

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO, HELD IN
THE COUNCIL CHAMBERS, MUNICIPAL
PLAZA BUILDING, THURSDAY, JANUARY
4, 1996.

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96-01 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.

Discussion regarding Charter Review Committee Report
Presentation by Mr. Gilbert Vasquez, Chair of the Committee. City Council concurred to hold a Public Hearing on January 25, 1996 at 7:00 P.M. in the City Council Chamber, Municipal Plaza Building, to seek public opinion and input on amendments to the San Antonio City Charter before considering any amendments/propositions for placement on a ballot for a future Charter Revision Election.

Adjourned 11:35 A.M.

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96-01 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.

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96-01 Invocation - Reverend Herman Price, Jr., St. John's Missionary Baptist Church.

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96-01 Pledge of Allegiance to the flag of the United States.

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96-01 STATE OF THE CITY OF SAN ANTONIO

Mayor Thornton presented his State of the City of San Antonio report listing past accomplishments during the past six months and detailing new goods and objectives for the coming year. (A copy of which is made a part of the papers of this meeting.)

Mr. Peak spoke to the challenges and accomplishments of City Council in 1995, led by the Kelly Air Force Base closure issue, noting that the Council's visions must become a reality. He thanked City staff for its hard work on this issue.

Mr. Webster stated that he was impressed by the City Council working together for the City, and stressed the support for small and local businesses.

Mr. Solis stated that the City Council attacks tough issues without dividing itself, and noted that cuts in federal spending programs will be a challenge to San Antonio, to protect the citizens' quality of life. He thanked in particular Frost and Broadway Banks for their help when local federal workers were furloughed.

Mayor Thornton spoke to the need to be more proactive in 1996.

96-01 CONSENT AGENDA

Mr. Avila made a motion to approve Agenda Items 6 through 15c, constituting the Consent Agenda. Ms. Billa Burke seconded the motion.

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

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AN ORDINANCE 83,378

ACCEPTING TH LOW, QUALIFIED BID OF TELETASK, INC. TO FURNISH THE CITY OF SAN ANTONIO HEALTH DEPARTMENT AND INFORMATION SERVICES DEPARTMENT WITH AN AUTODIALER AND VOICE RESPONSE SYSTEM FOR A TOTAL OF \$16,450.00.

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AN ORDINANCE 83,379

ACCEPTING THE LOW BID OF HOLT COMPANY OF TEXAS TO FURNISH THE CITY OF SAN ANTONIO AUTOMOTIVE OPERATIONS AND THE PUBLIC WORKS DEPARTMENT WITH AN EARTH MOVING BULLDOZER FOR A TOTAL OF \$139,199.00.

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AN ORDINANCE 83,380 .

ACCEPTING THE LOW BID OF INDUSTRIAL DISPOSAL SUPPLY COMPANY TO FURNISH THE CITY OF SAN ANTONIO AUTOMOTIVE OPERATIONS AND PUBLIC WORKS DEPARTMENT WITH TRUCK MOUNTED SWEEPERS FOR A TOTAL OF \$491,100.00.

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AN ORDINANCE 83,381 .

AUTHORIZING THE EXECUTION OF FIELD ALTERATION NO. 1, IN THE AMOUNT OF \$107,937.75, TO THE CONTRACT WITH YANTIS CORPORATION FOR THE GENERAL AVIATION SERVICE CENTER CONSTRUCTION PROJECT AT SAN ANTONIO INTERNATIONAL AIRPORT; REVISING THE BUDGET FOR SAID PROJECT; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 83,382 .

AUTHORIZING THE EXECUTION OF FIELD ALTERATION NO. 2, IN THE AMOUNT OF \$39,210.00, TO THE CONTRACT WITH YANTIS CORPORATION FOR THE GENERAL AVIATION SERVICE CENTER CONSTRUCTION PROJECT AT SAN ANTONIO INTERNATIONAL AIRPORT; REVISING THE BUDGET FOR SAID PROJECT; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 83,383 .

RATIFYING FIELD ALTERATION NO. 1 IN THE AMOUNT OF \$12,000.00 WITH SAN ANTONIO QUALITY FENCE CO., INC. IN CONNECTION WITH THE CITY-WIDE FENCE CONTRACT, PHASE II PROJECT; AMENDING THE CONSTRUCTION CONTINGENCY; AUTHORIZING \$2,694.89 FOR ASSOCIATED EXPENSES; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 83,384 .

RATIFYING FIELD ALTERATION NO. 2 IN THE AMOUNT OF \$4,533.00 WITH SAN ANTONIO QUALITY FENCE CO., INC. IN CONNECTION WITH THE CITY-WIDE FENCE CONTRACT, PHASE II PROJECT; AMENDING THE CONSTRUCTION CONTINGENCY AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 83,385

AUTHORIZING THE ACCEPTANCE OF A \$272,350.00 CASH GRANT AWARD FROM THE TEXAS COMMISSION ON ALCOHOL AND DRUG ABUSE (TCADA) TO CONTINUE FUNDING THE MATERNAL RESIDENTIAL TREATMENT PROJECT IN THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT (SAMHD) FOR THE PERIOD SEPTEMBER 30, 1995 THROUGH SEPTEMBER 29, 1996; ESTABLISHING A FUND; ADOPTING A BUDGET; AND AUTHORIZING SUB-CONTRACT UNDER THIS AWARD.

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AN ORDINANCE 83,386

AUTHORIZING THE ACCEPTANCE OF TWO GRANTS FROM THE TEXAS COMMISSION ON THE ARTS TOTALING \$25,340.00 TO SUPPLEMENT THE FUNDING OF THE JEWISH BOOK FAIR AND SUPPORT ON GOING OPERATIONS IN TECHNICAL ASSISTANCE, MARKETING AND AUDIENCE DEVELOPMENT AND THE ARTS IN EDUCATION DURING FISCAL YEAR 1995-96 IN A MANNER CONSISTENT WITH THE DEPARTMENT OF ARTS AND CULTURAL AFFAIRS STRATEGIC PLAN.

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AN ORDINANCE 83,387

APPOINTING SALLIE F. SCOTT (DISTRICT 4) TO THE ANIMAL CONTROL ADVISORY BOARD FOR A TERM OF OFFICE TO EXPIRE ON APRIL 3, 1998.

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AN ORDINANCE 83,388

APPOINTING FRANCES LINDA IVY (DISTRICT 3) TO THE DISABILITY ACCESS ADVISORY COMMITTEE FOR A TERM OF OFFICE ON JUNE 30, 1998.

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AN ORDINANCE 83,389

APPOINTING JAMES A. GOMEZ (DISTRICT 10) TO THE SAN ANTONIO COMMISSION ON LITERACY FOR A TERM OF OFFICE TO EXPIRE ON SEPTEMBER 15, 1997.

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96-01 The Clerk read the following Ordinance:

AN ORDINANCE 83,390

AMENDING SECTION 19-292(C) OF THE CITY CODE OF THE CITY OF SAN ANTONIO, TO REQUIRE TRUCKS OVER 18,000 POUNDS GROSS WEIGHT RATING TO PROCEED BY THE SHORTEST POSSIBLE ROUTE, CONSISTING OF CITY ARTERIAL STREETS TO OR FROM THE NEAREST TRUCK ROUTE WHERE THE POINT OF ORIGIN OR DESTINATION IS NOT ON A TRUCK ROUTE BUT IS ON A CITY ARTERIAL STREET, AND AMENDING SECTION 19-292(E) TO PROVIDE THAT ANY VIOLATION OF SECTION 19-292(E) TO PROVIDE THAT ANY VIOLATION OF SECTION 19-292 SHALL BE PUNISHED BY A FINE NOT EXCEEDING \$500.00.

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

Mr. Clarence Dougherty, Assistant Director of Public Works, spoke to the proposed enhancement of an existing City ordinance regulating large trucks using residential streets. He narrated a video presentation of examples of the proposed new amendments and their impact.

Mr. Peak stated that this is but one of a planned series of neighborhood traffic control measures, and he spoke to its impact and benefits. He stated his opinion that 'outside vendors' are the primary problem in this area, and he lauded HEB Foodstores for its proactive program of neighborhood truck control. He also asked that new signage and street markings be implemented.

Mr. Webster spoke to his concern with enforceability of the proposed ordinance, and of the need to let everyone know of the new regulations.

Police Chief Al Philippus noted that police officers need to be trained to control this.

Mr. Alexander E. Briseno, City Manager, noted that this Ordinance has penal provisions, and will, as a result, be published.

Mr. Marbut spoke to the importance of this Ordinance to neighborhoods and the matter of safety.

Mr. Avila thanked Mr. Peak for his work on this matter, and spoke to safety and street deterioration as a result of heavy truck traffic.

Mr. Solis noted that the truck-traffic problem is citywide, and spoke to the need to look at a possible rotation-rate by VIA

Metropolitan Transit to take the day-in/day-out impact off certain residential streets, as well.

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.

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96-01

GREATER KELLY DEVELOPMENT CORPORATION

Mayor Thornton read a reminder that the deadline to receive applications for the Greater Kelly Development Corporation is Friday, January 5, 1996 at 4:30 P.M. The interviews shall be on January 11, 1996 at 3:00 P.M. during the Council's "A" Session. He reminded City Councilpersons to please review the applications immediately upon receipt, and submit their nominations to the City Clerk's Office by Monday, January 7, 1996 by close of business.

A copy of his remarks is made a part of the papers of this meeting.

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96-01

The Clerk read the following Ordinance:

AN ORDINANCE 83,391

AUTHORIZING THE NEGOTIATION AND EXECUTION OF CONTRACTS WITH THE FIRMS OF AKIN, GUMP, STRAUSS, HAUER & FELD, L.L.P. AND ARTER & HADDEN FOR CONSULTANT SERVICES FOR THE CITY'S FEDERAL INITIATIVES PROGRAM DURING THE 2ND SESSION OF THE 104TH CONGRESS IN THE TOTAL AMOUNT OF \$192,000.00; AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE UPON EIGHT (8) AFFIRMATIVE VOTES.

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

Ms. Myra Leo, Director of Intergovernmental Relations, explained the selection process used by the City Council ad hoc committee, and addressed the past 'track record' of the Akin Gump Strauss Hauer & Feld, LLP firm. She stated that a Council work session will be held in the next few weeks to prioritize the City's Federal Initiatives Program.

Mr. Solis spoke to the selection process and the importance of San Antonio's representation in Washington, D.C.

Mr. Webster addressed the vital nature of that representation.

Mr. Flores spoke of the selection and decision as a good one.

Mayor Thornton stated that this is an important decision for the Council.

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, Peak, Webster, Thornton; NAYS: None; ABSTAIN: Marbut; ABSENT: Ross.

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96-01 Agenda Item 18, being a proposed ordinance selecting Ford, Powell, Carson Architects, Inc. to prepare a Woodlawn Lake Park Master Plan for use in developing projects for this park funded out of the 1994 Parks General Obligation Bond Issue; authorizing the negotiation of a contract up to \$27,000.00; revising the project budget and transferring funds; and providing for payment, was earlier removed from consideration by the City Manager.

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96-01 The Clerk read the following Ordinance:

AN ORDINANCE 83,392

ACCEPTING THE LOW, QUALIFIED BID OF MARSHALL DISTRIBUTING CO. TO FURNISH THE CITY OF SAN ANTONIO WITH GASOLINE IN TRANSPORT LOADS ON AN ANNUAL CONTRACT BASIS FOR A TOTAL OF \$1,930,000.00.

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

Ms. Janie Cantu, Director of Purchasing & General Services, explained the contract details for furnishing the City with gasoline in transport loads and the specifications of the bid, including environmental concerns. She narrated a brief video presentation on the recommendation.

Mr. Dan Cardenas, Assistant Director of Public Works for Solid Waste, provided an overview of the City's Ozone Action Day Plan and its implications, narrating a brief video presentation on the topic. He spoke to Ozone Action Days and the reduction in emissions, addressing revisions to be made to the Ozone Action Day Plan.

Mayor Thornton thanked Diamond Shamrock for graciously withdrawing their bid.

Mr. Peak spoke to the emphasis on the use of reformulated fuels, and the interest in reduction of emissions on the part of the Texas Natural Resources Conservation Commission (TNRCC).

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, Peak, Webster, Thornton; NAYS: None; ABSTAIN: Marbut; ABSENT: Ross.

96-01 The Clerk read the following Ordinance:

AN ORDINANCE 83,393

ACCEPTING THE LOW, QUALIFIED BID OF COASTAL REFINING AND MARKETING, INC. TO FURNISH THE CITY OF SAN ANTONIO WITH DIESEL FUEL ON AN ANNUAL CONTRACT BASIS FOR A TOTAL OF APPROXIMATELY \$936,000.00.

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

Ms. Janie Cantu, Director of Purchasing & General Services, briefly explained the proposal to furnish the City with diesel fuel.

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, Peak, Webster, Thornton; NAYS: None; ABSTAIN: Marbut; ABSENT: Ross.

96-01 The Clerk read the following Ordinance:

AN ORDINANCE 83,394

AUTHORIZING THE EXPENDITURE OF \$538.75 FROM THE DISTRICT 7 CONTINGENCY ACCOUNT FUND IN SUPPORT OF THE CITY'S YOUTH RECREATION PROGRAM BY HELPING BRAUN STATION EAST COMMUNITY IMPROVEMENT ASSOCIATION TO PAY FOR REPLACEMENT PLAYGROUND EQUIPMENT AND UPGRADE SAFETY FEATURES ON EXISTING PLAY STRUCTURES, AS REQUESTED BY COUNCILMAN BOB ROSS.

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Mr. Avila made a motion to approve the proposed Ordinance. Ms. McClendon 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, Webster, Thornton; NAYS: None; ABSENT: Ross, Marbut, Peak.

96-01 TRAVEL AUTHORIZATION - Granted:

Mayor William E. Thornton to travel to Abilene, Texas from January 10, 1996 to January 10, 1996, to speak to the Kiwanis Club.

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Mayor Thornton stated that this Travel Authorization will be for January 10, 1996 only, and involves no City funds whatsoever.

96-01 The Clerk read the following Ordinance:

AN ORDINANCE 83,395

AUTHORIZING THE EXPENDITURES OF \$100.00 FROM THE DISTRICT 6 CONTINGENCY ACCOUNT FUND TO HELP DEFRAY COSTS INVOLVED IN PUTTING TOGETHER THE LOVING DOZENS' "14TH ANNUAL 12-DAYS OF CHRISTMAS GALA AND LIVE AUCTION" TO RAISE MONIES TO PURCHASE CHRISTMAS GIFTS FOR NEEDY CHILDREN, AS REQUESTED BY COUNCILMAN ROBERT A. HERRERA.

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Ms. McClendon made a motion to approve the proposed Ordinance. Mr. Herrera 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, Webster, Thornton; NAYS: None; ABSENT: Ross, Marbut, Peak.

96-01 TRAVEL AUTHORIZATION - Granted:

Mayor Pro Tem Jeff S. Webster to travel to San Diego, California from January 08, 1996 to January 09, 1996, to attend the Professional Convention Management Association In San Diego, California.

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96-01

EXECUTIVE SESSION ITEMS PULLED

City Clerk Norma S. Rodriguez stated for the record that the City Attorney has pulled from consideration today the two listed items on the Executive Session agenda.

96-01 City Council recessed its regular session at 2:25 P.M., reconvening at 2:34 P.M., recessing immediately into an informal "B" Session.

96-01

"B" SESSION: TIP/MPO PROGRAM

During the "B" Session on the presentation of projects for the FY 1997-99 Transportation Improvement Program to be submitted to the Metropolitan Planning Organization, City Council voted to move Items 28 and 29 on the listing of Proposed Rank Order of TIP Projects for FY 1999 (Attachment #3) ahead of Item 15, and to submit the first 17 Items to the MPO, with formal consideration of this proposed action by City Council to be placed on the Council's Agenda of January 18, 1996.

Motion to that effect was made by Mr. Solis, seconded by Mr. Avila.

After consideration, the motion prevailed by the following vote; AYES: Flores, McClendon, Billa Burke, Avila, Solis, Thornton. NAYS: Webster. ABSENT: Herrera, Ross, Marbut, Peak.

96-01 City Council adjourned its "B" Session at 3:10 P.M. and reconvened the regular "A" session at 3:15 P.M.

96-01

CITIZENS TO BE HEARD

Mrs. Patsy Cheyney, Volunteer, San Antonio Alliance for the Mentally Ill, spoke to her concern with the plight of the mentally ill especially those who are sent to maximum security prisons. She also expressed concern about the process which is utilized to assess these individuals. She made reference to proposed legislation which addressed this concern and had been introduced by State Representative Longoria. She is planning to ask Representative Longoria to file the legislation again and asked the City Council to support him in this effort.

96-01 City Council recessed its regular meeting at 3:23 P.M., at the conclusion of Ms. Cheyney's remarks, and reconvened at 3:30 P.M.

96-01 PUBLIC HEARING AND CONSIDERATION OF ORDINANCE ON PROPOSED CHANGES TO STATE ENTERPRISE ZONE APPLICATION.

Mayor Thornton declared the Public Hearing to be open.

Mr. Manuel Longoria, Assistant Director of Economic Development, and Ms. Claudia Mora, Economic Development Manager, explained the proposed modifications to the Enterprise Zones, narrating a video presentation on the matter. They addressed certain statistics of the three Enterprise Zones in the city.

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

The City Clerk read the following caption:

AN ORDINANCE 83,396

NOMINATING THREE AREAS AS ENTERPRISE ZONES PURSUANT TO THE TEXAS ENTERPRISE ZONE ACT (TEXAS GOVERNMENT CODE, CHAPTER 2303); PROVIDING TAX AND OTHER INCENTIVES; DESIGNATING AN AUTHORIZED REPRESENTATIVE TO ACT IN ALL MATTERS PERTAINING TO THE NOMINATION AND DESIGNATION OF THE AREAS DESCRIBED HEREIN AS ENTERPRISE ZONES AND REINVESTMENT ZONES (TEXAS TAX CODE, CHAPTER 312); DESIGNATING A LIAISON TO ACT ON ALL MATTERS PERTAINING TO THE ENTERPRISE ZONE ACT ONCE DESIGNATED BY THE TEXAS DEPARTMENT OF COMMERCE (TDOC); AND AUTHORIZING THE SUBMISSION OF APPLICATION AND FEES TO TDOC.

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

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

96-01 City Council recessed its regular session at 3:40 P.M., reconvening at 5:00 P.M. for a continuation of Citizens to be Heard.

CHILI QUEENS AT MARKET SQUARE

Ms. Corinna Huron, President o the Chili Queens del Mercado, representing the Association, appeared to speak to the City Council relative to their petition to allow them permission to make the Chili Queens a permanent fixture at Market Square. They are requesting five permanent food booths at Market Square which they plan to use to serve Mexican food.

Councilman Flores stated that he has met with the members of this Association on various occasions and is supportive of their request. He then spoke to the history of Chili Queens at Market Square. He advised the City Council that he plans to visit with Mr. Ron Darner, Director of Parks and Recreation, and with Mr. Robert Tagle, Market Manager, on this issue and will report back to City Council on what is finally resolved.

Councilman Solis also stated that he is familiar with this request and is also supportive of their petition. He stated that a resolution of this issue should be equitable to all parties involved.

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MR. DON WILKINS CASTILLO

Mr. Don Wilkins Castillo, 910 No. Frio, spoke to the conditions of the Parkside Apartments and his decision to move out of these apartments. He stated that while these apartments are HUD subdized, they are not up to proper standards. He also asked that the City Code Compliance Department investigate the condition of these units.

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96-01 REPLACEMENT OF ELEVATORS AT THE TOWER OF THE AMERICAS

(Individuals from Otis Elevators had signed up to speak, but were not present at the time they were called - In response to a question by Councilman Solis, Mr. Darner stated that bids were let out in late December on replacement of elevators at the Tower of the Americas, and the bid from OMNI appeared to be the best apparent bidder. He did not know why Otis representatives had signed up, since they had not placed a bid for this project. He also stated that the bid award will not be coming to Council for another two weeks.

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96-01 There being no further business to come before the Council, the meeting was adjourned at 5:20 P.M.

A P P R O V E D


M A Y O R

Attest:


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