

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO, HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY, FEBRUARY 22, 1990.

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The meeting was called to order by the Presiding Officer, Mayor Lila Cockrell, with the following members present: BERRIOZABAL, WEBB, DUTMER, WING, THOMPSON, VERA, WOLFF, LABATT, HASSLOCHER, COCKRELL. Absent: MARTINEZ.

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90-09 The invocation was given by Sister Rosemary, De Paul Family Center.

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90-09 The members of the City Council and the audience joined in the Pledge of Allegiance to the flag of the United States.

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90-09 MR. JOE ACEVES

Mr. Joe Aceves, Director of Public Works, was honored recently as the Professional Engineer of the Year by the Bexar Chapter of the Texas Society of Professional Engineers.

Mayor Cockrell read and presented a Proclamation to Mr. Joe Aceves in recognition of this honor.

City Manager, Lou Fox, thanked Mr. Aceves and recognized him for all his past achievements.

Members of City Council individually congratulated Mr. Aceves.

Mayor Cockrell recognized Mr. Joe Aceves' wife, Linda Aceves, and his coworkers, Mr. Frank Vega, Mr. Joe Rodriguez and Mr. Roy Montez.

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90-09 SCOUTING FOR FOOD GOOD TURN WEEK

Mayor Cockrell read a proclamation in honor of "Scouting For Food Good Turn Week".

Mr. Parvin Bishop and Ms. Barbara Broden spoke regarding this event and noted its 10th anniversary.

Mayor Cockrell then recognized the Rattlesnake Weblo Group from the Hollywood Park area.

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90-09

1990 BROTHERHOOD/SISTERHOOD
HIGH SCHOOL ESSAY CONTEST WINNERS

Mayor Cockrell recognized two of the three winners of the 1990 Brotherhood/Sisterhood High School Essay contest on prejudice in America.

Miss Joanna Weis and Miss Lora Denson thanked the Mayor and Council for honoring them. Copies of the essays published in the Express-News were then distributed to all Council Members. The third place winner of the contest, Miss Belinda Garcia, was unable to be present.

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90-09

RENAMING OF MARTIN WRIGHT BUILDING
TO "I. O. MARTINEZ BUILDING"

Council considered Item #39 being a proposed ordinance to rename the Martin Wright Building to "I. O. Martinez Building at this time.

Mrs. Dutmer made a motion to approve the proposed Ordinance. Mr. Hasslocher seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Thompson, Vera, Wolff, Labatt, Hasslocher, Cockrell; NAYS: None; ABSENT: Martinez.

AN ORDINANCE 71,101

RENAMING THE SAN ANTONIO FIRE DEPARTMENT HEADQUARTERS LOCATED AT THE MARTIN WRIGHT BUILDING, 301 AUDITORIUM CIRCLE, THE "I. O. MARTINEZ BUILDING."

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Retired Chief I. O. Martinez expressed his appreciation to the Council and that he will be working one day a week, at no expense to the

City, and had made prior arrangements with Assistant City Manager William T. Donahue.

City Manager Louis J. Fox commented that all fire administration offices will be located in the new building, noting that the dispatch will still be at the Police Department's building.

Each Councilmember personally congratulated Chief Martinez.

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90-09 The minutes of the City Council meeting of February 1, 1990 were approved.

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90-09 CONSENT AGENDA

Mr. Thompson made a motion to approve Agenda Items 6 through 39, constituting the Consent Agenda, with Items 8, 11, 12, 13, 14, 17, 18, 25, 26, 28, 29, 31, 34, 37, and 38 to be pulled for individual consideration along with Item 39 being pulled for consideration with Ceremonial Items, and Item 19 which was pulled earlier from consideration by the City Manager. Mrs. Dutmer seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinances, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Thompson, Vera, Wolff, Labatt, Hasslocher, Cockrell; NAYS: None; ABSENT: Martinez.

AN ORDINANCE 71,102

ACCEPTING THE BID OF SOUTHWEST COMPUTER NETWORK TO SUPPLY THE INFORMATION RESOURCES DEPARTMENT WITH A PORTABLE PERSONAL COMPUTER AT A COST OF \$4,350.00.

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AN ORDINANCE 71,103

ACCEPTING THE PROPOSAL OF LEGENT CORPORATION TO RENEW THE LICENSE FOR COMPUTER DISK MANAGEMENT SOFTWARE FOR USE IN THE INFORMATION RESOURCES DEPARTMENT AT A COST OF \$5,400.00.

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AN ORDINANCE 71,104

ACCEPTING THE LOW BID OF PUMPS UNLIMITED TO FURNISH THE CITY OF SAN ANTONIO PARKS & RECREATION DEPARTMENT WITH CIRCULATING PUMPS FOR A TOTAL OF \$10,980.00.

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AN ORDINANCE 71,105

ACCEPTING THE LOW BID OF THAD ZIEGLER GLASS, INC., TO FURNISH THE CITY OF SAN ANTONIO WITH GLASS REPLACEMENT IN THE CONTROL TOWER AT STINSON MUNICIPAL AIRPORT FOR THE CITY OF SAN ANTONIO AVIATION DEPARTMENT FOR A TOTAL OF \$4,977.00.

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AN ORDINANCE 71,106

AUTHORIZING THE EXECUTION OF CITY WATER BOARD FIELD ALTERATION NO. 1 IN THE AMOUNT OF \$117,600.00 TO THE CONTRACT WITH H. B. ZACHRY COMPANY TO PROVIDE FOR ADDITIONAL ROCK EXCAVATION IN CONNECTION WITH THE JONES MALTSBERGER/NORTH LOOP ROAD, PHASE II, PROJECT; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 71,107

AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES CONTRACT WITH ESPEY, HUSTON/RONNFELDT ENGINEERING CONSULTANTS, INC., A JOINT VENTURE, IN THE AMOUNT OF \$82,500.00 TO PROVIDE ENGINEERING SERVICES FOR THE 19TH STREET FLOOD GATE RESTORATION PROJECT LOCATED AT ELMENDORF LAKE; AUTHORIZING AN ADDITIONAL \$8,000.00 FOR THE ENGINEERING CONTINGENCY; SETTING UP A \$1.2 MILLION PROJECT BUDGET; APROPRIATING FUNDS; AND PROVIDING FOR PAYMENT FOR THE ENGINEERING SERVICES.

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AN ORDINANCE 71,108

AUTHORIZING PAYMENT IN THE AMOUNT OF \$10,785.00 TO DR. AND MRS. GEORGE L. MEHREN TO COVER THE EXPENSE OF IMPROVEMENTS TO THEIR PROPERTY ADJACENT TO AND IN

CONNECTION WITH THE HARRY WURZBACH DRAINAGE PROJECT;
APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 71,109 .

AN ORDINANCE APPROPRIATING \$30,240.00 FOR COSTS
ASSOCIATED WITH RIGHT-OF-WAY ACQUISITIONS FOR THE
ELDRIDGE DRAINAGE PROJECT; AND AUTHORIZING PAYMENT
OF \$9,350.00 FOR RIGHT-OF-WAY ACQUISITION EXPENSES
AND \$20,890.00 FOR APPRAISAL/TITLE EXPENSES.

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AN ORDINANCE 71,110 .

AUTHORIZING A THREE-YEAR LICENSE AGREEMENT WITH
ALAMO KIWANIS CHARITIES, INC., FOR USE OF THE
ARNESON RIVER THEATER FOR THREE NIGHTS EACH WEEK
DURING THE SUMMER FOR PRESENTATION OF "FIESTA NOCHE
DEL RIO" FOR A TOTAL CONSIDERATION OF \$21,000.00.

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AN ORDINANCE 71,111 .

AUTHORIZING THE EXPENDITURE OF THE SUM OF \$50.00 OUT
OF GENERAL OBLIGATION BONDS TO ACQUIRE TITLE TO ONE
PARCEL IN CONNECTION WITH THE HI-LIONS DRAINAGE
PROJECT #80; AND ACCEPTING THE DEDICATION OF AN
EASEMENT IN CONNECITON WITH THE NORTHWEST GOLF
COURSE DRAINAGE.

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AN ORDINANCE 71,112 .

AUTHORIZING ONE YEAR LEASE AGREEMENTS WITH NEWS
MEDIA FOR OFFICE SPACE AT CITY HALL.

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AN ORDINANCE 71,113 .

AUTHORIZING EXECUTION OF AGREEMENTS WITH THE
METROPOLITAN PLANNING ORGANIZATION FOR CONTINUATION
OF PLANNING TASKS IN THE SAN ANTONIO/BEXAR COUNTY
TRANSPORTATION PLANNING AREA'S 1989-90 UNIFIED WORK

PROGRAM; APPROPRIATING \$47,258.00 AND AUTHORIZING
PERSONNEL POSITIONS.

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AN ORDINANCE 71,114 .

APPROPRIATING \$52,970.90 AS PAYMENT FOR VOICE AND
DATA COMMUNICATIONS EQUIPMENT FOR THE MAGNETIC
PERIPHERALS BUILDING.

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AN ORDINANCE 71,115 .

AUTHORIZING A REFUND OF \$35,354.00 OF SURPLUS FUNDS
FROM A 1986 SESQUICENTENNIAL CELEBRATION PROGRAM
GRANT TO THE MEADOWS FOUNDATION.

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AN ORDINANCE 71,116 .

ACCEPTING THE PROPOSAL OF RIVER CITY MERCHANDISING
AND DIRECTING THE EXECUTION OF AN AGREEMENT PURSUANT
THERETO FOR THE NOVELTIES AND SOUVENIRS CONCESSION
AT THE MUNICIPAL AUDITORIUM FOR A THREE YEAR PRIMARY
TERM AND PROVIDING FOR PAYMENT TO THE CITY OF 56% OF
ALL CONCESSIONAIRE'S RECEIPTS AFTER TAXES GENERATED
THEREUNDER AT A PROJECTED APPROXIMATE AMOUNT OF
\$16,250.00 ANNUALLY.

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AN ORDINANCE 71,117 .

AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE
CITY OF HOLLYWOOD PARK TO CONTINUE EMERGENCY MEDICAL
SERVICES FROM OCTOBER 1, 1989 UNTIL SEPTEMBER 30,
1990, FOR A TOTAL REVENUES IN THE AMOUNT OF
\$48,807.00.

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AN ORDINANCE 71,118 .

AMENDING CHAPTER 19 (TRAFFIC REGULATIONS) OF THE
CITY CODE SETTING FORTH LOCATIONS AT WHICH
ELECTRONIC TRAFFIC CONTROL SIGNALS ARE IN FULL
OPERATION; DESIGNATING STOP SIGN LOCATIONS;

YIELD-RIGHT-OF-WAY LOCATIONS; PROHIBITING PARKING AT ALL TIMES ON CERTAIN STREETS; PROHIBITING CERTAIN TURNS: ESTABLISHING CERTAIN SCHOOL ZONES; AND PROVIDING THAT VIOLATIONS HEREOF BE PUNISHABLE BY A FINE OF NOT LESS THAN \$1.00 NOR MORE THAN \$200.00.

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90-08 A proposed ordinance, accepting the proposal of Motorola to furnish the City of San Antonio Fire Department with EMS Telemetry Radio System Maintenance for a total of \$3,280 per month, was taken up for discussion at this time.

Mrs. Dutmer made a motion to approve the proposed Ordinance. Mr. Webb seconded the motion.

Mr. Hasslocher then questioned the fact that he had been informed of a 90% failure rate and that there was a real problem with tapes. He expressed concern with passage of this ordinance at this time until their questions are resolved.

Mayor Cockrell asked for staff comment on this matter.

Mr. Jim Contreras, Fiscal Operations Manager, Fire Department, stated that most problem spots had been taken care of in the contract with Motorola.

In response to a question by Councilman Hasslocher, Assistant City Manager Alex Briseno stated this is a separate system now, and that Motorola's contract is divided into three parts under one ordinance; those being (1) EMS, (2) MDT, and (3) Motorola Radio.

Mr. Hasslocher stated he would check with Dr. Gordon to see if this is still a problem.

After discussion, Mr. Thompson made a motion to postpone consideration of this ordinance until next week. Mr. Hasslocher seconded the motion.

After discussion, the motion to postpone prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Thompson, Vera, Wolff, Labatt, Hasslocher, Cockrell; NAYS: None; ABSENT: Martinez.

90-09 A proposed ordinance, accepting the low bid of Pollution Control Laboratories to furnish the City of San Antonio Environmental Management Department with an annual contract for Laboratory Testing for a total of approximately \$113,358, was taken up for discussion at this time.

Mr. Hasslocher made a motion to approve the proposed Ordinance. Mr. Labatt seconded the motion.

Mrs. Dutmer expressed concern about contracting out this work in view of the "State of the Art" Lab already in place.

Mrs. Mary Alice Garcia, Fiscal Operations Manager, Environmental Management, stated that the City has not been able to retain personnel to staff the laboratory because of the low starting salary.

The Council discussed at length the salary which is paid to Lab Technicians and the amount of salary these people can draw in the private sector.

A discussion also took place on the Mitchell Lake Project. In response to Council's questions, Mr. Archie Titzman, Director of Purchasing, explained the ordinance and the flexibility in the contract.

As a response to a Council question, Mr. Chuck Wallgren, owner of the Pollution Control Laboratories, assured the Council that the City will only be charged for the work actually performed, and that any delay in approving this ordinance would not hamper his Company.

After further discussion, Mrs. Dutmer made a substitute motion to postpone the proposed ordinance for one week. Mr. Hasslocher seconded the motion.

After discussion, the substitute motion prevailed by the following vote: AYES: Berriozabal, Dutmer, Wing, Vera, Wolff, Hasslocher, Cockrell; NAYS: Thompson, Labatt; ABSENT: Martinez.

Item #11 was postponed until next week.

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90-09 The Clerk read the following Ordinance:

AN ORDINANCE 71,119

ACCEPTING THE LOW BIDS OF J. R. INC., SOLOW SPECIALTY FURNITURE, WITTIGS OFFICE INTERIORS, BUSINESS EQUIPMENT AND SYSTEMS, AND BUSINESS WORLD

TO FURNISH THE BEXAR COUNTY WOMEN'S CENTER WITH
FURNITURE FOR A TOTAL OF \$8,808.63.

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Mrs. Dutmer made a motion to approve the proposed Ordinance. Mr. Labatt seconded the motion.

Mr. Archie Titzman, Director of Purchasing, explained that the City is not bearing cost of this furniture.

In response to Mrs. Dutmer's question, Mr. Stu Summers, Director of Economic & Employment Development, explained that JTPA requires BCWC to go through the City for all bids.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Vera, Wolff, Labatt, Hasslocher, Cockrell; NAYS: None; ABSENT: Wing, Martinez, Thompson.

90-09 The Clerk read the following Ordinance:

AN ORDINANCE 71,120

AUTHORIZING THE EXECUTION OF A CONSTRUCTION CONTRACT WITH V. K. KNOWLTON PAVING CONTRACTOR, INC. IN THE AMOUNT OF \$1,200,456.90 INVOLVING THE RECONSTRUCTION OF THE STREET, CURBS, SIDEWALKS AND DRIVEWAYS IN CONNECTION WITH THE PALO ALTO RECONSTRUCTION-ARAGON TO I.H. 35 FRONTAGE ROAD PROJECT; AUTHORIZING AN ADDITIONAL \$60,022.85 FOR THE CONSTRUCTION CONTINGENCY; AUTHORIZING PAYMENT IN THE AMOUNT OF \$6,059.81 TO ROSIN GROUP, INC., FOR ENGINEERING SERVICES; AND PROVIDING FOR PAYMENT. (Amends Ordinance 61074 dated July 25, 1985.)

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Mr. Hasslocher made a motion to approve the proposed Ordinance. Mr. Labatt seconded the motion.

Mrs. Dutmer questioned the acceptance of low bids and then later on approve field alterations.

In response, Mr. Joe Aceves, Director of Public Works, explained the reason for field alterations in this particular contract.

After consideration, the motion, carrying with it the passage of

the Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wolff, Labatt, Hasslocher, Cockrell; NAYS: None; ABSENT: Wing, Martinez, Thompson, Vera.

90-09 The Clerk read the following Ordinance:

AN ORDINANCE 71,121

AUTHORIZING THE EXECUTION OF A CONSTRUCTION CONTRACT WITH V. K. KNOWLTON PAVING CONTRACTOR, INC. IN THE AMOUNT OF \$723,029.90 FUNDED WITH COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS INVOLVING THE RECONSTRUCTION OF VARIOUS STREETS IN CONNECTION WITH THE LEE HALL STREETS, ETC., PHASE II PROJECT; AUTHORIZING AN ADDITIONAL \$50,612.09 FOR THE CONSTRUCTION CONTINGENCY AND \$25,767.29 FOR PROJECT OVERSIGHT COSTS; AUTHORIZING PAYMENT IN THE AMOUNT OF \$2,542.95 TO BROWN ENGINEERING COMPANY FOR ENGINEERING EXPENSES AND AUTHORIZING AMENDMENT OF THE PROFESSIONAL SERVICES AGREEMENT WITH BROWN ENGINEERING COMPANY AUTHORIZED BY ORDINANCE 64098 DATED DECEMBER 4, 1986, IN CONNECTION WITH THE LEE HALL STREETS, ETC., PHASE I PROJECT TO INCLUDE CONSTRUCTION PHASE SERVICES ASSOCIATED WITH THE LEE HALL STREETS, ETC., PHASE II PROJECT IN THE AMOUNT OF \$2,542.95 AND PROVIDE FOR FUNDING IN CONNECTION THEREWITH.

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Mr. Hasslocher made a motion to approve the proposed Ordinance. Mr. Labatt seconded the motion.

In response to a question by Mr. Labatt, Mr. Joe Aceves, Director of Public Works, stated that this ordinance covers Phase II of the Lee Hall, Etc, Street Project.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Vera, Wolff, Labatt, Hasslocher, Cockrell; NAYS: None; ABSENT: Wing, Martinez, Thompson.

90-09 The Clerk read the following Ordinance:

AN ORDINANCE 71,122

AUTHORIZING AN ADDITIONAL \$24,867.63 TO STODDARD CONSTRUCTION COMPANY, INC., FOR ADDITIONAL REPAIRS AND RENOVATION TO THE TOWER OF THE AMERICAS; AND TRANSFERRING SAID AMOUNT FROM THE HEMISFAIR PARK SOUTHWEST CORNER DEVELOPMENT PROJECT FUND TO THE RENOVATION OF THE TOWER OF THE AMERICAS FUND.

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Mrs. Dutmer made a motion to approve the proposed Ordinance. Mr. Wolff seconded the motion.

In response to Mr. Wolff, Mr. Ron Darner, Director of Parks and Recreation, stated he had met with the officials of the San Antonio Liederkranz on the rental of historic buildings on the southwest corner of Hemisfair Park area. He stated that a report will be forth coming to the City Council in a couple of weeks.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Thompson, Vera, Wolff, Labatt, Cockrell; NAYS: None; ABSENT: Wing, Martinez. DISQUALIFIED: Hassloch.

90-09 The Clerk read the following Ordinance:

AN ORDINANCE 71,123

ACCEPTING THE RESIGNATION OF BOB MCKINLEY AND RELEASING HIM FROM HIS MANAGEMENT AND PROFESSIONAL SERVICES CONTRACT FOR THE JOHN R. MCFARLIN TENNIS CENTER; CANCELLING THAT CERTAIN FAIRCHILD TENNIS CENTER MANAGEMENT AND PROFESSIONAL SERVICES CONTRACT WITH ALBERT THEODORE; AND AUTHORIZING A NEW THREE YEAR MANAGEMENT AND PROFESSIONAL SERVICES CONTRACT WITH ALBERT THEODORE FOR MANAGEMENT AND PROFESSIONAL SERVICES AT THE FAIRCHILD AND JOHN R. MCFARLIN TENNIS CENTERS FOR AN ANNUAL FEE OF \$11,700.00 FOR PROFESSIONAL SERVICES AND FIVE PERCENT (5%) OF DAILY COURT RESERVATION FEES AMOUNTING TO APPROXIMATELY \$550.00 ANNUALLY.

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Mr. Webb made a motion to approve the proposed Ordinance. Mrs. Dutmer seconded the motion.

In response to Mrs. Dutmer's question, Mr. Ron Darner, Director of Parks and Recreation, stated that Mr. McKinley does have other income from other contracts.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Vera, Wolff, Labatt, Hasslocher, Cockrell; NAYS: None; ABSENT: Wing, Martinez, Thompson.

90-09 The Clerk read the following Ordinance:

AN ORDINANCE 71,124

ACCEPTING THE DEDICATION OF AN EASEMENT (PERMANENT AND TEMPORARY) FROM ALAMO DOWNS, INC., IN CONNECTION WITH THE WARFEATHER OUTFALL SANITARY SEWER PROJECT.

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Mr. Hasslocher made a motion to approve the proposed Ordinance. Mr. Labatt seconded the motion.

In response to Mrs. Dutmer, Mr. P. G. Mendez, Solid Waste Manager of Environmental Management, stated that the Northwest Center Building is owned by the Fire Department and that it is a bomb shelter. The cost to repair the roof is \$68,000.

In response to Mrs. Dutmer, City Manager Lou Fox, stated the building was built with Civil Defense monies in the 1960's.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Vera, Wolff, Labatt, Cockrell; NAYS: Hasslocher; ABSENT: Wing, Martinez, Thompson.

90-09 The Clerk read the following Ordinance:

AN ORDINANCE 71,125

AUTHORIZING THE APPROVAL BY THE CITY OF SAN ANTONIO OF THE THIRD AMENDMENT TO THE THEATRE LEASE AND MANAGEMENT AGREEMENT BETWEEN THE FOUNDATION FOR CULTURAL ARTS IN SAN ANTONIO (LAS CASAS) AND ARTS CENTER ENTERPRISES, INC., (A.C.E.) FOR THE MAJESTIC

AND EMPIRE THEATERS .

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Mrs. Dutmer made a motion to approve the proposed Ordinance. Ms. Berriozabal seconded the motion.

In response to Mr. Labatt, Mr. Frank Perry, Assistant Director of Planning, stated that even though there had been delays, the proposed project will be completed on schedule.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Thompson, Vera, Wolff, Labatt, Hasslocher, Cockrell; NAYS: None; ABSENT: Wing, Martinez.

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90-09 PUBLIC HEARING AND CONSIDERATION OF AN ORDINANCE AMENDING THE UNIFIED DEVELOPMENT CODE BY ESTABLISHING THE ENTERTAINMENT DISTRICT AS A NEW ZONING CLASSIFICATION; AND AMENDING SECTIONS OF THE CODE TO ALLOW HORSE STABLES/EQUESTRIAN CENTERS IN THE EDWARDS RECHARGE ZONE.

Mayor Cockrell declared the Public Hearing open.

Mrs. Rebecca Cedillo, Director of Planning, explained the purpose of the Ordinance.

In response to a question by Mrs. Dutmer, , Mrs. Cedillo stated that the Entertainment Zoning designation will allow horse stables/Equestrian Centers in the Edwards Recharge Zone District.

Mrs. Dutmer expressed concern on comments she has heard of a proposed "Northside" convention center and what impact it would have on the downtown area.

In response to Mrs. Dutmer's concerns, City Manager Lou Fox stated that Opryland and a possible convention center hotel on the Northside would be a compliment to what San Antonio already has done.

Mr. Labatt suggested a requirement of having all tourist attractions including horse stables and Equestrian Centers to come before the City Council for individual consideration.

Mrs. Cedillo assured the Council Members that all new Zoning designation will have to be approved by the City Council.

In response to Ms. Berriozabal, Ms. Cedillo then explained the uses allowed under the new Edwards Recharge Zone District.



Mr. Mike O'Neal, Planning Administrator, responded to Ms. Berriozabal's question of the intention of the definition of destination resort.

Ms. Berriozabal expressed concern that prior to approval, clearcut definition of the terms "theme park" and "destination resort" should be set out.

Mr. Thompson interjected that in the development of theme parks, the Council has to review each one, case by case.

In response to Ms. Vera's question, Mrs. Cedillo stated the definition of destination resort is a hotel integrated in the area.

Mrs. Dutmer reiterated her concern on protecting the downtown area and felt it necessary to build in safeguards.

Ms. Vera clarified that a Water Pollution Abatement plan for theme parks would have to come before the Council for review.

In response to a question by Mr. Thompson, Mr. Gene Dawson, of Pape/Dawson Engineers, explained their intent on the recent zoning and clarified their intent not to start a new Convention Center in the northside of the City.

Mayor Cockrell declared the Public Hearing closed.

The City Clerk then read the following Ordinance:

AN ORDINANCE 71,126

AMENDING THE UNIFIED DEVELOPMENT CODE AS ADOPTED IN THE CITY CODE BY ESTABLISHING THE ENTERTAINMENT DISTRICT AS A NEW ZONING CLASSIFICATION; AND AMENDING SECTIONS 35-3261 AND 35-3262 OF THE CITY CODE SO AS TO ALLOW HORSE STABLES/EQUESTRIAN CENTERS IN THE EDWARDS RECHARGE ZONE DISTRICT SUBJECT TO CITY COUNCIL APPROVAL; AND PROVIDING A PENALTY FOR VIOLATION HEREOF OF A FINE NOT TO EXCEED \$2,000.00.

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Mrs. Dutmer moved to approve the Ordinance. Mr. Hasslocher seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Webb, Dutmer, Wing, Thompson, Vera, Wolff, Labatt, Hasslocher, Cockrell; NAYS:

Berriozabal; ABSENT: Martinez.

90-09 Mayor Cockrell was obliged to leave the meeting and Mayor Pro Tem Labatt presided.

90-09 The Clerk read the following Ordinance:

AN ORDINANCE 71,127

AUTHORIZING THE RENEWAL AND EXTENSION OF A LEASE AGREEMENT, WITH STAACKE 1894, A TEXAS PARTNERSHIP, FOR 2,223 SQUARE FEET OF OFFICE SPACE AT A RENTAL OF \$1,556.10 PER MONTH FOR A TERM OF SIX (6) MONTHS IN THE STAACKE-STEVENSON BUILDING, 315 EAST COMMERCE, FOR USE BY THE DEPARTMENT OF ARTS AND CULTURAL AFFAIRS.

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In response to a question by Mrs. Dutmer, City Manager Fox stated the lease will be paid out of the Hotel/Motel funds.

Mr. Eduardo Diaz, Director of Department of the Arts and Cultural Affairs, spoke of the negotiated rate.

Mayor Pro Tem Labatt stated that this department has a staff of only eight employees. He further stated that people need to realize the difference between the General Fund Budget and the Enterprize Fund Budget.

Mrs. Dutmer made a motion to approve the proposed Ordinance. Ms. Berriozabal seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Thompson, Vera, Wolff, Labatt; NAYS: None; ABSENT: Martinez, Hasslocher, Cockrell.

90-09 The Clerk read the following Ordinance:

AN ORDINANCE 71,128

APPROVING A MONTH-TO-MONTH PARKING AREA LEASE AGREEMENT WITH THE PSYCHOLOGICAL CORPORATION FOR FIFTY-EIGHT (58) SPACES AT A RENTAL OF \$580.00 PER

MONTH IN THE VISTA VERDE SOUTH (UDAG) PROJECT.

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In response to Mrs. Dutmer's concern about not enough space availability, Mr. Stu Summers, Director of Economic and Employment Development, stated the Psychological Corporation has 60 employees and this would be temporary parking only on a month to month basis in accordance with the ordinance.

Mr. Thompson made a motion to approve the proposed Ordinance. Mrs. Dutmer seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Thompson, Vera, Labatt, Hasslocher; NAYS: None; ABSENT: Martinez, Wolff, Cockrell.

90-09 The Clerk read the following Ordinance:

AN ORDINANCE 71,129

AUTHORIZING THE ACCEPTANCE OF A \$64,769.00 GRANT FROM THE TEXAS DEPARTMENT OF COMMUNITY AFFAIRS UNDER THE PROVISIONS OF THE STEWART B. MCKINNEY EMERGENCY COMMUNITY SERVICES HOMELESS GRANT PROGRAM TO PROVIDE COMPREHENSIVE SERVICES TO HOMELESS INDIVIDUALS; ADOPTING A PROGRAM PLAN; APPROPRIATING FUNDS; APPROVING A BUDGET AND PERSONNEL POSITIONS.

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Mr. Hasslocher made a motion to approve the proposed Ordinance. Mr. Wing seconded the motion.

Mr. Kevin Moriarty, Director of Human Resources, explained the ordinance and how the monies obtained by this Grant will be spent.

Ms. Berriozabal expressed her concern about the plight of the homeless.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Martinez, Thompson, Vera, Wolff, Labatt, Cockrell; NAYS: None; ABSENT: Hasslocher, Wing.

90-09 The Clerk read the following Ordinance:

AN ORDINANCE 71,130 .

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AUTHORIZING THE EXECUTION OF CONTRACT CHANGE NO. 3,
COMPRISED OF ATTACHMENT 17 TO THE CONTRACT WITH THE
TEXAS DEPARTMENT OF HEALTH THAT PROVIDES STATE AID
TO THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT;
AUTHORIZING BUDGET MODIFICATION IN THE PUBLIC HEALTH
STATE SUPPORT PROJECT 1989/90 ESTABLISHED IN
ORDINANCE NO. 70332 PASSED SEPTEMBER 28, 1989;
AUTHORIZING THE ESTABLISHMENT OF A NEW AIDS/HIV
SUPPORT PROJECT; ADOPTING A \$69,743.00 BUDGET FOR
THIS PROJECT; AUTHORIZING THE CREATION OF THREE
ADDITIONAL PERSONNEL POSITIONS; AND APPROPRIATING
FUNDS.

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Mr. Hasslocher made a motion to approve the proposed Ordinance.
Mr. Webb seconded the motion.

After consideration, the motion, carrying with it the passage of
the Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb,
Dutmer, Wing, Thompson, Labatt, Hasslocher; NAYS: None; ABSENT:
Martinez, Vera, Wolff, Cockrell.

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90-09 The Clerk read the following Ordinance:

AN ORDINANCE 71,131 .

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AMENDING OR REPEALING CERTAIN SECTIONS OF ORDINANCE
NO. 70257 PASSED AND APPROVED BY CITY COUNCIL ON
SEPTEMBER 14, 1989 GOVERNING THE ACTIVITIES OF
COMMERCIAL/INDUSTRIAL SOLID WASTE HAULERS. (AMENDS
CHAPTER 14 OF THE CITY CODE.)

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Mr. Hasslocher made a motion to approve the proposed Ordinance.
Mrs. Dutmer seconded the motion.

Ms. Berriozabal stated that the Council had not received back up
information and asked the staff to explain.

Mr. Dick O'Neil, Assistant City Attorney, explained the purpose of this ordinance and the process used to arrive at the exemptions.

City Manager Lou Fox stated that \$150,000 was generated in five months which is equivalent to \$35,000 a month.

In response to a Council question, Ms. Mary Alice Garcia, Fiscal Operations Manager, Environmental Management, further explained the process used to inspect the vehicles coming into the landfill.

Mr. P. G. Mendez, Solid Waste Manager, Environmental Management, stated that people will dump illegally for the sake of convenience.

Mr. Dick O'Neil stated that the ordinance needs to be enforced.

Mrs. Dutmer stated her concern over tires being dumped.

Mr. Mendez stated that they are working on this problem and will have weekend surveillance monitoring this activity.

(Mayor Cockrell returned to the meeting and presided.)

In response to a question by Ms. Berriozabal, Mr. Mendez explained that the Council will receive a full briefing during the "B" Session by the Solid Waste Advisory Committee.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Thompson, Vera, Wolff, Labatt, Hasslocher, Cockrell; NAYS: None; ABSENT: Martinez.

90-09 The Clerk read the following Ordinance:

AN ORDINANCE 71,132

CLOSING ALAMO PLAZA EAST FROM HOUSTON STREET TO CROCKET STREET ON SUNDAY, MARCH 11, 1990, FROM 12:30 P.M. TO 4:30 P.M. TO ENABLE CASTLE HILLS ELEMENTARY SCHOOL TO HOLD A "SALUTE TO TEXAS" MUSICAL PROGRAM AND A "SAY NO TO DRUGS" RALLY.

* * * *

Mr. Joe Aceves, Director of Public Works spoke to the necessity for closing the streets and the reason for staff's recommendation to deny the request.

Mr. Labatt made a motion to approve the proposed Ordinance. Ms. Vera seconded the motion.

Mr. Labatt then moved to amend the motion by designating that the \$45.00 fee be paid out of District 9 discretionary funds. Ms. Vera seconded the motion.

The motion to amend prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Thompson, Vera, Wolff, Labatt, Hasslocher, Cockrell; NAYS: None; ABSENT: Martinez.

After consideration, the main motion, as amended, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Thompson, Vera, Wolff, Labatt, Cockrell; NAYS: None; ABSENT: Martinez, Hasslocher.

- - -
90-09 A proposed ordinance, amending City Code Chapter 16, Article VII "Junk and Salvage Dealers" to require metal salvage dealers & employees/agents to notify the Department of Public Works upon receipt of manhole covers or metal road or bridge guard rails or other road/bridge metal, or metal that has obliterated identifying markings, was taken up for "discussion only" at this time.

Mr. Eric N. Green, of Newell Salvage, expressed frustration at theft of City property and the fact that the ordinance was hard to enforce without proper symbols. He suggested that the City should consider how much property is lost because of theft and start identifying high-dollar items and mark them in some manner.

Mrs. Dutmer made a motion to move agenda item to "A" Session for formal consideration in three weeks. Mr. Hasslocher seconded the motion.

After discussion, the motion to postpone the ordinance prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Thompson, Vera, Cockrell; NAYS: None; ABSENT: Wing, Martinez, Wolff, Labatt, Hasslocher.

- - -
90-09 The "A" Session was recessed at 4:54 p.m. to begin the "B" Session to discuss the Solid Waste Disposal Policy.

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The "A" Session reconvened at 6:10 p.m. for Citizens to be Heard.

CITIZENS TO BE HEARDCITY-WIDE RECYCLING PROGRAM

Pete R. Martinez, representing the Coca-Cola Bottling Company and a member of the Keep San Antonio Beautiful Committee, spoke to the initiation of a new city-wide recycling program which will address the collection of paper, cans, plastic and glass. He then introduced the other six sponsors of the program: ACCO Waste Paper of San Antonio, The Garbage Gobbler, H-E-B, Paragon Cable TV, the San Antonio Light and Thompson/Marince Advertising. Mr. Martinez described the development of this program in order to meet three waste-hauling needs: to lessen the level of waste now going to landfills, to conserve natural resources and to provide a bridge to curbside recycling. He then introduced Captain Waste in the person of Mr. Stan Witte, who is serving as the program's spokesperson.

Captain Waste announced the opening on March 3 of four initial collection stations, and that this program will have all its proceeds, after cost, go towards the benefit of the San Antonio Public Library Foundation.

The Mayor and City Council expressed their enthusiasm for the program and thanked the sponsors for their cooperation in the development of this very worthwhile program.

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MRS. MARIA DOMINGUEZ

Mrs. Maria Dominguez spoke to the Council about the need to attract businesses to the City and stated that while she is in favor of granting tax abatements to new businesses, she doesn't agree with granting tax abatements to existing businesses.

She then asked the City Council to purchase tickets which will go towards the benefit of the Bexar County Senior Citizens' Group.

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SCHOOL CROSSING GUARDS

Representatives of the Metro Alliance and the COPS organization appeared to speak to the Council regarding the school crossing guard issue.

Ms. Blanca Calica, spokesperson for the COPS organization, asked the City Council to state their position clearly for the citizens on whether there was funding for this program.

Father Al Snyder, co-chair for the Metro Alliance, stated that while there are in favor of the school crossing guards, they will comprehend if the Council clearly makes their position known about the funding for this project. He stated that the citizenry are receiving mixed messages from Council members.

Several Council members spoke to the recent rollback election and assured the group that there is no money in the current budget for this program.

Mayor Cockrell spoke to the report to be brought forward by the City Manager next week dealing with proposed budget cuts to deal with the current budget deficit.

Ms. Rachel Salazar, representing the COPS organization, urged the City Council to publicly state their position in order to make it clear to all the city that contrary to recent newspaper reports, there is no money for this program. She also urged the Council to be prudent with the proposed budget cuts.

90-09 The Clerk read the following Ordinance:

AN ORDINANCE 71,133

AMENDING CITY CODE CHAPTER 16, "LICENSES AND BUSINESS REGULATIONS", ARTICLE VI, "ITINERATE VENDORS", SEC. 16-173, "EXCEPTIONS" TO EXCEPT VENDORS PARTICIPATING IN CONVENTIONS AND TRADE SHOWS WHO SELL EXCLUSIVELY TO OTHER PRE-REGISTERED ATTENDEES AND NOT TO THE GENERAL PUBLIC OR SAME-DAY REGISTRANTS FROM THE GENERAL PUBLIC.

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Mr. Webb made a motion to approve the proposed Ordinance. Mr. Labatt seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Thompson, Vera, Wolff, Labatt, Cockrell; NAYS: None; ABSENT: Martinez, Hasslocher.

90-09 The Clerk read the following Ordinance:

AN ORDINANCE 71,134

ACCEPTING THE HIGH BIDS RECEIVED IN CONNECTION WITH CITY FUNDS AVAILABLE FOR DEPOSIT IN INTEREST-BEARING CERTIFICATES OF DEPOSIT.

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Mr. Thompson made a motion to approve the proposed Ordinance. Ms. Berriozabal seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Thompson, Vera, Wolff, Hasslocher; NAYS: None; ABSENT: Martinez. ABSTAIN: Labatt, Cockrell.

90-09 The Clerk read the following Ordinance:

AN ORDINANCE 71,135

AUTHORIZING PAYMENT OF AN AMOUNT NOT TO EXCEED \$65,000.00 TO FOSTER, LEWIS, LANGLEY, GARDNER AND BANACK FOR THE LEGAL DEFENSE OF CAUSE NO. SA-87-CA-1056, STYLED CASIAS VS. CITY OF SAN ANTONIO, ET AL.

* * * *

Mr. Wing made a motion to approve the proposed Ordinance. Mrs. Dutmer seconded the motion.

In response to Mr. Labatt's question, City Manager Fox stated that an amount of \$35,000 has been accumulated and there is at least two more years of litigation.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Thompson, Vera, Wolff, Labatt, Cockrell; NAYS: None; ABSENT: Martinez, Hasslocher.

90-09 The Clerk read the following Ordinance:

AN ORDINANCE 71,136

APPROVING A LICENSE AGREEMENT WITH LA DUKE ENTERPRISES, INC. FOR PARKING PURPOSES ONLY, ON PUBLIC RIGHT OF WAY, FOR A TOTAL CONSIDERATION OF \$3,150.00 AND AUTHORIZING THE CITY MANAGER OR ANY ASSISTANT CITY MANAGER TO EXECUTE SAME.

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Mr. Webb made a motion to approve the proposed Ordinance. Mr. Wing seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Thompson, Vera, Wolff, Labatt, Cockrell; NAYS: None; ABSENT: Martinez, Hasslocher.

90-09 TRAVEL AUTHORIZATION - Granted:

Mayor Lila Cockrell to travel to Washington, D. C. from March 3, 1990 to March 6, 1990, to attend National League of Cities Conference.

* * * *

Councilman Walter Martinez to travel to Washington, D. C. from March 2, 1990 to March 6, 1990, to attend National League of Cities Conference.

* * * *

Councilwoman Yolanda Vera to travel to Washington, D. C. from March 2, 1990 to March 5, 1990, to attend National League of Cities Conference.

* * * *

Councilman Joe Webb to travel to Washington, D. C. from March 2, 1990 to March 5, 1990, to attend National League of Cities Conference.

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Councilman James C. Hasslocher to travel to Washington, D. C. from March 3, 1990 to March 6, 1990, to attend National League of Cities

Confererence.

* * * *

Councilwoman Maria Antonietta Berriozabal to travel to Washington, D. C. from March 2, 1990 to March 5, 1990 to attend National League of Cities Conference.

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Councilman Weir Labatt to travel to Washington, D. C. from March 3, 1990 to March 7, 1990 to attend National League of Cities Conference.

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Mr. Thompson made a motion to approve the proposed Travel Authorizations. Mrs. Dutmer seconded the motion.

After consideration, the motion prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Thompson, Vera, Wolff, Labatt, Cockrell; NAYS: None; ABSENT: Martinez, Hasslocher.

The City Council meeting was recessed at 6:47 p.m. for Executive Session. Mayor Cockrell stated that the Council would be briefed by the City Attorney on Item #47 which follows.

At 7:30 P.M., Mayor Cockrell and City Council members returned from the Executive Session and reconvened the "A" Session.

90-09 The Clerk read the following Ordinance:

AN ORDINANCE 71,137

AUTHORIZING AND APPROVING A SETTLEMENT AGREEMENT WITH NBC BANK-SAN ANTONIO, NATIONAL ASSOCIATION VS. CITY OF SAN ANTONIO; AUTHORIZING THE SALE, PURSUANT TO COURT ORDER, OF A PORTION OF CITY-OWNED PROPERTY (GILES BUILDING) TO NBC BANK FOR A MINIMUM OF \$513,608.00 IN CASH AND BONDS; AND AUTHORIZING PAYMENT OF LEGAL FEES, CLOSING COSTS, AND RELATED MATTERS, AND A DISBURSEMENT OF \$154,000.00 TO THE SAN ANTONIO LOCAL DEVELOPMENT COMPANY, INC., FROM SAID SETTLEMENT PROCEEDS TO RESOLVE AN OUTSTANDING AUDIT DISPUTE.

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Mrs. Dutmer made a motion to approve the proposed Ordinance. Mr. Wing seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Vera, Cockrell; NAYS: None; ABSENT: Martinez, Thompson, Wolff, Labatt, Hasslocher.

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90-09

February 13, 1990

Honorable Mayor and Members of the City Council of the City of San Antonio

The following petitions were received in my office and forwarded to the City Manager for investigation and report to the City Council.

February 13, 1990 Petition submitted by Mr. Marvin J. Wagener, requesting permission to park in front of his house.

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February 13, 1990 Petition submitted by Ms. Regina Rivas and other citizens requesting the City solve the animal control problem.

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/s/ Norma S. Rodriguez
City Clerk

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There being no further business to come before the Council, the meeting was adjourned at 7:35 p.m.

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A P P R O V E D

Lila Cockrell

M A Y O R

ATTEST:

Norma S. Rodriguez
City Clerk

February 22, 1990
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