

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO, HELD IN
THE COUNCIL CHAMBERS, MUNICIPAL
PLAZA BUILDING, THURSDAY, AUGUST 3,
1995.

* * * *

95-34 The City Council convened in an informal "B" Session at 10:00 A.M., Municipal Plaza Building, "B" Room, to consider the following item(s). The Council members present were: FLORES, McCLENDON, BILLA BURKE, AVILA, SOLIS, HERRERA, MARBUT, PEAK, WEBSTER, THORNTON. Absent: ROSS.

A. Initiatives to Reduce Stray/Unwanted Animals in San Antonio
- staff recommendations of initiatives to reduce stray-unwanted animals in San Antonio by a three-point program: education, enforcement, and spay/neuter program. City Council approved, and asked that this item be included in upcoming budget deliberations.

B. Future City Council "B" Session discussion items -
Suggested Guidelines for Spending of Council Discretionary Funds placed on "B" Session next Thursday, August 10, 1995.

"B" Session adjourned at 11:05 A.M.

* * * *

95-34 The regular meeting was called to order at 1:00 P.M. by the Presiding Officer, Mayor William E. Thornton, with the following members present: FLORES, McCLENDON, BILLA BURKE, AVILA, SOLIS, HERRERA, MARBUT, PEAK, WEBSTER, THORNTON; Absent: ROSS.

- - -
95-34 Invocation - Rabbi Samuel Stahl, Temple Beth-el.

- - -
95-34 Pledge of Allegiance to the flag of the United States.

- - -
95-34 Minutes of the May 31, 1995 Special City Council Meeting and the June 1, 1995 Regular City Council meeting were approved.

ABSENCE OF COUNCILMAN ROSS

Mayor Thornton announced that Councilman Ross would not be present at Council meeting today, inasmuch as he and his wife have left for New York City and the funeral of his brother-in-law. He asked that the loss be remembered in prayers.

95-34 CONSENT AGENDA

Mr. Webster made a motion to approve Agenda Items 6 through 28, constituting the Consent Agenda, with Item 22 being pulled for individual consideration. Mr. Avila seconded the motion.

After consideration, the motion, carrying with it the following ordinances, prevailed by the following vote: AYES: Flores, McClendon, Billa Burke, Avila, Solis, Herrera, Marbut, Peak, Webster, Thornton. NAYS: None. ABSENT: Ross.

* * * *

AN ORDINANCE 82,567

ACCEPTING THE LOW BID OF EXPROFUELS FOR THE PURCHASE AND INSTALLATION OF PROPANE TANKS ON CITY FURNISHED TRUCKS FOR THE CITY OF SAN ANTONIO FOR A TOTAL OF \$23,250.00.

* * * *

AN ORDINANCE 82,568

ACCEPTING THE LOW BID OF NORTHWEST MFG. AND DIST., TO FURNISH THE CITY OF SAN ANTONIO PUBLIC WORKS DEPARTMENT WITH POTHOLE PATCH EQUIPMENT FOR A TOTAL OF \$69,750.00.

* * * *

AN ORDINANCE 82,569

ACCEPTING THE BIDS OF VARIOUS COMPANIES TO FURNISH THE CITY OF SAN ANTONIO WITH VARIOUS MATERIALS AND SERVICES ON AN ANNUAL CONTRACT BASIS FOR THE 1995-96 FISCAL YEAR FOR A TOTAL OF APPROXIMATELY \$2,120,000. (COPIES OF ALL BID PACKETS ARE AVAILABLE FOR REVIEW IN THE PURCHASING DEPARTMENT OF THE CITY OF SAN ANTONIO.)

* * * *

AN ORDINANCE 82,570

RATIFYING FIELD ALTERATION NOS. 128, 129, 136, 138, 142, AND 145 IN THE AMOUNT OF \$205,822.00 AND AMENDING THE CONSTRUCTION CONTINGENCY IN THE AMOUNT OF \$462,211.00 TO PROVIDE FOR PAYMENT IN CONNECTION WITH THE NEW CENTRAL LIBRARY PROJECT.

* * * *

AN ORDINANCE 82,571

AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT FOR THE DEVELOPMENT OF AN INTERMODAL SURFACE TRANSPORTATION EFFICIENCY ACT (ISTEA) FUNDED SCHOOL FLASHER PROGRAM, IN COOPERATION WITH THE TEXAS DEPARTMENT OF TRANSPORTATION, AND AUTHORIZING AN AMOUNT NOT TO EXCEED \$195,500.00 FROM CERTIFICATES OF OBLIGATION, PAYABLE TO THE TEXAS DEPARTMENT OF TRANSPORTATION.

* * * *

AN ORDINANCE 82,572

AUTHORIZING PAYMENT IN THE AMOUNT OF \$1,860.00 FOR TITLE SERVICES ON THE HI-LIONS DRAINAGE PROJECT #80; THE F.M. 1517 (ECKHERT ROAD) PROJECT - S.H.16 TO HUEBNER ROAD; AND THE FREDERICKSBURG ROAD RECONSTRUCTION PROJECT, PHASE II - SANDOVAL TO WOODLAWN; AND PAYMENT FOR APPRAISAL SERVICES FOR THE OCTAVIA PLACE DRAINAGE PROJECT #63; AND APPROPRIATING FUNDS.

* * * *

AN ORDINANCE 82,573

APPROVING A FOUR (4) YEAR LEASE AGREEMENT WITH THE EQUITABLE LIFE ASSURANCE SOCIETY OF THE UNITED STATES, AS LESSOR, FOR USE BY THE SAN ANTONIO POLICE DEPARTMENT'S VICTIM'S ADVOCACY PROGRAM TO LEASE 2,272 SQUARE FEET IN THE AVANTE PLAZA BUILDING LOCATED AT 401 WEST COMMERCE FOR A BEGINNING RENTAL OF \$2,044.80 PER MONTH INCREASING TO \$2,234.13 PER MONTH IN THE LAST YEAR OF THE LEASE TERM, AMENDING THE LEASE AGREEMENT WITH THE SAME LESSOR AND THE CITY FOR USE BY THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT, ORIGINALLY APPROVED BY ORDINANCE NO. 82078 ON APRIL 20, 1995, REDUCING THE LEASED PREMISES BY 206 SQUARE FEET (AND A CORRESPONDING RENT ADJUSTMENT), SUCH SQUARE FOOTAGE TO BE INCLUDED

IN THE VICTIM'S ADVOCACY PROGRAM LEASED PREMISES;
AND AUTHORIZING AND APPROVING FUNDS IN CONNECTION
WITH SUCH NEW LEASE AGREEMENT.

* * * *

AN ORDINANCE 82,574

AMENDING ORDINANCE NO. 80856 PASSED SEPTEMBER 20,
1994, TO ADJUST THE BUDGET OF THE COMPREHENSIVE
NUTRITION PROJECT TO REFLECT ADDITIONAL CONGREGATE
FUNDS AWARDED IN THE AMOUNT OF \$20,128.00 AND
ADDITIONAL USDA CASH FUNDS IN THE AMOUNT OF
\$26,187.00 FROM THE ALAMO AREA COUNCIL OF
GOVERNMENTS FOR PROGRAM YEAR 1994-1995.

* * * *

AN ORDINANCE 82,575

AMENDING ORDINANCE NO. 80589 PASSED AUGUST 11,
1994, TO ADJUST THE BUDGET OF THE SUPPORTIVE
SERVICES FOR THE ELDERLY PROJECT (SSEP) TO REFLECT
ADDITIONAL FUNDS AWARDED IN THE AMOUNT OF \$34,510.00
FROM THE ALAMO AREA COUNCIL OF GOVERNMENTS FOR
PROGRAM YEAR 1994-1995, AND ADJUSTING THE BUDGET TO
INCLUDE REVENUES IN THE AMOUNT OF \$2,760.00 FROM THE
SALE OF USED VEHICLES.

* * * *

AN ORDINANCE 82,576

AMENDING ORDINANCE NO. 80588, PASSED AUGUST 11,
1994, TO ADJUST THE BUDGET OF THE FAMILY CARE
PROGRAM-AACOG, TO REFLECT ADDITIONAL FUNDS AWARDED
IN THE AMOUNT OF \$12,784.00 FROM THE ALAMO AREA
COUNCIL OF GOVERNMENTS FOR PROGRAM YEAR 1994-1995.

* * * *

AN ORDINANCE 82,577

ACCEPTING CONTINUATION FUNDS FROM THE TEXAS CRIMINAL
JUSTICE DIVISION IN THE AMOUNT OF \$661,774.00 FOR
FINANCIAL ASSISTANCE FOR THE PERIOD JULY 1, 1995,
JUNE 30, 1996, FOR THE OPERATION OF THE CRIMINAL
ENTERPRISE TASK FORCE.

* * * *

AN ORDINANCE 82,578

ACCEPTING CONTINUATION FUNDS FROM THE TEXAS CRIMINAL JUSTICE DIVISION IN THE AMOUNT OF \$629,778.00 FOR FINANCIAL ASSISTANCE FOR THE PERIOD JULY 1, 1995, TO JUNE 30, 1996, FOR THE OPERATION OF THE NARCOTICS DISRUPTION TASK FORCE.

* * * *

AN ORDINANCE 82,579

ACCEPTING THE PROPOSAL OF VITA TORRES GIRDLER D/B/A VIP BARBER SHOP AND DIRECTING THE EXECUTION OF AN AGREEMENT PURSUANT THERETO FOR THE HAIRSTYLING CONCESSION AT THE SAN ANTONIO INTERNATIONAL AIRPORT FOR A THREE YEAR PRIMARY TERM AND PROVIDING FOR ANNUAL PAYMENT TO THE CITY OF THE GREATER OF \$3,000.00 OR 25 PERCENT OF GROSS RECEIPTS GENERATED THEREUNDER.

* * * *

AN ORDINANCE 82,580

ACCEPTING THE PROPOSAL OF SHANNON SMITH'S ENTERPRISES, INC. AN DIRECTING THE EXECUTION OF AN AGREEMENT PURSUANT THERETO FOR THE SHOE SHINE CONCESSION AT THE SAN ANTONIO INTERNATIONAL AIRPORT FOR A THREE YEAR PRIMARY TERM AND PROVIDING FOR ANNUAL PAYMENT TO THE CITY OF THE GREATER OF \$7,200.00 OR 33.5 PERCENT OF GROSS RECEIPTS GENERATED THEREUNDER.

* * * *

AN ORDINANCE 82,581

ACCEPTING THE PROPOSAL OF INTERNATIONAL DUTY FREE STORES, INC. AND DIRECTING THE EXECUTION OF AN AGREEMENT PURSUANT THERETO FOR THE DUTY FREE CONCESSION AT THE SAN ANTONIO INTERNATIONAL AIRPORT FOR A THREE YEAR PRIMARY TERM AND PROVIDING FOR ANNUAL PAYMENT TO THE CITY OF THE GREATER OF \$62,500.00 OR 15 PERCENT (FOR GROSS SALES OF \$0 - \$500,000) AND 20% (FOR GROSS SALES \$500,001 AND OVER) OF GROSS RECEIPTS GENERATED THEREUNDER.

* * * *

AN ORDINANCE 82,582

ACCEPTING THE PROPOSAL OF SNAPPY SNACK VENDING, DIVISION OF COCA-COLA BOTTLING COMPANY OF THE SOUTHWEST, AND DIRECTING THE EXECUTION OF AN AGREEMENT PURSUANT THERETO FOR THE VENDING CONCESSION AT THE SAN ANTONIO INTERNATIONAL AIRPORT FOR A THREE YEAR PRIMARY TERM AND PROVIDING FOR ANNUAL PAYMENT TO THE CITY OF THE GREATER OF \$12,000.00 OR 10 PERCENT (FOR FRESH FOOD VENDING ITEMS) OF GROSS RECEIPTS AND 25.60 PERCENT (FOR ALL OTHER VENDING ITEMS) OF GROSS RECEIPTS GENERATED THEREUNDER.

* * * *

AN ORDINANCE 82,583

AUTHORIZING THE EXECUTION OF AN AGREEMENT BETWEEN VIA METROPOLITAN TRANSIT AND THE CITY OF SAN ANTONIO FOR THE PURCHASE OF TWO BUSES FOR THE TOTAL AMOUNT OF \$200.00.

* * * *

AN ORDINANCE 82,584

AUTHORIZING THE EXECUTION OF A CONTRACT WITH FOSTER HIGGINS & COMPANY, INC. FOR AN AMOUNT NOT TO EXCEED \$13,600.00 FOR THE PROVISION OF ACTUARIAL SERVICES TO ASSESS AND EVALUATE THE CURRENT FINANCIAL STATUS OF EACH OF THE CITY'S HEALTH INSURANCE PLANS, AND TO PROJECT COSTS AND LIABILITY OF THE CITY'S BENEFITS PROGRAM; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

* * * *

AN ORDINANCE 82,585

AUTHORIZING PAYMENT IN THE AMOUNT OF \$10,000.00 PLUS COURT COSTS IN SETTLEMENT OF JESSE DE LA ROSA VS. CITY OF SAN ANTONIO, ROGER ADAMS, INDIVIDUALLY AND IN HIS CAPACITY AS A SAN ANTONIO POLICE OFFICER, CAUSE NO. 93-CI-18101.

* * * *

AN ORDINANCE 82,586

APPROVING A WALK PERMIT AND AUTHORIZING THE TEMPORARY CLOSURE OF CERTAIN STREETS FROM 8:00 A.M.

UNTIL 11:30 A.M. ON SUNDAY, SEPTEMBER 17, 1995 IN CONNECTION WITH THE JUVENILE DIABETES FOUNDATION 10K WALK.

* * * *

AN ORDINANCE 82,587

APPROVING A WALK PERMIT AND AUTHORIZING THE TEMPORARY CLOSURE OF CERTAIN STREETS FROM 9:00 A.M. UNTIL 12:00 NOON ON SUNDAY, OCTOBER 1, 1995 IN CONNECTION WITH THE AMERICAN DIABETES ASSOCIATION FUND-RAISER WALK.

* * * *

AN ORDINANCE 82,588

APPROVING A WALK PERMIT AND AUTHORIZING THE TEMPORARY CLOSURE OF CERTAIN STREETS FROM 8:00 A.M. UNTIL 10:00 A.M. ON SATURDAY, OCTOBER 1, 1995 IN CONNECTION WITH THE HABITAT FOR HUMANITY 5K RUN.

* * * *

95-34 The City Clerk read a proposed ordinance designating U.S. Long Distance (USLD) as the default carrier for long distance service on all coin-operated telephones located on the City property, right-of-way, and authorizing the City Manager or his designee to negotiate a contract with USLD to provide the default long distance telephone service.

Ms. Billa Burke made a motion to approve the ordinance. Mr. Avila seconded the motion.

Mr. William Arnette, Supervisor of Public Utilities, explained the process of screening and evaluating the three proposals submitted, and addressed the selection criteria. He explained the selection committee's recommendation of the highest-qualified proposer, U.S. Long Distance, noting that that firm was some \$125,000 higher than AT&T.

The following persons appeared to speak:

Mr. Randy Hays, representing AT&T, spoke to the preponderance of AT&T service nationwide, and questioned one element of the Request for Proposal and its application, relative to "operator service charges". He stated his belief that USLD's charges in this area are some three times higher than those of AT&T, and expressed his opinion that San Antonio citizens and visitors may be overcharged, as a result. He then spoke to his perception of other advantages of AT&T.

Mr. Greg Carter, representing U.S. Long Distance, noted that his firm is based in San Antonio, and spoke to its local ties and commitments. He then spoke in rebuttal to the previous speaker's claims, stating his belief that his firm's quote for costs in "operator service charges" were in full compliance with the Request For Proposal.

Mr. Ken Melley, USLD, provided specifics of his firm's proposal.

Ms. Gloria Parra, representing the Communications Workers of America local union, stated that her union represents a majority of AT&T's 2,300 local employees in San Antonio, and spoke to her union local's contributions to San Antonio. She stated that some 75 per cent of the local AT&T employees she represents are minorities, and stated her belief that some operators will lose their jobs if AT&T doesn't retain this business.

Ms. Alice B. Naranjo, also representing the CWA local, stated that AT&T strives for customer satisfaction, and reiterated earlier estimates that some operators will lose their jobs if AT&T doesn't get this business.

* * * *

Mr. Arnette addressed details of the RFP and the reasons for omitting the category of 'operating costs', noting that responders were asked to bid on 'cost per minute of service'. He then compared the responses of the two firms at issue today.

Mr. Marbut stated that he would be abstaining from speaking to this matter or voting on it.

In response to a question by Mr. Billa Burke, Ms. Terry Williams, Economic Development Department, spoke to minority participation rates of the various proposals, noting that none of them met the City's minority goals. She then discussed the "good faith effort" criteria used in the RFPs.

Ms. McClendon spoke to the need to postpone action on this matter for perhaps two weeks, and addressed the need for minority participation. She asked the City Attorney to look into why the City's minority participation goals were not included in the RFP.

Ms. McClendon made a substitute motion to postpone consideration of this item for a period of two weeks. Ms. Billa Burke seconded the motion.

Discussion then took place concerning the possible impact of a two-week delay in action on this item, during which Mr. Arnette stated his opinion that such a delay would not adversely affect the City.

After discussion, the substitute motion prevailed by the following vote: AYES: Flores, McClendon, Billa Burke, Avila, Solis, Herrera, Peak, Webster, Thornton. NAYS: None. ABSENT: Ross. ABSTAIN: Marbut.

The main motion, as substituted, then prevailed by the following vote: AYES: Flores, McClendon, Billa Burke, Avila, Solis, Herrera, Peak, Webster, Thornton. NAYS: None. ABSENT: Ross. ABSTAIN: Marbut.

The matter was postponed for a period of two weeks.

95-34 It was the concensus of City Council members present, at the request of Mayor Thornton, to undertake consideration of Agenda Item 4F at this time.

Mayor Thornton explained that this proposed ordinance contains an immediate effective date, inasmuch as he would like for the new appointments to the VIA Metropolitan Transit board, made today, be immediately seated on that board in time for its scheduled 3:00 P.M. meeting so that they could participate in VIA budget discussions at that time.

Ms. Yolanda Ledesma, City Clerk's Office, explained that two appointments are requested today, from among the five nominees for the VIA board.

Ms. McClendon spoke to Mr. Charles Shannon's record of service, and made a motion that Mr. Shannon be named to the position vacated by the resignation of Mr. T.J. Connolly. Mr. Solis seconded the motion.

After discussion, the motion prevailed by the following vote; AYES: Flores, McClendon, Avila, Solis, Herrera, Marbut, Peak, Webster, Thornton. NAYS: None. ABSENT: Billa Burke, Ross.

At this time, Mr. Carlos Martinez and Mr. Walter Serna were nominated by City Council members to serve in the VIA board position vacated by Mr. Gilbert Lopez, and to fill his unexpired term. On the call of the roll, Council members Flores, Marbut, Peak and Webster voted for Mr. Martinez, while Council members McClendon, Billa Burke, Avila, Solis, Herrera, and Thornton voted for Mr. Serna. Council member Ross was absent. By virtue of having attained at least six votes, Mr. Serna was determined to be the winner to fill the unexpired term of Mr. Lopez.

Mr. Solis then made a motion to appoint Mr. Carlos A. Martinez to the Metropolitan Transit Authority effective upon the resignation or the removal of Ms. Trudy Rector, to serve for a term which shall expire January 1, 1996. Mr. Flores seconded the motion.

Mayor Thornton stated his opinion that it is wrong for Ms. Rector to remain on the VIA Metropolitan Transit board, when all other board members requested to resign did so. He noted that recent state legislation now gives the City Council the authority to remove one of its board appointees for cause. He then spoke to the problems associated with VIA, and expressed his opinion that there needs to be a 'clean slate', and addressed a memorandum to that effect. He also noted that a review now is taking place relative to the question of removal of a board member for cause.

Ms. McClendon spoke in agreement with the Mayor's remarks.

The motion then prevailed by the following vote: AYES: Flores, McClendon, Billa Burke, Avila, Solis, Herrera, Marbut, Peak, Webster, Thornton. NAYS: None. ABSENT: Ross.

The Clerk read the following Ordinance:

AN ORDINANCE 82,589

APPOINTING MEMBERS TO THE METROPOLITAN TRANSIT AUTHORITY.

* * * *

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

SECTION 1. Charles Shannon is hereby appointed to the VIA Metropolitan Transit Authority for a term of office to expire January 1, 1996. Mr. Shannon shall fill the unexpired term of T.J. Connolly, who resigned.

SECTION 2. Walter Serna Jr. is hereby appointed to the Metropolitan Transit Authority for a term of office to expire January 1, 1996. Mr. Serna shall fill the unexpired term of Gilbert Lopez, who resigned.

SECTION 3. Carlos A. Martinez is hereby appointed to the Metropolitan Transit Authority effective upon the resignation or the removal of Trudy Rector, to serve for a term which shall expire January 1, 1996.

SECTION 4. These appointments are made at this time because the VIA Trustees are beginning discussions on very important public issues including across-the-board fare hikes, bus advertising, privatization of van shuttles for the disabled, and myriad other proposals to raise revenues and cut costs, and because it is necessary for the City's representatives to be a part of these discussions, an emergency is declared so that this ordinance shall take effect immediately upon passage upon receipt of 8 affirmative votes or, otherwise, at the expiration of 10 days.

Mr. Solis made a motion to approve the Ordinance. Mr. Avila seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Flores, McClendon, Billa Burke, Avila, Solis, Herrera, Marbut, Peak, Webster, Thornton. NAYS: None. ABSENT: Ross.

- - -

95-34 The Clerk read the following Ordinance:

AN ORDINANCE 82,590

APPOINTING DAHLIA ZUNIGA ROJAS TO THE ADVISORY BOARD OF HEALTH OF THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT FOR A TERM OF OFFICE TO EXPIRE DECEMBER 31, 1998.

* * * *

Ms. Yolanda Ledesma, City Clerk's office, briefly explained the proposed board appointment.

Mr. Avila made a motion to approve the proposed Ordinance. Mr. Solis seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Flores, McClendon, Billa Burke, Avila, Solis, Herrera, Marbut, Peak, Webster, Thornton; NAYS: None; ABSENT: Ross.

- - -

95-34 The Clerk read the following Ordinance:

AN ORDINANCE 82,591

APPOINTING JOHN PADILLA AND MICHELLE MAYFIELD TO THE SAN ANTONIO AIDS/HIV COMMISSION.

* * * *

Ms. Yolanda Ledesma, City Clerk's office, briefly explained the proposed board appointments.

Ms. Billa Burke made a motion to approve the proposed Ordinance. Mr. Solis seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Flores, McClendon, Billa Burke, Solis, Herrera, Marbut, Webster, Thornton;

NAYS: None; ABSENT: Avila, Ross, Peak.

95-34 The Clerk read the following Ordinance:

AN ORDINANCE 82,592

APPOINTING ROBERT BRAUBACH AND CLAIRE GOLDEN TO THE HISTORIC AND DESIGN REVIEW COMMISSION.

* * * *

Ms. Yolanda Ledesma, City Clerk's office, briefly explained the proposed board appointments.

Mr. Webster made a motion to approve the proposed Ordinance. Mr. Marbut seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Flores, McClendon, Billa Burke, Solis, Herrera, Marbut, Peak, Webster, Thornton; NAYS: None; ABSENT: Avila, Ross.

95-34 Ms. Yolanda Ledesma, City Clerk's office, briefly explained the five available positions to be filled by representatives of the Hotel/Motel Association, and the nomination of Mr. Terry Tomko, Mr. Nick Ghawi, Mr. John Voegler, Mr. Frank Bruner, and Mr. Rod Siler to those positions.

Ms. McClendon made a motion to approve the appointments of the five nominees from the Hotel/Motel Association. Ms. Billa Burke seconded the motion.

After consideration, the motion prevailed by the following vote: AYES: Flores, McClendon, Billa Burke, Avila, Solis, Herrera, Marbut, Peak Webster, Thornton. NAYS: None. ABSENT: Ross.

Ms. Ledesma then explained the two available positions to be filled by representatives from Related Industries, and the nomination of Ms. Mary Rosales and Mr. Jesse Burciaga to those positions.

Mr. Solis made a motion to approve the appointments of the two nominees from the Related Industries. Mr. Herrera seconded the motion.

After consideration, the motion prevailed by the following vote: AYES: Flores, McClendon, Billa Burke, Avila, Solis, Herrera, Marbut, Peak, Webster, Thornton. NAYS: None. ABSENT: Ross.

Ms. Ledesma then explained that three positions are available for appointment from the General Community, and stated that nominations

are open from City Council members to fill those three positions.

Ms. Billa Burke made a motion to appoint Mr. Milton Guess to the first position. Mr. Avila seconded the motion.

After discussion, Mr. Guess was appointed to the first position by the following vote: AYES: Flores, McClendon, Billa Burke, Avila, Solis, Herrera, Marbut, Peak, Webster, Thornton. NAYS: None. ABSENT: Ross.

For the second available position from the General Community, Mr. Doug Bleach and Mr. Joel Klein were nominated by City Council members.

On the call of the roll, Council members Flores, McClendon, Billa Burke, Avila, Solis, Herrera, Peak and Webster voted for Mr. Bleach, while Council members Marbut and Thornton voted for Mr. Klein. Council member Ross was absent. By virtue of having attained at least six votes, Mr. Bleach was determined to be the winner of appointment to the second position from the General Community.

For the third available position from the General Community, Mr. Marco Barros and Ms. June Blum were nominated by City Council members.

On the call of the roll, Council members Flores, Billa Burke, Avila, Solis, Marbut and Peak voted for Mr. Barros, while Council members McClendon, Herrera, Webster and Thornton voted for Ms. Blum. Council member Ross was absent. By virtue of having attained at least six votes, Mr. Barros was determined to be the winner of appointment to the third position from the General Community.

The Clerk then read the following Ordinance:

AN ORDINANCE 82,593

APPOINTING MEMBERS TO THE CONVENTION AND VISITORS
BUREAU ADVISORY COMMITTEE.

* * * *

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

SECTION 1. The following members shall represent the Hotel/Motel Association:

Terry Tomko
St. Anthony Hotel

Frank Bruner
Airport Hilton

Nick Ghawi
St. Anthony Hotel

Rod Siler
Plaza San Antonio

John Voegler
La Mansion Hotel

SECTION 2. The following members shall represent the Related Industries:

Mary Rosales
(El Mercado)

Jesse Burciaga
(Restaurant Assn.)

SECTION 3. The following members shall represent the General Community:

Milton Guess

Doug Bleach

Marco Barros

SECTION 4. All terms of office shall expire on June 30, 1997.

Ms. Billa Burke then made a motion to approve the proposed Ordinance making the above appointments to the Convention and Visitors Bureau Advisory Committee. Mr. Flores seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Flores, McClendon, Billa Burke, Avila, Solis, Herrera, Marbut, Peak, Webster, Thornton. NAYS: None. ABSENT: None.

- - -
95-34 Ms. Yolanda Ledesma, City Clerk's office, briefly explained that five positions are available for appointment to the Planning Commission.

Mr. Peak made a motion to reappoint Mr. Jack Inselmann, Ms. Theresa Giolma, Ms. Debra Ann Guerrero and Mr. Edward Cross II to the Planning Commission. Mr. Solis seconded the motion.

After discussion, the motion prevailed by the following vote: AYES: Flores, McClendon, Billa Burke, Avila, Solis, Herrera, marbut, Peak, Webster, Thornton. NAYS: None. ABSENT: Ross.

Ms. McClendon then nominated Mr. Edward Garza for the fifth and final open position for the Planning Commission. Mr. Peak nominated Mr. Charles Connor for the same position, and Mr. Marbut then nominated Mr. Robert Wandrisco for the final position.

On the call of the roll, Mr. Flores, Mr. Herrera, Mr. Marbut and Mr. Webster voted for Mr. Wandrisco; Ms. McClendon and Ms. Billa Burke voted for Mr. Garza; and Mr. Solis, Mr. Peak and Mayor Thornton voted for Mr. Connor. Council member Ross was absent.

None of the nominees having obtained the necessary six votes for appointment on the above vote, Mayor Thornton asked that a second roll call vote be taken on this appointment.

On the second call of the roll, Mr. Flores, Ms. McClendon, Ms. Billa Burke, Mr. Avila, Mr. Solis, Mr. Herrera, Mr. Marbut, Mr. Peak, Mr. Webster and Mayor Thornton voted for Mr. Wandrisco. Council member Ross was absent. By virtue of having obtained at least six votes, Mr. Wandrisco was determined to be the winner for appointment to the fifth and final position open for appointment to the Planning Commission.

The Clerk read the following Ordinance:

AN ORDINANCE 82,594

APPOINTING MEMBERS TO THE PLANNING COMMISSION.

* * * *

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

The following members are hereby appointed to the Planning Commission for terms of office to expire July 31, 1997:

Jack Inselmann

Theresa Giolma

Debra Ann Guerrero

Edward Cross, II

Robert Wandrisco

Ms. Billa Burke made a motion to approve the Ordinance, making the above-named appointments. Mr. Peak seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Flores, McClendon, Billa Burke, Avila, Solis, Herrera, Marbut, Peak, Webster, Thornton. NAYS: None. ABSENT: Ross.

- - -

95-34 RESERVOIR OF 'POOLED TALENT' FOR BOARD APPOINTMENTS

Mayor Thornton spoke to the need for the City to establish and maintain a reservoir of 'pooled talent' from which future board and/or commission appointments may be made, noting that many worthy appointees may become frustrated, waiting to be selected. He spoke to the need to

find ways for such worthy future appointees to serve, perhaps on other boards or commissions.

95-34 Mayor Thornton stated that, since citizens are signed to speak to this matter, they will be heard before City Council takes action on appointments to the San Antonio Water System board.

(At this point, Mayor Thornton was obliged to leave the meeting. Mayor Pro Tem Marbut presided.)

The following persons appeared to speak:

Mr. Jack Finger, P.O. Box 12048, San Antonio, addressed the minority makeup of the SAWS board. A copy of his remarks is made a part of the papers of this meeting. He noted that 50 per cent of the board currently is made up of minorities, and spoke to the various nominees for the two available board positions and to their backgrounds. He also spoke to political contributions made to certain City Council members' campaigns by several prospective SAWS board members. He spoke to his concern for appearances in such cases, and asked Council members involved to at least abstain on this vote.

Ms. Billa Burke addressed her concerns with promises made by some persons involved in the surface water issue, such as augmentation of the aquifer, which she feels cannot work.

Mr. Peak addressed his concerns with the issue raised of whether paid political contributions would influence City Council votes.

Mr. Webster also stated his objection to the characterizations made by the speaker, Mr. Finger.

Mr. Marbut also addressed his concerns for the issue as well.

Mr. Tom Culbertson, Regional Clean Air and Water, noted that the goal is for the public to participate in this process, and spoke to the need for the City Council to have good engineering expertise on the SAWS board, suggesting Mr. Richard Beauvais for appointment. He reiterated the need for expertise on the board.

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

Mr. Solis spoke to the open process of the board nominations.

In response to a question by Mayor Thornton, City Clerk Norma S. Rodriguez stated that two SAWS board positions are currently open, and noted that the Mayor has the power to appoint the Chairman of the San Antonio Water System board, under the SAWS by-laws.

Mayor Thornton spoke to his desire to have Mr. Juan Patlan appointed to the SAWS board, and to appoint him as its new Chairman.

Mr. Patlan was then nominated for appointment to the San Antonio Water System board.

After discussion, the motion to approve the appointment of Mr. Juan Patlan to the San Antonio Water System board was approved by the following vote: AYES: Flores, McClendon, Billa Burke, Avila, Solis, Herrera, Marbut, Peak, Webster, Thornton. NAYS: None. ABSENT: Ross.

For the second vacant position on the board of San Antonio Water System, nominations were made for Mr. Arturo S. Sanchez and Mr. Norman T. Dugas, Jr.

After discussion, on the call of the roll, City Council members Flores, McClendon, Billa Burke, Solis, Herrera, Marbut, Peak, Webster and Thornton voted for Mr. Dugas, while Council member Avila voted for Mr. Sanchez. Council member Ross was absent. By virtue of attaining at least six votes of City Council members, Mr. Dugas was approved for appointment to the second open position on the SAWS board.

The Clerk read the following Ordinance:

AN ORDINANCE 82,595

APPOINTING JUAN J. PATLAN AND NORMAN T. DUGAS TO THE SAN ANTONIO WATER SYSTEM BOARD OF TRUSTEES.

* * * *

Mr. Solis made a motion to approve the appointments of Mr. Patlan and Mr. Dugas to the board of San Antonio Water System. Ms. Billa Burke seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Flores, McClendon, Billa Burke, Avila, Solis, Herrera, Marbut, Peak, Webster, Thornton. NAYS: None. ABSENT: Ross.

Mayor Thornton noted that the Council is confident that this process for board appointments is the best and most open process, and stated that there are more worthy board appointees available than there are board positions available.

Mr. Solis thanked the Council committee for this new process for making appointments to City boards and commissions.

Mayor Thornton stated that he would name Mr. Juan Patlan to be the new Chairman of the San Antonio Water System board.

After discussion, Ms. Billa Burke made a motion to ratify the Mayor's appointment of Mr. Juan Patlan as Chairman of the San Antonio Water System board by a formal vote of City Council. Mr. Solis seconded the motion.

The motion prevailed by the following vote: AYES: Flores, McClendon, Billa Burke, Avila, Solis, Herrera, Marbut, Peak, Webster, Thornton. NAYS: None. ABSENT: Ross.

95-34 The Clerk read the following Ordinance:

AN ORDINANCE 82,596

ACCEPTING THE LOW, QUALIFIED BID OF WINTERS CONSTRUCTION, INC. IN THE AMOUNT OF \$853,909.00 IN CONNECTION WITH THE MCCRELESS BRANCH LIBRARY COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) RENOVATION PROJECT; AUTHORIZING A CONTRACT; REVISING THE PROJECT BUDGET; AUTHORIZING \$85,391.00 FOR MISCELLANEOUS CONSTRUCTION CONTINGENCY EXPENSES; AUTHORIZING \$800.00 FOR ADVERTISING EXPENSES; AND PROVIDING FOR PAYMENT.

* * * *

Ms. Billa Burke made a motion to approve the proposed Ordinance. Mr. Webster seconded the motion.

Mr. John German, Director of Public Works, briefly explained details of the renovation of McCreless Branch Library with Community Development Block Grant funds, adding some 6,000 square feet of space.

Ms. Billa Burke spoke to the need for the renovations.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Flores, McClendon, Billa Burke, Avila, Peak, Webster, Thornton; NAYS: None; ABSENT: Solis, Herrera, Ross, Marbut.

95-34 TRAVEL AUTHORIZATION - Granted:

Councilman Howard W. Peak, to travel to Denver, Colorado from August 5, 1995 to August 08, 1995, to attend Institute of Transportation Engineers (ITE) 65th Annual Meeting.

* * * *

95-34 The Clerk read the following Ordinance:

AN ORDINANCE 82,597

AUTHORIZING THE EXPENDITURE OF \$1,774.00 FROM THE DISTRICT 3 DISCRETIONARY FUNDS ACCOUNT TO PAY THE HIGHLAND ROCKETS POP WARNER FOOTBALL TEAM'S PLAYING FIELD RENTAL FEES OWED TO THE CITY PARKS & RECREATION DEPARTMENT, AS REQUESTED BY COUNCILWOMAN LYNDA BILLA BURKE.

* * * *

Mr. Avila made a motion to approve the proposed Ordinance. Ms. Billa Burke seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Flores, McClendon, Avila, Peak, Webster, Thornton; NAYS: None; ABSENT: Billa Burke, Solis, Herrera, Ross, Marbut.

95-34 TRAVEL AUTHORIZATION - Granted:

Mayor William E. Thornton to travel to Monterrey and Guadalajara, from August 19, 1995 to August 22, 1995, to visit San Antonio Trade offices in Guadalajara and Monterrey.

* * * *

Councilman Roger Flores II to travel to Guadalajara and Monterrey, Mexico from August 19, 1995 to August 22, 1995, to visit San Antonio Trade Offices in Guadalajara and Monterrey, Mexico in order to meet with key business and government leaders.

* * * *

Mr. Avila made a motion to approve the travel authorization, Ms. McClendon seconded the motion.

Mayor Thornton urged City Council members and other interested citizens to attend, especially business people.

After consideration, the motion prevailed by the following vote: AYES: Flores, McClendon, Avila, Peak, Webster, Thornton; NAYS: None; ABSENT: Billa Burke, Solis, Herrera, Ross, Marbut.

95-34 City Council recessed its regular meeting at 2:49 P.M. to convene in Executive Session for a Staff Briefing on the legal status of the renovation of 107 East Martin Street (River City Carbarret),

reconvening in regular session at 3:25 P.M., at which time Mayor Thornton stated that City Council gave direction to City staff during the Executive Session, but took no formal action.

95-34

CITIZENS TO BE HEARD

MR. KARL WURZ

Mr. Karl Wurz read a prepared statement to the Council on the subject, "Central Library Competition Precept Violated Design Fails to Live Up to The Promise," a copy of his statement is on file with the papers of this meeting.

95-34 There being no further business to come before the Council, the meeting was adjourned at 5:07 P.M.

A P P R O V E D



M A Y O R

Attest:



C I T Y C L E R K

Aug. 03, 1995
bgg

20

95-34 PETITIONS

August 3, 1995

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

The following petition was received in my office and forwarded to the appropriate department for investigation and report to the City Council:

July 20, 1995

Petition submitted by Mr. Roland Thomas, Marie McGuire Apartments, #401, 211 N. Alamo, San Antonio, Texas, 78205, on behalf of concerned residents in the area, requesting the removal of a sign advertising the Sheraton Gunter Hotel. Their concern centers about the sign being a health hazard.

/s/ Norma S. Rodriguez
City Clerk

Aug. 03, 1995
bgg