

REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF SAN ANTONIO, HELD IN THE COUNCIL CHAMBERS, MUNICIPAL PLAZA BUILDING, THURSDAY, OCTOBER 5, 2000

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2000-37 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: Peak, Perez, Salas, Guerrero, Prado, Garcia, Barrera, Garza, Conner, Bannwolf and Carpenter.

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2000-37 Invocation – Father Paul A. Raaz, Ressurrection of the Lord Catholic Church.

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2000-37 Pledge of Allegiance to the flag of the United States.

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2000-37 Minutes of the Regular City Council Meeting of August 31, 2000 were approved.

2000-37 **BENEFACTOR DE LA COMUNIDAD: TOM FROST, JR.**

Mayor Peak stated that the City of San Antonio is fortunate to have a great number of citizens demonstrate their deep commitment to San Antonio. He informed the City Council that one individual has been invited today for his outstanding years of service to the community. He then asked Mr. Tom Frost, Jr. to come forward and thanked him for all he has done and continues to do for the community, and read and presented the following Certificate to Mr. Frost:

**BENEFACTOR DE LA COMUNIDAD
TOM FROST, JR.**

THIS EXTRAORDINARY CITY EARNED ITS POSITION AMONG AMERICA'S UNIQUE CITIES BECAUSE OF THE MANY CONTRIBUTIONS MADE IN THE PAST BY SPECIAL PEOPLE LIKE YOU. OUR PRESENT CITY IS NOTHING MORE AND NOTHING LESS THAN THE SUM OF ALL THESE EFFORTS.

THE MAYOR AND MEMBERS OF THE CITY COUNCIL WOULD LIKE TO TAKE THIS OPPORTUNITY TO EXPRESS TO YOU THEIR DEEP GRATITUDE FOR THE MANY CONTRIBUTIONS YOU AND THE FROST FAMILY HAVE MADE TO OUR COMMUNITY OVER THE PAST 132 YEARS. YOUR PERSONAL COMMITMENT DURING THE LAST HALF CENTURY HAS HELPED SHAPE AND INFLUENCE THE DIRECTION OF SAN ANTONIO IN MANY POSITIVE WAYS, INCLUDING YOUR LEADERSHIP ROLES IN HEMISFAIR '68, THE SOUTH TEXAS MEDICAL CENTER, SAN ANTONIO ECONOMIC DEVELOPMENT FOUNDATION, THE CITY'S SPECIAL RELATIONSHIP WITH MEXICO, AND YOUR TIRELESS COMMITMENT TO THE EDUCATION OF OUR CHILDREN. YOU HAVE DISTINGUISHED YOURSELF AND HAVE PROVEN THAT ONE COMMITTED INDIVIDUAL CAN MAKE A DIFFERENCE.

AT THIS TIME, THE MAYOR AND CITY COUNCIL CALL TO THE ATTENTION OF ALL THE CITIZENS OF SAN ANTONIO YOUR VERY IMPORTANT CONTRIBUTIONS AND HEREBY PROCLAIM YOU AS

BENEFACTOR DE LA COMUNIDAD

THE COMMUNITY OWES YOU A GREAT DEBT OF GRATITUDE. YOU SHOULD ALWAYS TAKE PRIDE IN KNOWING THAT YOU HAVE JOINED THE RANKS OF EMINENT SAN ANTONIANS WHO HAVE MADE THIS CITY SUCH AN EXCEPTIONAL PLACE WITH SUCH A BRIGHT FUTURE.

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The members of the City Council thanked him for his community leadership and his organization's 132 years of extraordinary service to San Antonio.

Mr. Frost thanked the City Council and stated they are looking forward to continuing efforts to further build the community.

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2000-37 **PROCLAMATION: SAN FERNANDO HEALTH AND SAFETY FAIR DAY**

Mayor Peak stated that each year, San Fernando Cathedral sponsors a Health & Safety Fair for the benefit of our citizens. He then invited Dr. Daniel Juarez, Chairman of the Fair, and Father Jake Empeur to accept a proclamation in honor of the event and discuss their upcoming event.

Dr. Juarez and Father Empeur thanked the City Council for their initiative and support, stating that initiatives such as these are what make San Antonio a great community.

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2000-37 **CONSENT AGENDA – CITIZEN COMMENTS**

Mr. Faris Hodge, Jr., 140 Dora Street, spoke to all agenda items and detailed item 27.

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Mr. Jack M. Finger, P.O. Box 12048, San Antonio, Texas 78212, spoke in opposition to items 29, 27, 36 and 37. He also spoke to the Fluoride issue and asked those Council members receiving campaign contributions to abstain from voting on any issues related to businesses making those contributions at this time.

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2000-37 **CONSENT AGENDA**

Ms. Guerrero made a motion to approve Agenda Items 6 – 40, constituting the Consent Agenda. Mr. Salas seconded the motion.

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

AN ORDINANCE 92626

ACCEPTING THE BID FROM THE STATE OF TEXAS DEPARTMENT OF INFORMATION RESOURCES TO PROVIDE THE CITY OF SAN ANTONIO INFORMATION SERVICES DEPARTMENT WITH NETWORK AUTOSENSING HUB AND ACCESSORIES FOR A TOTAL OF \$15,929.00.

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AN ORDINANCE 92627

ACCEPTING THE BID FROM THE STATE OF TEXAS DEPARTMENT OF INFORMATION RESOURCES TO PROVIDE THE CITY OF SAN ANTONIO INFORMATION SERVICES DEPARTMENT WITH SIX (6) NOTEBOOK COMPUTERS FOR A TOTAL OF \$16,710.00 UNDER THE TEXAS COOPERATIVE PUCHASING AGREEMENT.

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AN ORDINANCE 92628

ACCEPTING THE LOW, QUALIFIED RESPONSIVE BID AND ADDITIVE ALTERNATES 1,2, 3 AND 4 OF BARON-LONG CONSTRUCTION, CO. IN THE AMOUNT OF \$421,350.00 IN CONNECTION WITH THE 1994 PARKS GENERAL OBLIGATION (G.O.) BOND ISSUE, FY 98/99 GENERAL FUND BUDGET FOR DISTRICT 5 ONE TIME CAPITAL IMPROVEMENT PROGRAM FUND, AND 24TH, 25TH AND 26TH YEAR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDED ROOSEVELT, MARTINEZ AND VIDAURRI PARKS PROJECT; AUTHORIZING A CONSTRUCTION CONTRACT; REVISING THE PROJECT BUDGET; AUTHORIZING \$100,000.00 FOR MISCELLANEOUS CONSTRUCTION CONTINGENCY EXPENSES; AUTHORIZING AN ADDITIONAL \$7,387.00 PAYABLE TO BENDER WELLS CLARK DESIGN FOR ARCHITECTURAL EXPENSES; AUTHORIZING \$2,000.00 IN MISCELLANEOUS ARCHITECTURAL CONTINGENCY EXPENSES; AUTHORIZING \$16,038.00 FOR PARK MATERIALS; AUTHORIZING \$550.00 FOR STATE MANDATED STORMWATER PARTICIPATION FEES; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT. (AMENDS ORDINANCE NO. 89227 OF FEBRUARY 5, 1999).

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AN ORDINANCE 92629

AMENDING THE PICKWELL PARK IMPROVEMENT 1994 PARK GENERAL OBLIGATION BOND FUNDS PROJECT BUDGET TO DISENCUMBER \$1,620.00 ALLOCATED FOR PROJECT BINDING AND PRINTING, AND REALLOCATING AND ENCUMBERING THIS \$1,620.00 FOR CONSTRUCTION CONTINGENCIES. (AMENDS ORDINANCE NO. 92629 OF MARCH 23, 2000).

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AN ORDINANCE 92630

AUTHORIZING ADDITIONAL PAYMENT IN THE AMOUNT OF \$144,061.53 TO THE TEXAS DEPARTMENT OF TRANSPORTATION (TXDOT) IN CONNECTION WITH THE METROPOLITAN PLANNING ORGANIZATION (MPO) PROJECT ON MITCHELL/PROBANDT STREETS, LOCATED IN COUNCIL DISTRICTS 3 AND 5; AUTHORIZING \$14,406.00 FOR MISCELLANEOUS CONSTRUCTION CONTINGENCY EXPENSES; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 92631

ENABLING EAGLE CONSTRUCTION & ENVIRONMENTAL SERVICES, L.P., TO PROVIDE ENVIRONMENTAL CONSTRUCTION SERVICES, UNDER AN EXISTING INDEFINITE DELIVERY CONTRACT, IN CONNECTION WITH THE MITCHELL/PROBANDT PROJECT, LOCATED IN COUNCIL DISTRICTS 3 AND 5; AUTHORIZING CONTAMINATED SOILS MANAGEMENT IN AN AMOUNT NOT TO EXCEED \$50,485.96; AUTHORIZING \$5,048.00 FOR MISCELLANEOUS CONTINGENCY EXPENSES; AND PROVIDING FOR PAYMENT. (AMENDS ORDINANCE NO. 91970 OF JUNE 15, 2000).

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AN ORDINANCE 92632

AUTHORIZING SELECTION OF URS RADIANT CORPORATION TO PROVIDE ADDITIONAL ENVIRONMENTAL ENGINEERING SERVICES IN CONNECTION WITH THE MITCHELL/PROBANDT PROJECT, LOCATED IN COUNCIL

DISTRICTS 3 AND 5; AUTHORIZING THE NEGOTIATION AND EXECUTION OF A CONTRACT IN AN AMOUNT NOT TO EXCEED \$17,240.00; AUTHORIZING \$1,724.00 FOR MISCELLANEOUS ENGINEERING CONTINGENCY EXPENSES; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 92633

AUTHORIZING PAYMENT IN THE AMOUNT OF \$330,676.74 TO THE TEXAS DEPARTMENT OF TRANSPORTATION (TXDOT) IN CONNECTION WITH THE METROPOLITAN PLANNING ORGANIZATION (MPO) PROJECT ON PECAN VALLEY DRIVE – IH 10 TO “J” STREET, LOCATED IN COUNCIL DISTRICT 2; AUTHORIZING \$33,067.00 FOR MISCELLANEOUS CONSTRUCTION CONTINGENCY EXPENSES; AND PROVIDING FOR PAYMENT. (AMENDS ORDINANCE NO. 86990, NOVEMBER 20, 1997).

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AN ORDINANCE 92634

AUTHORIZING REGIONAL DETENTION POND FUNDS IN AN AMOUNT NOT TO EXCEED \$1,000,000.00 PAYABLE TO THE SAN ANTONIO RIVER AUTHORITY FOR THE CONSTRUCTION OF PHASE II OF THE SALADO 15R FLOOD CONTROL DAM BEING CONSTRUCTED IN MCALLISTER PARK, LOCATED IN COUNCIL DISTRICT 9. (AMENDS ORDINANCE NO. 86711 OF NOVEMBER 25, 1997 AND 88480 OF NOVEMBER 17, 1998).

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AN ORDINANCE 92635

APPROVING FIELD ALTERATION NO. 1 IN THE INCREASED AMOUNT OF \$24,646.00 PAYABLE TO VW BROOKS, INC., IN CONNECTION WITH THE TEMPORARY FIRE STATION NO. 48 PROJECT LOCATED IN COUNCIL DISTRICT 10; AMENDING THE PROFESSIONAL SERVICES CONTRACT WITH ALAMO ARCHITECTS, BY AUTHORIZING ADDITIONAL FUNDS IN THE AMOUNT OF \$4,575.00 FOR PROFESSIONAL ARCHITECTURAL SERVICES, \$4,099.75 FOR ADDITIONAL COSTS ASSOCIATED WITH MATERIAL TESTING SERVICES, AND \$3,500.00 FOR ARCHITECTURAL AND ENGINEERING

CONTINGENCY EXPENSES; APPROPRIATING FUNDS AND PROVIDING FOR PAYMENT. (AMENDS ORDINANCE NO. 91671 OF APRIL 27, 2000 AND 91140 OF JANUARY 20, 2000).

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AN ORDINANCE 92636

APPROVING FIELD ALTERATION NO. 2 IN THE AMOUNT OF \$43,258.80 PAYABLE TO SAN ANTONIO CONSTRUCTORS, INC., IN CONNECTION WITH THE CARSON – WALTERS TO FRANK COMMUNITY DEVELOPMENT BLOCK GRANT COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT; REVISING THE PROJECT BUDGET; AND PROVIDING FOR PAYMENT. (AMENDS ORDINANCE NO. 91598 OF APRIL 13, 2000).

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AN ORDINANCE 92637

APPROVING CITY PUBLIC SERVICE (CPS) FIELD ALTERATION NO. 1 IN THE AMOUNT OF \$53,356.40 PAYABLE TO LAUGHLIN ENVIRONMENTAL, INC., IN CONNECTION WITH THE QUINTANA ROAD DRAINAGE EXTENSION #64 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT; AUTHORIZING AN INCREASE TO THE CITY PUBLIC SERVICE (CPS) ACCOUNT RECEIVABLE IN THE AMOUNT OF \$53,356.40 AND REDUCING THE CONSTRUCTION CONTINGENCY IN THE AMOUNT OF \$53,356.40; REVISING THE PROJECT BUDGET; AND PROVIDING FOR PAYMENT. (AMENDS ORDINANCE NO. 89918 OF MARCH 6, 1999).

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AN ORDINANCE 92638

AMENDING THE PROFESSIONAL SERVICES CONTRACT AND AUTHORIZING 26TH YEAR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS IN AN AMOUNT NOT TO EXCEED \$14,800.00 PAYABLE TO GRANT ENGINEERING (MBE) FOR ADDITIONAL ENGINEERING DESIGN SERVICES IN CONNECTION WITH THE GRANDVIEW NEIGHBORHOOD STREETS – HAMPTON AVENUE – ROLAND TO “H” STREET COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT; AUTHORIZING \$1,480.00 FOR

MISCELLANEOUS ENGINEERING CONTINGENCY EXPENSES; REVISING THE PROJECT BUDGET; AND PROVIDING FOR PAYMENT. (AMENDS ORDINANCE NO. 80984 OF OCTOBER 20, 1994.)

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AN ORDINANCE 92639

APPROVING FIELD ALTERATION NO. 1 IN THE AMOUNT OF \$37,364.70 PAYABLE TO SAN ANTONIO CONSTRUCTORS, INC., IN CONNECTION WITH THE CARSON - WALTERS TO FRANK COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT; REVISING THE PROJECT BUDGET; AND PROVIDING FOR PAYMENT. (AMENDS ORDINANCE NO. 91598 OF APRIL 13, 2000).

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AN ORDINANCE 92640

DECLARING AS SURPLUS AND SELLING A PARCEL OF LAND LOCATED AT 227 MARTIN LUTHER KING DRIVE TO BE DEVELOPED AS PART OF THE HISTORIC GARDENS UNIT 2 PROJECT, AND LEGALLY DESCRIBED AS THE WEST 26.04 FEET OF LOT 12, BLOCK 33, NEW CITY BLOCK 630, AS REQUESTED BY PETITIONER, SAN ANTONIO DEVELOPMENT AGENCY, FOR THE CONSIDERATION OF \$16,300.00.

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AN ORDINANCE 92641

AUTHORIZING THE EXECUTION OF A MONTH-TO-MONTH LEASE WITH GRAND HOLDINGS, INC., D/B/A CHAMPION AIR COMMENCING ON OCTOBER 1, 2000, FOR A TOTAL OF 179 SQUARE FEET OF OFFICE SPACE IN TERMINAL 1 OF THE SAN ANTONIO INTERNATIONAL AIRPORT, FOR A TOTAL ANNUAL RENT OF \$13,598.63, TO BE USED BY GRAND HOLDINGS, INC. D/B/A CHAMPION AIR FOR OFFICE AND OTHER AVIATION-RELATED ACTIVITIES IN SUPPORT OF THE PROVISION OF AN AIR CHARTER SERVICE.

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AN ORDINANCE 92642

AUTHORIZING A FIVE-YEAR LICENSE AGREEMENT WITH THE ORTHODOX ECUMENICAL CHURCH, INC., D/B/A THE LITTLE CHURCH OF LA VILLITA, FOR CONDUCT OF THE 2001 THROUGH 2005 STARVING ARTIST ART SHOW IN LA VILLITA AND ON THE RIVERWALK IN CITY COUNCIL DISTRICT 1 FOR A TEN DOLLAR (\$10.00) PER EXHIBITOR FEE.

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AN ORDINANCE 92643

AUTHORIZING THE EXECUTION OF A FIVE (5) YEAR LICENSE AGREEMENT WITH THE SOUTHSIDE LITTLE COWBOYS, INC. POP WARNER FOOTBALL ORGANIZATION FOR THEIR USE OF APPROXIMATELY 8.07 ACRES IN STINSON PARK IN CITY COUNCIL DISTRICT 3 FOR POP WARNER FOOTBALL AND RECREATIONAL PURPOSES IN CONSIDERATION FOR THEIR YEAR ROUND MAINTENANCE OF SAID AREA. (AMENDS ORDINANCE NO. 82828 OF SEPTEMBER 25, 1995).

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AN ORDINANCE 92644

DECLARING A PUBLIC NECESSITY FOR THE ACQUISITION OF FEE SIMPLE TITLE TO A 0.041 ACRE TRACT OF LAND OUT OF THE THOMAS JACKSON SURVEY NO. 323, ABSTRACT NO. 384, NEW CITY BLOCK 17757, 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 92645

DECLARING A PUBLIC NECESSITY FOR THE ACQUISITION OF FEE SIMPLE TITLE TO A 0.0200 ACRE TRACT OF LAND OUT OF LOT 11 AND LOT 12, BLOCK 2, NEW CITY BLOCK 14888, VALLEY VIEW ACRES UNIT 2, IN THE

CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS FOR A PUBLIC PURPOSE, NAMELY THE CONSTRUCTION OF A PORTION OF THE BABCOCK ROAD – DE ZAVALA TO HAUSMAN ROAD PROJECT; AND AUTHORIZING THE CITY ATTORNEY TO FILE EMINENT DOMAIN PROCEEDINGS.

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AN ORDINANCE 92646

DECLARING A PUBLIC NECESSITY FOR THE ACQUISITION OF FEE SIMPLE TITLE TO A 3780.88 SQUARE FEET TRACT OF LAND, MORE OR LESS, OUT OF AND A PART OF LOT 51, NEW CITY BLOCK 7907, SPENCER SUBDIVISION, IN THE CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS; AND A 1684.65 SQUARE FEET TRACT OF LAND, MORE OR LESS, OUT OF AND A PART OF LOT 200A AND THE NORTH 25 FEET OF LOT 200B, NEW CITY BLOCK 7847, REPLAT OF HARLANDALE ACRES TRACT NO. 2, IN THE CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS; FOR A PUBLIC PURPOSE, NAMELY THE CONSTRUCTION OF A PORTION OF THE PLEASANTON ROAD – MAYFIELD TO SOUTHCROSS METROPOLITAN PLANNING ORGANIZATION PROJECT; AND AUTHORIZING THE CITY ATTORNEY TO FILE EMINENT DOMAIN PROCEEDINGS.

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AN ORDINANCE 92647

AUTHORIZING APPOINTMENT OF THE ELECTION OFFICIALS FOR THE JOINT AND SPECIAL ELECTION ON NOVEMBER 7, 2000; AND AMENDING ORDINANCE NO. 92256 TO REFLECT THE CHANGES TO TWO (2) EARLY VOTING SITES, SPECIFICALLY THE GUY CHIPMAN OFFICE LOCATED AT 18503 SIGMA ROAD HAS MOVED TO THE ALBERTSON'S STORE, LOCATED AT 18450 BLANCO ROAD; AND THE HEB STORE, LOCATED AT 2929 THOUSAND OAKS HAS MOVED TO THE BLOSSOM ATHLETIC CENTER, LOCATED AT 12002 JONES MALTSBERGER ROAD. (AMENDS ORDINANCE NO. 92256 OF AUGUST 31, 2000).

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AN ORDINANCE 92648

CREATING THE PARK CONSTRUCTION CREW 1994 AND 1999 BOND PROJECT BUDGETS IN THE DEPARTMENT OF PARKS AND RECREATION; AUTHORIZING THE TRANSFER OF \$170,068.00 IN 1994 PARKS GO BOND FUNDS INTO THE 1994 PROJECT'S BUDGET AND \$263,000.00 INTO THE 1999 PROJECT'S BUDGET; AUTHORIZING A TOTAL OF \$170,068.00 FOR 1994 PARK CONSTRUCTION CREW COSTS; AUTHORIZING A TOTAL OF \$263,000.00 FOR 1999 PARK CONSTRUCTION CREW COSTS; AUTHORIZING CITY STAFF TO ALLOCATE FUNDS WITHIN THE PROJECT BUDGET; AND ENCUMBERING FUNDS AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 92649

AUTHORIZING THE EXECUTION OF THREE (3) CONSULTANT SERVICE CONTRACTS WITH THE SAN ANTONIO INDEPENDENT SCHOOL DISTRICT (SAISD), TOTALING \$644,041.00, FOR CONTINUATION OF THE CITY'S SAISD AFTER SCHOOL CHALLENGE. (AMENDS ORDINANCE NO. 91276 OF FEBRUARY 17, 2000).

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AN ORDINANCE 92650

AUTHORIZING THE EXECUTION OF A CONTRACT IN THE AMOUNT OF \$20,000.00 WITH THE TEXAS WILDLIFE DAMAGE MANAGEMENT SERVICE OF THE TEXAS A&M UNIVERSITY SYSTEM FOR THE PROVISION OF WILDLIFE DAMAGE MANAGEMENT SERVICES AND DISEASE SURVEILLANCE ACTIVITIES THROUGH THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT FOR THE PERIOD OCTOBER 1, 2000 THROUGH SEPTEMBER 30, 2001; AND AUTHORIZING PAYMENT TO THE TEXAS WILDLIFE DAMAGE MANAGEMENT SERVICE. (AMENDS ORDINANCE NO. 92511 SEPTEMBER 14, 2000).

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AN ORDINANCE 92651

AUTHORIZING THE EXECUTION OF A PARTICIPATING DENTIST AGREEMENT WITH UNITED CONCORDIA COMPANIES, INC. FOR THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT TO PROVIDE DENTAL SERVICES TO INDIVIDUALS ENROLLED IN THE CHILDREN'S HEALTH INSURANCE PROGRAM (CHIP) ADMINISTERED BY UNITED CONCORDIA COMPANIES, INC. AND TO COMPLY WITH CLAIM SUBMISSION PROCEDURES AND REQUIREMENTS IN CONNECTION THEREWITH.

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AN ORDINANCE 92652

RATIFYING THE SUBMISSION OF A GRANT APPLICATION AND AUTHORIZING THE ACCEPTANCE OF A GRANT AWARD IN THE AMOUNT OF \$62,674.00 FROM THE TEXAS ASSOCIATION OF COMMUNITY ACTION AGENCIES (TACAA) FOR THE FOOD STAMP INFORMATION AND EDUCATION CAMPAIGN; ESTABLISHING A FUND; AUTHORIZING A BUDGET AND PERSONNEL COMPLEMENT.

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AN ORDINANCE 92653

AUTHORIZING THE ACCEPTANCE OF A GRANT FROM THE ALAMO AREA COUNCIL OF GOVERNMENTS (AACOG) IN THE AMOUNT OF \$1,192,884.00 FOR THE CONTINUATION OF THE COMPREHENSIVE NUTRITION PROGRAM FROM OCTOBER 1, 2000 THROUGH SEPTEMBER 30, 2001; ESTABLISHING A FUND; APPROVING A BUDGET AND PERSONNEL COMPLEMENT FOR FY 2000-2001; APPROPRIATING FUNDS; AUTHORIZING THE EXECUTION OF CONTRACTS WITH NON-PROFIT AGENCIES FOR OPERATION OF SERVICE SITES; AND AUTHORIZING THE ALLOCATION OF CARRY-OVER SURPLUS FUNDS.

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AN ORDINANCE 92654

AUTHORIZING THE ACCEPTANCE OF A CONTINUATION GRANT IN THE AMOUNT OF \$418,519.00 FROM THE STATE OF TEXAS, OFFICE OF THE

GOVERNOR, CRIMINAL JUSTICE DIVISION, FOR THE JUVENILE ACCOUNTABILITY INCENTIVE BLOCK GRANT TO THE CITY OF SAN ANTONIO, TO BE ADMINISTERED BY THE DEPARTMENT OF COMMUNITY INITIATIVES, YOUTH SERVICES DIVISION TO CONTINUE SUPPORTING THE STRIVING TOGETHER TO ACHIEVE REWARDING TOMORROWS (START) AND NEIGHBORHOOD CONFERENCING COMMITTEES (NCC) PROGRAMS, BEGINNING AUGUST 1, 2000 THROUGH JULY 31, 2001; AND AUTHORIZING THE CITY MANAGER TO EXECUTE ALL NECESSARY DOCUMENTATION IN CONNECTION WITH SAID AWARD, ESTABLISHING A FUND; APPROVING A BUDGET AND PERSONNEL COMPLEMENT.

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AN ORDINANCE 92655

AUTHORIZING THE ACCEPTANCE OF A GRANT IN THE AMOUNT OF \$60,000.00 FROM THE ANNIE E. CASEY FOUNDATION (AECF) IN SUPPORT OF THE "MAKING CONNECTIONS - NEIGHBORHOOD TRANSFORMATION/FAMILY DEVELOPMENT" INITIATIVE; AUTHORIZING THE EXECUTION OF ALL NECESSARY DOCUMENTATION WITH AECF IN CONNECTION WITH SAID GRANT; AND ESTABLISHING A PROGRAM BUDGET AND PERSONNEL COMPLEMENT.

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AN ORDINANCE 92656

APPROVING A PARADE PERMIT AND AUTHORIZING THE TEMPORARY CLOSURE OF PORTIONS OF HUISACHE, HOWARD, MISTLETOE, BELKNAP, KINGS HWY., MCCULLOUGH, LYNWOOD, AND LULLWOOD STREETS IN CONNECTION WITH THE ST. ANTHONY FUN RUN BEING HELD ON SATURDAY, OCTOBER 14, 2000 BEGINNING AT 7:30 A.M. UNTIL 9:30 A.M.; SPONSORED BY ST. ANTHONY CATHOLIC SCHOOL.

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AN ORDINANCE 92657

APPROVING A PARADE PERMIT AND AUTHORIZING THE TEMPORARY CLOSURE OF PORTIONS OF TRINITY, LAREDO, BRAZOS, GUADALUPE, SAN JACINTO AND EL PASO STREETS IN CONNECTION WITH THE HUEVOS RANCHEROS PARADE BEING HELD ON SATURDAY, OCTOBER 14, 2000 BEGINNING AT 8:30 A.M. UNTIL 10:00 A.M.; SPONSORED BY SAN ANTONIO CULTURAL ARTS, INC.

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AN ORDINANCE 92658

APPROVING A RUN/PARADE PERMIT AND AUTHORIZING THE TEMPORARY CLOSURE OF THE FOLLOWING STREETS IN CONNECTION WITH THE 5 MILES FOR LIFE RUN/WALK BEING HELD ON SATURDAY, OCTOBER 28, 2000 BEGINNING AT 8:00 A.M. UNTIL 11:00 A.M.; SPONSORED BY THE LEUKEMIA & LYMPHOMA SOCIETY: DEVINE ROAD FROM ALAMO HEIGHTS ROAD TO DICK FREDRICH PARK, AND ALAMO HEIGHTS ROAD FROM DEVINE TO OLMOS PARK ENTRANCE.

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AN ORDINANCE 92659

APPOINTING RICARDO SANCHEZ (DISTRICT 6) TO THE AFFIRMATIVE ACTION ADVISORY COMMITTEE FOR A TERM OF OFFICE TO EXPIRE ON JANUARY 31, 2002.

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AN ORDINANCE 92660

APPOINTING MICHAEL RAMIREZ (DISTRICT 1) TO THE BOARD OF ADJUSTMENT FOR A TERM OF OFFICE TO EXPIRE ON FEBRUARY 22, 2002.

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AN ORDINANCE 92661

RE-APPOINTING DOUG MCMURRY (DISTRICT 10) TO THE CAPITAL IMPROVEMENTS ADVISORY COMMITTEE FOR A TERM OF OFFICE TO EXPIRE ON OCTOBER 25, 2002.

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AN ORDINANCE 92662

RE-APPOINTING CARLTON SOULES, JR. (DISTRICT 10) TO THE SAN ANTONIO LOCAL DEVELOPMENT COMPANY FOR A TERM OF OFFICE TO EXPIRE ON MAY 9, 2002.

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AN ORDINANCE 92663

APPOINTING ANDREW C. GUERRERO (DISTRICT 10) TO THE TAX PHASE-IN ADVISORY COMMITTEE FOR A TERM OF OFFICE TO EXPIRE ON MAY 18, 2002.

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AN ORDINANCE 92664

RE-APPOINTING JOHN CLAMP (DISTRICT 10) AND APPOINTING CLARENCE R. MCGOWAN (DISTRICT 2) TO THE ZONING COMMISSION FOR TERMS OF OFFICE TO EXPIRE ON JUNE 30, 2002.

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AN ORDINANCE 92665

RE-APPOINTING ELVIRA M. CISNEROS (DISTRICT 5) TO THE SAN ANTONIO PUBLIC LIBRARY BOARD OF TRUSTEES FOR A TERM OF OFFICE TO EXPIRE ON SEPTEMBER 30, 2002.

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AN ORDINANCE 92666

APPROVING THE APPOINTMENT OF DR. DAVID F. SPLITEK AND FERMIN O. GONZALEZ TO THE ALAMO WORKFORCE DEVELOPMENT BOARD FOR A TERM OF FORTY (40) MONTHS AND FIVE (5) MONTHS, RESPECTIVELY.

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2000-37 INDIVIDUAL ITEMS FOR CONSIDERATION – CITIZEN COMMENTS

Mr. Jack M. Finger, P.O. Box 12048, San Antonio, Texas 78212, spoke to items 43, 44, 46, 48 and 50.

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2000-37 INDIVIDUAL ITEMS FOR CONSIDERATION

The Clerk read the following Ordinance:

AN ORDINANCE 92667

RENAMING THE CITY OF SAN ANTONIO'S RITTIMAN CREEK PARK, LOCATED AT 6881 GIBBS SPRAWL ROAD IN CITY COUNCIL DISTRICT 2, THE LOU KARDON MEMORIAL PARK IN RECOGNITION OF LOU KARDON'S CONTRIBUTIONS TO THE CITY OF SAN ANTONIO AND THE EAST VILLAGE NEIGHBORHOOD COMMUNITY.

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

Mr. Malcolm Mathews, Parks & Recreation, Director, presented a brief power point presentation on the re-naming of the City's Rittiman Creek Park for Lou Kardon. He gave a summary of the project, background information on Mr. Lou Kardon, and detailed the Public Hearing held on September 20, 2000 regarding this proposal. He also stated that the residents attending the hearing expressed their support for this action. Mr.

Mathews informed City Council that staff recommends the re-naming of the Rittiman Creek Park to the Lou Kardon Memorial Park.

The following citizen(s) appeared to speak:

Ms. Mary B. Canion, East Village Neighborhood Association spoke in favor of the re-naming of the Rittiman Creek Park.

Ms. Marlene Kardon – East Village Neighborhood Association, recognized Mr. Lou Kardon and thanked City Council for allowing them to be here today.

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Mr. Salas informed the City Council that he is in favor of revitalization of parks in his District and thanked East Village Neighborhood Association for making this Ordinance a reality today.

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.

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2000-37 The Clerk read the following Ordinance:

AN ORDINANCE 92668

ADOPTING PROGRAM REQUIREMENTS AND GUIDELINES FOR ELIGIBILITY UNDER OPERATION FACELIFT, A FAÇADE IMPROVEMENT COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM; PROVIDING MATCHING GRANTS BETWEEN \$500.00 AND \$15,000.00 TO EACH ACCEPTED COMMERCIAL APPLICANT WITHIN THE NEIGHBORHOOD COMMERCIAL REVITALIZATION PROGRAM'S (NCRP) REVITALIZATION PROJECT AREAS; AND PROVIDING FOR PAYMENT.

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

Ms. Frances Gonzales presented a power point presentation on Operation Facelift. The presentation included a summary, background, purpose, eligibility, improvements, funding, implementation, project procedures, as well as other considerations, and recommendations. She stated that staff recommends approval.

The Mayor and members of the City Council applauded the revitalization efforts involved in this project.

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

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2000-37 The Clerk read the following Resolution:

A RESOLUTION
NO. 2000-37-30

APPROVING THE CITY'S LEGISLATIVE PROGRAM FOR THE 77TH TEXAS LEGISLATIVE SESSION, WHICH CONVENES ON JANUARY 9, 2001.

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

Mr. Jim Campbell, Director of Governmental Affairs, narrated a power point presentation on the City of San Antonio State Legislative Program - 77th Legislature. He detailed the proposed program and its process. He then detailed all proposed initiatives, endorsements and possible additional initiatives.

Ms. Guerrero explained that this legislative packet is very important, as the Better Jobs Initiative is the number one priority set by the City Council. She also that the City needs legislation to allow the City to develop the community's workforce. Ms. Guerrero thanked the Mayor for his initiatives on Better Jobs and encouraged City Council members to be as visible as possible this session on all issues of importance to San Antonio, to persuade them that such initiatives are good for Texas.

Members of the City Council thanked the staff for their hard work.

Mayor Peak informed Mr. Campbell that constituents have been calling regarding legislative remedies and detailed various issues of concern and they will be contacting him.

In response to a question posed by Mayor Peak, Mr. Campbell summarized the work City staff is currently conducting on housing issues.

The following citizen(s) appeared to speak:

Mr. Faris Hodge, Jr., 140 Dora Street, spoke for and against proposed legislation.

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

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2000-37 The Clerk read the following Ordinance:

AN ORDINANCE 92669

AUTHORIZING THE FIRST AMENDMENT TO THE 3D/INTERNATIONAL (3D/I) AGREEMENT IN THE AMOUNT OF \$1,645,000.00, FOR PROJECT MANAGEMENT SERVICES, INCLUDING CONSTRUCTION DOCUMENT REVIEW AND COST ANALYSIS SERVICES PROVIDED ON THE MEXICAN CULTURAL INSTITUTE RENOVATION PHASE, AND ADDITIONAL STAFF REQUIRED TO ADDRESS THE NUMEROUS UNANTICIPATED CHANGE ORDERS, BUDGET INCREASES AND EXTENDED DURATION OF SERVICES ASSOCIATED WITH THE HENRY B. GONZALEZ CONVENTION CENTER EXPANSION PROJECT; RATIFYING RELATED SERVICES PERFORMED; AND PROVIDING FOR PAYMENT. (AMENDS ORDINANCE NO. 87446 OF FEBRUARY 26, 1998).

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

Ms. Jelynn Burley presented a power point presentation on the 3D/International Professional Services Amendment. She gave background, proposed 3 D/I amendments, project overview and information on funding. She stated that staff recommends approval.

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

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2000-37 The Clerk read the following Ordinance:

AN ORDINANCE 92670

AMENDING SECTIONS 35-4124 AND 35-4125 OF THE CITY CODE ESTABLISHING NEW REQUIREMENTS FOR NEW RESIDENTIAL STREET CONSTRUCTION TO INHIBIT SPEEDING BY LIMITING THE UNIMPEDED STREET LENGTH BASED UPON ANTICIPATED TRAFFIC VOLUME; APPROVING TRAFFIC CALMING FEATURES; AND PRECLUDING SINGLE FAMILY RESIDENTIAL LOTS FROM FRONTING COLLECTOR STREETS.

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

Mr. Andy Ballard, Public Works, City Engineer, presented a power point presentation on Low-Speed Design Criteria for Residential Streets. He then gave background information on existing problems, existing UDC parameters, possible solutions to the problems, information on the new streets and non existing streets, proposed additional parameters, data collection. He also presented recommendations for low speed residential street design, available alternatives as well as proposed UDC amendment and timelines.

In response to a question by Mr. Perez on concerns about reconstruction for the two existing residential streets, Mr. Ballard explained the manner in which this Ordinance will incorporate these new speeds, limiting impediment into new Capital Improvement Projects.

Mr. Perez expressed his concern that these speed-limiting designs are not being included on streets within loop 410.

In response to Ms. Connor, Mr. Ballard stated that these features can be included on residential streets outside as well as inside of Loop 410.

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

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2000-37 The Clerk read the following Ordinance:

AN ORDINANCE 92671

AUTHORIZING THE EXPENDITURE OF \$500.00 FROM THE DISTRICT 1 CONTINGENCY BUDGET ACCOUNT PAYABLE TO THE GUITAR FOUNDATION OF AMERICA TO HELP WITH THE PURCHASE OF TICKETS TO ALLOW CHILDREN TO ATTEND THE SOUTHWEST GUITAR FESTIVAL CONCERT "LOS NIÑOS DEL CIDEG"; AS REQUESTED BY COUNCILMAN BOBBY PEREZ.

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Mr. Perez made a motion to approve the proposed Ordinance. Mr. Barrera 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, Conner, Peak. **NAYS:** None. **ABSENT:** Garza, Bannwolf, Carpenter.

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2000-37 The Clerk read the following Ordinance:

AN ORDINANCE 92672

AUTHORIZING THE EXPENDITURE OF \$500.00 FROM THE DISTRICT 1 CONTINGENCY BUDGET ACCOUNT PAYABLE TO CHRIST THE KING CATHOLIC CHURCH TO HELP OFFSET THE COST FOR RENTAL OF A SHOWMOBILE IN CONNECTION WITH THEIR FALL FESTIVAL SCHEDULED

FOR SUNDAY, OCTOBER 8, 2000; AS REQUESTED BY COUNCILMAN BOBBY PEREZ.

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Mr. Perez 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, Conner, Peak. **NAYS:** None. **ABSENT:** Garza, Bannwolf, Carpenter.

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2000-37 The Clerk read the following Ordinance:

AN ORDINANCE 92673

AUTHORIZING THE TEMPORARY CLOSURE OF HOUSTON STREET FROM BROADWAY TO N. ALAMO ON OCTOBER 12, 2000 BEGINNING AT 7:30 A.M. UNTIL 7:30 P.M. AND ON OCTOBER 13, 2000 FROM 7:30 A.M. UNTIL 2:00 P.M. IN CONNECTION WITH OCTANE FILMS' TV COMMERCIAL FOR CAPITAL ONE; AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE UPON PASSAGE OF EIGHT (8) AFFIRMATIVE VOTES; AS REQUESTED BY COUNCILMAN BOBBY PEREZ.

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Mr. Perez 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, Prado, Garcia, Barrera, Conner, Peak. **NAYS:** None. **ABSENT:** Garza, Bannwolf, Carpenter.

2000-37 The Clerk read the following Ordinance:

AN ORDINANCE 92674

AUTHORIZING RAUL PRADO, IN HIS CAPACITY AS CITY COUNCILMAN, DISTRICT 4, TO EXECUTE A LICENSE AGREEMENT WITH GENERAL GROWTH PROPERTIES, INC., AS LICENSOR, FOR THE USE OF 310 SQUARE FEET OF OFFICE SPACE FOR THE DISTRICT AT SOUTH PARK MALL, 2310 S.W. MILITARY DRIVE, AT A MONTHLY LICENSE FEE OF \$500.00 FOR A PERIOD OF ONE YEAR, SUBJECT TO ANNUAL APPROPRIATION OF FUNDS; AS REQUESTED BY COUNCILMAN RAUL PRADO.

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Mr. Prado 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, Prado, Garcia, Barrera, Conner, Peak. **NAYS:** None. **ABSENT:** Garza, Bannwolf, Carpenter.

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2000-37 **TRAVEL AUTHORIZATION - Granted:**

Travel Authorization for Councilwoman Bonnie Conner to attend the Texas Conference for Women in Austin, Texas on Monday, October 9, 2000 through Tuesday, October 10, 2000.

Mr. Salas made a motion to approve the Travel Authorization. Mr. Garcia seconded the motion.

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

2000-37 At 3:26 p.m. the Regular Meeting of the City Council recessed to go into Executive Session for the purpose of discussing the following issues:

- (A) Attorney/Client consultation regarding the lawsuit between Yanaguana Cruises, Inc. and the City of San Antonio, Cause No. 2000-CI-04845.
- (B) Attorney/Client consultation regarding the lawsuit between Arlene Otto, et al vs. City of San Antonio, Lorenzo Alvarez and Fernando Arrellano, Cause No. 98-CI-10602.

At 4:00 P.M., the Regular Meeting of the City Council was reconvened, at which time, Mayor Peak announced that the City Council had discussed the above mentioned items and had given City staff direction, but had taken no official action.

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2000-37 **CITIZENS TO BE HEARD**

MR. FARIS HODGE, JR.

Mr. Faris Hodge, Jr., 140 Dora, spoke with reference to the proposed Annexation schedule. He also spoke in opposition to the annexation proposed for District 2. He then spoke against VIA's proposed fare increases and detailed each of the fares to be affected.

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MR. DONALD PATTERSON

Mr. Donald Patterson, presented a Housing Discrimination complaint which alleges that he was wrongfully evicted because of his disability, a copy of the statement and complaint is on file with the papers of this meeting.

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MR. NAZARITE RUBEN FLORES PEREZ

Mr. Nazarite Ruben Flores Perez, 627 Hearne Avenue, spoke to the City Council about his opinions on several agenda items and in particular to Items 11,12,22,27 and 47.

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MR. GEORGE SPLANN

Mr. George Splann, 307 Dwyer Avenue, spoke to the City Council with regard to the dangers posed to residents of the Dwyer Center by speeding vehicles. He suggested some changes to impede speeders in the area. He also invited the Mayor and City Council to attend the Dwyer Avenue Center Homeless Awareness Month First Annual Picnic to be held on October 7, 2000 at 307 Dwyer, from 12:00 p.m. to 4:00 p.m.

Mayor Peak thanked Mr. Splann for his presentation and for his invitation to the picnic. He also stated that City staff would be contacting him on these concerns.

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MR. TOM NEVINS

Mr. Tom Nevins, 1430 Ashmore, spoke to the City Council about his concerns with needed police protection in his subdivision. He also spoke about his concerns with the service provided by the VIA Trans which he considers very poor.

Mayor Peak thanked Mr. Nevins and advised him that City Staff would also be contacting him on these issues.

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MR. DON WILKINS CASTILLO

Mr. Don Wilkins Castillo, spoke to the City Council about several police incidents and how he has been involved and treated unjustly.

2000-37 There being no further business to come before the City Council, the meeting was adjourned at 5:20 P.M.

A P P R O V E D


HOWARD W. PEAK
M A Y O R

Attest: 
NORMA S. RODRIGUEZ, CMC/AE
City Clerk