

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO, HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY, FEBRUARY 18, 1993.

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The meeting was called to order by the Presiding Officer, Mayor Pro Tem Pierce, in the temporary absence of Mayor Wolff, with the following members present: PEREZ, PIERCE, BILLA BURKE, NIETO, SOLIS, AYALA, VERA, THORNTON, LABATT, LARSON, WOLFF. Absent: NONE.

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- 93-07 Invocation - Reverend Ron Hill, Trinity Baptist Church.
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- 93-07 Pledge of Allegiance to the flag of the United States.
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- 93-07 Minutes of the December 22, 1992 Regular City Council Meeting were approved.
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- 93-07 SOUTHWEST INDEPENDENT SCHOOL DISTRICT BOARD OF TRUSTEES

Mayor Pro Tem Pierce stated that the Southwest Independent School District's Board of Trustees recently was rated among the top 10 school boards in the state of Texas, and stated that the board has been invited to today's City Council meeting to receive a Citation because of that statewide honor.

Mr. Richard Clifford, Superintendent, then introduced three members of his school board, and spoke to details of the recent honor given the board.

Mayor Pro Tem Pierce then read the following Citation:

"To Southwest Independent School District's Board of Trustees in recognition of being recently named one of the top ten school boards in the state of Texas by the Texas Association of School Boards. This impressive ranking over 1,057 other school boards throughout the state clearly illustrates each member's dedication and commitment to excellence. You are to be commended for your role in assuring that the children in your district have an opportunity to develop to their fullest potential. You have brought great honor to your district as well as the entire City of San Antonio.

"The Mayor and members of the City Council officially commend you for your signal achievement and offer best wishes for continued success."

(At this point, Mayor Wolff arrived at the meeting to preside.)

Mayor Wolff presented the Citation to the assembled board members and spoke of the excellent job being done in making education in the Southwest ISD a success.

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93-07

TEXAS RESTAURANT ASSOCIATION PRESIDENT

Mayor Wolff noted that Mr. Bill Daniel, current President of the Texas Restaurant Association, is visiting San Antonio to help kick off the Education First Program for the San Antonio Restaurant Association. He noted that others are accompanying Mr. Daniel to the Council meeting today, including Mr. David Cortez, President-elect of the Texas Restaurant Association; Mr. Jesse Burciaga, President of the San Antonio Restaurant Association; and Ms. Yolanda Arellano, its Executive Director.

Mayor Wolff then read the formal Proclamation designating Mr. Daniel an Alcalde of La Villita, and presented it to him.

Mr. Daniel spoke to the growth of the restaurant industry, and explained the details of the Education First Program, which encourages good scholarship among the student-employees of restaurants throughout San Antonio.

Mr. Perez spoke to the 'education focus' of Texas restaurants.

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93-07

RECOGNITION OF LONGTIME CITY EMPLOYEES

Mayor Wolff took note of the presence in the audience today of a large group of City employees, each celebrating their 30, 35 or 40-year anniversary of City employment, this year. He stated that each one is to be presented with special Certificates of Appreciation and lapel pins denoting their years of service to the citizens of San Antonio.

Mr. Alex Briseno, City Manager, stated that the annual Employees Appreciation Banquet is set for tomorrow night in order to honor City employees representing a total of 9,125 years of service to the City of San Antonio.

Mayor Wolff noted that the public is well-aware of the dedication and hard work of City employees, especially after the loss of more than 1,000 personnel positions in the past few years. He stated

that San Antonio delivers the best per-capita cost of services to citizens of those cities rated among the top 50 in the nation.

93-07 CONSENT AGENDA

Ms. Billa Burke made a motion to approve Agenda Items 9 through 37, constituting the Consent Agenda, and to pull Item #18 for Individual Consideration. Mr. Perez seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinances, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Wing, Solis, Ayala, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Vera.

AN ORDINANCE 77,375

ACCEPTING THE PROPOSAL OF MITCHELL INTERNATIONAL INC. TO FURNISH REFERENCE BOOKS FOR THE CITY OF SAN ANTONIO PUBLIC LIBRARY FOR A TOTAL OF \$6,887.00.

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AN ORDINANCE 77,376

ACCEPTING THE PROPOSAL OF SCHOLASTIC INC. TO FURNISH BOOKS FOR THE CITY OF SAN ANTONIO PUBLIC LIBRARY FOR A TOTAL OF \$4,555.65.

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AN ORDINANCE 77,377

ACCEPTING THE PROPOSAL OF HISTORIC RESOURCES, INC. TO FURNISH BOOKS FOR THE CITY OF SAN ANTONIO PUBLIC LIBRARY FOR A TOTAL OR \$36,708.00

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AN ORDINANCE 77,378

ACCEPTING THE PROPOSAL OF UNIVERSITY MICROFILMS INTERNATIONAL TO FURNISH A SUBSCRIPTIONS RENEWAL FOR THE CITY OF SAN ANTONIO PUBLIC LIBRARY FOR A TOTAL OF \$68,800.00.

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AN ORDINANCE 77,379

ACCEPTING THE PROPOSAL OF UNIVERSITY PUBLICATIONS OF AMERICA TO FURNISH BOOKS FOR THE CITY OF SAN ANTONIO PUBLIC LIBRARY FOR A TOTAL OF \$29,983.00.

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AN ORDINANCE 77,380

ACCEPTING THE LOW BIDS OF TOM JONES TV AND APPLIANCE AND SEARS CONTRACT SALES TO FURNISH THE CITY OF SAN ANTONIO FIRE DEPARTMENT WITH WINDOW AIR CONDITIONERS FOR A TOTAL OF \$15,637.61.

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AN ORDINANCE 77,381

ACCEPTING THE LOW BID OF PRO MED INC. TO FURNISH THE CITY OF SAN ANTONIO FIRE DEPARTMENT WITH PATIENT HANDLING EQUIPMENT FOR THE EMERGENCY MEDICAL SERVICES DIVISION FOR A TOTAL OF \$17,098.20.

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AN ORDINANCE 77,382

ACCEPTING THE LOW BIDS OF NORITSU AMERICA CORPORATION AND SOUTHWEST PHOTO SUPPLIES TO FURNISH THE CITY OF SAN ANTONIO POLICE DEPARTMENT WITH PHOTOGRAPHIC EQUIPMENT FOR A TOTAL OF \$56,101.90.

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AN ORDINANCE 77,383

ACCEPTING THE PROPOSAL OF SOFTSHARE TO FURNISH THE CITY OF SAN ANTONIO ECONOMIC DEVELOPMENT DEPARTMENT WITH A SOFTWARE LICENSE RENEWAL FOR A TOTAL OF \$4,503.08 ANNUALLY.

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AN ORDINANCE 77,384

ACCEPTING THE LOW BID OF MCQUAY SERVICE/SNYDER GENERAL CORPORATION TO FURNISH THE CITY OF SAN ANTONIO AVIATION DEPARTMENT WITH PURGE SYSTEM UPGRADE FOR A TOTAL OF \$3,544.00.

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AN ORDINANCE 77,385

ACCEPTING THE PROPOSAL OF MOTOROLA, INC. TO FURNISH THE CITY OF SAN ANTONIO AVIATION DEPARTMENT WITH RADIO SYSTEM BASE STATIONS FOR A TOTAL OF \$7,598.00.

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AN ORDINANCE 77,386

ACCEPTING THE LOW QUALIFIED BIDS OF O. M. SCOTT AND SONS CO., BWI-SCHULENBURG, WILBUR ELLIS CO./SOUTHERN DIVISION, ESTES INC., TERRA INTERNATIONAL INC. AND LESCO, INC. TO FURNISH THE CITY OF SAN ANTONIO PARKS AND RECREATION AND PUBLIC WORKS DEPARTMENTS WITH HERBICIDES AND INSECTICIDES FOR A TOTAL OF \$129,173.56.

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AN ORDINANCE 77,387

ACCEPTING THE LOW BID OF DIXIE OIL COMPANY TO FURNISH THE CITY OF SAN ANTONIO WITH KEROSENE ON AN ANNUAL CONTRACT BASIS FOR A TOTAL OF APPROXIMATELY \$3,000.00 ANNUALLY.

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AN ORDINANCE 77,388

AUTHORIZING THE EXECUTION OF A CONSTRUCTION CONTRACT WITH JAMES ROGERS PAINTING, INC. IN THE AMOUNT OF \$32,658.00 TO REPAINT THREE MUNICIPAL SWIMMING POOLS; AUTHORIZING \$2,000.00 IN CONSTRUCTION CONTINGENCIES; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 77,389

AUTHORIZING THE EXECUTION OF FIELD ALTERATION NO. 8 IN THE DECREASED AMOUNT OF \$141,010.34 TO THE CONTRACT WITH JOHN YANTIS CORPORATION IN CONNECTION WITH THE BITTERS ROAD--WEST AVE. TO TREASURE TRAIL--RECONSTRUCTION PROJECT.

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AN ORDINANCE 77,390

RATIFYING THE WORK AND AUTHORIZING ADDITIONAL FUNDS IN THE AMOUNT OF \$8,975.35 PAYABLE TO SEDA CONSULTING ENGINEERS, INC., FOR ADDITIONAL ENGINEERING SERVICES IN CONNECTION WITH THE RECONSTRUCTION OF GOLIAD ROAD FROM S.E. MILITARY DRIVE TO IH 410.

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AN ORDINANCE 77,391

ACCEPTING THE LOW, QUALIFIED BID OF S. A. WINCO, INC., IN THE AMOUNT OF \$527,997.56 IN CONNECTION WITH THE RECONSTRUCTION OF LORRAINE AVE. AND THELKA STREET FROM S. FLORES TO THE SAN ANTONIO RIVER PROJECT; AUTHORIZING A CONTRACT; REVISING THE PROJECT BUDGET; AUTHORIZING \$36,959.82 FOR CONSTRUCTION CONTINGENCIES, AND \$17,046.80 FOR PROJECT OVERSIGHT COSTS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 77,392

ACCEPTING THE LOW QUALIFIED BID OF SAN ANTONIO CONSTRUCTORS, INC. IN THE AMOUNT OF \$1,037,513.00 IN CONNECTION WITH THE RECONSTRUCTION OF BIGFOOT, RIPFORD AND GREEN FROM S. FLORES TO BURBANK LOOP ROAD PROJECT; AUTHORIZING A CONTRACT; REVISING THE PROJECT BUDGET; AUTHORIZING \$51,575.65 FOR CONSTRUCTION COSTS AND \$14,482.57 FOR ENGINEERING EXPENSES; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 77,393

AUTHORIZING A FIVE YEAR LEASE AGREEMENT WITH THE BEXAR COUNTY MASTER GARDENERS, A TEXAS NON-PROFIT CORPORATION, FOR SAID ORGANIZATION'S USE OF BUILDING NO. 514, THE MAX SCHULTZE HOUSE, IN HEMISFAIR PARK, FOR \$1.00 PER YEAR.

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AN ORDINANCE 77,394

AUTHORIZING A FIVE YEAR LEASE AGREEMENT WITH THE GUIDE DOG FOUNDATION OF THE SOUTHWEST, A TEXAS NON-PROFIT CORPORATION, FOR SAID FOUNDATION'S USE OF BUILDING NO. 246, THE KOEHLER HOUSE, IN HEMISFAIR PARK, FOR A TOTAL FIVE YEAR RENTAL FEE OF \$222,222.08.

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AN ORDINANCE 77,395

AUTHORIZING A THREE MONTH AGREEMENT WITH THE FOUNDATION FOR CULTURAL ARTS IN SAN ANTONIO ("LAS CASAS") WHEREBY THE CITY WILL ALLOW TEN SPACES OF FREE PARKING AT THE MID-CITY PARKING GARAGE FOR USE DURING EVENTS STAGED AT THE MAJESTIC THEATRE DURING APRIL, MAY, AND JUNE, 1993.

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AN ORDINANCE 77,396

AUTHORIZING THE CITY MANAGER TO EXECUTE A PROFESSIONAL SERVICES CONTRACT WITH MORRIS & MCDANIEL, INC., IN THE AMOUNT OF \$16,500.00 FOR THE PREPARATION AND ADMINISTRATION OF A POLICE CAPTAIN'S ASSESSMENT CENTER EXAMINATION; AND AUTHORIZING \$9,000.00 FOR THE PAYMENT OF LODGING AND RELATED EXPENSES FOR FOUR (4) ASSESSORS AND A CONSULTANT FOR A PERIOD OF EIGHT DAYS.

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AN ORDINANCE 77,397

AUTHORIZING THE CITY MANAGER TO ACCEPT \$305,281.00 FROM THE UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES, PUBLIC HEALTH SERVICE, TO CONTINUE THE OPERATION OF THE MATERNAL SUBSTANCE ABUSE PROJECT; AUTHORIZING THE EXECUTION OF CONTRACTS; ADOPTING A BUDGET; AND AUTHORIZING PERSONNEL POSITIONS.

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AN ORDINANCE 77,398

AUTHORIZING THE ACCEPTANCE OF \$109,081.00 AND \$19,840.00 IN IN-KIND SUPPORT FROM THE TEXAS DEPARTMENT OF HEALTH (TDH) TO CONTINUE THE OPERATION OF THE PRENATAL HEPATITIS B PROJECT; AUTHORIZING THE EXECUTION OF CONTRACT CHANGE NOTICE NO. 1 TO THE CONTRACT WITH TDH; REVISING THE BUDGET FOR THE PUBLIC HEALTH STATE SUPPORT PROJECT 1993/94, APPROVED THROUGH ORDINANCE 77194, PASSED AND APPROVED ON JANUARY 14, 1993; AUTHORIZING PERSONNEL POSITIONS; AND APPROPRIATING FUNDS.

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AN ORDINANCE 77,399

AMENDING THE TRAFFIC CONTROL DEVICES SCHEDULES ESTABLISHED BY CHAPTER 19 (TRAFFIC REGULATIONS), ARTICLE III (TRAFFIC CONTROL DEVICES), SECTION 19-68(B) TO INCLUDE CERTAIN ADDITIONS TO THE OFFICIAL TRAFFIC-CONTROL DEVICE SCHEDULE FOR "STOP" SIGNS, "YIELD RIGHT-OF-WAY" SIGNS, "PROHIBITED PARKING AT ALL TIMES" SIGNS, AND PROHIBITED TURN" SIGNS; AUTHORIZING THE PERMANENT INSTALLATION OF SAID DEVICES; DECLARING THEM AS OFFICIAL TRAFFIC CONTROL DEVICES OF THE CITY OF SAN ANTONIO; AND DECLARING VIOLATIONS OF THESE TRAFFIC REGULATIONS, ACCEPT THE CIVIL PARKING VIOLATIONS, TO BE MISDEMEANOR CRIME PUNISHABLE BY A FINE OF NOT MORE THAN \$200.00, AND DECLARING VIOLATIONS OF THE CIVIL PARKING VIOLATIONS TO SUBJECT TO THE ENFORCEMENT PROVISIONS OF CITY CODE SECTION 19-225 (ADMINISTRATIVE ADJUDICATION OF STOPPING, STANDING, AND PARKING VIOLATIONS).

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AN ORDINANCE 77,400

CLOSING THE NORTH HALF OF JOSEPHINE BETWEEN ELMIRA STREET AND ISLETA STREET FROM MAY 1993 TO JULY 1994 TO FACILITATE CONSTRUCTION OF THE SAN ANTONIO RIVER TUNNEL PROJECT.

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AN ORDINANCE 77,401

CLOSING KENTUCKY AVENUE BETWEEN ELMENDORF AND ZARZAMORA, FROM MAY 1, 1993 AT 8:00 A.M. TO MIDNIGHT, MAY 2, 1993 FOR THE PURPOSE OF HOLDING AN ANNUAL "FESTIVAL DE AMISTAD" TO BE HELD BY LITTLE FLOWER CATHOLIC CHURCH.

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AN ORDINANCE 77,402

APPOINTING COUNCILMAN ROGER PEREZ (DISTRICT 1) TO REPLACE HENRY CISNEROS TO THE DOME ADVISORY COMMITTEE; AND REAPPOINTING COUNCILWOMAN YOLANDA VERA (DISTRICT 7) FOR A TERM TO EXPIRE ON FEBRUARY 2, 1995.

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At the request of Councilman Perez, the City Council informally agreed by consensus to undertake consideration of agenda items 50 and 55 at this time.

93-07 The Clerk read the following Ordinance:

AN ORDINANCE 77,403

CLOSING MAIN AVENUE FROM COMMERCE TO DOLOROSA AND TREVINO ALLEY FROM S. FLORES TO MAIN FROM 8:00 A.M. TO 12:00 NOON ON FEBRUARY 21, 1993 FOR THE PURPOSE OF HOLDING A FAREWELL TO SECRETARY HENRY G. CISNEROS; AUTHORIZING THE EXPENDITURE OF CITY COUNCIL DISTRICT 1 DISCRETIONARY FUNDS IN THE AMOUNT OF \$90.00 TO PAY FOR THE STREET CLOSURE FEES IN CONNECTION THEREWITH; AND DECLARING AN EMERGENCY.

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Mr. Perez 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: Perez, Pierce, Billa Burke, Nieto, Solis, Ayala, Vera, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: None.

93-07 The Clerk read the following Ordinance:

AN ORDINANCE 77,404

PROVIDING FOR THE EXPENDITURE OF CITY COUNCIL DISCRETIONARY FUNDS FOR POLICE TRAFFIC SAFETY CONTROL FOR THE SAN ANTONIO PUBLIC LIBRARY FOUNDATION'S YOUTH PARADE AND FESTIVAL TO BE HELD ON MARCH 6, 1993.

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

Ms. Debbie Prost, President, San Antonio Library Foundation, spoke to the work of the public/private partnership on behalf of the public library system in San Antonio, and addressed details of the "Youth Parade" on March 6, 1993 as formal invitations were being distributed to members of the City Council.

In addition to the Discretionary Funds of City Council members already pledged to offset costs of holding this function, the following additional Discretionary Fund sums were pledged: Mayor \$500; District 3, \$50 more; District 5, \$100; District 6, \$50; District 7, \$450; District 9, \$100; and District 10, \$50.

Mayor Wolff thanked the Foundation for its work.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Nieto, Solis, Ayala, Vera, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: None.

93-07 The Clerk read the following Ordinance:

AN ORDINANCE 77,405

AUTHORIZING PAYMENTS OF REFUNDS TOTALING \$45,145.59, TO PERSONS MAKING A DOUBLE PAYMENT, OVERPAYMENT, OR AS A RESULT OF A VALUE CHANGE ON 85 TAX ACCOUNTS.

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Nieto, Solis, Ayala, Vera, Labatt, Larson; NAYS: None; ABSENT: Thornton, Wolff.

93-07 Agenda item 39, being a proposed Ordinance rescinding authorization to include "Run-Off Liability Claims Handling" in the "Third Party Claims-Handling Administration Contract" with Lindsey Morden Claims Service, Inc. which was authorized by Ordinance No. 77100, passed on December 17, 1992; and authorizing the execution of a separate contract with Gallagher Bassett Service, Inc. to provide said Run-Off Liability Claims-Handling Services to conclusion, and authorizing payment of \$70,000.00 from the previously appropriated funds of Ordinance No. 77100 to Gallagher Bassett Services, Inc., was earlier removed from consideration by the City Manager.

93-07 The Clerk read the following Ordinance:

AN ORDINANCE 77,406

AUTHORIZING A PROFESSIONAL SERVICES CONTRACT WITH THE FIRMS OF KPMG PEAT MARWICK; AND MARTINEZ, MENDOZA, & COMPANY, P.C., ON A 50%/50% BASIS, CONTINGENT ON NEGOTIATIONS BETWEEN THE CITY AND THE PROFESSIONAL CONTRACTORS, TO PERFORM THE CITY'S ANNUAL INDEPENDENT AUDIT AND PROVIDE RELATED SERVICES FOR THE THREE YEAR PERIOD FROM OCTOBER 1, 1992 THROUGH SEPTEMBER 30, 1995.

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

Ms. Vera spoke to the recommendations made by a committee composed of three City Council members, after screening the Requests for Proposal received from firms interested in the City's annual independent audit contract and the interview of some of the firms involved. She then addressed the criteria considered by the committee and addressed its recommendation that the contract be awarded to KPMG Peat Marwick and a minority firm of Martinez, Mendoza and Company. She noted that the committee only interviewed firms who did not hold the City contract, at present, based on previous Council direction.

The following persons appeared to speak:

Mr. Ken Finch, representing Ernst & Young, spoke to the qualifications of his firm.

Mr. Perez spoke to San Antonio's strong financial team and its national reputation, and spoke in support of awarding the contract to the present contractor, Garza Gonzalez and Company.

Mr. Perez made a substitute motion to accept a contract with Garza Gonzales and Company for the entire annual independent audit. Ms. Billa Burke seconded the motion.

Mr. Thornton spoke to his desire that the City have more discretion in its selection of professional firms for City work, including Certified Public Accountants, architects, etc. He stated his recollection that the City Council had decided to rotate firms for this annual independent audit work every three years in order to give more firms a chance to do the work. He urged the City Council to continue its three-year rotation policy, and spoke in support for the committee recommendation.

In response to a question by Mr. Pierce, Ms. Ayala noted that only one African-American firm was interviewed.

Mr. Alex Briseno, City Manager, noted that committee members felt that the African-American firm interviewed did not have the credentials necessary for this particular job.

Mr. Milo Martinez, President of the recommended minority firm, spoke to his willingness to make an outreach effort to secure more African-American participation in sub-contracts.

Mr. Labatt spoke to the history of the rotation recommendation.

Mr. Larson spoke in support for the committee recommendation, although he did not agree with its final selection.

Mr. Solis then made an amendment to the substitute motion to give 55 percent of the contract to Garza Gonzalez and Company, and 45 per cent to Martinez, Mendoza and Company. Mr. Perez seconded the motion.

Mayor Wolff stated his belief that the City Council should first consider whether to continue the present rotation policy.

City Manager Briseno stated that City staff feels that at least one national firm be involved in this audit process, and spoke to that firm's impact upon bond-rating and bond-buying firms. He further noted that so-called 'outside auditors' are hired by City Council to audit City staff's work.

Ms. Ayala spoke in support for the committee's recommendation, while the Council is working under its present rotation policy.

After discussion, Mr. Solis and Mr. Perez agreed to withdraw the amendment to the substitute motion.

Mr. Perez and Ms. Billa Burke then agreed to withdraw their substitute motion.

Mayor Wolff noted that approval for the main motion, now the only motion remaining on the table, will represent an endorsement of the Council's rotation policy, previously agreed to; and to reject the main motion means that the rotation policy should be reconsidered and changed.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Pierce, Nieto, Solis, Ayala, Vera, Thornton, Labatt, Larson, Wolff; NAYS: Perez, Billa Burke; ABSENT: None.

93-07 The Clerk read the following Ordinance:

AN ORDINANCE 77,407

RENEWING THE CONTRACT WITH PREFERRED HEALTH ARRANGEMENT, INC. (PHA) FOR THE PERIOD FROM JANUARY 1, 1993 THROUGH DECEMBER 31, 1993 TO PROVIDE DISCOUNTED FEES THROUGH A PREFERRED PROVIDER NETWORK WITHIN THE CITY'S EMPLOYEE HEALTH INSURANCE PLANS.

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

Ms. Nora Chavez, Director of Finance, briefly explained the proposed ordinance.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Nieto, Solis, Ayala, Vera, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Billa Burke.

93-07 The Clerk read the following Ordinance:

AN ORDINANCE 77,408

ACCEPTING THE LOW QUALIFIED BID OF PAULNIC CONSTRUCTION, INC., IN THE AMOUNT OF \$178,988.00 TO CONSTRUCT THE TERMINAL IMPROVEMENTS AT STINSON MUNICIPAL AIRPORT AND AUTHORIZING EXECUTION OF A CONTRACT; AUTHORIZING AN ADDITIONAL \$17,899.00 FOR A CONTINGENCY ACCOUNT; AUTHORIZING ADDITIONAL ARCHITECTURAL FEES, IN THE AMOUNT OF \$17,425, PAYABLE TO DONOUGHUE & ASSOCIATES, INC.; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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

Mr. Mike Kutchins, Director of Aviation, briefly explained the work to be performed.

Ms. Billa Burke stated that this work will serve to protect the historical character of Stinson Airport.

Mr. Larson asked to receive a copy of the Stinson Field Master Plan, as part of the overall Aviation Master Plan.

A discussion then took place concerning the development of Stinson Airport.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Nieto, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Solis, Ayala, Vera.

93-07 The Clerk read the following Ordinance:

AN ORDINANCE 77,409

AMENDING ORDINANCE 68324 OF NOVEMBER 17, 1988, BY INCREASING ADMISSION FEES TO THE SAN ANTONIO ZOO TO \$6.00 FROM THE CURRENT \$5.00 ADULT FEE; TO \$4.00 FROM THE CURRENT \$3.00 CHILDREN'S FEE AND PROPORTIONATE INCREASES FOR SENIOR CITIZENS AND GROUP RATES.

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

Mr. Louis Di Sabato, Director of the San Antonio Zoo, spoke to the recommendations of the San Antonio Zoological Society for an increase in zoo fees. He then spoke of plans to double the discount for members of the COalition and installation of a half-price rate for children ages three to 11 years on Tuesdays, between Labor Day and Easter.

The following citizen spoke:

Mr. Cliff Lindsay, representing Americans For Freedom, spoke against an increase of zoo fees, and stated his belief that the City should not be in charge of the zoo. He spoke to the increasing of fees over the years, and stated that in his opinion the zoo should be run like a business. He further stated that, if rates are to be raised, there should be no increase in children's admission prices.

In response to a question by Mr. Labatt, Mr. Di Sabato spoke to the ramifications of not raising fees at the zoo. He spoke to the current \$610,000.00 overrun of costs over revenues received. He noted that the City of San Antonio provides only 11 per cent of the zoo's budget.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Billa Burke, Nieto, Vera, Thornton, Labatt, Larson, Wolff; NAYS: Perez, Pierce, Solis; ABSENT: Ayala.

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93-07 The Clerk read the following Ordinance:

AN ORDINANCE 77,410

AUTHORIZING PAYMENT OF ATTORNEY FEES TO THE LAW FIRM OF DENTON, MCKAMIE AND NAVARRO IN THE AMOUNT OF \$8,365.80 FOR LEGAL SERVICES RENDERED IN THE VAN DE WALLE AGRICULTURAL PROPERTIES, LTD. AND VAN DE WALLE, INC. VS. CITY OF SAN ANTONIO, CAUSE NO. 91-CI-10839.

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

Mr. Lloyd Garza, City Attorney, explained the costs for legal services being paid to a law firm which the court has ordered excluded from the Van de Walle lawsuit. He noted that one partner in that firm

had been the City Attorney when the Military Air Overlay Zone regulations has been promulgated.

A discussion then took place concerning the lawsuit status.

Mayor Wolff addressed the City's ordinance creating the MAOD's.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Nieto, Solis, Vera, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Ayala.

93-07 The Clerk read the following Ordinance:

AN ORDINANCE 77,411

AUTHORIZING SETTLEMENT IN THE AMOUNT OF \$75,000.00 IN THE CASE OF EVANGELINA M. RUIZ VS. MIKE TRIAL & THE CITY OF SAN ANTONIO, CAUSE NO. 91-CI-14511; AND DECLARING AN EMERGENCY.

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Nieto, Solis, Vera, Thornton, Larson, NAYS: None; ABSENT: Ayala, Labatt, Wolff.

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

93-07 The Clerk read the following Ordinance:

AN ORDINANCE 77,412

APPROVING FIELD ALTERATION NO. 10 IN THE AMOUNT OF \$37,856.00 FOR THE CONSTRUCTION CONTRACT WITH SALAZAR CONSTRUCTION, INC. FOR WORK ON THE ALAMODOME: PACKAGE 5A-FINISHES, AMENDING THE CONSTRUCTION CONTINGENCY BY ADDING \$269,905.00 IN ORDER TO PROVIDE PAYMENT FROM THE 1/2 PERCENT SALES TAX.

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

Mr. Gabriel Perez, Dome Development Office, briefly outlined the substance of the proposed field alteration.

In response to a question by Mr. Larson, Mr. Perez stated that no further word has been received concerning negotiations on the proposed 90-10 split between the City and VIA Metropolitan Transit on Alamodome sales tax fund receipts. He spoke briefly to the increased sales tax receipts and to the matter of selection of minority participation in concessions, and the status of construction work on the concessions areas.

In response to a question by Mr. Thornton, Mr. Perez briefly discussed the reasons necessitating the field alteration.

Mr. David Majda, representing Project Coordinator, Day & Zimmerman, spoke to the circumstances that dictated the need for this field alteration.

In response to a question by Mr. Solis, Mr. Roland Lozano, Director of Dome Development, discussed overall costs for the Alamodome, which have increased over initial cost estimates because of increased sales tax revenues.

A discussion ensued concerning overall project costs.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Nieto, Solis, Ayala, Thornton, Labatt, Larson; NAYS: None; ABSENT: Vera, Wolff.

93-07 The Clerk read the following Ordinance:

AN ORDINANCE 77,413

RATIFYING FIELD ALTERATION NO. 15 IN THE AMOUNT OF \$70,586.00 FOR THE CONSTRUCTION CONTRACT WITH SALAZAR CONSTRUCTION, INC. FOR WORK ON THE ALAMODOME: PACKAGE 5A-FINISHES; AND PROVIDING FOR PAYMENT FROM THE CONSTRUCTION CONTINGENCY AND THE 1/2 PERCENT SALES TAX.

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

Mr. Gabriel Perez, Dome Development Office, explained the need for this proposed field alteration.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Nieto, Solis, Ayala, Thornton, Labatt, Larson; NAYS: None; ABSENT: Vera, Wolff.

93-07 The Clerk read the following Ordinance:

AN ORDINANCE 77,414

APPROVING FIELD ALTERATION NO. 29 IN THE AMOUNT OF \$19,000.00 FROM THE CONSTRUCTION CONTRACT WITH MATTHEWS/BUCKNER CONSTRUCTION, INC. FOR WORK ON THE ALAMODOME: PACKAGE 8A-PLUMBING SYSTEMS, AND AMENDING THE CONSTRUCTION CONTINGENCY BY ADDING \$232,579.00 IN ORDER TO PROVIDE PAYMENT FROM THE 1/2 PERCENT SALES TAX.

* * * *

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

Mr. Gabriel Perez, Dome Development Office, explained the need for this proposed field alteration.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Nieto, Solis, Ayala, Thornton, Labatt, Larson; NAYS: None; ABSENT: Vera, Wolff.

93-07 The Clerk read the following Ordinance:

AN ORDINANCE 77,415

APPROVING FIELD ALTERATION NO. 1 DEDUCTING THE AMOUNT OF \$174,800.00 FROM THE CONSTRUCTION CONTRACT WITH BALSAM CORPORATION FOR WORK ON THE ALAMODOME: PACKAGE 10A-TURF SYSTEM, RELATED TO THE ADDITIONAL TURF SYSTEM TO ACCOMMODATE THE CANADIAN FOOTBALL LEAGUE.

* * * *

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

Mr. Gabriel Perez, Dome Development Office, explained the proposed deduction for additional turf systems. This had been included in anticipation of San Antonio having a Canadian Football League team. He noted that the additional turf requirement to meet CFL specifications for a playing field is no longer necessary.

In response to a question by Mr. Larson, Mr. Edward C. Garcia, Director of Convention Facilities, noted that the local commitment to begin CFL play in 1994 still exists, and he spoke to details of the status of those plans. He then discussed the marketing of the 32 executive suites in the Alamodome, noting that the San Antonio Spurs report that they have commitments on about half of that number.

A discussion ensued concerning costs incurred by the City relative to the CFL matter.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Nieto, Solis, Ayala, Thornton, Larson; NAYS: None; ABSENT: Vera, Labatt, Wolff.

93-07 PUBLIC HEARING AND CONSIDERATION OF AN ORDINANCE AMENDING THE SAN ANTONIO WESTSIDE ENTERPRISE ZONE

Mayor Pro Tem Pierce declared the Public Hearing to be open.

No citizen was signed to speak to this matter.

The Clerk read the following Ordinance:

AN ORDINANCE 77,416

NOMINATING AN AREA CONTIGUOUS TO THE EXISTING SAN ANTONIO WESTSIDE ENTERPRISE ZONE, TO BE INCLUDED IN THE ZONE, THUS AMENDING THE EXISTING ZONE PURSUANT TO THE TEXAS ENTERPRISE ZONE ACT (TEXAS CIVIL STATUTES, ARTICLE 5190.7); PROVIDING CURRENT INCENTIVES INCLUDING TAX INCENTIVES OF THE EXISTING ZONE TO THE ADDITIONAL AREA; DESIGNATING AN AUTHORIZED REPRESENTATIVE TO ACT IN ALL MATTERS PERTAINING TO THE NOMINATION AND DESIGNATION OF THE AREA DESCRIBED HEREIN AS AN ENTERPRISE ZONE AND FURTHER DESIGNATING A LIAISON TO ACT ON ALL MATTERS PERTAINING TO THE ENTERPRISE ZONE ACT ONCE DESIGNATED BY THE TEXAS DEPARTMENT OF COMMERCE; AND AUTHORIZING THE SUBMISSION OF AN APPLICATION TO THE TEXAS DEPARTMENT OF COMMERCE FOR APPROVAL OF SAID AMENDMENT OF THE SAN ANTONIO WESTSIDE ENTERPRISE ZONE.

* * * *

Mr. Clint Bolden, Director of Economic Development, spoke in recommendation for the proposed expansion of the Westside Enterprise Zone in order to include additional downtown and near-downtown areas. He then briefly reviewed the ramifications of the Enterprise Zones, noting that two major manufacturing firms with approximately 800 new jobs have located in the Westside Enterprise Zone, thus far.

Ms. Claudia Mora, Economic Development Department, briefly outlined the boundaries of the Westside Enterprise Zone.

At this point, Mayor Pro Tem Pierce declared the Public Hearing to be closed.

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

Mr. Larson noted that Houston's Enterprise Zone, in contrast to the local ones, has thus far created a total of only eight new jobs.

Ms. Mora addressed the reasons for Houston's problems with Enterprise Zones. She noted that San Antonio has the most successful Enterprise Zone program in Texas, and she outlined a list of firms which have located in our Enterprise Zones.

In response to a question by Mr. Solis, Mr. Bolden noted that this program is strictly a state program, with no federal funds involved.

Mr. Solis spoke to his desire to have Cattlemens' Square completely located within the Westside Enterprise Zone.

Ms. Mora addressed the criteria used in designating such Zones.

Mr. Solis spoke to the importance and significance in having these Enterprise Zones designated in the City's lowest depressed areas.

Mr. Perez concurred with Mr. Solis' statements, and addressed the opportunities and impact which will occur in the downtown area because of this designation.

Ms. Ayala spoke to her previous experiences with Communities Organized for Public Service, and the economic development fund established by which Community Development Block Grant funds are used to bring in new businesses. She singled out the impact of the location of Sign-Tech in this community, and spoke to the need to continue this program and its benefits to the community.

In response to a question by Ms. Ayala, Ms. Mora described the area chosen for this particular Enterprise Zone and the reasons what this area is being recommended.

Ms. Ayala addressed other areas of need which need to be included in a future Enterprise Zone.

Mr. Pierce spoke of previous Enterprise Zones, and mentioned the present firms located there and their impact upon the community. He spoke also of the need to involve the Job Training Partnership Act process.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Nieto, Solis, Ayala, Thornton, Labatt, Larson; NAYS: None; ABSENT: Vera, Wolff.

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

93-07 PUBLIC HEARING AND CONSIDERATION OF AN ORDINANCE PERMITTING AN EXCEPTION TO THE ALAMODOME MORATORIUM AS RELATED TO PROPOSED DEVELOPMENT OF 1431 E. DURANGO

Mayor Wolff declared the Public Hearing to be open.

No citizen was registered to speak to this matter.

Mayor Wolff declared the Public Hearing to be closed.

The Clerk read the following Ordinance:

AN ORDINANCE 77,417

GRANTING AN EXCEPTION TO THE MORATORIUM ON THE ISSUANCE OF SIGN PERMITS, CERTIFICATES OF OCCUPANCY, AND ZONING CHANGES IN THE ALAMODOME IMPACT AREA IN ORDER TO ALLOW MR. JIMMY VILLANUEVA TO APPLY FOR A CERTIFICATE OF OCCUPANCY TO OPERATE AN EXISTING BUSINESS, CHURCH'S CHICKEN LOCATED AT 1431 E. DURANGO STREET.

* * * *

Mr. Pierce made a motion to approve the proposed Ordinance. Mr. Larson seconded the motion.

Mr. Gene Camargo, Director of Building Inspections, briefly explained the request for an exception to the Alamodome moratorium to allow for continuation of business for an existing Church's Chicken location at 1431 East Durango Blvd.

Mr. Pierce spoke to the impact of this business on this area.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Solis, Ayala, Vera, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Nieto.

93-07 PUBLIC HEARING AND CONSIDERATION OF AN ORDINANCE DESIGNATING THE WORLD SAVINGS AND LOAN ASSOCIATION REINVESTMENT ZONE LOCATED AT CHARLES ANDERSON LOOP 1604, STATE HIGHWAY 151, AND WISEMAN BOULEVARD

Mayor Wolff declared the Public Hearing to be open.

Mr. Van Henry Archer, President, Homeowner-Taxpayers Association of Bexar County, spoke to his concern with granting incentives to out-of-town firms, when local firms don't have what he termed a 'level playing field' in tax matters. He asked the City to stop granting favors to some firms, at the expense of others.

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

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

Mr. Clint Bolden, Director of Economic Development, spoke to the announced plans of World Savings & Loan Company to move its headquarters to San Antonio, and noted that the firm has some 237 branches. He noted that the move to San Antonio will create some 200 or more jobs here, with an economic impact of about \$10 million per year. He further outlined details of the \$46 million project, with an overall projection for creation of some 900 new jobs for San Antonio. He addressed the estimated amount of taxes to be abated for a period of time and spoke to the long-term benefits to San Antonio.

The following citizens appeared to speak:

Mr. Bartel Zachry, President, Economic Development Foundation, asked the City Council to approve the tax phase-in agreement for this firm, and spoke to San Antonio's aggressive pursuit of this relocation action, touching on the need for new jobs for San Antonio.

Mr. Richard Crane, Senior Vice President, World Savings & Loan Company, spoke to the reasons why his firm chose to relocate to San Antonio, and provided a brief outline of the firm's plans to develop its new facilities here. He then addressed the planned contribution of some 110 acres of its property to Alamo Community College District for the location of a future new ACCD campus.

Mayor Wolff addressed the competition by many cities for firms which can create new jobs for those cities, principally in the telemarketing service field. He expressed his belief that service jobs

will grow in future years, while manufacturing jobs will decline. He then spoke briefly to the background of World Savings & Loan.

Mr. Labatt spoke to the importance of the tax phase-in agreement, in attracting top firms to San Antonio, and addressed the advantages to both sides in a tax phase-in process.

Mr. Thornton stressed that World Savings will be bringing significant income to San Antonio, from outside this area.

Mr. Doug Harlan, Chancellor, ACCD, noted that the three campuses of the Alamo Community College District now serve more than 34,000 students, and a fourth campus site has been sought for some time. He then addressed plans for custom-designed college training on the new campus located adjacent to World Savings, with an eye to training students for jobs, next door.

Mr. Solis listed the many benefits available to employees of World Savings, noting that employee benefits are important to the people of San Antonio.

Several Council members welcomed the firm and spoke to its investment in San Antonio.

Mr. Alex Briseno, City Manager, noted that World Savings has expressed an interest in San Antonio's quality of life as an important point in this move.

The Clerk then read the following Ordinance:

AN ORDINANCE 77,418

DESIGNATING A TRACT OF LAND LEGALLY DESCRIBED AS A 111.0 ACRE, OR 4,875,837 SQUARE FOOT TRACT OF LAND OUT OF THE THOMAS YORK SURVEY NO. 201 1/2, ABSTRACT 825, COUNTY BLOCK 4400, AND THE B.B.B. & C.R.R. SURVEY NO. 338, ABSTRACT 95, COUNTY BLOCK 4414, IN THE CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS; AND LOCATED AT CHARLES ANDERSON LOOP 1604, STATE HIGHWAY 151, AND WISEMAN BOULEVARD MORE SPECIFICALLY DESCRIBED IN EXHIBIT A ATTACHED HERETO, IN THE CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS, AS THE WORLD SAVING AND LOAN ASSOCIATION REINVESTMENT ZONE PURSUANT TO THE PROPERTY REDEVELOPMENT AND TAX ABATEMENT ACT.

* * * *

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Nieto, Solis, Ayala, Vera, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Billa Burke.

93-07 The Clerk read the following Ordinance:

AN ORDINANCE 77,419

APPROVING A TAX ABATEMENT AGREEMENT AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE AGREEMENT WITH THE WORLD SAVINGS AND LOAN ASSOCIATION, A FEDERAL SAVINGS AND LOAN ASSOCIATION, TO EXEMPT FROM AD VALOREM TAXATION A SPECIFIED REAL AND PERSONAL PROPERTY IMPROVEMENTS LEGALLY DESCRIBED AS A 111.9 ACRE, OR 4,875,837 SQUARE FOOT TRACT OF LAND OUT OF THE THOMAS YORK SURVEY NO. 201 1/2, ABSTRACT 825, COUNTY BLOCK 4400, AND THE B.B.B. & C.R.R. SURVEY NO. 338, ABSTRACT 95, COUNTY BLOCK 4414, IN THE CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS; AND LOCATED AT CHARLES ANDERSON LOOP 1604, STATE HIGHWAY 151, AND WISEMAN BOULEVARD MORE SPECIFICALLY DESCRIBED IN EXHIBIT A ATTACHED HERETO, IN THE CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS, PRUSUANT TO THE PROPERTY REDEVELOPMENT AND TAX ABATEMENT ACT.

* * * *

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Nieto, Solis, Ayala, Vera, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Billa Burke.

93-07 TRAVEL AUTHORIZATION - Granted:

Councilman William E. Thornton to travel to Monterrey, Nuevo Leon, Mexico, on February 19, 1993, to be a panelist at the Cuatro Caminos International Conference.

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93-07 TRAVEL AUTHORIZATION - Granted:

Councilman Frank P. Pierce to travel to Victoria, Texas from February 25, 1993 to February 26, 1993, to speak to the Code Enforcement Association.

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93-07 The Clerk read the following Ordinance:

AN ORDINANCE 77,420

AUTHORIZING TRAVEL BY COUNCILWOMAN YOLANDA VERA (DISTRICT 7) TO ATTEND THE "N.A.F.T.A. INITIATIVES" TRIP TO WASHINGTON, D.C. CO-SPONSORED BY THE GREATER CHAMBER OF COMMERCE AND THE HISPANIC CHAMBER OF COMMERCE ON FEBRUARY 21-23, 1993 AND AUTHORIZING THE EXPENDITURE OF \$830.00 FROM THE "WASHINGTON D.C. INITIATIVES FUND."

* * * *

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

Ms. Vera noted that she will be in Washington, D.C. on company business next week, so her airfare is being paid by her employer. She spoke briefly of her plans on behalf of the City of San Antonio.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Nieto, Solis, Vera, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Billa Burke, Ayala.

93-07 NATIONAL PARK SERVICE VISITOR'S CENTER-SAN JOSE MISSION

Mr. Bob Amdor, representing the National Park Service, spoke to details of the proposed new Visitor's Center at San Jose Mission and displayed site plans. He expressed concern that construction plans might have to be delayed unless certain real estate problems can be worked out.

Mr. Labatt addressed the status of acquisition of four needed parcels of land located near Mission San Jose and asked that their acquisition be expedited, if at all possible.

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

Mr. Nieto spoke in support for this project.

Ms. Billa Burke and Mr. Perez also urged that condemnation action to acquire the four parcel of land be expedited.

93-07 Item #56 concerning a resolution expressing the position of the city of San Antonio on legislation currently pending before the 73rd legislature of the State of Texas and amending the City's Legislative program to include said position.

Ms. Billa Burke made a motion to approve the proposed Resolution. Mr. Nieto seconded the motion.

Mr. Marc Rodriguez, Intergovernmental Relations Manager, noted that Senate Bill 154 passed the Texas Senate on Monday, and that Senator Jeff Wentworth had added an amendment that includes San Antonio in this bill. He then briefly explained the ramifications of the legislation on VIA Metropolitan Transit.

Mr. Arturo Sanchez, Chairman, VIA Metropolitan Transit, stated that VIA is not interested in being in the construction business, and stressed his boards' desire that VIA get back to the basics of providing public transportation. He stated that his board will seek to defeat this bill.

In response to a question by Mr. Perez, Mr. Rodriguez stated that City staff supports this permissive legislation in order to provide possible future options in infrastructure development in San Antonio.

Ms. Veronica Zertuche, Assistant City Attorney, noted that the Attorney General has held that these funds cannot be used for street work, and stressed that the proposed legislation is permissive, and that both parties must agree to the funds usage.

Mr. Labatt discussed the permissive nature of the bill.

Mr. Sanchez stated that his board feels that this legislation only opens the door for pressures on VIA funds.

Ms. Ayala spoke against the Resolution and the legislation, and drew a parallel with previous legislation.

Mr. Thornton spoke in favor of retaining maximum flexibility with VIA in joint projects as partners with San Antonio.

Mr. Sanchez noted that VIA also favors a close working relationship with San Antonio in the future, and explained that VIA must key on transportation, not construction projects.

In response to a question by Mr. Larson, Mr. Jerry Henckel, legislative liaison, briefly explained the thinking of Senator Wentworth in having San Antonio added to this bill.

A discussion then took place concerning future VIA plans to erect more bus-stop shelters around the city.

After consideration, the motion, to approve the Resolution, failed by the following vote: AYES: Perez, Labatt, Larson; NAYS: Pierce, Billa Burke, Nieto, Solis, Ayala, Thornton; ABSENT: Vera; Wolff.

Mr. Marc Rodriguez then reported briefly to City Council on the status of three legislative activities dealing with a downtown campus for the University of Texas at San Antonio.

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

Mayor Wolff noted that the latest information relating to a downtown campus for UTSA is good news for the city, noting that a downtown campus is being included in the funding package for the University of Texas System.

Mr. Solis thanked City staff for its work in this regard, and stated that this program has his top priority for coming legislation.

Mr. Rodriguez stated that a Resolution would be prepared for City Council consideration next week.

Mr. Perez noted that this is only the first step in securing final funding for a downtown campus for UTSA.

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93-07

TEXAS MAYORS' LEGISLATIVE POLICE PACKAGE

On a Point of Personal Privilege, Mr. Larson noted that he had been in Austin to testify on the MUSCLE legislative package before a legislative committee. He spoke to plans that will assist police with juvenile matters and problems with drive-by shootings.

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93-07 The Clerk read the following Ordinance:

AN ORDINANCE 77,421

ACCEPTING THE PROPOSAL OF MOTOROLA, INC. TO FURNISH MOBILE DIGITAL TERMINALS FOR THE CITY OF SAN ANTONIO INFORMATION SERVICES DEPARTMENT FOR A TOTAL OF \$41,747.00.

* * * *

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

Mr. Frank Stromboe, Director of Information Services, explained the purpose in purchasing eight new mobile digital terminals for the San Antonio Police Department.

Mr. Larson spoke to instances of equipment failure with MDTs located in patrol cars, in the past.

Mr. Stromboe spoke to the steps that are being taken to rectify this problem, noting that results are improving.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Nieto, Solis, Ayala, Thornton, Labatt, Larson, Wolf; NAYS: None; ABSENT: Vera.

93-07

CITIZENS TO BE HEARD

MR. JESSE E. WRIGHT, SR.

Mr. Jesse E. Wright, Sr., 4403 Chesapeake Drive, again appeared to speak to the City Council about his case and stated that he is being threatened by the police as well as the FBI.

MR. STEVEN J. DETTINGER

Mr. Steven J. Dettinger, 265 E. Thorain, spoke to the City Council about the problems with drainage in front of his home and the damages to the driveway and foundation. He also stated that he planned to file a claim against the city. He stated that he has been in contact with the City Council representative in his district.

Mr. Labatt stated that he is familiar with Mr. Dettinger's petition and Mr. Joe Rodriguez, Assistant Director of Public Works, has responded to Mr. Dettinger's request in the past.

At this point, Mr. Rodriguez stated that temporary measures such as preventive street maintenance is done on a regular basis, however the problem is one which requires a major drainage project involving not only Thorain but other streets in the same area as well. He stated that the cost of this project is over \$363,000 and would need to be included in a major drainage bond issue in order to be addressed.

Mr. Labatt stated that Mr. Dettinger has been apprised of this fact and there simply is no money presently to resolve this issue.

CASSIANO HOMES ISSUE

A group of persons appeared to speak on problems with gang activity in the housing project, Cassiano Homes. They related a particular case in which they allege the police themselves took a young man into rival gang territory and watched while he was beaten up by the gang. A general discussion took place between the neighbors who were involved and the City Council on the daily occurrences at this particular housing project and the neighbor's perception of the police attitude in the area.

The following persons spoke to this issue:

Mrs. Janie Adame
Mrs. Norma Hernandez
Hilario Nieto
Andrew Hernandez
Mrs. Gloria Hernandez

* * * *

Mr. Travis Bishop, Assistant to the City Manager, stated that the Police Department Internal Affairs is investigating this case and a report will be forthcoming to the City Council.

Captain Al Phillipus also stated that Sgt Alvarado, Internal Affairs Department, is present in the audience and will visit with the persons in attendance.

MR. DON WILKINS CASTILLO

Mr. Don Wilkins Castillo, 1010 N. Frio, stated that he will be running for District 5 representative since it now has been confirmed that he is a resident of that district. He then proceeded to read a prepared statement on his platform for the upcoming election.

MR. JOSE H. CHAVEZ

Mr. Jose H. Chavez, 133 Hess, stated that he has presented petitions to the City Council in the past relative to all his problems associated with the railroads and the trains passing through his neighborhood area. He stated that his last petition dated 1991 has never been responded to by the City Council.

Mayor Wolff stated that the City is very limited on what authority it can exercise over the railroads.

Mr. Chavez asked for letter to this effect so he can then make his request to another level, possibly the state level which does have authority over the railroads.

MRS. SHARON ADAIR BISHOP

Mrs. Sharon Adair Bishop, 614 N. Palmetto, asked for the City Council's assistance in securing her \$10 million settlement.

93-07 There being no further business to come before the Council, the meeting was adjourned at 6:55 P.M.

A P P R O V E D
M A Y O R

Attest:

Norma S. Rodriguez
C i t y C l e r k

February 18, 1993

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 City Manager for investigation and report to the City Council:

February 2, 1993

Petition submitted by Mr. Morris J. Kirschberg, 4550 N.W. Loop 410, San Antonio, Texas 78229, requesting that the meeting scheduled for Wednesday, February 3, 1993 at the San Antonio International Airport be open to the public.

/s/ Norma S. Rodriguez
City Clerk