluate the building of branch libraries and their locations. He also suggested the use of surveys to determine the

feasibility of important issues and spoke of the need to have bus benches available at all VIA bus stops.

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EARTHFIRST REPRESENTATIVE

A representative of the Earthfirst Organization, Ms. Cain, spoke to the need to preserve all natural resources. She then spoke to their organization's goals and objectives and

asked the City Council to listen to their concerns and assist them in addressing the many ecological problems facing the world at this time.

2000-26 EXECUTIVE SESSION

City Council recessed its regular session at 7:10 P.M. in order to convene in Executive Session for the purpose of:

- A) Attorney/Client consultation regarding the lawsuit between Yanaguana Cruises, Inc. and the City of San Antonio, Case No. 2000-CI-04845.
- B) Attorney/Client consultation regarding the lawsuit between Wade Graham, et al. v. The City of San Antonio, et al., Case No. SA-97-0748 OG, in the United States District Court for the Western District of Texas, San Antonio Division.
- C) Attorney/Client consultation regarding recovery of costs due to Change Orders to the Clark/JT Construction contract on the Convention Center Expansion Project.
- D) Attorney/Client consultation regarding the implementation and negotiation of Article XX, entitled "Clothing Allowance", of the Fire Collective Bargaining Agreement.

The City Council adjourned the Executive Session and reconvened in regular session at 8:08 P.M., at which time Mayor Peak announced that City Council had been briefed on the above-styled matters and had given staff direction, but had taken no official action.

2000-26

CITY MANAGER'S REPORT

COUNCIL ACTION TEAM

Mr. Alexander E. Briseño, City Manager, narrated a video presentation on certain actions to effect continued high-priority customer service for the citizens, a copy of which presentation is made a part of the papers of this meeting. He spoke to a background on responses to Council 'blue blazers', memorandums from Council members to City staff on actions or information requested. He noted that the primary goal of the five-member Council Action Team will be rapid response to Council district concerns, and that each team member will be responsible for two City Council districts, serving as ombudsmen for Council members in those districts. He addressed the fiscal impact of creation of this team.

Mr. Garza spoke in support for the plan.

In response to a question by Ms. Conner, Mr. Briseño stated that current plans are to appoint experienced City personnel to this team.

Mayor Peak noted that this plan 'cuts some slack' for City department heads and their staffs, who now are primarily responsible for responses to 'blue blazer' requests.

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2000-26 There being no further business to come before the City Council, the meeting was adjourned at 8:26 P.M.

A P P R O V E D



HOWARD W. PEAK
M A Y O R

Attest:



NORMA S. RODRIGUEZ, CMC/AAE
City Clerk