

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO, HELD IN
THE COUNCIL CHAMBERS, MUNICIPAL
PLAZA BUILDING, THURSDAY JUNE 6,
1996.

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96-23 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, BILLA BURKE, SOLIS, HERRERA, ROSS, MARBUT, PEAK, WEBSTER, THORNTON. ABSENT: McCLENDON, AVILA.

Boards and Commissions Work Session - City Council concurred to move all the listed nominations forward for consideration of appointment at next week's Council meeting. Interviews held on incumbent Planning Commissioner Albert Cisneros, present but not nominated by a Council member for re-appointment. Mayor nominated him at meeting.

Discussion on Alamo Workforce Development Council, to be replaced by a newly-chartered board in July 1997. Council to consider extending current members' terms until that time, at next week's Council meeting. Labor rep. Jesse Bielefeld is resigning; Council will consider at next week's Council meeting appointment of another Labor representative to succeed him, Mr. Gene Chamberlain.

Discussion on future Market Square appointments.

"B" Session adjourned 11:15 A.M.

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96-23 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, BILLA BURKE, AVILA, SOLIS, HERRERA, ROSS, MARBUT, PEAK, WEBSTER, THORNTON; Absent: McCLENDON.

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96-23

LATINO LAUGH FESTIVAL

Mayor Thornton introduced Mr. Jeff Valdez and Mr. Paul Block, creators and executive producers of the Festival; Ms. Judy Pastore, Show Production Executive Vice President for Showtime; and two outstanding entertainers; Mr. Cheech Marin and Mr. Paul Rodriguez.

Mayor Thornton presented them with a Proclamation for the Latino Laugh Festival, and with City ties.

Mr. Solis welcomed them to our city and expressed to them that this is their home and they are always welcome here. He also thanked them for recognizing our city.

Mr. Flores expressed his thanks to the entertainers for being in San Antonio.

Mr. Paul Rodriguez spoke of the new film that was being made and also spoke on how he felt about San Antonio.

Mr. Cheech Marin also spoke on the new film and thanked the Mayor and Council for having them here.

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96-23 Invocation - Father Richard Pena, Christ the King Catholic Church and Pledge of Allegiance.

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96-23 Pledge of Allegiance to the flag of the United States.

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96-23 Minutes of May 16, 1996, Regular City Council Meeting were approved.

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96-23 CONSENT AGENDA

Ms. Billa Burke made a motion to approve Agenda Items 7 through 37, constituting the Consent Agenda. Mr. Avila seconded the motion.

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

AN ORDINANCE 84,197

ACCEPTING THE LOW, QUALIFIED BID OF RELIABLE DISTRIBUTING TO PROVIDE THE CITY OF SAN ANTONIO PUBLIC WORKS DEPARTMENT WITH ROOF TOP AIR CONDITIONING UNITS FOR THE CLAUDE W. BLACK CENTER FOR A TOTAL OF \$28,405.00 AND AUTHORIZING THE TRANSFER OF \$31,500.00 FROM THE FACILITIES IMPROVEMENT AND MAINTENANCE PROGRAM.

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AN ORDINANCE 84,198

ACCEPTING THE LOW, QUALIFIED BID OF RECORD SYSTEMS, INC. TO PROVIDE THE CITY OF SAN ANTONIO POLICE DEPARTMENT AND THE INFORMATION SERVICES DEPARTMENT WITH AN ELECTRONIC IMAGING SYSTEM FOR A TOTAL OF \$17,400.00.

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AN ORDINANCE 84,199

ACCEPTING THE LOW BID OF THE DICTAPHONE CORPORATION TO PROVIDE THE CITY OF SAN ANTONIO FIRE DEPARTMENT AND THE INFORMATION SERVICES DEPARTMENT WITH AN ADVANCED DIGITAL LOGGING RECORDER SYSTEM FOR A TOTAL OF \$29,998.98.

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AN ORDINANCE 84,200

APPROVING FIELD ALTERATION NO. 3 - FINAL IN THE DECREASED AMOUNT OF \$232,628.14 TO THE CONTRACT WITH V.K. KNOWLTON PAVING CONTRACTOR, INC. IN CONNECTION WITH THE STREET OVERLAY 1994 PROJECT. (AMENDS ORDINANCE NO. 80400 DATED JUNE 30, 1994)

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AN ORDINANCE 84,201

APPROVING FIELD ALTERATION NO. 3 IN THE DECREASED AMOUNT OF \$168,855.00 TO THE CONSTRUCTION CONTRACT WITH M.J. BOYLE IN CONNECTION WITH THE CONSTRUCTION OF THE PUBLIC SAFETY TECHNOLOGY CENTER. (AMENDS ORDINANCE NO. 83261 DATED DEC. 7, 1995)

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AN ORDINANCE 84,202

AMENDING THE PROFESSIONAL SERVICES CONTRACT WITH RAY A. PINNELL, P.E. AUTHORIZED BY ORDINANCE NO. 83544 PASSED FEBRUARY 1, 1996 TO PROVIDE FOR A \$23,000.00 PAYMENT FOR ADDITIONAL ENGINEERING SERVICES IN CONNECTION WITH THE TOWER OF THE AMERICAS IMPROVEMENTS FUNDS AND AMENDING THE PROJECT BUDGET; AND AUTHORIZING A \$3,000.00 ENGINEERING CONTINGENCY. (AMENDS ORD. NO. 81726, 5-2-95; AND ORD. NO. 83544, 2-1-96)

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AN ORDINANCE 84,203

AUTHORIZING AN ADDITIONAL \$5,288.99 FOR PROFESSIONAL SERVICES PAYABLE TO JAMES AND JUAREZ ARCHITECTS IN CONNECTION WITH THE DISTRICT 9 DISABILITY MODIFICATIONS - CITY FACILITIES COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT; AUTHORIZING AN ADDITIONAL \$528.00 FOR ARCHITECTURAL CONTINGENCY EXPENSES; REVISING THE PROJECT BUDGET; AND PROVIDING FOR PAYMENT. (AMENDS ORDINANCE NO. 82023 DATED APRIL 13, 1995)

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AN ORDINANCE 84,204

SELECTING BENDER WELLS CLARK ARCHITECTS, INC. TO PROVIDE DESIGN SERVICES RELATED TO THE SITE DEVELOPMENT AND FENCING OF FIRE STATIONS NO. 5 AND NO. 6; AUTHORIZING THE NEGOTIATION OF A CONTRACT IN THE AMOUNT NOT TO EXCEED \$7,760.00, EXPENSES, CONTINGENCIES AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 84,205

SELECTING ROBERT WATTS, ARCHITECT TO PROVIDE DESIGN SERVICES RELATED TO THE RENOVATIONS TO FIRE STATIONS NO. 2, NO. 24, AND NO. 30, AUTHORIZING THE NEGOTIATION OF A CONTRACT FOR SERVICES IN AN AMOUNT NOT TO EXCEED \$14,500.00 EXPENSES, CONTINGENCIES AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 84,206

APPROVING FIELD ALTERATION NO. 1 - FINAL IN THE AMOUNT OF \$10,208.41 PAYABLE TO V.K. KNOWLTON PAVING CONTRACTOR, INC. IN CONNECTION WITH THE FORTUNA - LA GLORIA TO PARKSIDE, PHASE I COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT; AMENDING THE CONSTRUCTION CONTINGENCY IN THE AMOUNT OF \$3,670.91; REVISING THE PROJECT BUDGET; AND PROVIDING FOR PAYMENT. (AMENDS ORDINANCE NO. 81569 DATED FEB. 2, 1995)

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AN ORDINANCE 84,207

AUTHORIZING THE EXECUTION OF A LEASE WITH AMERICAN AIRLINES, INC. FOR 10,802 SQUARE FEET OF WAREHOUSE

SPACE AND 2,638 SQUARE FEET OF OFFICE SPACE IN THE WEST AIR CARGO BUILDING AT THE SAN ANTONIO INTERNATIONAL AIRPORT FOR A TOTAL ANNUAL RENTAL OF \$89,305.20 AND FOR A TERM ENDING ON AUGUST 31, 2000.

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AN ORDINANCE 84,208

AUTHORIZING THE EXECUTION OF A LEASE WITH MEXICARGO S.A. DE C.V. FOR LEASE OF 767 SQUARE FEET OF WAREHOUSE SPACE AND 1,153 SQUARE FEET OF OFFICE SPACE IN THE WEST AIR CARGO BUILDING AT THE SAN ANTONIO INTERNATIONAL AIRPORT FOR A TOTAL ANNUAL RENTAL OF \$15,109.68 AND FOR A TERM ENDING ON AUGUST 31, 2000.

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AN ORDINANCE 84,209

AUTHORIZING THE EXECUTION OF A LEASE WITH ELSINORE AEROSPACE SERVICES, INC. FOR LEASE OF BAY 34 COMPRISING 1,920 SQUARE FEET OF WAREHOUSE SPACE IN THE WEST AIR CARGO BUILDING AT THE SAN ANTONIO INTERNATIONAL AIRPORT FOR A TOTAL ANNUAL RENTAL OF \$11,616.00 AND FOR A TERM ENDING ON AUGUST 31, 2000

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AN ORDINANCE 84,210

AUTHORIZING THE ACQUISITION OF FEE SIMPLE TITLE TO ONE PARCEL; AND AUTHORIZING THE EXPENDITURE OF \$6,985.00 OUT OF 1987 GENERAL OBLIGATION DRAINAGE BONDS (1996) FOR SUCH ACQUISITION IN CONNECTION WITH THE WURZBACH PARKWAY PROJECT.

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AN ORDINANCE 84,211

AUTHORIZING THE ACQUISITION OF TITLE TO ONE TEMPORARY EASEMENT AND ONE PARCEL AND AUTHORIZING THE EXPENDITURE OF \$1,000.00 IN COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS FOR SUCH ACQUISITIONS IN CONNECTION WITH THE PICKFORD AVENUE - 34TH TO SAN JOAQUIN COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT; REVISING THE PROJECT BUDGET; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 84,212

AUTHORIZING THE CONVEYANCE AND DELIVERY TO THE STATE OF TEXAS ACTING BY AND THROUGH THE TEXAS DEPARTMENT OF TRANSPORTATION, OF FEE TITLE AND EASEMENTS FOR PARCELS AND ACCEPTING REIMBURSEMENT IN ACCORDANCE WITH THE COOPERATIVE ARRANGEMENT BETWEEN THE CITY AND THE STATE FOR THE PROCUREMENT OF RIGHT-OF-WAY FOR THE WURZBACH PARKWAY PROJECT.

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AN ORDINANCE 84,213

AUTHORIZING THE EXPENDITURE OF THE SUM OF \$13,600.00 PAYABLE TO FIRST AMERICAN TITLE COMPANY, AS ESCROW AGENT FOR KENNETH H. KATZ, ET AL, OUT OF 1983 GENERAL OBLIGATION DRAINAGE BONDS; ACQUIRING FEE SIMPLE TITLE TO ONE PARCEL LOCATED AT 1301 E. COMMERCE STREET, IN THE CHERRY STREET DRAINAGE PROJECT #15B, PHASE II.

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AN ORDINANCE 84,214

AUTHORIZING THE ACQUISITION OF FEE SIMPLE TITLE TO THREE PARCELS IN THE DREAMLAND OAKS AREA PROPERTY ACQUISITION PROJECT AND EXPENDITURE OF \$351,500.00 OUT OF 1994 GENERAL OBLIGATION DRAINAGE BONDS FOR SUCH ACQUISITION, AS FOLLOWS: \$140,000.00 MADE PAYABLE TO VIRGIL J. BRADEN AND WIFE; \$115,000.00 MADE PAYABLE TO JORGE L. FLECHA AND WIFE; AND \$96,500.00 MADE PAYABLE TO MARVIN HODGES AND WIFE.

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AN ORDINANCE 84,215

AUTHORIZING THE EXECUTION OF A RIGHT-OF-ENTRY AGREEMENT FOR PARCEL NO. 14040 IN CONNECTION WITH THE CHERRY STREET DRAINAGE PROJECT NO. 15B, PHASE II IN THE AMOUNT OF \$4,500.00 FROM 1983 GENERAL OBLIGATION DRAINAGE BOND FUNDS.

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AN ORDINANCE 84,216

AUTHORIZING PAYMENT IN THE AMOUNT OF \$3,000.00 TO THE URBAN LIBRARIES COUNCIL FOR MEMBERSHIP DUES FOR FY 1995-96.

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AN ORDINANCE 84,217

AUTHORIZING PAYMENT OF \$23,494.30 TO THE AIRPORTS COUNCIL INTERNATIONAL FOR 1996 MEMBERSHIP DUES.

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AN ORDINANCE 84,218

AUTHORIZING THE EXECUTION OF A LETTER OF AGREEMENT WITH AMERICA WEST AIRLINES, INC. FOR STORAGE FEES INCURRED AT SAN ANTONIO INTERNATIONAL AIRPORT BY ACCEPTING PAYMENT TO THE CITY OF \$11,000.00 IN CASH AND TRANSFERRING OWNERSHIP OF A BAGGAGE CONVEYOR BELT SYSTEM VALUED AT APPROXIMATELY \$50,000.00.

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AN ORDINANCE 84,219

AUTHORIZING THE TEMPORARY CLOSURE OF CROCKETT STREET BETWEEN NAVARRO AND PRESA STREETS FROM 10:00 A.M. UNTIL 8:00 P.M., SUNDAY, JUNE 16, 1996 IN CONNECTION WITH THE 25TH ANNIVERSARY CELEBRATION OF THE HARD ROCK CAFE.

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AN ORDINANCE 84,220

AUTHORIZING THE TEMPORARY CLOSURE OF COCA-COLA DRIVE BETWEEN HOUSTON STREET AND THE RAILROAD TRACKS JUST NORTH OF COMMERCE STREET FROM 6:00 P.M. UNTIL 8:30 P.M., FEBRUARY 1, 1997 IN CONNECTION WITH THE 48TH ANNUAL SAN ANTONIO STOCK SHOW AND RODEO "KICK OFF" FIREWORKS DISPLAY.

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AN ORDINANCE 84,221

AUTHORIZING THE TEMPORARY CLOSURE OF A PORTION OF NUEVA STREET (THE WESTBOUND SIDE) BETWEEN PRESA AND ALAMO STREETS FROM 8:00 A.M. UNTIL 4:00 P.M., FRIDAY JUNE 21, 1996 IN CONNECTION WITH THE STATE REPUBLICAN CONVENTION LUNCHEON.

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AN ORDINANCE 84,222

APPROVING A PARADE PERMIT AND AUTHORIZING THE TEMPORARY CLOSURE OF VILLAGE DRIVE FROM THE 9300

BLOCK THROUGH THE 9000 BLOCK OF VILLAGE DRIVE BEGINNING AT 9:30 A.M. UNTIL 11:00 A.M., THURSDAY, JULY 4, 1996 IN CONNECTION WITH THE 4TH OF JULY PARADE, SPONSORED BY MARYMONT HOMEOWNERS ASSOCIATION.

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AN ORDINANCE 84,223

APPROVING A PARADE PERMIT AND AUTHORIZING THE TEMPORARY CLOSURE OF TIMBER PATH BEGINNING AT CLIFF BRIER AND TIMBER PATH TO TIMBERWILDE ELEMENTARY SCHOOL (8838 TIMBERWILDE) FROM 9:45 A.M. UNTIL 11:00 A.M., THURSDAY, JULY 4, 1996 IN CONNECTION WITH THE 4TH OF JULY PARADE SPONSORED BY THE GREAT NORTHWEST HOMEOWNERS ASSOCIATION.

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AN ORDINANCE 84,224

APPROVING A PARADE PERMIT IN CONNECTION WITH THE 4TH OF JULY PARADE, SPONSORED BY THE SHENANDOAH NEIGHBORHOOD ASSOCIATION TO BE HELD ON THURSDAY, JULY 4, 1996 FROM 10:30 A.M. UNTIL 12:30 P.M., AND AUTHORIZING THE TEMPORARY CLOSURE OF THE FOLLOWING STREETS FOR SAID EVENT: SHENANDALE TO CLIFTON FORGE, CLIFTON FORGE FROM SHENANDALE TO BIG MEADOWS, BIG MEADOWS FROM CLIFTON FORGE TO LANDS RUN, LANDS RUN FROM BIG MEADOWS TO RAMSGATE, RAMSGATE FROM LANDS RUN TO END AT 4402 RAMSGATE.

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AN ORDINANCE 84,225

APPROVING A PARADE PERMIT AND AUTHORIZING THE TEMPORARY CLOSURE OF WHISPER VALLEY FROM WHISPER QUILL TO 11219 WHISPER VALLEY BEGINNING AT 3:00 P.M. UNTIL 4:30 P.M., THURSDAY, JULY 4, 1996 IN CONNECTION WITH THE 4TH OF JULY PARADE, SPONSORED BY THE WHISPERING OAKS NEIGHBORHOOD ASSOCIATION.

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AN ORDINANCE 84,226

APPROVING A PARADE PERMIT IN CONNECTION WITH THE 4TH OF JULY PARADE, SPONSORED BY THE BURNING TREE HOMEOWNERS ASSOCIATION TO BE HELD ON THURSDAY, JULY 4, 1996 FROM 10:30 A.M. UNTIL 1:15 P.M., AND AUTHORIZING THE TEMPORARY CLOSURE OF THE FOLLOWING STREETS FOR SAID EVENT: TREE CROSSING FROM BURNING

LOCK TO BURNING TRAIL, BURNING TRAIL FROM TREE
CROSSING TO LITTLE LEAF, LITTLE LEAF FROM BURNING
TRAIL TO OAK FIRE, OAK FIRE FROM LITTLE LEAF TO SUN
FIRE, SUN FIRE FROM OAK FIRE TO TREE CROSSING, TREE
CROSSING FROM SUN FIRE TO END AT 13914 TREE
CROSSING.

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AN ORDINANCE 84,227

APPROVING A PARADE PERMIT IN CONNECTION WITH THE
ANNUAL FRIENDSHIP FESTIVAL PARADE, SPONSORED BY THE
INNERCITY DEVELOPMENT, INC. TO BE HELD ON SATURDAY,
JULY 13, 1996 FROM 6:00 P.M. UNTIL 7:00 P.M., AND
AUTHORIZING THE TEMPORARY CLOSURE OF THE FOLLOWING
STREETS DURING SAID TIME: CHIHUAHUA FROM 1300
CHIHUAHUA TO NAVIDAD, NAVIDAD FROM CHIHUAHUA TO VERA
CRUZ TO GUADALUPE, GUADALUPE FROM TRINITY TO BRAZOS,
BRAZOS FROM GUADALUPE TO COLIMA, COLIMA FROM BRAZOS
TO SMITH, SMITH FROM COLIMA TO VERA CRUZ, VERA CRUZ
FROM SMITH TO BRAZOS, BRAZOS FROM VERA CRUZ TO
ROSITA, ROSITA FROM BRAZOS, BRAZOS TO SAN JACINTO,
SAN JACINTO FROM ROSITA TO CHIHUAHUA, CHIHUAHUA FROM
SAN JACINTO TO END AT 1300 CHIHUAHUA.

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6-23 The Clerk read the following Ordinance:

AN ORDINANCE 84,228

APPROVING THE EXECUTION OF AN AMENDMENT TO THE
ENVIRONMENTAL AND GEOTECHNICAL SERVICES CONTRACT
WITH THE FIRM OF ATEC ASSOCIATES, INC., FOR THE
AMOUNT OF \$359,470.00 TO PERFORM PHASE II
ENVIRONMENTAL SAMPLING, ANALYSIS AND RECOMMENDATIONS
ASSOCIATED WITH THE HENRY B. GONZALEZ CONVENTION
CENTER EXPANSION PROJECT; APPROPRIATING FUNDS
DESIGNATED FOR CONVENTION CENTER EXPANSION, TO BE
PAID OUT OF THE CAPITAL PROJECTS FUND 47'
"CONVENTION CENTER EXPANSION PROJECT." (AMENDS
ORDINANCE NO. 83778 DATED MARCH 14, 1996)

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

Ms. Jelynn Burley, Director of Convention Center Expansion
Office, explained the proposed Ordinance in more detail, stressed the
extra minority participation, including Women.

In response to a question by Mr. Peak, Ms. Burley spoke to the costs.

Mr. Peak expressed concern on the quality of the work project, and stated that he would like to follow up on the project.

Mr. Herrera expressed concern on the additional costs for Phase II study services.

Mr. Solis stated he was very impressed with the great improvement for minority women in participation in this project, and also spoke to the need for helping all the women-owned businesses and their involvement in our city with non-traditional work.

Mayor Thornton stated he would like to say they helped build business in San Antonio, and stated at the same time he would like to have more businesses to promote jobs for these people in San Antonio.

Mr. Avila noted that the contractors have come a long way and have met their goal, but feels they could do more.

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

96-23 The Clerk read the following Resolution

A RESOLUTION NO: 96-23-20

EXPRESSING THE CITY COUNCIL'S INTENT TO ENTER INTO A TAX PHASE-IN AGREEMENT WITH BABN TECHNOLOGIES CORP. IF THE LAND LOCATED AT 9999 WESTOVER HILLS BOULEVARD (A 9.50 ACRE TRACT OF LAND OUT OF THE B.B.B. & C.R.R. SURVEY NO. 389, ABSTRACT 96, COUNTY BLOCK 4417, AND THE B.B.B. AND C.R.R. SURVEY NO. 403, ABSTRACT 100, COUNTY BLOCK 4419 ALL IN BEXAR COUNTY, TEXAS) IS ANNEXED INTO THE SAN ANTONIO CITY LIMITS.

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

Mr. Clinton Bolden, Director of Economic Development, spoke on their proposed Tax Phase-In, and read a copy of the proposed statement which is on file with the papers of this meeting.

Mayor Thornton stated he would like to see people come into San Antonio and start business.

Herrera expressed concern on having more jobs to come into San Antonio, and thanked them for coming.

Mr. Ross spoke on reducing their employment, questioned the request for tax abatements on this project, and spoke to the creation of more local jobs.

Mr. Webster expressed concern on the wages that are being brought by this company to our community.

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

96-23 BRIEFING AND DISCUSSION BY THE U.S. FISH & WILDLIFE SERVICE REGARDING THE ENDANGERED SPECIES ACT IMPLEMENTATION AT COMAL SPRINGS.

Mr. Joe Aceves, President of San Antonio Water System, provided a brief history of the U.S. Fish & Wildlife Service involvement in the water situation concerning the Edwards Aquifer.

Mr. Steve Helferd, representing the USF&WS, Austin, noted that his agency is a function of the U.S. Department of the Interior, and works for the Congress. He addressed the mission of the USF&WS and traced its involvement in conserving water in the Edwards Aquifer. He noted that his agency was brought into the federal lawsuit filed by the Sierra Club as one of the defendants, and he spoke to the enforcement of the Endangered Species Act and protection of certain species in the springs feeding from the Edwards Aquifer. He stated that the agency implements actions only with great discretion, and he spoke to the pressures being exerted by the current drought conditions on much of Texas. He stated that the agency constantly monitors springflow on the aquifer-fed springs, and noted that both the San Marcos and Comal Springs level have dropped rapidly. He further stated that some persons have predicted that the Comal Springs will go dry by the end of June, and he spoke to the collection of salamanders and wild rice as a cautionary measure to prevent the extinction of an endangered species, holding them in a temporary holding-venue. He then discussed 'incidental take' matters involving the Edwards Aquifer.

In response to a question by Mayor Thornton, Mr. Helferd reiterated that some experts predict the Comal Springs will go dry by the end of June. He spoke to the differing types of salamanders and their habitats, and what happened to them during the drought of the 1950s, an event that they survived. He also noted that this drought of the 1950s, an event that they survived. He also noted that this drought is different from that of the 1950s.

In response to another question by Mayor Thornton, Mr. Helferd discussed the matter of 'augmentation' for springs and stream, and his agency's reluctance to adopt this method. He then spoke to scientific

feasibility studies of such things as augmentation, and who has offered to do this. He also noted that his agency will be speaking with the Edwards Underground Water District this next week.

In response to a question by Mayor Thornton, Mr. Lloyd Garza, City Attorney, spoke to the spring augmentation study endorsed by the City Council.

Mr. Helferd stated his hope that Congress will address the matter of spring and/or stream augmentation studies next year, to test their feasibility, and spoke to the need for a technical group to meet soon to consider that feasibility.

Mayor Thornton spoke to his concern for the impact of water on people's lives and businesses and jobs, not the survival of salamanders.

In response to a question by Mayor Thornton, Mr. Helferd discussed the definition of "consultation by federal agencies" as it impacts the Endangered Species Act, noting that his agency has 'consulted' with the Department of Defense missions in San Antonio.

In response to a question by Mr. Ross, Mr. Helferd spoke to why drought management plans have not been undertaken by the Fish & Wildlife Service, noting that the agency has only limited funds to finance such studies and relies upon other agencies to do so. He then spoke to his agency's role. He further stated that 'consultation' is voluntary on the part of other governmental agencies, not the Fish & Wildlife Service, by law. He noted that his agency can only offer to 'consult' with another agency, and he spoke to a very small percentage where adverse actions against federal funding has taken place as a result of 'consultation'.

Mr. Ross stated his opinion that drought is a regional issue.

In response to another inquiry by Mayor Thornton, Mr. Helferd stated that his agency is very cautious in seeking legal action in such matters, and noted that the Sierra Club sues his agency in federal court because it feels that Fish & Wildlife Service is not doing its job in this matter.

Mayor Thornton spoke to the Sierra Club's track-record in environmental issues, and expressed his belief that the water issue here helped bring about the closure of Kelly Air Force Base.

Mr. Helferd stated that, in his own personal opinion, water did affect the closure of Kelly Air Force Base.

Mayor Thornton stated his opinion that 'consultation' is a threat against federal funding and new jobs for San Antonio.

Mr. Peak stated his belief that it is our own fault that we are in the situation we are in today because we haven't provided for supplemental water supplies. He spoke to the need for consensus to

solve the regional issue with regional action, and stated his hope that we are heading in the direction.

In response to a question by Mr. Webster, Mr. Helferd described the U.S. Fish & Wildlife Service priority, once the springs go dry, that being to save endangered species from extinction. He then discussed the failures and successes in breeding species in captivity, and noted that his agency reports annually to the U.S. Congress on Endangered Species Act matters.

In response to a question by Mrs. Billa Burke, Mr. Helferd spoke to his concern that existing Edwards Underground Water District augmentation studies will adversely affect endangered species.

Mr. Aceves then discussed the findings of partial augmentation studies, noting that it does not prove that augmentation really works. He stated his belief that more studies are needed to prove it, and stated that the question is the quality of water coming out of the springs whose flows are being augmented. He spoke to the need to reinforce our options.

In response to a question by Mr. Marbut, Mr. Helferd discussed 'worse-case' scenarios of the current drought, and spoke to experts' projections of what happens when the Edwards Aquifer 'bottoms out'.

Mr. Aceves spoke to steep recent drops in the Edwards Aquifer level, for a variety of reasons, and stated that his best guess is that level may be some distance off in the future. He stated that he would report to the City Council next week on this issue, with perhaps another change to Stage III provisions. He stated that the question is water peaks in mid-July, after which the water-level slope flattens out appreciably.

In response to a question by Mayor Thornton, Mr. Helferd admitted that 'consultation' played a role in three major endangered-species cases. He further stated his belief that this agency would not recommend against further federal involvement in San Antonio.

In response to a question by Mr. Flores, Mr. Helferd discussed the Gambusia Minnow's disappearance from the San Marcos Springs in recent years.

Mr. Tom Culbertson, 511 Westwood, stated that the problem today is failure to comply with federal air standards in San Antonio, and he spoke to a document that addressed the effect of water storage reservoirs on other endangered species. He urged trusting the Edwards Aquifer, instead, which he feels has plenty of water.

Mr. Jack Finger cautioned against accepting anything that the U.S. Fish & Wildlife Service says about endangered species, and stated that we have not come up with a legitimate plan, as required by the federal court, on pumping limits over the Edwards Aquifer. He feels that we offered no constructive solution.

The following citizens appeared to speak:

Mr. Tom Culbertson read a prepared statement and discussed his concern on the water issue, handed out a prepared statement.

Mr. Jack Finger discussed the water plan and stated they should have brought this up two years ago when applewhite was being voted on.

96-23 The Clerk read the following Ordinance:

AN ORDINANCE 84,229

ACCEPTING DONATION OF THE TITLE TO LOTS 5, 6, 7, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, AND 29, BLOCK 1, NEW CITY BLOCK 6679, INDUSTRY CENTER SUBDIVISION, PORTIONS OF WHICH FRONT ON FRIO CITY ROAD, TO BE USED FOR THE DEVELOPMENT OF AFFORDABLE HOUSING IN CONNECTION WITH THE 1996 FALL PARADE OF HOMES; AND AUTHORIZING THE EXECUTION OF ANY AND ALL DOCUMENTS TO FACILITATE THIS TRANSACTION.

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

Ms. Frances Gonzalez, Special Projects Manager, read and explained a prepared statement and displayed a short video, showing the location of this property.

Mayor Thornton spoke on the redevelopment in District #2's Coliseum Oaks, and how pleased he was to start this type of redevelopment through out the city in different Districts.

City Manager Alex Briseno, spoke to the new projects and asked to move forward with this project for the 1996 Parade of Homes.

Mr. Solis stated that 72 years ago that particular land was industrial property and notes the Via Esperanza on the westside of San Antonio was a very successful project with the Parade of Homes, with Piper Foundation provided grant funding.

In response to a question by Mayor Thornton, Ms. Gonzalez stated that twenty homes should be up and ready for sale around the second week of October, and that forty out of sixty homes are already contracted for at the Coliseum Oaks site, in District 2.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Flores, Billa

Burke, Solis, Ross, Marbut, Peak, Webster, Thornton; NA None;
ABSENT: McClendon, Avila, Herrera.

96-23 The Clerk read the following Ordinance:

AN ORDINANCE 84,230

ACCEPTING DONATION OF THE TITLE TO PORTIONS OF LOTS 30, AND 31, BLOCK 1, NEW CITY BLOCK 6679, INDUSTRY CENTER SUBDIVISION, ADJACENT TO GENERAL HUDNELL DRIVE, TO BE USED FOR THE DEVELOPMENT OF AFFORDABLE HOUSING IN CONNECTION WITH THE 1996 FALL PARADE OF HOMES; AND AUTHORIZING THE EXECUTION OF ANY AND ALL DOCUMENTS TO FACILITATE THIS TRANSACTION.

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Mr. Solis 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, Billa Burke, Solis, Ross, Marbut, Peak, Webster, Thornton; NAYS: None; ABSENT: McClendon, Avila, Herrera.

96-23 The Clerk read the following Ordinance:

AN ORDINANCE 84,231

AUTHORIZING REIMBURSEMENT FROM THE DISTRICT 4 CONTINGENCY ACCOUNT FUND TO COUNCILMAN HENRY AVILA, IN THE AMOUNT OF \$2,816.60 FOR A PART-TIME ADMINISTRATIVE SERVICES CONTRACT WITH LETICIA GONZALES FROM MAY 20 - SEPTEMBER 30, 1996, AS REQUESTED BY COUNCILMAN HENRY AVILA.

* * * *

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

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

96-23 The Clerk read the following Ordinance:

AN ORDINANCE 84,232

AUTHORIZING REIMBURSEMENT FROM THE DISTRICT 3 CONTINGENCY ACCOUNT FUND TO COUNCILWOMAN LYNDA BILLA BURKE, IN THE AMOUNT OF \$11,800.00 FOR A PART-TIME ADMINISTRATIVE SERVICES CONTRACT WITH GAVINO RAMOS AND FOR A FULL-TIME ADMINISTRATIVE SERVICES CONTRACT WITH ROQUE R. DUQUE de ESTRADA AND, FROM JUNE 1 - SEPTEMBER 30, 1996, AS REQUESTED BY COUNCILWOMAN LYNDA BILLA BURKE.

* * * *

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

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

96-23 The City Clerk read a proposed ordinance authorizing the expenditure of Discretionary Funds to assist with costs associated with the Neighbors for the 90's Conference, as requested by Councilman Robert Marbut.

Ms. Tertia Emerson spoke to details of the conference scheduled for June 15, 1996, and invited Council members to the worksessions to begin at 9:00 A.M. that day. She further noted that conference funding is about \$250.00 short at this time.

Mr. Marbut indicated his willingness to donate those funds from his Contingency Account.

Mr. Peak requested Ms. Emerson to come back to City Council after all Conference bills are tallied, and make her formal request for additional funds at that time, if necessary. account.

By consensus of Council members present, it was decided to withhold any action on the proposed ordinance until that time. Council once the function is over to get an accurate amount on the donation needed.

96-23 City Council recessed its regular session at 4:20 P.M. to convene in Executive Session for Attorney/Client consultation regarding litigation case styled Certified Properties, Inc. vs. City of San Antonio; in the 45th Judicial District Court of Bexar County, Texas, adjourning said Executive Session at 5:03 P.M. and reconvening in

regular session at 5:07 P.M., at that time Mayor Thornton stated that City Council had been briefed on the above-styled case and had given staff direction, but had taken no official action.

96-23

CITIZENS TO BE HEARD

HECTOR RODRIGUEZ

Mr. Rodriguez expressed his concern about the voluntary meal donation request at senior citizen nutrition centers, and stated there is a large problem with the on-site nutrition for the senior citizens in our city.

By consensus, Mr. Ross was appointed as a member of the Alliance of Senior Citizens since he is himself a senior citizen and will work with the problems they may have.

KARL WURZ

Mr. Wurz discussed the water issues, and the saving of the endangered species, and spoke about the "Bad Water Line"

MARIA DOMINGUEZ

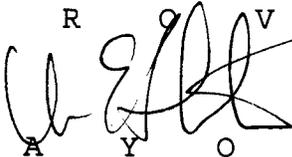
Ms. Dominguez expressed her concern on the homeless men who sleep on the streets, and asked why the city cannot provide affordable homes for these homeless people.

DON WILKENS CASTILLO

Mr. Castillo spoke about a housing project in Mr. Avila's district, and stated he is concerned with Parkside Apartments since it has not improved with the management that is there now.

96-23 There being no further business to come before the Council, the meeting was adjourned at 5:24 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

June 06, 1996
bgg

