

REGULAR MEETING OF THE CITY COUNCIL  
OF THE CITY OF SAN ANTONIO, HELD IN  
THE COUNCIL CHAMBER, CITY HALL, ON  
THURSDAY, APRIL 15, 1993.

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The meeting was called to order by the Presiding Officer, Mayor Nelson W. Wolff, with the following members present: PEREZ, PIERCE, BILLA BURKE, NIETO, SOLIS, AYALA, VERA, THORNTON, LABATT, LARSON, WOLFF. Absent: NONE.

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93-16 Invocation - Deacon Alan Fitzpatrick, St. Dominic Catholic Church.

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93-16 Pledge of Allegiance to the flag of the United States.

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93-16 Minutes of the March 18, 1993 Regular City Council Meeting were approved.

93-16 FIESTA SAN ANTONIO COMMISSION

Mayor Wolff introduced Mr. Pete Martinez, President of the Fiesta San Antonio Commission, and its Executive Director, Ms. Marlene Pedroza.

Mr. Martinez spoke to the coming Fiesta celebration, and thanked the various participating City departments for their assistance. He then noted that Ms. Pedroza this year is celebrating her 10th year with the Commission, and introduced other board members present in the audience.

Members of the Fiesta Commission board then distributed special Fiesta medals to members of the City Council and City staff.

93-16EL REY FEO

Mayor Wolff introduced El Rey Feo, Mr. Peter N. Reed, and welcomed his entourage to City Hall.

El Rey Feo then introduced members of his court, spoke of his educational fund, and thanked the Fiesta Commission for its support of his work.

Mayor Wolff thanked the League of United Latin American Citizens (LULAC) for its \$20,000 donation to the City's Education Partnership program.

93-16"NIGHT IN OLD SAN ANTONIO"

Mayor Wolff introduced the President of the San Antonio Conservation Society, Ms. Inell Schooler.

Ms. Schooler, in turn, spoke to the annual "Night In Old San Antonio" celebration and introduced the NIOSA chairwoman, Ms. Beverly Zaiontz, her vice chairpersons and NIOSA treasurer.

Ms. Zaiontz spoke to NIOSA as having just been named the 'best event of Fiesta, 1992'.

93-16APPLEBY COLLEGE, OAKVILLE, ONTARIO, CANADA

Mayor Wolff recognized a group of students from Appleby College in Canada and presented a Proclamation welcoming them to San Antonio. He stated that the students are in San Antonio to take part in a singing competition.

A representative from the college accepted the proclamation and extended greetings from the Lord Mayor of Oakville to San Antonio.

The student group then sang a selection for the City Council.

93-16COUNCILLOR DANNY MOLLOY, MIDLOTHIAN, SCOTLAND

Mayor Wolff introduced Mr. Danny Molloy, Councillor, District Council of Midlothian, Scotland, who is in San Antonio visiting relatives and City Clerk Norma S. Rodriguez, who recently met Mr. Molloy during the Local Government Conference in Barcelona, Spain.

Mayor Wolff then read a proclamation designating Mr. Molloy an Honorary Citizen of San Antonio and explained its significance. City

Clerk Rodriguez joined the Mayor in formally presenting the Certificate to Mr. Molloy.

Mr. Molloy noted that he also is visiting in Midlothian, Texas, near Dallas, the Sister City to his hometown in Scotland.

Members of the City Council welcomed Mr. Molloy to San Antonio and to City Hall.

93-16

"VOLUNTEER WEEK"

Mayor Wolff read the Proclamation designating "Volunteer Week" in San Antonio, and presented it to Ms. Margie Rust, Director of the Retired Senior Volunteer Program (RSVP) in San Antonio.

Ms. Rust introduced members of her board, present in the audience, and spoke to the large number of volunteer hours contributed by RSVP volunteers each year.

Ms. Karen Pitcher, President, RSVP-San Antonio, then presented the Mayor and City Council with a large 'check' for more than \$20 million, representing the computed amount of time donated by RSVP volunteers in San Antonio over the past three years.

Ms. Vera noted that RSVP volunteers are assisting with the invitations to the grand opening of the Alamodome.

93-16

"NATIONAL LIBRARY WEEK"

Mayor Wolff noted that at the 11:00 A.M. ceremonial presentations, he had issued a proclamation for "National Library Week", which this year will be observed April 18-24, 1993. He further noted that representatives of the San Antonio Public Library system has left special gift bags of items for each City Council member, acknowledging the upcoming celebration.

93-16

CONSENT AGENDA

Mr. Solis made a motion to approve Agenda items 9 through 25d, constituting the Consent Agenda, with Item 17 being pulled for consideration only after passage of Agenda Item 6, set for a time-certain on the agenda. Mr. Labatt seconded the motion.

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

April 15, 1993  
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## AN ORDINANCE 77,763

ACCEPTING THE LOW BID OF CREATIVE SOURCES TO FURNISH THE CITY OF SAN ANTONIO AREA LIBRARIES WITH PLASTIC BOOK BAGS FOR LIBRARY PATRONS FOR A TOTAL OF \$3,956.00.

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## AN ORDINANCE 77,764

ACCEPTING THE PROPOSAL OF SOUTHWEST MICROPUBLISHING, INC. TO FURNISH THE CITY OF SAN ANTONIO PUBLIC LIBRARY WITH MICROFILM USED BY RESEARCHERS IN TEXAS HISTORY AND GENEALOGY FOR A TOTAL OF \$3,619.40.

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## AN ORDINANCE 77,765

ACCEPTING THE LOW QUALIFIED BID OF COMPUTIZE, INC. TO FURNISH THE CITY OF SAN ANTONIO POLICE DEPARTMENT WITH MICROCOMPUTER HARDWARE TO AUGMENT EXISTING STATISTICAL REPORTING AND FINANCIAL ACCOUNTING APPLICATIONS FOR A TOTAL OF \$5,369.00.

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## AN ORDINANCE 77,766

ACCEPTING THE LOW BID OF CENTURY DATA FORMS, INC. TO FURNISH THE CITY OF SAN ANTONIO MUNICIPAL COURTS WITH MISDEMEANOR VIOLATION NOTICES FOR A TOTAL OF \$3,480.00.

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## AN ORDINANCE 77,767

ACCEPTING THE LOW BID OF BARNO AND ASSOCIATES TO PROVIDE PAINTING SERVICES OF VARIOUS AMENITIES WITHIN THE CONFINES OF HEMISFAIR PARK AREA FOR A TOTAL OF \$3,960.00.

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## AN ORDINANCE 77,768

ACCEPTING THE LOW BID OF TEXAS EQUIPMENT COMPANY TO FURNISH THE CITY OF SAN ANTONIO COMMUNITY INITIATIVES DEPARTMENT WITH THREE HYDRAULIC LIFTS

FOR INSTALLATION IN PASSENGER VANS TO ASSIST IN THE TRANSPORTATION OF ELDERLY AND DISABLED PERSONS FOR A TOTAL OF \$5,565.00.

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AN ORDINANCE 77,769

ACCEPTING THE LOW BID OF CKS HYDRO SERVICES, INC., D/B/A TEXAS HYDRO SERVICES FOR REMOVAL OF RUBBER DEPOSITS AND PAINT STRIPE MARKINGS FROM THE RUNWAYS AT THE SAN ANTONIO INTERNATIONAL AIRPORT, AS REQUIRED BY THE FEDERAL AVIATION ADMINISTRATION FOR A TOTAL OF \$14,450.00.

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AN ORDINANCE 77,770

ACCEPTING THE LOW BID OF TEXAS STATE DISTRIBUTORS, INC. TO FURNISH THE SAN ANTONIO POLICE DEPARTMENT SWAT TEAM WITH FIREARMS FOR A TOTAL OF \$7,499.00.

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AN ORDINANCE 77,771

ACCEPTING THE LOW, QUALIFIED BID OF SAN ANTONIO CONSTRUCTORS, INC. IN THE AMOUNT OF \$567,333.36 IN CONNECTION WITH THE N. SAN HORACIO FROM CULEBRA TO ZARZAMORA CREEK RECONSTRUCTION PROJECT; AUTHORIZING A CONTRACT; REVISING THE PROJECT BUDGET; AUTHORIZING \$56,733.34 FOR CONSTRUCTION CONTINGENCIES, \$17,492.18 FOR PROJECT OVERSIGHT COSTS, AND \$8,627.74 FOR ENGINEERING EXPENSES; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 77,772

ACCEPTING THE LOW, QUALIFIED BID OF SAN ANTONIO CONSTRUCTORS, INC. IN THE AMOUNT OF \$223,000.00 IN CONNECTION WITH THE STERLING DRIVE (100 BLOCK TO DEAD-END) RECONSTRUCTION PROJECT; AUTHORIZING A CONTRACT; REVISING THE PROJECT BUDGET; AUTHORIZING \$22,300.00 FOR CONSTRUCTION CONTINGENCIES AND \$7,340.64 FOR PROJECT OVERSIGHT COSTS; AND PROVIDING FOR PAYMENT.

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## AN ORDINANCE 77,773

AUTHORIZING FIELD ALTERATION NO. 14 IN THE AMOUNT OF \$34,003.63 PAYABLE TO V. K. KNOWLTON PAVING CONTRACTOR, INC. IN CONNECTION WITH THE ENGLEWOOD AREA STREETS, PHASE II RECONSTRUCTION PROJECT; REVISING THE PROJECT BUDGET; AND PROVIDING FOR PAYMENT.

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## AN ORDINANCE 77,774

RATIFYING THE SUBMISSION OF A \$70,000.00 GRANT REQUEST TO THE GOVERNOR'S CRIMINAL JUSTICE DIVISION TO FUND THE CITY OF SAN ANTONIO'S FISCAL YEAR 1993-94 ROVING LEADER OUTREACH PROGRAM.

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## AN ORDINANCE 77,775

AUTHORIZING THE CITY MANAGER TO SUBMIT AN APPLICATION FOR FEDERAL ASSISTANCE TO THE INSTITUTE OF MUSEAUM SERVICES FOR THE PURPOSE OF ESTABLISHING AN ARCHIVALLY-SOUND AREA FOR THE STORAGE AND USE OF THE VARIOUS COLLECTIONS HOUSED AT THE HERTZBERG MUSEUM.

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## AN ORDINANCE 77,776

AMENDING ORDINANCE NO. 77678 PASSED AND APPROVED ON MARCH 25, 1993 BY AUTHORIZING A BUDGET ADJUSTMENT UNDER THE JTPA TITLE III/EDWAA PROGRAM TO ALLOCATE AN ADDITIONAL \$83,107.00 TO BEXAR COUNTY WOMEN'S CENTER.

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## AN ORDINANCE 77,777

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

VIOLETIONS OF THESE TRAFFIC REGULATIONS, ACCEPT THE CIVIL PARKING VIOLATIONS, TO BE MISDEMEANOR CRIMES PUNISHABLE BY A FINE OF NOT MORE THAN \$200.00, AND DECLARING VIOLATIONS OF THE CIVIL PARKING VIOLATIONS TO BE 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 77,778

APPOINTING EDWARD MATA (DISTRICT 4) TO THE ELECTRICAL EXAMINING AND SUPERVISING BOARD FOR A TERM OF OFFICE TO EXPIRE ON JULY 31, 1994.

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AN ORDINANCE 77,779

APPOINTING MIKE BOYLE (DISTRICT 4) TO THE HOUSING TRUST FUND-DOWNTOWN ADVISORY COMMITTEE FOR A TERM OF OFFICE TO EXPIRE ON MAY 30, 1995.

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AN ORDINANCE 77,780

APPOINTING MELBA RODRIGUEZ (DISTRICT 4) TO THE MAYOR'S COMMISSION ON THE STATUS OF WOMEN TO REPLACE MARY ESPIRITU, FOR A TERM OF OFFICE TO EXPIRE ON DECEMBER 15, 1994.

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AN ORDINANCE 77,781

APPOINTING SCOTT SHEPHERD (RANDOLPH AIR FORCE BASE) TO THE NOISE ABATEMENT ADVISORY COMMITTEE TO REPLACE COLONEL MAURICE MCFANN, FOR A TERM OF OFFICE TO EXPIRE ON DECEMBER 15, 1994.

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93-16 The Clerk read the following Ordinance:

AN ORDINANCE 77,782

RATIFYING PAYMENT IN THE AMOUNT OF \$73,091.05 TO THE

STATE TREASURER FOR AN ASSESSMENT OF TAX, PENALTY, AND INTEREST FOR FAILURE TO COLLECT AND REMIT STATE, CITY, AND MTA/CTD SALES TAX ON CERTAIN SALES TRANSACTIONS CONDUCTED BY THE CITY OF SAN ANTONIO, TEXAS IN ACCORDANCE WITH TEXAS' STATE AND LOCAL SALES AND USE TAX STATUTES.

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

Mr. Octavio Pena, Finance Department, briefly explained the assessment of taxes, penalties and interest because of certain taxes not paid by the City of San Antonio, and he addressed the areas concerned, noting that several of the assessments are under appeal.

(At this point, Mayor Wolff was obliged to leave the meeting. Mr. Perez presided.)

A discussion took place concerning state audits and the frequent changes of the rules for taxes to be collected, in addition to several areas of lack of such collections.

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; NAYS: None; ABSENT: Billa Burke, Wolff.

93-16 The Clerk read the following Ordinance:

AN ORDINANCE 77,783

AMENDING ORDINANCE NO. 68101 (WHICH ESTABLISHED AND AUTHORIZED THE "COMMERCIAL PAPER PROGRAM" TO FINANCE CERTAIN COSTS RELATED TO THE CITY'S ELECTRIC AND GAS SYSTEMS) TO PERMIT THE PROCEEDS OF OBLIGATIONS ISSUED UNDER THE COMMERCIAL PAPER PROGRAM TO BE USED TO REFINANCE OTHER OBLIGATIONS PAYABLE FROM REVENUES OF THE CITY'S ELECTRIC AND GAS SYSTEMS, AND TO PROVIDE INCREASED FLEXIBILITY REGARDING THE COMMERCIAL PAPER PROGRAM TO ENABLE THE PROGRAM TO BE MANAGED IN THE MOST EFFECTIVE MANNER.

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

Mr. Howard Freeman, Assistant General Manager, City Public Service, explained the need for certain changes in the Commercial Paper Program and their advantages to CPS because of lower interest rates. He stated that specific refunding issues will be forthcoming, and noted that CPS has conducted six refunding issues since 1975, at a net savings of some \$75 millions.

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; NAYS: None; ABSENT: Billa Burke, Wolff.

93-16 The Clerk read the following Ordinance:

AN ORDINANCE 77,784

REGULATING THE USE OF BOTH PUBLIC AND PRIVATE SEWERS, DRAINS AND RELATED APPURTENANCES THAT ULTIMATELY DISCHARGE INDUSTRIAL WASTES INTO THE SAN ANTONIO REGIONAL SEWAGE TRANSPORTATION AND TREATMENT SYSTEM. PROMULGATING STANDARD PROCEDURES AND REGULATIONS FOR COMPLIANCE HERewith AND ESTABLISHING CIVIL PENALTIES FOR NON-COMPLIANCE, AND A CRIMINAL FINE OF UP TO \$2,000.00 FOR VIOLATION AND CONVICTION THEREOF.

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

Ms. Rebecca Q. Cedillo, Vice President, San Antonio Water System, explained the background of new regulations involving the discharge of industrial waste, and spoke to the Environmental Protection Administration-mandated changes involved.

Mr. Mike Harris, Executive Director, San Antonio Manufacturers Association, spoke of his association having worked closely with SAWS to improve the proposed ordinance, and he spoke to a number of those changes.

In response to a question by Mr. Pierce, Ms. Minerva Flores, SAWS, described the new regulations and their backgrounds.

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

A discussion then ensued concerning the compliance rates applicable to San Antonio.

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.

93-16 After discussion, it was the concensus of the City Council members present to undertake consideration of agenda item 33 at this time.

The Clerk read the following Ordinance:

AN ORDINANCE 77,785

AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT AGREEMENT WITH THE SAN ANTONIO BUSINESS DEVELOPMENT FUNDS (SABDF) TO PAY FOR THE FIRST AND SECOND YEAR ADMINISTRATIVE EXPENSES OF THE SABDF AT A COST NOT TO EXCEED \$150,000.00; AND APPROPRIATING FUNDS.

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

Mr. Clint Bolden, Director of Economic Development, explained the proposed funding of 'San Antonio Business Development Fund' administrative expenses and spoke to its aims of providing loan funds for small businesses.

Mr. Charles Miller, NationsBank, representing the banks group involved, spoke to the matching-funds challenge involved and its advantages to small businesses.

Mayor Wolff spoke to Mr. Pierce's close involvement in this work, and his desire to see this fund succeed. He stated his belief that it is vital for the private sector to assist small business in San Antonio, including all local banks. He then noted that 12 banks still have not committed to participation in this program, and asked that this list of banks be made available to the news media.

Mr. Miller spoke to the participants in the program and their various levels of participation.

Mayor Wolff urged that current participants raise their levels of committment, and again urged that all banks in San Antonio become a part of this program.

Mr. Pierce spoke to the significance of similar programs in Dallas and Houston, and stated that this action today is a step in the

right direction for San Antonio.

Mr. Labatt spoke of this action as an outstanding start to help small business to compete in San Antonio.

Mr. Thornton and Mr. Larson both stressed the need for capital in order to allow small businesses to grow.

Committee members and lending institution representatives then came forward to identify themselves and their firms.

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.

93-16 The Clerk read the following Ordinance:

AN ORDINANCE 77,786

AUTHORIZING THE CITY MANAGER TO ACCEPT JOB TRAINING PARTNERSHIP ACT TITLE IIB SUMMER YOUTH EMPLOYMENT AND TRAINING PROGRAM FUNDS IN THE AMOUNT OF \$4,145,648.00 FROM THE TEXAS DEPARTMENT OF COMMERCE FOR CALENDAR YEAR 1993; AUTHORIZING THE EXECUTION OF CONTRACT MODIFICATIONS TO THE CONTRACTS WITH THE CURRENT SERVICE PROVIDERS; APPROVING THE TITLE IIB BUDGET AND PERSONNEL COMPLEMENT; AND AMENDING ORDINANCE NO. 77163, PASSED AND APPROVED ON JANUARY 1993, BY REVISING THE 1993 IIB BASE ALLOCATION FOR CY93.

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

Mr. Ramiro Cavazos, representing the San Antonio Works! Board, explained summer youth employment plans and training program funding.

Mr. Kevin Moriarty, Director of Community Initiatives, spoke to the progress of the 1993 bill, still in Congress, the spoke to the agencies involved and the need for rapid action because of the close proximity of the summer months.

Mr. Pierce spoke to details of the program.

In response to a question by Mr. Larson, Mr. Moriarty noted that the program will serve about 2,700 children, roughly half the

number served last summer, at least until the President's economic stimulus package is enacted by Congress.

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

93-16 The Clerk read the following Ordinance:

AN ORDINANCE 77,787

AUTHORIZING THE CITY MANAGER TO SUBMIT AN APPLICATION AND ACCEPT A GRANT IN THE AMOUNT OF \$766,530.00 FROM THE TEXAS DEPARTMENT OF HUMAN SERVICES FOR THE 1993 SUMMER FOOD SERVICE PROGRAM; APPROVING A BUDGET AND PERSONNEL COMPLEMENT; AND AUTHORIZING APPLICATION FOR AND ACCEPTANCE OF SUPPLEMENTAL FUNDING FROM SAID AGENCY IN THE EVENT THE OPERATION OF ADDITIONAL OUTSIDE AGENCY SITES IS MADE POSSIBLE.

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

Mr. Ron Darner, Director of Parks & Recreation, spoke to details of the summer food service program serving some 270,000 meals to participants at 101 sites.

Mr. Solis stated his desire to see this program melded with the after-school program.

Mr. Darner noted that this is not in this particular grant, but that he would look into this.

In response to a question by Mr. Pierce, Mr. Darner noted that no parks funding is available to Bexar County.

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, Larson, Wolff; NAYS: None; ABSENT: Labatt.

93-16 Agenda item 31, being a proposed ordinance accepting dedication of 34.482 acres of land currently identified as the South New Braunfels Park Site, to the City of San Antonio from Boyce H. Gaskin and NTL Land

Holdings, Inc., said land being out of Lot 7, New City Block 13790, Brooks Subdivision, and being valued at \$322,500.00 and being dedicated for non-profit recreational civic and cultural purposes, was earlier removed from consideration by the City Manager.

93-16 The Clerk read the following Ordinance:

AN ORDINANCE 77,788

AUTHORIZING MAYOR NELSON W. WOLFF TO SIGN AN AGREEMENT BETWEEN THE TEXAS HISTORICAL COMMISSION AND THE CITY OF SAN ANTONIO FOR PARTICIPATION IN THE CERTIFIED LOCAL GOVERNMENT (CLG) PROGRAM.

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

Mr. David Pasley, Director of Planning, provided details of the Certified Local Government (CLG) Program.

Mr. Larson spoke to the need to define the state's antiquities laws, and addressed the lack of any local control over such laws, pointing to recent problems experienced by the City with archeological workers from the University of Texas at San Antonio, acting under those state antiquities laws in matters of investigation on the site of the Alamodome.

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

93-16 The Clerk read the following Ordinance:

AN ORDINANCE 77,789

APPROVING THE FARMERS MARKET SMALL BUSINESS DEVELOPMENT PROJECT; PROJECT POLICIES; ARCHITECTURAL DESIGN; AND A CONSTRUCTION BUDGET IN THE AMOUNT OF \$2,164,000.00 TO BE FUNDED FROM AN ECONOMIC DEVELOPMENT ADMINISTRATION GRANT AND FIESTA WEEK MERCHANTS.

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

Mr. Robert Tagle, Manager of Market Square, explained the Farmers Market Small Business Development project.

Mr. Joe Candela, representing the architectural firm involved, addressed details of the proposed project layout and design in the Farmers Market building. He then distributed copies of the architect's renderings to City Council, for clarification.

A discussion took place concerning the possible impact of closing San Saba Street between Market Square and the Farmers Market building, at an estimated \$1.5 million cost.

Mr. Joe van de Walle, representing the Market Advisory Board, stated his belief that is a superior architectural plan, and spoke to its advantages. He also spoke to the matter of assigned spaces in the renovated Farmers Market.

Mr. Jimmy Cassiano, representing Westside Chamber of Commerce, stated his belief that this project will lead to creation of 100 new businesses and 300 new jobs.

Mr. Nick Pena, representing the Market Square Association, stated his hope that this revitalization of the Farmers Market will benefit the many merchants who have worked to make the facility's business viable. He stated his belief that opponents of this plan have divided the various organizations representing this area, and feels that the project plan is not in the best interests of Farmers Market merchants. He then spoke to a detailed history of development of this plan, and spoke to his concern that tenants of Farmers Market have had no part in creation of the plan.

Mr. Perez spoke to details of the plan and provisions made for security for present Farmers Market tenants, and opportunity for others.

Mr. Frank Reed, representing the architectural team involved, noted that this project will begin in May, with completion scheduled for mid-November. He then spoke to the space-leasing plan involved.

(At this point, Mayor Wolff was obliged to leave the meeting. Mr. Perez presided.)

In response to a question by Mr. Larson, Mr. Tagle spoke to the policies in Market Square, and the development of new policies.

Mr. Larson addressed his concern that certain merchants in the area are some 3-4 months behind in their lease payments to the City, and he contrasted a flat-rate lease versus one in which the City receives a percentage of gross sales receipts. He then spoke to the need to run the matter of leases in Farmers Market more like a business.

Mr. Pena stated that Farmers Market merchants want to hire their own San Antonio Police Department security during Fiesta, not have the City do so for them.

Mr. Alex Briseno, City Manager, noted that the current police contract with the City provides for the use of SAPD officers as security personnel at all City-owned facilities.

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

In response to a question by Mr. Thornton, Mr. Tagle noted that two or three tenants are currently several months behind in their lease payments to the City.

Mr. Thornton spoke in support for the plan, citing the need to move the Farmers Market into a new business environment.

In response to a question by Ms. Ayala, Mr. Briseno spoke to the City's policy on police protection.

Mr. Perez recommended that the Market Square Commission look into the issue of police security.

Ms. Ayala asked that the same be done concerning the Fiesta carnival.

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

93-16      PUBLIC HEARING AND CONSIDERATION OF ORDINANCE  
CLOSING ALLEY FOR WENDY'S

Mayor Wolff opened the Public Hearing.

No citizens were registered to speak on the matter.

Mayor Wolff declared the Public Hearing closed.

The City Clerk read the following Ordinance:

AN ORDINANCE 77,790

AUTHORIZING THE CLOSING, VACATING, ABANDONING AND QUITCLAIMING OF THE WEST PORTION OF AN UNIMPROVED ALLEY LOCATED BETWEEN HOLZ STREET AND MATYEAR STREET AND WILMOT STREET AND WEST COMMERCE STREET, AS REQUESTED BY WENDY'S OF SAN ANTONIO, INC., THE ADJACENT PROPERTY OWNER, TO ALLOW THE CONSTRUCTION

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Mr. Bill Toudouze, Real Estate Division, Public Works Department, explained the quitclaiming of the unimproved alley.

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

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

93-16 PUBLIC HEARING AND CONSIDERATION OF ORDINANCE  
CLOSING WINDSOR SQUARE DRIVE FOR WAL-MART

Mayor Wolff declared the Public Hearing to be open.

Mr. Bill Toudouze, Real Estate Division, Public Works Department, explained the proposed quitclaiming of Windsor Square Drive.

The following citizens spoke:

Mr. Orson A. Kinney, 5534 Merlin, representing the Camelot I Neighborhood Association, spoke in support for the request made by Wal-Mart Stores.

Mr. Arthur Kline, 7619 King Arthur, stated that he would support the request, providing that an eight-foot fence is agreed to, as discussed.

Mr. Danny Adams, Tyler, Texas, representing Wal-Mart Stores, stated that the eight-foot fence will begin construction within two weeks of the beginning of work on expansion of the Wal-Mart Store in Windsor Park Mall, and briefly discussed landscaping plans.

Mr. Thornton spoke to his concern with the possible destruction of large trees to make way for a parking lot, pointing to what occurred with construction of a Sam's Club store on U.S. 281 North recently.

In response to a question by Mr. Pierce, Mr. Adams discussed the barricaded Galahad Street at its intersection with the mall, noting that Wal-Mart Stores has no intention of seeking the opening of that barricaded street.

Mr. Kinney asked to have a copy of a letter to that effect.

There being no further citizens to speak to this matter, Mayor

Wolff declared the Public Hearing to be closed.

The Clerk read the following Ordinance:

AN ORDINANCE 77,791

AUTHORIZING THE CLOSING, VACATING, ABANDONING AND QUITCLAIMING OF WINDSOR SQUARE DRIVE LOCATED BETWEEN GALAHAD ROAD AND WINDSOR PARK MALL, AS REQUESTED BY WAL-MART STORES, INC., ET AL., THE ADJACENT PROPERTY OWNERS, TO ACCOMMODATE ITS PROPOSED EXPANSION OF THE EXISTING STORE.

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

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

93-16 PUBLIC HEARING AND CONSIDERATION OF ORDINANCE  
EXCEPTION TO ALAMODOME MORATORIUM: 1430 E. COMMERCE

Mayor Wolff declared the Public Hearing to be open.

Mr. Gene Camargo, Director of Building Inspections, explained City staff's recommendation for approval of an exception to the Alamodome moratorium in order to allow operation of a recreation center at 1430 East Commerce Street.

No citizen appeared to speak to this matter.

Mayor Wolff declared the Public Hearing to be closed.

The Clerk read the following Ordinance:

AN ORDINANCE 77,792

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 MS. BILLIE JEAN WHITE TO APPLY FOR A CERTIFICATE OF OCCUPANCY FOR OPERATION OF A RECREATION CENTER AT 1430 E. COMMERCE.

\* \* \* \*

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

93-16 PUBLIC HEARING AND CONSIDERATION OF ORDINANCE  
EXCEPTION TO FREDERICKSBURG ROAD MORATORIUM: (LAW OFFICE)

Mayor Wolff declared the Public Hearing to be open.

Mr. Gene Camargo, Director of Building Inspections, explained City staff's recommendation for approval of an exception to the Fredericksburg Rd. moratorium in order to allow operation of a law office.

No citizen appeared to speak to this matter.

Mayor Wolff declared the Public Hearing to be closed.

The Clerk read the following Ordinance:

AN ORDINANCE 77,793

GRANTING AN EXCEPTION TO THE MORATORIUM ON THE ISSUANCE OF SIGN PERMITS, CERTIFICATES OF OCCUPANCY, AND ZONING CHANGES IN THE FREDERICKSBURG ROAD PROJECT AREA IN ORDER TO ALLOW MR. SAM NIETO TO APPLY FOR THE DEVELOPMENT-RELATED PERMITS NEEDED TO OCCUPY THE PROPERTY LOCATED AT 2403 FREDERICKSBURG ROAD AS A LAW OFFICE.

\* \* \* \*

Mr. Thornton made a motion to approve the proposed Ordinance. Mr. Larson 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, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Solis, Ayala, Vera.

93-16 PUBLIC HEARING AND CONSIDERATION OF ORDINANCE  
CDBG REPROGRAMMING: (HEALY MURPHY)

Mayor Wolff opened the Public Hearing.

Mr. Andrew Cameron, Director of Community Development, explained the Community Development Block Grant reprogramming proposal, to provide funds to finance a funds shortfall in work on the Healy Murphy Child Care Day Care Center Rehabilitation project.

No citizens were registered to speak on the matter.

Mayor Wolff declared the Public Hearing closed.

The City Clerk read the following Ordinance:

AN ORDINANCE 77,794

REPROGRAMMING COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS IN THE AMOUNT OF \$8,581.67 MADE AVAILABLE THROUGH AN EXCESS OF FUNDS IN THE STERLING STREET (100 BLOCK-DEAD END) RECONSTRUCTION PROJECT TO ADDRESS AN EXISTING PROJECT SHORTFALL IN THE HEALY MURPHY CHILD DAY CARE CENTER REHABILITATION PROJECT; REVISING THE APPROPRIATE CDBG BUDGETS; AND AUTHORIZING THE EXECUTION OF CONTRACTS AND OTHER DOCUMENTS AS NECESSARY IN CONNECTION THEREWITH.

\* \* \* \*

Mr. Pierce made a motion to approve the proposed Ordinance. Mr. Perez 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, Ayala, Labatt, Larson, Wolff; NAYS: None; ABSENT: None. Solis, Vera, Thornton.

93-16 The Clerk read the following Ordinance:

AN ORDINANCE 77,795

ACCEPTING THE LOW, QUALIFIED BID OF TONY C. QUINTANILLA INC. IN THE AMOUNT OF \$127,400.00 IN CONNECTION WITH THE HEALY MURPHY CHILD DAY CARE CENTER, PHASE II REHABILITATION PROJECT; AUTHORIZING A CONTRACT; REVISING THE PROJECT BUDGET; AUTHORIZING \$11,181.67 FOR CONSTRUCTION CONTINGENCIES; AND PROVIDING FOR PAYMENT.

\* \* \* \*

Mr. Pierce made a motion to approve the proposed Ordinance. Mr. Perez 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, Ayala, Labatt, Larson, Wolff; NAYS: None; ABSENT: Solis, Vera, Thornton.

93-16 City Council recessed its regular meeting at 4:03 P.M. in order to convene in Executive Session to receive a staff briefing on issues relating to pending and potential litigation arising out of the City's Solid Waste Disposal Sites; the pending permit application of the City and Waste Management Systems; and legal issues arising out of a Regional Plan for Solid Waste Disposal. The Council then reconvened in regular meeting at 4:56 P.M., at which time the Mayor announced that the Council had been briefed on the above items.

93-16 The Clerk read the following Ordinance:

AN ORDINANCE 77,796

AUTHORIZING A PROFESSIONAL SERVICES CONTRACT FOR THE LOCATING, PLANNING, DESIGN, AND PERMITTING OF A REGIONAL ENVIRONMENTAL ENTERPRISE ZONE (REEZ) WITHIN A 30 MILE RADIUS OF THE CITY OF SAN ANTONIO FOR AN AMOUNT NOT TO EXCEED \$1.5 MILLION. (MALCOLM PIRNIE).

\* \* \* \*

Mr. Labatt stated that members of the City Council's Landfill Committee, made up of Ms. Billa Burke, Ms. Ayala, Mr. Nieto and himself, met for some five hours yesterday on the matter of environmental services and related professional-level services for the Regional Environmental Enterprise Zone (REEZ).

He then noted that the committee had interviewed five firms: Radian Corporation; HDR Engineering, Inc.; Malcolm Pirnie; Camp, Dresser & McKee; and San Antonio Engineers and Consultants. He then spoke to the criteria used in the interviews and the final recommendation of the four committee members, Malcolm Pirnie. He then addressed reasons why that firm was being recommended, noting that while it is headquartered out of state, it has some 31 San Antonio employees.

Mr. Labatt made a motion to direct City staff, through the City Manager, to develop a contract with Malcolm Pirnie, in association with Southwestern Laboratories; GGC Engineers, Inc.; KJN; Howard Gary & Company; D'Ann Harper, Realtors; J.F. Hickman & Associates; and Structural Engineering Associates. Ms. Billa Burke seconded the motion.

In response to a question by Mr. Thornton, Mr. Labatt explained the heavily-weighted factor of 'relationship with Texas Water Commission' used by the committee in its assessment.

Ms. Ayala noted that Malcolm Pirnie's expertise in working with the Alamo Area Council of Governments also was a factor considered by the committee, and stated that a combination of factors produced the committee's final recommendation.

Mr. Thornton stated his opinion that the factor of 'relationship with the Texas Water Commission' has a lower factor than the committee gave it, in his view, and expressed his belief that more weight should have been given to the vision of the project's concept.

In response to a question by Mr. Thornton, Mr. John German, Director of Public Works, spoke to the City staff's recommendation of the Radian Corporation as best-suited to Mr. Thornton's rating, although all five firms are qualified to do the job.

A discussion then took place concerning the per cent of local participation by the five firms, during which Mr. German noted that Malcolm Pirnie had pledged an 87 per cent local participation.

Ms. Ayala spoke in support of the committee's recommendation, noting that, in her opinion, it represented the best firm available to do the job.

In response to a question by Ms. Vera, Mr. Bob Nichol, representing Malcolm Pirnie, noted that the firm has always pledged an 87 per cent local participation level for this project.

Ms. Vera also expressed her belief that 'relationship with the Texas Water Commission' is an important factor, and noted that San Antonio Engineers and Consultants also scored high in the matter of local participation and relationship with the TWC. She noted that she has received letter supporting them as to that relationship.

Ms. Ayala spoke to Malcolm Pirnie's work on the Alamodome.

Mr. Nieto spoke to the importance of this Regional Environmental Enterprise Zone to the city of San Antonio for at least the next 50-100 years, and addressed several of Malcolm Pirnie's advantages, in his opinion.

Ms. Billa Burke spoke to the factors that weighed heavily on the committee's decision.

Mayor Wolff thanked the members of the Council committee for their hard work, and spoke to Malcolm Pirnie's advantages.

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

MRS. NINFA CARDENAS

Mrs. Ninfa Cardenas asked the City Council for assistance in securing a permit to operate a fresh fruit drink stand at Market Square during Fiesta Week.

Mr. Ron Darner, Director of Parks and Recreation, stated that he has scheduled a meeting for tomorrow morning with Mrs. Cardenas and appropriate staff to address her issues.

\* \* \* \*

MRS. MARIA H. SALAS

Mrs. Maria H. Salas, 5119 Hayden, referred the City Council to correspondence she had reproduced and distributed to each of them regarding several environmental issues. (A copy of Mrs. Salas' statement is on file with the papers of this meeting.)

\* \* \* \*

MRS. ROSE GARCIA

Mrs. Rose Garcia, 3835 San Fernando, presented a prepared statement to the City Council outlining several concerns with a new policy of the San Antonio Housing Authority relative to payments to the City Public Service by residents of public housing projects. (A copy of Mrs. Garcia's statement is on file with the papers of this meeting.)

Mr. Juan Solis stated that he too is concerned about this new policy and asked that Mr. Apolonio Flores be apprised of the Council's concern.

\* \* \* \*

MR. JOSE L. GARCIA

Mr. Jose L. Garcia, 3835 San Fernando, spoke in spanish to the City Council about the problems they are encountering with juvenile delinquency and violent crime as well in the housing projects.

Mr. Pierce advised Mr. and Mrs. Garcia about the assistance the residents of the public housing projects may seek through the offices of Legal Aid.

\* \* \* \*

MS. JAIME BUSTOS

Ms. Jaime Bustos, YWCA Teen Volunteer Program, addressed the City Council about the history of this program and the more than 60,000 volunteer hours spent by members of this volunteer program in community work. She then invited the Council members to attend a Candlelight Vigil on Tuesday, April 20, 1993 beginning at 7:30 P.M., at the YWCA offices, 503 Castroville Road, in memory of all youths killed by gang violence.

\* \* \* \*

MR. DON WILKINS CASTILLO

Mr. Don Wilkins Castillo spoke to the City Council about the need to display a copy of the United States Constitution in the City Council Chambers.

\* \* \* \*

93-16 City Council recessed its regular meeting at 6:00 P.M. to convene in Executive Session for:

A. Briefing on legal professional services in representing the City in litigation styled as Civil Action Number SA-91-CA-0819, U.S. District Court for the Western District of Texas, City of San Antonio vs. Hensel Phelps Construction Company.

B. Briefing on Change Order No. 26 to City's TriParty Construction Contract with Clearwater Constructors, Inc. (Hensel Phelps).

C. (Executive Session already held on this matter). See page 20.

D. Briefing on the lawsuit styled Barbe, et al, vs. Humana Hospital Corporation, Inc. and the City of San Antonio, concerning the City's Health Benefits for City Employees.

E. Staff Briefing and Discussion of pending/proposed legislation affecting the Edwards Aquifer in efforts to resolve Sierra Club et al, vs. Babbitt et al, litigation.

F. Briefing on legal professional services in representing the City in litigation styled Van De Walle Agricultural Properties, Ltd., and Van De Walle Farms, Inc. vs. City of San Antonio.

G. Briefing on status of negotiations with King Promotions regarding lease of the Alamodome.

The City Council then reconvened in regular session at 8:10

P.M., at which time <sup>228</sup>the Mayor stated that the Council had been briefed on the above stated items and had not taken any action.

93-16

ALAMODOME CHAVEZ-WHITTAKER PRIZEFIGHT

Mayor Wolff read to the City Council a letter received from boxing promoter Don King, establishing two possible dates for a boxing match between Julio Ceasar Chavez and Pernell Whittaker in the Alamodome in September 1993.

Mayor Wolff and members of City Council congratulated Ms. Carol Darby, Manager of the Alamodome, for her work in arranging this prizefight for the Alamodome.

Ms. Darby spoke to the high visibility such a prizefight will bring to San Antonio, and noted that San Antonio is now one of the few sites available for 'mega-events' of this magnitude.

Mayor Wolff noted that Chavez' most recent fight, in Mexico City, drew a world record 136,000 crowd.

93-16 The Clerk read the following Ordinance:

AN ORDINANCE 77,797

SETTING THE TIME, PLACE, AND DATE FOR TWO REQUIRED PUBLIC HEARINGS ON THE ANNEXATION OF EACH OF SIX AREAS, AND DIRECTING THE PLANNING DEPARTMENT STAFF TO PREPARE SERVICE PLANS FOR SUCH AREAS, ALL IN ACCORDANCE WITH CHAPTER 43 OF THE LOCAL GOVERNMENT CODE.

\* \* \* \*

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

In response to a question by Mr. Larson, Mr. Lloyd Garza, City Attorney, recommended that the City include in the 1993 proposed annexation procedures the two areas presently under litigation, protesting their annexation in 1992. He stated that including them in the 1993 package would serve as a 'safety net', should their 1992 annexation action be voided by the courts.

A discussion then took place concerning annexation actions involved with the annexation of the Great Northwest areas.

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, Wolff; NAYS: None; ABSENT: Thornton.

93-16 The Clerk read the following Ordinance:

AN ORDINANCE 77,798

PROVIDING FOR THE EXPENDITURE OF CITY COUNCIL DISCRETIONARY FUNDS TO DEFRAY THE COSTS ASSOCIATED WITH TWO SAN ANTONIO POLICE OFFICERS ACCOMPANYING MRS. SANDI SISCO AND HER SONS TO THE POLICE MEMORIAL IN WASHINGTON, D.C. BETWEEN MAY 13, 1993, AND MAY 17, 1993.

\* \* \* \*

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

93-16 DISCUSSION-FORMAL RULES AND PROCEDURES FOR COUNCIL COMMITTEES

Ms. Ayala spoke to the need for more coordination in City Council committee meetings, and stated that she would be willing to draft a proposed Resolution speaking to this matter.

A discussion then ensued concerning Council members' absences from committee meetings and how to deal with this issue.

Ms. Ayala spoke to the possible need for a City staff person to be available to take 'synopsis' Minutes at Council committee meetings.

Mayor Wolff asked City staff to provide a staff person to do so, and asked Council members to try harder to avoid missing committee meetings, if at all possible. He then spoke to the possibility that the list of Council committees might need to be pared down.

93-16 The Clerk read the following Ordinance:

AN ORDINANCE 77,799

APPROVING THE REQUEST FOR AND AUTHORIZING THE EXPENDITURE OF \$4,000.00 FROM THE DISTRICT 6 DISCRETIONARY FUND FOR AN ASSOCIATED SUPPORT STAFF.

\* \* \* \*

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

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

93-16 The Clerk read the following Ordinance:

AN ORDINANCE 77,800

AUTHORIZING THE EXPENDITURE OF \$165.00 FROM DISTRICT 4 DISCRETIONARY FUNDS FOR THE TEMPORARY STREET CLOSURE OF A PORTION OF OCTAVIA STREET FROM 11:00 A.M. UNTIL 6:00 P.M. ON SUNDAY, MAY 2, 1993, FOR THE ST. LEO'S CATHOLIC SCHOOL CINCO DE MAYO CELEBRATION, AS REQUESTED BY COUNCILMAN REYNALDO NIETO.

\* \* \* \*

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

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

93-16 The Clerk read the following Ordinance:

AN ORDINANCE 77,801

AUTHORIZING THE ESTABLISHMENT OF A TAXICAB INDUSTRY REVIEW COMMITTEE TO STUDY THE SAN ANTONIO GROUND TRANSPORTATION PLAN'S RECOMMENDATIONS PERTAINING TO

THE TAXICAB INDUSTRY AND SUBMIT ADDITIONAL  
RECOMMENDATIONS IN CONNECTION WITH IMPROVING SERVICE  
TO THE RIDING PUBLIC, TOURIST, AND OTHER VISITORS.

\* \* \* \*

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

Mr. Perez drew Council's attention to a one-page memorandum from the Police Department ground transportation unit, containing a revised 16-member Taxicab Industry Review Committee. A copy of the memorandum is included in the files of this meeting. He then spoke to the recommended makeup of this new committee, and expressed hope that the committee might be able to hold its first meeting the week following Fiesta week. He then moved to amend the ordinance by substituting the following:

City Representation (6):

2 City Council Members:

Roger Perez

Helen Ayala

1 TAB Chairperson:

Martin Bartlett (Consumer Appointee/Taxi Committee)

1 Airport Advisory Board Chairperson:

Dyke Boles

2 TAB Taxi-Subcommittee Members

J. W. "Mac" McMillan (Convention Bureau Appointee)

Mike Dement (Airport Advisory Board Appointee)

Industry Representation (8):

2 Taxicab Drivers

2 Owner/Operators

2 Permit Holders

2 Large Company Operators

Jimmy Fisher (TAB Cab Appointee/Taxi Subcommittee)

To be selected

232

Consumer Representation (2):

- 1 Hotel/Motel Association
- 1 North Chamber of Commerce

Neil Stone

\* \* \* \*

Mr. Solis seconded the amendment.

Mr. Cruz Chavira, representing the taxicab industry, asked that the International Airport taxicab area be the site for voting on selection of the taxicab industry's representatives on this committee.

Mr. Solis asked that opportunity be given for such balloting away from International Airport, as well, since all taxicabs do not serve the airport.

Captain William Smith, SAPD ground transportation unit, stated that the City's 9th Street Pound facility would also be available for such balloting by the taxicab industry.

After consideration, the amendment to the motion, as outlined above, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Nieto, Solis, Ayala, Vera, Labatt, Larson, Wolff; NAYS: None; ABSENT: Thornton.

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

93-16 The Clerk read the following Ordinance:

AN ORDINANCE 77,802

APPROVING FIELD ALTERATION NO. 10 IN THE AMOUNT OF \$32,660.00 FOR THE CONSTRUCTION CONTRACT WITH ARROW GLASS COMPANY, INC. FOR WORK ON THE ALAMODOME: PACKAGE 4C - ALUMINUM/GLAZING SYSTEM, FUNDED BY 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 caulking around pressure bars and louvers at the Alamodome.

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, Labatt, Larson, Wolff; NAYS: None; ABSENT: Ayala, Thornton.

93-16 The Clerk read the following Ordinance:

AN ORDINANCE 77,803

APPROVING FIELD ALTERATION NO. 1 IN THE AMOUNT OF \$43,632.00 FOR THE CONSTRUCTION CONTRACT WITH KLECK ENVIRONMENTAL CONTRACTORS, INC. FOR WORK ON THE ALAMODOME: PACKAGE 14C - DISPOSAL OF CONTAMINATED SOILS, FUNDED BY THE 1/2 PERCENT SALES TAX.

\* \* \* \*

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

Mr. Gabriel Perez, Dome Development Office, explained the proposed field alteration, ratifying work already performed to dispose of contaminated soils on the southeast parking lot of the Alamodome.

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

93-16 The Clerk read the following Ordinance:

AN ORDINANCE 77,804

APPROPRIATING AN AMOUNT NOT TO EXCEED \$247,776.00 FOR PAYMENT OF PROFESSIONAL SERVICES RELATED TO ENVIRONMENTAL ENGINEERING, CONSULTING WORK AND TESTING SERVICES ON THE ALAMODOME PROJECT SITE SOUTH OF MONTANA ST.; AMENDING THE ORIGINAL TRANSFER WITHIN PROJECT BUDGETS WITH PAYMENT MADE BY VIA METROPOLITAN TRANSIT TO MALCOLM PIRNIE, FUNDED BY THE 1/2 PERCENT SALES TAX.

\* \* \* \*

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

Mr. Gabriel Perez, Dome Development Office, explained the proposed ordinance for environmental engineering and work performed by Malcolm Pirnie.

In response to a question by Mr. Larson, Mr. Perez noted that attorneys for VIA Metropolitan Transit are awaiting the final letter from the Texas Water Commission, then will present a letter of demand to Alamo Iron Works.

Mr. Larson noted that City Council had asked that a bill be presented to Alamo Iron Works, after which the City would proceed from that point, depending upon whether Alamo Iron Works accepts or rejects the bill.

Mr. Roland Lozano, Director of Dome Development, stated that VIA prefers to wait, then present the final bill to AIW.

Mayor Wolff stated that he would correspond with VIA board chairman Mr. Arturo Sanchez, asking that VIA make a claim to Alamo Iron Works, or explain why it will not do so at this time.

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

- - -  
93-16 Agenda item 44, being a proposed ordinance ratifying professional services and appropriating \$35,000.00 for payment to the law firms of Groce, Locke & Hebdon, and Cox & Smith, for their legal assistance related to sports franchise negotiations for the Alamodome facility, providing payment from the 1/2 percent sales tax, earlier was removed from consideration by the City Manager.

- - -  
93-16 The Clerk read the following Ordinance:

AN ORDINANCE 77,805

RATIFYING ALL ADVERTISING COSTS ASSOCIATED WITH THE PUBLIC NOTIFICATION FOR SUBMITTING OF BIDS AND PROPOSALS FOR CONSTRUCTION AND PROFESSIONAL SERVICES CONTRACTS FOR WORK ON THE ALAMODOME; AUTHORIZING PAYMENT IN THE AMOUNT OF \$11,510.75 TO VARIOUS VENDORS; AND PROVIDING FOR PAYMENT FROM THE 1/2

PERCENT SALES TAX.

\* \* \* \*

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

Mr. Gabriel Perez, Dome Development Office, explained the need to pay advertising costs relating to the Alamodome project.

In response to a question by Mr. Larson, Mr. Roland Lozano, Director of Dome Development, spoke to the status of the Alamodome marquee and the concessions stands.

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

- - -  
93-16 Agenda item 46, being a proposed ordinance ratifying professional services and appropriating an amount not to exceed \$9,000.00 for payment related to environmental engineering and consulting work on the Alamodome project site south of Montana St.; amending the original transfer within project budgets with payment made by VIA Metropolitan Transit to Fugro-McClelland, funded by the 1/2 percent sales tax, was earlier removed from consideration by the City Manager.

- - -  
93-16 Agenda item 47, being a proposed ordinance ratifying professional services and appropriating an amount not to exceed \$8,450.00 for payment related to the Alamodome project survey and replatting of the overall project site; amending the original transfer within project budgets with payment made by VIA Metropolitan Transit to Baker Surveying Company, funded by the 1/2 percent sales tax, was earlier removed from consideration by the City Manager.

- - -  
93-16 There was no Legislative Update provided to City Council.

- - -  
93-16 The Clerk read the following Ordinance:

235

AN ORDINANCE 77,806

AUTHORIZING THE SAN ANTONIO GERMAN CLUB TO CONDUCT A FIREWORKS DISPLAY ON APRIL 22, 1993, IN CONNECTION

235  
WITH "FIESTA GERMAN" ON THE GROUNDS OF MISSION SAN JOSE; AUTHORIZING THE TEMPORARY CLOSURE OF NAPIER AVENUE, BETWEEN PYRON AVENUE AND MISSION ROAD, FROM 4:00 P.M. TO MIDNIGHT ON THURSDAY, APRIL 22, 1993; AND DECLARING AN EMERGENCY.

\* \* \* \*

Ms. Billa Burke made a motion to approve the proposed Ordinance. Mr. Perez 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, Ayala, Vera, Labatt, Larson, Wolff; NAYS: None; ABSENT: Solis, Thornton.

93-16 The Clerk read the following Ordinance:

AN ORDINANCE 77,807

AUTHORIZING A SECOND SHOWING OF THE ALAMODOME GRAND OPENING ACTIVITIES; AUTHORIZING THE USE OF THE BALANCE OF \$77,182.00 REMAINING IN THE FREE TRADE AGREEMENT TRUST FUND IN CONNECTION WITH THE SECOND SHOWING OF THE ALAMODOME GRAND OPENING ACTIVITIES; AND DECLARING AN EMERGENCY.

\* \* \* \*

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

Ms. Vera noted that all 65,000 tickets made available for the opening ceremonies of the Alamodome for May 15, 1993 all have been distributed, and no more are available.

Mayor Wolff spoke in support for holding a second 'opening event' for the Alamodome, so that others who wish to be present for it can do so.

Ms. Vera spoke to the possibility that a second date may be necessary because of the need for a large number of VIA buses.

Mr. Labatt theorized that additional persons might not wish to be present at an 'opening event', but rather would like simply to walk through the Alamodome.

Mr. Pierce spoke in favor of holding another 'opening day' ceremony, if funds for it are available.

Mr. Perez also spoke in favor of holding a second opening

event.

Mr. Larson spoke in favor of allowing the Alamodome to remain open for walk-throughs, expressing his feeling that an 'opening event' is not that important.

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, Wolff; NAYS: Larson; ABSENT: Thornton.

93-16 The Clerk read the following Ordinance:

AN ORDINANCE 77,808

AUTHORIZING THE CITY MANAGER AND CITY ATTORNEY TO ENTER INTO A SETTLEMENT OF THE LITIGATION STYLED BARBE, ET AL V. HUMANA HOSPITAL CORPORATION AND THE CITY OF SAN ANTONIO, WHEREIN THE CITY WILL PAY A TOTAL OF \$30,000.00 TO CERTAIN PLAINTIFFS, \$15,000.00 IN ATTORNEY FEES, AND PROVIDE LIMITED ADDITIONAL BENEFIT COVERAGE FOR THE REMAINING PLAINTIFFS.

\* \* \* \*

Ms. Billa Burke made a motion to approve the proposed Ordinance. Mr. Perez 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, Wolff; NAYS: None; ABSENT: Thornton.

93-16 The Clerk read the following Ordinance:

AN ORDINANCE 77,809

CHANGING THE STARTING TIME FOR THE REGULAR CITY COUNCIL MEETING SCHEDULED FOR APRIL 22, 1993, FROM 1:00 P.M. TO 10:00 P.M.

\* \* \* \*

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

Mayor Wolff spoke to the scheduled 2:00 P.M. hearing to be held in Austin next Thursday before the House Natural Resources

Committee concerning Rep. Robert Puente's water bill, and addressed the need to begin Council meeting next Thursday earlier in the day in order to allow Council members time to travel to Austin for that hearing.

A discussion then took place concerning disposition of the scheduled zoning hearings on the agenda next Thursday, and who among the Council members are planning to travel to Austin.

Mayor Wolff, noting the large number of Council members wishing to be present for that Austin hearing next Thursday, asked the City manager to instruct staff to postpone the scheduled zoning hearings set for that date, and to re-advertise them for a later date.

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, Wolff; NAYS: None; ABSENT: Thornton.

93-16 City Council recessed its regular meeting at 9:06 P.M. in order to convene in informal "B" Session for a Boards and Commissions Work Session.

93-16 City Council ended the Boards and Commissions Work Session at 9:17 P.M. and convened in another informal "B" Session for a Presentation on the Alamodome Traffic and Transportation Plan, adjourning its regular session at 10:10 P.M.

93-16 The Clerk read the following letter:

April 15, 1993

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

The following petitions were received in my office and forwarded to the City Manager for investigation and report to the City Council:

March 30, 1993

Petition submitted by Mr. Robert Benavides, 127 Bayville, San Antonio, Tx 78226, and other interested citizens, protesting the installation of lightpoles

April 15, 1993  
alh

in front of their residences.

March 30, 1993

Petition submitted by Mr. Abolghassem Sadegh, 5162 Broadway, San Antonio, Texas 78209, requesting that the City of San Antonio be renamed "Alamo City".

March 31, 1993

Petition of Mr. and Mrs. Brad McAllister, 5823 Danny Kaye Drive, San Antonio, Texas 78240 and other residents of the area, requesting the placement of two 3-way stop signs (one at the corner of John Wayne and Danny Kaye and one at the corner of Bogart and Danny Kaye.)

/s/ Norma S. Rodriguez  
City Clerk

93-16 There being no further business to come before the Council, the meeting was adjourned at 10:10 P.M.

A P P R O V E D  
*Alan W. Wolff*  
M A Y O R

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