

REGULAR MEETING OF THE CITY COUNCIL  
OF THE CITY OF SAN ANTONIO, HELD IN  
THE COUNCIL CHAMBER, CITY HALL, ON  
THURSDAY, MARCH 7, 1991.

\* \* \* \*

The meeting was called to order by the Presiding Officer, Mayor Lila Cockrell, with the following members present: BERRIOZABAL, WEBB, DUTMER, WING, MARTINEZ, THOMPSON, VERA, WOLFF, LABATT, HASSLOCHER, COCKRELL. Absent: NONE.

- - -  
91-10 Invocation - Reverend James Pohlhammer of Grace Presbyterian Church.  
- - -

91-10 DESERT STORM FAMILIES

At the request of Mayor Cockrell, Mr. Hasslocher introduced the District 10 family members present who have loved ones serving in the armed services in the Persian Gulf. They included: David Edward Albright, Joseph T. Beach, Manuel Benavente, Jr., Fred A. Holtz, Keith Lott, Scott Maloney, Mark Marquez, Jimmie Lee Parrack, Matt Shay, Michael C. Valerio, Jr., Robert Edward Wilson, Jr.

Mr. Hasslocher welcomed all the family representatives to City Hall.

Representatives of the District 10 Desert Storm families led the Council and the audience in the Pledge of Allegiance to the flag of the United States.

Mayor Cockrell and Mr. Hasslocher then presented each family with a special Citation and a yellow rose.

- - -  
91-10 MARTIN LUTHER KING, JR. COMMISSION  
SCHOLARSHIP RECIPIENTS

Mayor Cockrell spoke to the significance of the Martin Luther King, Jr., scholarship awards, and introduced the five scholarship recipients: Schandra Ali Carr, Highlands High School; Stacy Nichole Dillard, Sam Houston High School; Michael A. Lewis, Health Careers High School; Maria Guadalupe Rios, Brackenridge High School; and

Lewell Beros Skinner, Holmes High School. A copy of her remarks are made a part of the papers of this meeting.

Mayor Cockrell and Mr. Webb each spoke of their pride in the scholarship winners and congratulated each.

Each scholarship recipient then spoke to their college choice.

Mrs. Nancy Bohman of the Scholarship Commission spoke of the enhancements made to the program by several colleges and universities.

Rabbi Samuel Stahl, Chairman of the Commission, noted that 80 students applied for the scholarships, of which 10 were selected as finalists for the five scholarships available. He further noted that the proceeds to fund these scholarships were raised from donations by the private sector.

-  
  
-  
  
-  
  
91-10

EMPLOYER SUPPORT FOR THE GUARD AND RESERVE  
AWARD TO POLICE DEPARTMENT

Mayor Cockrell introduced Air Force Brigadier General William Didlake, representing the Commander, Air Force Military Training Center, Lackland Air Force Base.

General Didlake stated that he was on hand to present the Employer Support to the Guard and Reserve Award to the San Antonio Police Department and to Police Chief William Gibson for his support given to each employee who served in Desert Storm. He then spoke of the basis for this award, noting that some 17 San Antonio police officers, members of either the Guard or Reserve, were activated for Operation Desert Storm. He then presented the award to Chief Gibson.

Chief Gibson spoke of his support for the military services, and accepted the award on behalf of the entire City of San Antonio government.

-  
  
-  
  
-  
  
91-10

DOWNTOWN AWARENESS WEEK

Mayor Cockrell introduced Mr. Ben Brewer, Executive Director, Downtown Owners Association, and read a Proclamation designating "Downtown Awareness Week" in San Antonio, then presented it to Mr.



AN ORDINANCE 73,225 .

ACCEPTING THE PROPOSAL OF JACK HERATY & ASSOCIATES, INC. TO FURNISH THE CITY OF SAN ANTONIO PUBLIC LIBRARY WITH ENCYCLOPEDIAS FOR A TOTAL OF \$3,371.00.

\* \* \* \*

AN ORDINANCE 73,226 .

ACCEPTING THE PROPOSAL OF MACMILLAN PUBLISHING COMPANY TO FURNISH THE CITY OF SAN ANTONIO PUBLIC LIBRARY WITH ENCYCLOPEDIAS FOR A TOTAL OF \$5,403.00.

\* \* \* \*

AN ORDINANCE 73,227 .

ACCEPTING THE LOW QUALIFIED BID OF BAUR TAPE & LABEL COMPANY, INC., TO FURNISH THE CITY OF SAN ANTONIO PUBLIC LIBRARY WITH BAR CODE LABELS FOR A TOTAL OF \$5,066.10.

\* \* \* \*

AN ORDINANCE 73,228 .

ACCEPTING THE LOW BID OF ARMSTRONG MEDICAL INDUSTRIES, INC. TO FURNISH THE CITY OF SAN ANTONIO FIRE DEPARTMENT WITH FERNO WASHINGTON AMBULANCE STRETCHERS FOR A TOTAL OF \$3,534.00.

\* \* \* \*

AN ORDINANCE 73,229 .

ACCEPTING THE LOW QUALIFIED BID OF DUNCAN INDUSTRIES PARKING CONTROL SYSTEMS TO FURNISH THE CITY OF SAN ANTONIO PUBLIC WORKS DEPARTMENT WITH PARKING METERS FOR A TOTAL OF \$3,927.70.

\* \* \* \*

AN ORDINANCE 73,230 .

ACCEPTING THE LOW BID OF CENTURY PAPERS, INC. TO FURNISH THE CITY OF SAN ANTONIO CONVENTION CENTER WITH TOILET TISSUE FOR A TOTAL OF \$6,026.00.

\* \* \* \*

AN ORDINANCE 73,231

ACCEPTING THE BID OF PROLINE, INC. TO FURNISH THE CITY OF SAN ANTONIO PUBLIC WORKS DEPARTMENT WITH A POLYETHYLENE LINER FOR A TOTAL OF \$3,327.36.

\* \* \* \*

AN ORDINANCE 73,232

ACCEPTING THE LOW QUALIFIED BIDS OF ROYALL-MATTHIESSEN EQUIPMENT COMPANY AND ROMCO EQUIPMENT COMPANY TO FURNISH THE CITY OF SAN ANTONIO WASTEWATER MANAGEMENT DEPARTMENT WITH AIR COMPRESSORS FOR A TOTAL OF \$35,038.00.

\* \* \* \*

AN ORDINANCE 73,233

ACCEPTING THE LOW BID OF TRAVIS BOATS & MOTORS TO FURNISH THE CITY OF SAN ANTONIO PARKS & RECREATION DEPARTMENT WITH A BOAT FOR A TOTAL OF \$3,450.00.

\* \* \* \*

AN ORDINANCE 73,234

ACCEPTING THE LOW QUALIFIED BID OF LESCO ROOFING TO FURNISH THE CITY OF SAN ANTONIO WITH ROOF REPAIRS AT THE OLMOS PARTY HOUSE FOR A TOTAL OF \$3,477.00 WITH A CONTINGENCY OF \$347.70.

\* \* \* \*

AN ORDINANCE 73,235

ACCEPTING THE LOW BID OF STEARNS AIRPORT EQUIPMENT TO FURNISH THE CITY OF SAN ANTONIO AVIATION DEPARTMENT WITH PARTS FOR A STEARNS BAGGAGE CONVEYOR FOR A TOTAL OF \$25,697.49.

\* \* \* \*

AN ORDINANCE 73,236

ACCEPTING THE BID OF TEXAS HYDRO SERVICES TO FURNISH THE CITY OF SAN ANTONIO WITH RUNWAY RUBBER REMOVAL AT INTERNATIONAL AIRPORT FOR A TOTAL OF \$13,000.00.

\* \* \* \*

AN ORDINANCE 73,237

ACCEPTING THE PROPOSAL OF SYSTEMS CENTER TO FURNISH THE CITY OF SAN ANTONIO INFORMATION RESOURCES DEPARTMENT WITH COMMUNICATION SOFTWARE LICENSE RENEWAL FOR A TOTAL OF \$20,670.00 ANNUALLY.

\* \* \* \*

AN ORDINANCE 73,238

ACCEPTING ITEM BID OF CMI/MPH OPERATIONS OF MPD, INC. TO FURNISH THE CITY OF SAN ANTONIO POLICE DEPARTMENT WITH RADAR UNITS FOR A TOTAL OF \$12,869.64.

\* \* \* \*

AN ORDINANCE 73,239

ACCEPTING THE LOW BID OF PANASONIC COMMUNICATIONS & SYSTEMS COMPANY TO FURNISH THE CITY OF SAN ANTONIO POLICE DEPARTMENT WITH FACSIMILE MACHINES FOR A TOTAL OF \$21,644.00.

\* \* \* \*

AN ORDINANCE 73,240

ACCEPTING THE LOW QUALIFIED BIDS OF GRANDE TRUCK CENTER, INC. AND SANTEX INTERNATIONAL TRUCKS, INC. TO FURNISH THE CITY OF SAN ANTONIO WITH MEDIUM AND HEAVY DUTY TRUCKS FOR A TOTAL OF \$511,388.64.

\* \* \* \*

AN ORDINANCE 73,241

AUTHORIZING THE EXECUTION OF AN "AGREEMENT FOR CONSTRUCTION, MAINTENANCE AND OPERATION OF TRAFFIC SIGNALS WITHIN MUNICIPALITY" WITH THE STATE DEPARTMENT OF HIGHWAYS AND PUBLIC TRANSPORTATION AND AUTHORIZING A FORCE ACCOUNT FUND IN THE AMOUNT OF \$7,352.00 TO FURNISH AND INSTALL A SIGNAL CONTROLLER WITH CABINET AND ASSOCIATED CONTROL EQUIPMENT FOR TRAFFIC SIGNALS AT THE "T" INTERSECTION OF BINZ-ENGLEMAN ROAD AND GEORGE C. BEACH AVENUE THAT WILL SERVE AS THE ENTRANCE TO BROOKS ARMY MEDICAL CENTER.

\* \* \* \*

AN ORDINANCE 73,242

APPROPRIATING ADDITIONAL FUNDS IN THE AMOUNT OF \$75,000.00 AND AUTHORIZING PAYMENT TO TECHNOS CORPORATION FOR REPAIR SERVICES IN CONNECTION WITH THE ANNUAL CONTRACT FOR WASTEWATER TREATMENT PLANT MECHANICAL EQUIPMENT SERVICES AND REPAIR.

\* \* \* \*

AN ORDINANCE 73,243

APPROPRIATING ADDITIONAL FUNDS IN THE AMOUNT OF \$100,000.00 AND AUTHORIZING PAYMENT TO MASSENGALE ARMATURE WORKS FOR REPAIR SERVICES IN CONNECTION WITH THE ANNUAL CONTRACT FOR WASTEWATER TREATMENT PLANT ELECTRICAL MOTOR SERVICES AND REPAIR.

\* \* \* \*

AN ORDINANCE 73,244

ACCEPTING A PROPOSAL FROM AND AUTHORIZING PAYMENT OF \$10,000.00 TO LYNN E. NORTON FOR WASTEWATER ADVISORY SERVICES PROVIDED THROUGH SEPTEMBER 30, 1991.

\* \* \* \*

AN ORDINANCE 73,245

ACCEPTING A PROPOSAL BY CHARLES WAYNE VAN ZANDT HOUSEMOVING CO., CHARLES WAYNE VAN ZANDT, C.E.O., THROUGH JAMES O. MATTHEWS, AGENT, TO REMOVE STRUCTURES FROM THIRTEEN CITY-OWNED LOTS ON FUNSTON PLACE, CONTINGENT UPON PROPOSER'S OBTAINING NECESSARY FUNDING FROM THE DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT AND OTHER SOURCES TO ACCOMPLISH THE PROJECT, AND RESERVING THE RIGHT TO IMPOSE LIQUIDATED DAMAGES IF THE PROPOSER FAILS TO COMPLETE THE PROJECT BY AUGUST 16, 1991, AND REQUIRING PROPOSER TO OBTAIN, AT ITS SOLE COST AND EXPENSE, ALL NECESSARY PERMITS AND INSURANCES.

\* \* \* \*

AN ORDINANCE 73,246

AUTHORIZING THE EXPENDITURE OF THE SUM OF \$2,014.25 OUT OF GENERAL OBLIGATION BONDS FOR THE PURPOSE OF ACQUIRING A TEMPORARY EASEMENT IN CONNECTION WITH THE GOLIAD ROAD IMPROVEMENTS PROJECT - S.E. MILITARY TO I.H. 410; ACQUIRING TITLE TO ONE

PARCEL AND ACCEPTING AN ASSIGNMENT AGREEMENT FOR TWO PARCELS IN CONNECTION WITH THE WEST AVENUE IMPROVEMENT PROJECT - FREDERICKSBURG TO I.H. 10; AND ACCEPTING THE DEDICATION OF AN EASEMENT IN CONNECTION WITH THE EDWARDS UNDERGROUND WATER DISTRICT EASEMENTS.

\* \* \* \*

AN ORDINANCE 73,247

AUTHORIZING AMENDMENT NO. 1 TO THE PROFESSIONAL SERVICES CONTRACT WITH RUDY BELMARES FOR MANAGEMENT OF MISSION DEL LAGO MUNICIPAL GOLF COURSE TO INCREASE THE PROFESSIONAL SERVICES STIPEND PAID TO THE MANAGER FROM \$7,200 PER YEAR TO \$12,000 PER YEAR AND INCREASING SAID MANAGER'S OTHER COMPENSATION FOR PROFESSIONAL AND MANAGEMENT SERVICES BY REDUCING FOOD AND BEVERAGE AND PRO SHOP SALES COMMISSION PAYMENTS HE MAKES TO THE CITY, ALL FOR THE PURPOSE OF MAKING SAID MANAGER'S COMPENSATION CONSISTENT WITH THE LEVEL OF PROFESSIONAL SERVICES PROVIDED TO THE CITY.

\* \* \* \*

AN ORDINANCE 73,248

AUTHORIZING AMENDMENT NO. 1 TO THE PROFESSIONAL SERVICES CONTRACT WITH JAMES TRAINA FOR MANAGEMENT OF CEDAR CREEK MUNICIPAL GOLF COURSE TO INCREASE THE PROFESSIONAL SERVICES STIPEND PAID TO THE MANAGER FROM \$7,200 PER YEAR TO \$12,000 PER YEAR AND INCREASING SAID MANAGER'S OTHER COMPENSATION FOR PROFESSIONAL AND MANAGEMENT SERVICES BY REDUCING FOOD AND BEVERAGE AND PRO SHOP SALES COMMISSION PAYMENTS HE MAKES TO THE CITY, ALL FOR THE PURPOSE OF MAKING SAID MANAGER'S COMPENSATION CONSISTENT WITH THE LEVEL OF PROFESSIONAL SERVICES PROVIDED TO THE CITY.

\* \* \* \*

AN ORDINANCE 73,249

AUTHORIZING AMENDMENT NO. 1 TO THE PROFESSIONAL SERVICES CONTRACT WITH ROY L. TRUESDELL FOR MANAGEMENT OF RIVERSIDE MUNICIPAL GOLF COURSE TO INCREASE THE PROFESSIONAL SERVICES STIPEND PAID TO THE MANAGER FROM \$7,200 PER YEAR TO \$12,000 PER YEAR AND INCREASING SAID MANAGER'S OTHER COMPENSATION FOR PROFESSIONAL AND MANAGEMENT SERVICES BY REDUCING FOOD AND BEVERAGE AND PRO SHOP SALES COMMISSION

PAYMENTS HE MAKES TO THE CITY, ALL FOR THE PURPOSE OF MAKING SAID MANAGER'S COMPENSATION CONSISTENT WITH THE LEVEL OF PROFESSIONAL SERVICES PROVIDED TO THE CITY.

\* \* \* \*

AN ORDINANCE 73,250

AUTHORIZING A THIRD AMENDMENT TO THE PROFESSIONAL SERVICES CONTRACT WITH KENNETH R. SEALEY FOR MANAGEMENT OF WILLOW SPRINGS MUNICIPAL GOLF COURSE TO INCREASE THE PROFESSIONAL SERVICES STIPEND PAID TO THE MANAGER FROM \$7,200 PER YEAR TO \$12,000 PER YEAR AND INCREASING SAID MANAGER'S OTHER COMPENDATION FOR PROFESSIONAL AND MANAGEMENT SERVICES BY REDUCING FOOD AND BEVERAGE AND PRO SHOP SALES COMMISSION PAYMENTS HE MAKES TO THE CITY, ALL FOR THE PURPOSE OF MAKING SAID MANAGER'S COMPENSATION CONSISTENT WITH THE LEVEL OF PROFESSIONAL SERVICES PROVIDED TO THE CITY.

\* \* \* \*

AN ORDINANCE 73,251

AUTHORIZING THE EXECUTION OF CONTRACT CHANGE NO. 6 TO THE CONTRACT WITH THE TEXAS DEPARTMENT OF HEALTH ESTABLISHED IN ORDINANCE 71302 PASSED MARCH 29, 1990; AUTHORIZING BUDGET MODIFICATIONS; AND AUTHORIZING A PERSONNEL POSITION.

\* \* \* \*

AN ORDINANCE 73,252

AUTHORIZING AMENDMENT NO. 2 TO THE CITY'S AGREEMENT WITH SPORTSAMERICA, INC., SAID AMENDMENT BEING TO CLARIFY CERTAIN TECHNICAL LANGUAGE UNRELATED TO DEVELOPMENT AND USE ASPECTS OF THE AGREEMENT, AUTHORIZING CONSENT TO ASSIGN SAID AGREEMENT FROM SPORTSAMERICA, INC., TO SPORTSAMERICA, S.A. LIMITED, A TEXAS LIMITED PARTNERSHIP, AND CONSENTING TO THE DEVELOPER'S MORTGAGING OF HIS LEASEHOLD INTERESTS TO BROADWAY NATIONAL BANK AS LENDER.

\* \* \* \*

AN ORDINANCE 73,253

AUTHORIZING A \$17,798.00 INCREASE IN THE ALAMO PRIVATE INDUSTRY ADMINISTRATIVE BUDGET TO COVER ADDITIONAL ADMINISTRATIVE COST AS APPROVED BY THE

ALAMO PRIVATE INDUSTRY COUNCIL.

\* \* \* \*

91-10 The Clerk read the following Ordinance:

AN ORDINANCE 73,254

APPROVING THE REQUEST OF INCARNATE WORD COLLEGE TO HOLD ITS INCARNATE WORD COLLEGE RUN FOR BRAIN POWER ON MARCH 23, 1991; AUTHORIZING THE ISSUANCE OF A PERMIT AND THE TEMPORARY PARTIAL CLOSURE OF CERTAIN STREETS IN CONNECTION WITH SAID EVENT.

\* \* \* \*

Mr. Hasslocher made a motion to approve the proposed Ordinance. Mrs. Dutmer seconded the motion.

Dr. Louis Agnese, President, Incarnate Word College, noted that his request also asks for the waiver of run-permit fees, amounting to about \$3,000. He stated that all proceeds of the run go toward scholarships.

Mr. Travis Bishop, Assistant to the City Manager, estimated the costs for the run to be about \$3,000 for security and another \$1,100 for barricades.

Following discussion, Mrs. Dutmer asked that \$1,000 of the cost be taken from her District 3 Discretionary Fund. Ms. Berriozabal then asked that the remaining cost be taken from the District 1 Discretionary Fund.

City Attorney Lloyd Garza stated that his department will have a final ordinance reflecting these fund allocations on next week's Council agenda.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Martinez, Thompson, Vera, Wolff, Labatt, Hasslocher, Cockrell; NAYS: None; ABSENT: None.

91-10      FIRST READING OF ANNEXATION

The Clerk read the following Ordinance:

AN ORDINANCE 73,255

PROVIDING FOR THE EXTENSION OF THE SAN ANTONIO CITY LIMITS BY THE ANNEXATION OF APPROXIMATELY 239.0 ACRES OF LAND KNOWN AS THE HYATT SAN ANTONIO RESORT AREA PROPERTY AND APPROVING A SERVICE PLAN FOR SUCH AREA.

\* \* \* \*

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

Mr. Frank Perry, Assistant Director of Planning, explained the annexation area and plans.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Thompson, Vera, Wolff, Labatt, Hasslocher, Cockrell; NAYS: None; ABSENT: Martinez.

91-10      FIRST READING OF ANNEXATION

The Clerk read the following Ordinance:

AN ORDINANCE 73,256

PROVIDING FOR THE EXTENSION OF THE SAN ANTONIO CITY LIMITS BY THE ANNEXATION OF APPROXIMATELY 3.1 ACRES OF LAND KNOWN AS THE ROBERT CERVANTES AREA PROPERTY AND APPROVING A SERVICE PLAN FOR SUCH AREA.

\* \* \* \*

Mr. Hasslocher made a motion to approve the proposed Ordinance. Mr. Thompson seconded the motion.

Mr. Frank Perry, Assistant Director, Planning Department, explained the annexation area and plans, noting that a wrecker firm in this area is asking to be annexed so that he can do business in San Antonio.

A discussion then took place concerning the affected area and ramifications to all businesses in the newly-annexed area.

Mr. Michael O'Neal, Planning Department, explained staff recommendation to approve this annexation at the request of one person, because of an error made in the permitting process for wrecker service in the past.

A discussion then ensued concerning honoring annexation requests from one person.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Thompson, Vera, Wolff, Labatt, Hasslocher, Cockrell; NAYS: None; ABSENT: Martinez.

91-10 The Clerk read the following Ordinance:

AN ORDINANCE 73,257

AUTHORIZING THE CLOSURE OF CERTAIN STREETS IN CONNECTION WITH THE CENTRO CELEBRATION TO BE HELD IN ALAMO PLAZA ON SATURDAY, MARCH 16, 1991.

\* \* \* \*

Mrs. Dutmer made a motion to approve the proposed Ordinance. Mr. Thompson seconded the motion.

Mr. Ron Darner, Director of Parks and Recreation, explained the proposed closure of streets for the planned Centro Celebration.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Thompson, Vera, Wolff, Labatt, Hasslocher, Cockrell; NAYS: None; ABSENT: Martinez.

91-10 The Clerk read the following Resolution:

A RESOLUTION NO. 91-10-14

EXPRESSING THE POSITION OF THE CITY OF SAN ANTONIO ON LEGISLATION CURRENTLY PENDING BEFORE THE 72ND LEGISLATURE OF THE STATE OF TEXAS AND AMENDING THE CITY'S LEGISLATIVE PROGRAM TO INCLUDE SAID POSITIONS.

\* \* \* \*

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Webb, Dutmer, Wing, Thompson, Vera, Wolff, Labatt, Hasslocher, Cockrell; NAYS: None; ABSENT: Berriozabal, Martinez.

Mr. Hasslocher noted that he had circulated a memorandum seeking a change in state law to allow Council closer control of Municipal Court judges, had failed to secure the necessary six signatures to bring the issue before City Council.

- - -  
91-10 The Clerk read the following Ordinance:

AN ORDINANCE 73,258

APPROVING \$1,000,000.00 DOLLARS AS THE AMOUNT OF TRUST FUNDS THAT WILL BE AVAILABLE FOR DISBURSEMENT BY THE CITY OF SAN ANTONIO HOUSING TRUST AS AWARDS OF TRUST ASSISTANCE TO ELIGIBLE SPONSORS.

\* \* \* \*

Mr. Dutmer made a motion to approve the proposed Ordinance.  
Mr. Hasslocher seconded the motion.

Mr. Rolando Bono, Assistant City Manager, briefly explained plans for the use of the funds.

Mr. Labatt noted that the \$1 million comes from interest earned by capital invested for housing in San Antonio, and called attention to wording in the original Declaration of Trust, back in 1988, that allowed the use of some of the principal involved. He stated his belief that this was not the intention of the City Council when this measure was enacted at that time.

Mr. Bono explained the wording in question from the Declaration of Trust, and assured the Council that the Housing Trust will not use any of the principal, only the interest. He noted that Housing Trust trustees can review the relevant documents and recommend changes, if the Council desires, and stated that the wording in question was taken from similar documents used in Boston.

Mr. Labatt stated his opinion that the wording should be amended to provide that any portion of the principal can be spent only upon approval by the trustees of the Housing Trust and the City Council.

Mr. Thompson stated his belief that the City Council never meant to allow spending of the principal.

Mr. Bono reiterated that staff has no plans to spend any of the principal. He further stated that he would bring this matter back before the Council in the next several months for consideration.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Webb, Dutmer, Wing, Thompson, Vera, Wolff, Labatt, Hasslocher, Cockrell; NAYS: None; ABSENT: Berriozabal, Martinez.

Mr. Labatt moved that City staff be instructed to come back to the City Council with a report on any possible legal changes to be made to the original Declaration of Trust. Mrs. Dutmer seconded the motion.

After consideration, the motion, to instruct the City Staff to come back with changes, prevailed by the following vote: AYES: Webb, Dutmer, Wing, Thompson, Vera, Wolff, Labatt, Hasslocher, Cockrell; NAYS: None; ABSENT: Berriozabal, Martinez.

- - -

91-10 The Clerk read the following Ordinance:

AN ORDINANCE 73,259

AMENDING CERTAIN SECTIONS OF CHAPTER 22 OF THE CITY CODE BY REVISING CERTAIN GOLF FACILITIES FEES AND CHARGES.

\* \* \* \*

Mrs. Dutmer made a motion to approve the proposed Ordinance. Mr. Webb seconded the motion.

Mr. Ron Darner, Director, Parks and Recreation Department, briefly explained the fees involved.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Webb, Dutmer, Wing, Thompson, Vera, Labatt, Hasslocher, Cockrell; NAYS: None; ABSENT: Berriozabal, Martinez, Wolff.

- - -

91-10 Item 45, being a proposed ordinance approving the request of Southwest Texas Methodist Hospital for co-sponsorship of the "Awareness Walk" to be held on Sunday, April 7, 1991, was pulled from

consideration earlier by the City Manager.

- - -  
91-10 Item 46, being a proposed ordinance approving the request of Helping Hands Lifeline Foundation Drug Program for co-sponsorship of the Musical Spring Breaker Festival to be held March 22, 1991 from 1:00 P.M. to 9:00 P.M. at Camargo Park, was pulled earlier by the City Manager.

- - -  
91-10 Item 47, being a proposed ordinance approving the request of the Cystic Fibrosis Foundation for co-sponsorship of the Cystic Fibrosis Walk to be held on Saturday, May 18, 1991, was pulled earlier by the City Manager.

- - -  
91-10 The Clerk read the following Ordinance:

AN ORDINANCE 73,260

APPROVING THE REQUEST OF THE HARP AND SHAMROCK SOCIETY TO HOLD A ST. PATRICK'S DAY PARADE ON SATURDAY, MARCH 16, 1991, AND AUTHORIZING THE ISSUANCE OF A PARADE PERMIT AND THE TEMPORARY CLOSURE OF CERTAIN STREETS IN CONNECTION THEREWITH.

\* \* \* \*

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Martinez, Thompson, Vera, Wolff, Labatt, Hasslocher, Cockrell; NAYS: None; ABSENT: None.

- - -  
91-10 The Clerk read the following Ordinance:

AN ORDINANCE 73,261

APPROPRIATING UP TO \$3,000.00 FROM THE DISTRICT 10 DISCRETIONARY FUND FOR THE PURCHASE OF FAX MACHINES

FOR THE CITY CLERK'S OFFICE AND THE COUNCIL SUPPORT OFFICES.

\* \* \* \*

Mrs. Dutmer made a motion to approve the proposed Ordinance. Ms. Vera seconded the motion.

Mr. Hasslocher stated that this is a cost-effective move to save postage costs and lost staff time.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Martinez, Thompson, Vera, Wolff, Labatt, Hasslocher, Cockrell; NAYS: None; ABSENT: None.

91-10 The Clerk read the following Ordinance:

AN ORDINANCE 73,262

APPROPRIATING \$5,000.00 FROM THE MAYOR'S DISCRETIONARY FUND FOR USE BY THE SAN ANTONIO COALITION OF NEIGHBORHOOD ASSOCIATIONS IN SUPPORT OF NEIGHBORHOOD ORGANIZATIONS.

\* \* \* \*

Mrs. Dutmer made a motion to approve the proposed Ordinance. Mr. Hasslocher seconded the motion.

Mayor Cockrell stated that this funding will assist the continued provision of services to neighborhoods in preparing their master plans.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Martinez, Thompson, Vera, Wolff, Labatt, Hasslocher, Cockrell; NAYS: None; ABSENT: None.

91-10 Item 51, regarding exchange of unimproved portion of Garnett Avenue, was temporarily bypassed at this time.

91-10 The Clerk read the following Ordinance:

AN ORDINANCE 73,263

SETTING BY ADDENDUM THE COST AND THE LEVEL OF SERVICES FOR THE SECOND YEAR OF A THREE YEAR INTERLOCAL CONTRACT WITH THE TEXAS MUNICIPAL LEAGUE WORKERS' COMPENSATION JOINT INSURANCE FUND (TML), PASSED BY ORDINANCE NO. 70316 ON SEPTEMBER 22, 1989.

\* \* \* \*

Mrs. Dutmer made a motion to approve the proposed Ordinance. Mr. Webb seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Martinez, Thompson, Vera, Wolff, Labatt, Hasslocher, Cockrell; NAYS: None; ABSENT: None.

91-10 The Clerk read the following Ordinance:

AN ORDINANCE 73,264

AN ORDINANCE BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO, TEXAS, APPROVING AND AUTHORIZING PUBLICATION OF A NOTICE OF INTENTION TO ISSUE OBLIGATIONS DESIGNATED AS NOT TO EXCEED \$1,200,000 "CITY OF SAN ANTONIO, TEXAS TAXABLE AIRPORT SYSTEM SUBORDINATE LIEN REVENUE CERTIFICATES OF OBLIGATION, SERIES 1991"; RESOLVING OTHER MATTERS RELATING THERETO; AND DECLARING AN EMERGENCY.

\* \* \* \*

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

In response to a question by Mrs. Dutmer, Ms. Nora Chavez, Director of Finance, explained the proposed issuance of bonds to pay the up-front costs on the project that will not actually begin until 1993, and explained both the process and the rationale in providing funds for certain costs being incurred before the project begins.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Martinez, Thompson, Vera, Labatt, Hasslocher, Cockrell; NAYS: None; ABSENT: Wolff.

91-10 The Clerk read the following Resolution:

A RESOLUTION NO. 91-10-15

IN SUPPORT OF MAINTAINING THE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) ENTITLEMENT ALLOCATIONS DIRECTLY FROM THE FEDERAL GOVERNMENT TO MUNICIPAL GOVERNMENTS; AND URGING A COMMITMENT FROM THE FEDERAL ADMINISTRATION TO REMOVE CDBG FROM ITS PROPOSAL TO TURN OVER CERTAIN STATE AND LOCAL GRANT PROGRAMS AND TRADE THEM IN FOR NEW STATE BLOCK GRANT PROGRAMS.

\* \* \* \*

Mrs. Dutmer made a motion to approve the proposed Resolution. Mr. Wing seconded the motion.

Mr. Andrew Cameron, Director, Community Services Officer, explained the ramifications to major metropolitan areas such as San Antonio, should the proposed federal program be approved, transferring Community Development Block Grant funding allocations to the states for distribution, rather than sending it directly to the cities, as is presently done.

Mr. Martinez spoke to the strong support building in opposition to these plans to send CDBG and like funds to the states for distribution, and noted that the proposed legislation is now in a House committee for consideration. He spoke of the need to oppose the proposed legislation in order to protect our CDBG allocations to housing and infrastructure improvements.

Several other Council members spoke to the importance of protecting San Antonio's interests in the CSBG funding process.

After consideration, the motion, carrying with it the passage of the Resolution, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Martinez, Thompson, Vera, Wolff, Labatt, Hasslocher, Cockrell; NAYS: None; ABSENT: None.

91-10 PUBLIC HEARING AND CONSIDERATION OF ORDINANCE  
APPEAL OF VAN DE WALLE AGRICULTURAL PROPERTIES, LTD -  
REFUSAL OF APPROVAL FOR DEVELOPMENT PLAN

Mayor Cockrell opened the Public Hearing.

Mr. Lloyd Garza, City Attorney, explained the reason for the Public Hearing to be held before City Council, in an effort to give the petitioners a review of the development plan which was denied by the Planning Commission. He stated that the Council has two options: affirm the actions of the Planning Commission, or instruct City staff to effect the necessary changes in the zoning ordinances to grant the petitioner's request.

Mr. Seagal Wheatley, attorney for Van De Walle Interests, stated that the City Council is being asked for this review because the Military Air Overlay ordinance has no provisions for review or final hearing of an appeal. He noted that the Planning commission had denied the development plan of Van De Walle Interests last year, and he asked the Council to allow time for the two sides to resolve the issue. He stated his opinion that among the options available to Council at this time is one to give the attorneys for both sides two weeks in which to meet and discuss the issue, in hopes it can be worked out.

Mr. Garza stated his belief that the other side of this issue is seeking negotiations in order to come to some financial agreement for Van De Walle's alleged loss of property usage, and spoke in support for the requested postponement, while at the same time noting that he is prepared to discuss the development plan, vis-a-vis the zoning ordinances involved.

Mrs. Dutmer voiced her concern for the uses of the laws of eminent domain.

Mr. Wheatley spoke to prior discussions on this matter and of the need for the attorneys of both sides to meet in order to discuss legal questions. He again spoke to three possible options available to the Council at this time.

Mr. Thompson spoke of the need to protect flight operations in and out of Kelly Air Force Base, and noted that this is a matter of a difficult decision for the City Council.

Mr. Garza noted that the City Council had discussed this matter in Executive Session twice in the past, and he outlined a possible scenario of events, including instructions to negotiate the issues only, not the matter of any possible damages. He stated that, if financial damages are demanded during these discussions between attorneys, he will return to the City Council for advice.

In response to a question by Mrs. Cockrell, Mr. Wheatley outlined his intent in relation to this issue and reviewed past actions in the matter.

Mayor Cockrell expressed her opinion that the Council is willing to make a final determination in this matter today, and expressed surprise by the request for a postponement.

Mr. Wing reviewed the history of this matter and spoke to his concerns with any appearance of capitulation on the part of the City Council in this issue.

Mayor Cockrell declared the Public Hearing closed.

Ms. Vera made a motion to postpone the matter for two weeks. Mr. Hasslocher seconded the motion.

After consideration, the motion, to postpone the matter for two weeks, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Martinez, Thompson, Vera, Wolff, Labatt, Hasslocher, Cockrell; NAYS: None; ABSENT: Wing.

91-10 PUBLIC HEARING AND CONSIDERATION OF ORDINANCE

Mayor Cockrell opened the Public Hearing.

No citizens were registered to speak on the matter.

Mayor Cockrell declared the Public Hearing closed.

The City Clerk read the following Ordinance:

AN ORDINANCE 73,265

TO CLOSE, VACATE AND QUISTCLAIM THAT UNIMPROVED PORTION OF GARNETT AVENUE DIRECTLY SOUTH OF HUTCHINS PLACE BETWEEN TERRELL WELLS MIDDLE SCHOOL AND MCCOLLUM HIGH SCHOOL, AS PART OF AN EXCHANGE AGREEMENT WITH HARLANDALE INDEPENDENT SCHOOL DISTRICT FOR 0.528 OF AN ACRE (23,000 SQUARE FEET) AT THE SOUTHWEST CORNER OF FITCH AVENUE AND LARDNER STREET IN COLUMBIA HEIGHTS, AND ACCEPTING THE DEDICATION BY GENERAL WARRANTY DEED FROM SAID SCHOOL DISTRICT TO THE CITY OF SAN ANTONIO FOR THE CONSTRUCTION OF AN ADULT LEARNING CENTER IN DISTRICT 4.

\* \* \* \*

Mr. Wing made a motion to approve the proposed Ordinance. Mr. Webb seconded the motion.

In response to a question by Mrs. Dutmer, Mr. Roy Kaiser, Department of Human Resources and Services, noted that this action places a learning center in a strategic location.

In response to a question by Ms. Berriozabal, Mr. Kaiser noted that this would be the third learning center to be constructed, and spoke to future plans for another literacy center in the vicinity of West End Park. He noted that a Public Hearing is scheduled in District 2 on March 20, 1991, then the matter will come before City Council for action on a site in that area.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Martinez, Thompson, Vera, Wolff, Labatt, Hasslocher, Cockrell; NAYS: None; ABSENT: None.

91-10 The Clerk read the following Ordinance:

AN ORDINANCE 73,266

(1) ACCEPTING THE RECOMMENDATION OF THE AD HOC LEARNING CENTER SITE SELECTION COMMITTEE THAT THE DISTRICT 4 LEARNING CENTER BE CONSTRUCTED AT THE 0.528 OF AN ACRE LOCATION IN COLUMBIA HEIGHTS; (2) AUTHORIZING THE EXECUTION OF AN EXCHANGE AGREEMENT WITH HARLANDALE INDEPENDENT SCHOOL DISTRICT TO EXCHANGE AN UNIMPROVED PORTION OF GARNETT AVENUE FOR THE 0.528 OF AN ACRE LOCATION AT THE SOUTHWEST CORNER OF FITCH AVENUE AND LARDNER STREET IN COLUMBIA HEIGHTS; AND AUTHORIZING THE CITY MANAGER OR ASSISTANT CITY MANAGER TO PROCEED WITH NECESSARY ACTION TO DESIGN, CONSTRUCT, AND EQUIP THE LEARNING CENTER.

\* \* \* \*

Mrs. Dutmer made a motion to approve the proposed Ordinance. Mr. Webb seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Martinez, Thompson, Vera, Wolff, Labatt, Hasslocher, Cockrell; NAYS: None; ABSENT: None.

91-10 The Clerk read the following Ordinance:

AN ORDINANCE 73,267

REPEALING SECTION 6 OF ORDINANCE NO. 72834 WHICH

PROHIBITS OUTSIDE LANDSCAPE WATERING BETWEEN 10 A.M.  
AND 8 P.M.

\* \* \* \*

Mr. Joe Bradbury, President, Lone Star Growers, spoke in support for water conservation, but stated that, under terms of the current landscape watering regulations, he cannot water his nursery stocks during the restricted hours of daytime. He noted that most nurseries must use the sprinkler systems to water their stocks. He stated that, although he is located outside San Antonio, he, nevertheless, considers water an issue of concern to everyone.

Mr. Labatt stated his belief that Section 4 of the ordinance should remain intact and unchanged, in order to allow newly-landscaped areas to be watered at any hour, but feels that Section 6 can and should be changed. He then spoke to the philosophy of water conservation.

Mr. Labatt made a motion to repeal Section 6 of the Ordinance. Mr. Wolff seconded the motion.

Mr. Thompson spoke to his concern with people allowing their automatic lawn sprinkler systems to run all night, and thus waste water.

Ms. Rebecca Q. Cedillo, Director of Planning, noted that the City Code prohibits any waste of water, and noted that citations will be issued to violators of the ordinance after April 1, 1991.

A discussion took place concerning notification to the public of the lawn-watering restrictions and penalties, and citizen problems encountered with the 10 A.M. to 8 P.M. lawn-watering restrictions.

Ms. Vera stated her belief that the average citizen doesn't realize the new restrictions are in place.

Ms. Cedillo noted that citizens are concerned about having to water their lawns after 8 P.M., for safety reasons.

A Council discussion then ensued concerning possible modification of the 8 P.M. hour cited in the ordinance.

Mrs. Dutmer noted that it still is daylight at 8 P.M. during Daylight Savings Time, and that the best time to water is just prior to daybreak. She stated her opinion that use of common sense would be the best approach to this issue.

Mr. Wolff spoke of the need to move forward with this water conservation ordinance, and he spoke in support of the motion.

In response to a question by Ms. Berriozabal, Ms. Cedillo explained the ramifications of the proposed motion, and expressed her belief that the 8 P.M. hour is good for users of lawn sprinklers.

Mayor Cockrell spoke in support for the motion to repeal Section 6 of the ordinance.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Wing, Martinez, Thompson, Vera, Wolff, Labatt, Hasslocher, Cockrell; NAYS: None; ABSENT: Dutmer.

- - -  
91-10 The Clerk read the following Ordinance:

AN ORDINANCE 73,268

APPOINTING AND REAPPOINTING MEMBERS TO SERVE ON THE BOARD OF REVIEW OF HISTORIC DISTRICTS AND LANDMARKS FOR TERMS OF OFFICE TO EXPIRE ON NOVEMBER 24, 1992.

\* \* \* \*

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Wing, Martinez, Thompson, Vera, Wolff, Labatt, Cockrell; NAYS: None; ABSENT: Dutmer, Hasslocher.

- - -  
91-10 The Clerk read the following Ordinance:

AN ORDINANCE 73,269

APPOINTING DANIEL MARTINEZ TO SERVE ON THE SAN ANTONIO CENTRO 21 TASK FORCE FOR A TERM OF OFFICE TO EXPIRE ON DECEMBER 31, 1991.

\* \* \* \*

Mr. Wing made a motion to approve the proposed Ordinance. Mr. Thompson seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Wing, Thompson, Vera, Wolff, Labatt, Cockrell; NAYS: None; ABSENT: Dutmer, Martinez, Hasslocher.

TEXAS HIGH-SPEED RAIL AUTHORITY

Mayor Cockrell asked that a Resolution be brought before City Council next week to support the naming of two additional persons to the Texas High-Speed Rail Authority: one from San Antonio, the second from Austin. She noted that Senator Cyndi Krier is the sponsor of legislation on this matter before the State Legislature.

Mr. Thompson made a motion to place this Resolution before Council for action next week. Ms. Berriozabal seconded the motion.

A discussion then took place concerning the need for an update briefing on this matter.

Mr. Thompson briefly highlighted the history of this project, thus far.

Mayor Cockrell noted that a legislative hearing on this Authority is now set for March 25, with the deadline to register to speak to this issue now March 15. She asked for a briefing on the project proposals next week.

Mr. Alex Briseno, City Manager, stated that staff would distribute a status report on the matter to Council members tomorrow and have a "B" Session briefing prepared for next week.

A discussion then ensued concerning San Antonio's importance as the first link of such a high-speed rail system with Monterrey, Mexico.

After consideration, the motion, to place this Resolution before City Council for action next week, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Thompson, Wolff, Labatt, Hasslocher, Cockrell; NAYS: None; ABSENT: Wing, Martinez, Vera.

- - -

TAXICAB RATES

Mr. Thompson asked City staff to look into the possibility of a rollback of the recent taxicab rate increase granted when the Persian Gulf crisis developed and gasoline prices rose at the pumps in San Antonio. He asked that the staff report back to the Council in the next several weeks on this issue.

- - -

Mr. Hasslocher stated his opinion that the City Council should be able to appoint and remove Municipal Court judges, and noted that he was unsuccessful in securing six Council signatures on a memorandum to seek state legislation to insure this. He further noted that he had met with Mr. Wing, Chairman of the Council Municipal Court Committee, on this matter earlier today.

Mr. Wing stated that any employee appointed by the City Council can be removed from office for cause, and that, under the law, the Commission on Judicial Conduct can remove any Municipal Court judge for misconduct. He stated his belief that these are adequate safeguards, and take away any City Council action to remove a Municipal Court judge for political reasons, as an example.

Mr. Lloyd Garza, City Attorney, noted that Municipal Court judges are answerable to City Council only for budgetary reasons, and he spoke to the state law involved.

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

Mr. Hasslocher stated that he is trying to look at the reapportionment process, and did not mean to impugn any judges' reputation. He stated that he is very much in favor of a six-month review for Municipal Court judges.

Mrs. Dutmer questioned the good of having a six-month review, or a two-year review, if the Council cannot remove a judge except for cause. She stated her opinion that Municipal Court judges, by law, are appointed for life.

Mr. Wing stated that the Council still has the right to remove a judge, and reminded the Council that he advocated election of Municipal Court judges. He stated his opinion that the new system insures both checks and balances.

Mr. Wolff spoke concerning a letter he had received from Municipal Courty Judge Frankie Boyd, requesting protection under the Whistle-Blowers Act.

City Attorney Lloyd Garza clarified the provisions of the Whistle-Blowers Act.

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

Mr. Thompson spoke to the definition of "cause" for removal of judges, and the need to remove any political overtones through the definition.

Mr. Garza spoke about the process utilized by different cities

in selection of their Municipal Court judges.

Ms. Vera suggested that the City staff provide a comparison of how other cities deal with their Courts of Record judges, including the salaries paid the judges.

Mr. Wing stated that attorneys are not given a review every six months. He further stated that, in his opinion, the system is not broken and does not need to undergo a change.

-  
-  
-  
91-10

STATUS REPORT: JTPA PROPOSAL

Mr. Kevin Moriarty, Acting Director, Department of Economic and Employment Development, presented a written report to the City Council, a copy of which is made a part of the papers of this meeting.

Ms. Patricia Ozuna, Co-Chair, Communities Organized for Public Service, read a prepared statement asking for the City to make a bold first step toward solving problems facing the city, and thanked City staff for its hard work on this Job Training Partnership Act (JTPA) matter. She then presented a three-point proposal which includes: (1) the City make a disciplined effort to insure beginning a pilot project this year; (2) that some \$5 million in municipal funds be committed as a stipend for some 1,000 program participants; and (3) an immediate evaluation be made of current intake and assessment and counselling functions of the JTPA system.

Mr. Arturo Martinez, COPS, stated his opinion that the present JTPA system must be changed.

Ms. Virginia Ramirez, Co-Chair, COPS, stated that her organization will fight to insure that people are helped to become more valuable to the City's economic development, and will ask the City for funding for necessary steps.

Pastor Carl Daley, representing Metro Alliance, spoke in support for the COPS plans to assist the training of underemployed as well as unemployed.

Mayor Cockrell stated her opinion that this proposal is a good first step.

Mr. Thompson spoke of the difficulty in finding \$5 million in City funds requested by COPS, but stated his confidence that the program will work.

Ms. Vera acknowledged that the \$5 million figure will be a tough hurdle, but stated her belief that the program is a good step in the City's literacy efforts. She thanked COPS for its hard work on this issue.

In response to a question by Ms. Berriozabal, Mr. Moriarty noted that the City of San Antonio is only one of four partners in the JTPA administration in this area, and noted that when existing funds are reallocated, some programs face a diminishing of their own funding. He described various possible strategies that could be undertaken, and spoke to his belief that this program would be client-driven.

Ms. Berriozabal spoke to the importance of this program and committed herself to full support for it.

Mr. Wolff stated that he is pleased with the proposal and its simple concepts, and expressed his belief that the business community should also be involved. He spoke to the possible impact the new program might have on currently-funded agencies.

Mayor Cockrell spoke in support for the proposal.

Ms. Berriozabal made a motion for staff to go forward with the plan. Mr. Hasslocher seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Martinez, Thompson, Wolff, Hasslocher, Cockrell; NAYS: None; ABSENT: Vera, Labatt.

- - -  
91-10

CITIZENS TO BE HEARD

MARIA DOMINGUEZ

Ms. Maria Dominguez spoke to various purchasing items on today's Council agenda, and also spoke regarding the high rent charged to senior citizens.

\* \* \* \*

DON WILKINS CASTILLO

Mr. Don Wilkins Castillo, 1010 North Frio Street, #513, spoke to the Council about his plans for District 1 when he is elected to that position.

\* \* \* \*

CITY MANAGER'S REPORTGRANT FOR BRACKENRIDGE PARK

Mr. Ron Darner, Director of Parks and Recreation, stated that the City has received an Urban Action Recovery Act grant in the amount of \$250,000 for use in Brackenridge Park, and he also spoke to the \$50,000 received from the Brown Foundation for the same project some weeks ago. He spoke to details of the conversion of the old bathhouse area in the park into a playground. A copy of a City staff report on this project is made a part of the papers of this meeting.

\* \* \* \*

DOMED STADIUM BIDS

Mr. Roland Lozano, Director of Dome Development, spoke to two domed stadium bids opened yesterday, noting that the structural pre-cast contract came in at some \$5.4 million, slightly over the staff estimated of \$5.3 million. He also spoke to the opening of the structural and miscellaneous metals bid, the lowest of which came in about \$3.7 million over staff estimates. He noted that staff and the consultants now are reviewing their specifications and design drawings, and probably will re-bid this project, which in turn will have an adverse impact upon the completion timetable for the domed stadium. He noted that, should the City accept the lowest bid, it would put us some \$1.4 million over the overall domed stadium estimated budget, to this point, considering several earlier bids which have come in under estimates.

Mayor Cockrell spoke in support of a re-bid of this project.

Mr. Steve Souter, representing the domed stadium design team, spoke to the review now underway of earlier estimates and the bids received, in order to determine problem areas, before the staff decides upon the next step.

In response to a question by Ms. Berriozabal, Mr. Lozano spoke to certain problems experienced with the bid of Lyda, Inc., and explained details.

In response to a question by Mr. Thompson, Mr. Lozano noted that, should Lyda be held to its original bid amount, without adjustment for an error, the firm could be required to forfeit its bid bond of five per cent of the bid amount. He also noted that, should the City decide to re-bid the project, Lyda would be free from its earlier bid commitment. He stated that City staff and the design consultants are looking into possible reasons for the differences in the estimate and the ultimate low bid on the project.

In response to a question by Mr. Wolff, Mr. Lozano discussed possible alternatives for new specifications on this project.

Mrs. Dutmer asked that the structural integrity of the domed

stadium not be compromised by the re-bid.

- - -  
91-10 City Council recessed at 5:48 P.M. for a "B" Session briefing on Solid Waste, reconvening in regular session at 8:19 P.M.

- - -  
91-10 There being no further business to come before the Council, the meeting was adjourned at 8:20 P.M.

A P P R O V E D

*Lila Cockrell*

M A Y O R

Attest: *Anna J. Rodriguez*  
C I T Y C L E R K

