



99-37

**BOARD AND COMMISSION FILINGS**

City Clerk Norma S. Rodriguez notified the City Council that Ms. Viviana Lopez-Davis, an appointee to the Bexar County Census 2000 Committee on August 19, 1999, has thus far failed to submit a financial disclosure statement as required by the Ethics Ordinance, and has been sent a certified letter advising her of a new deadline of September 27, 1999 for receipt of the necessary statement, and that failure to do so by that date will, by Ordinance, result in an automatic resignation.

A copy of the memorandum to City Council is made a part of the papers of this meeting.

99-37

**CONSENT AGENDA - CITIZEN COMMENTS**

Mr. Faris Hodge, Jr., 140 Dora, spoke to each Consent Agenda item and made specific comments on several. He also thanked Mr. Carpenter for presiding at City Council meeting last week in the absence of the Mayor and the Mayor Pro-Tem.

Mr. Jack Finger, P.O. Box 12048, asked Council members who have received political contributions from principals involved in Agenda Item 10 to abstain from voting on that matter. He also stated that he wanted to bring to the Council's attention a lack of a bid process on work involved in legal services to several streets projects.

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99-37

**CONSENT AGENDA**

Mr. Perez made a motion to approve Agenda Items 6 through 22, constituting the Consent Agenda. Mr. Carpenter seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinances, prevailed by the following vote: AYES: Perez, Salas, Guerrero, Vásquez, Menéndez, Garza, Conner, Bannwolf, Carpenter, Peak. NAYS: None. ABSENT: Prado.

AN ORDINANCE 90460

ACCEPTING THE LOW QUALIFIED BID SUBMITTED BY NORTHSIDE FORD LTD. TO PROVIDE THE CITY OF SAN ANTONIO POLICE AND FIRE DEPARTMENTS WITH POLICE PATROL SEDANS FOR A TOTAL OF APPROXIMATELY \$5,052,479.00.

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99-37

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vaj

AN ORDINANCE 90461

ACCEPTING THE LOW QUALIFIED BIDS SUBMITTED BY ALAMO FORD NEW HOLLAND, INC. (MBE); ROMCO EQUIPMENT CO., ANDERSON MACHINERY SAN ANTONIO, INC. HOLT COMPANY OF TEXAS, CON-EQUIP, INC. (WBE) AND WAUKESHA-PEARCE IND., INC. TO PROVIDE THE CITY OF SAN ANTONIO PUBLIC WORKS DEPARTMENT WITH HEAVY EQUIPMENT FOR A TOTAL OF \$883,040.00.

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AN ORDINANCE 90462

SELECTING CHESNEY - MORALES & ASSOCIATES, INC. TO PROVIDE PROFESSIONAL SERVICES IN CONNECTION WITH THE MUNICIPAL AUDITORIUM - EXTERIOR REPAIRS AND IMPROVEMENTS LOCATED IN COUNCIL DISTRICT 1; AUTHORIZING THE NEGOTIATION OF A PROFESSIONAL SERVICES CONTRACT IN THE AMOUNT OF \$185,000.00; AUTHORIZING \$40,000.00 FOR ARCHITECTURAL CONTINGENCY EXPENSES; AUTHORIZING \$14,300.00 PAYABLE FOR UNSCHEDULED MISCELLANEOUS EXPENSES; AUTHORIZING \$700.00 FOR ADVERTISING EXPENSES; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 90463

AUTHORIZING PAYMENT OF THE AMOUNT OF \$250.00 TO TOMASA E. FLORES, A WIDOW, FOR FEE SIMPLE TITLE TO ONE PARCEL IN CONNECTION WITH THE PROBANDT - U.S. HWY. 90 TO MITCHELL PROJECT; APPROPRIATING FUNDS AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 90464

AUTHORIZING PAYMENT IN THE AMOUNT OF \$10,287.10 TO DAVIDSON & TROILO, P.C. FOR LEGAL SERVICES IN CONNECTION WITH THE BABCOCK ROAD AT HILLCREST INTERSECTION METROPOLITAN PLANNING ORGANIZATION PROJECT (122.20), THE BASSE ROAD AT SAN PEDRO INTERSECTION METROPOLITAN PLANNING ORGANIZATION PROJECT (\$1,461.50), THE BABCOCK ROAD INTERSECTIONS METROPOLITAN PLANNING ORGANIZATION PROJECT (\$30.00), THE MISSION TRAILS PARKWAY, PACKAGE II METROPOLITAN PLANNING ORGANIZATION PROJECT (\$3,405.94) AND THE BABCOCK ROAD - DE ZAVALA ROAD TO

HAUSMAN ROAD PROJECT (\$5,267.46); APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 90465

DECLARING A PUBLIC NECESSITY FOR THE ACQUISITION OF FEE SIMPLE TITLE TO 4.709 ACRES OF LAND OUT OF NEW CITY BLOCK 15970 IN CONNECTION WITH THE PEARSALL ROAD LANDFILL PARK REDEVELOPMENT PROJECT AND AUTHORIZING THE CITY ATTORNEY TO FILE EMINENT DOMAIN PROCEEDINGS.

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AN ORDINANCE 90466

AUTHORIZING PAYMENT OF THE SUM OF \$107,230.00 TO GERRY RICKHOFF, COUNTY CLERK, FOR THE DEFENDANTS IN CONDEMNATION CAUSE NO. 99-ED-0006, *CITY OF SAN ANTONIO VS. ITAMIC, INC., ET. AL.*, FOR FEE SIMPLE TITLE TO ONE PARCEL AND THE SUM OF \$1,487.00 FOR COURT COSTS IN CONNECTION WITH THE BABCOCK ROAD - DE ZAVALA ROAD TO HAUSMAN ROAD PROJECT; FOR THE TOTAL SUM OF \$108,717.00; APPROPRIATING FUNDS AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 90467

AUTHORIZING THE EXECUTION OF A REIMBURSABLE AGREEMENT BETWEEN THE DEPARTMENT OF TRANSPORTATION FEDERAL AVIATION ADMINISTRATION AND THE CITY OF SAN ANTONIO TO PERFORM NAVIGATIONAL AID IMPACT ANALYSIS RELATING TO THE PROPOSED TAXIWAY F RECONSTRUCTION AT THE SAN ANTONIO INTERNATIONAL AIRPORT; AUTHORIZING PAYMENT IN AN AMOUNT NOT TO EXCEED \$21,635.00; REVISING THE BUDGET AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 90468

AUTHORIZING THE EXECUTION OF A REIMBURSABLE AGREEMENT BETWEEN THE DEPARTMENT OF TRANSPORTATION FEDERAL AVIATION ADMINISTRATION AND THE CITY OF SAN ANTONIO TO PERFORM NAVIGATIONAL AID IMPACT ANALYSIS RELATING TO THE PROPOSED GROUND RUN UP ENCLOSURE AT SAN ANTONIO INTERNATIONAL AIRPORT;

AUTHORIZING PAYMENT IN AN AMOUNT NOT TO EXCEED \$9,456.00;  
REVISING THE BUDGET AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 90469

AUTHORIZING THE CITY MANAGER, OR HIS DESIGNATED REPRESENTATIVE  
TO ACCEPT A \$117,961.50 GRANT FROM THE BUREAU OF JUSTICE  
ASSISTANCE (BJA) TO FUND FIFTY PERCENT (50%) OF THE PURCHASE COST  
OF 382 BALLISTIC VESTS FOR SAN ANTONIO POLICE OFFICERS.

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AN ORDINANCE 90470

RATIFYING THE SUBMISSION OF A GRANT APPLICATION TO THE BUREAU  
OF JUSTICE ASSISTANCE (BJA) FOR A LOCAL LAW ENFORCEMENT BLOCK  
GRANT IN THE AMOUNT OF \$783,601.00, WHICH REQUIRES A \$113,560.00  
GENERAL FUND MATCH.

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AN ORDINANCE 90471

AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE AN  
AGREEMENT WITH INNOVATIVE ECONOMIC DEVELOPMENT RESOURCES,  
INC. IN AN AMOUNT NOT TO EXCEED \$26,000.00 TO PREPARE A  
DEVELOPMENT STRATEGY STUDY TO DETERMINE MARKET FEASIBILITY  
AND IDENTIFY POTENTIAL FUNDING SOURCES FOR ADAPTIVE RE-USE OF  
THE HISTORIC STRUCTURES IN THE ELLIS ALLEY ENCLAVE.

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AN ORDINANCE 90472

AUTHORIZING THE CITY MANAGER OR HIS DESIGNATED REPRESENTATIVE  
TO ENTER INTO A PROFESSIONAL SERVICES CONTRACT WITH TERRA  
GENESIS HOUSING, INC., A RECIPIENT OF A U. S. DEPARTMENT OF HOUSING  
AND URBAN DEVELOPMENT NEW APPROACH ANTI-DRUG GRANT, FOR THE  
PERIOD BEGINNING SEPTEMBER 1, 1999 TO MARCH 31, 2001; TO PROVIDE  
ADDITIONAL POLICE SERVICE TO COMBAT DRUGS AND CRIME IN THE  
DELLVIEW/CRESTHAVEN NEIGHBORHOOD, FOR AN AMOUNT TOTALING  
\$190,691.00.

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AN ORDINANCE 90473

AUTHORIZING THE TEMPORARY CLOSURE OF BELKNAP PLACE, BETWEEN COURTLAND AND ASHBY STREETS FROM 4:00 P.M. UNTIL 11:00 P.M., FRIDAY, OCTOBER 1, 1999, IN ORDER FOR TEMPLE BETH-EL TO HOLD ITS ANNUAL CELEBRATION OF THE JEWISH HOLIDAY OF "SIMCHAT TORAH."

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AN ORDINANCE 90474

AUTHORIZING THE TEMPORARY CLOSURE OF MAIN, BETWEEN DOLOROSA AND COMMERCE STREETS FROM 6:30 A.M. UNTIL 3:00 P.M. ON SATURDAY, OCTOBER 2, 1999, IN CONNECTION WITH A HEALTH FAIR SPONSORED BY SAN FERNANDO CATHEDRAL AND CO-SPONSORED BY THE MEXICAN AMERICAN PHYSICIANS ASSOCIATION, KWEX-TV CHANNEL 41, THE METROPOLITAN HEALTH DISTRICT, SANTA ROSA HEALTH CARE, LOCATED IN COUNCIL DISTRICT 1.

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AN ORDINANCE 90475

APPROVING A PARADE PERMIT AND AUTHORIZING THE TEMPORARY CLOSURE OF CERTAIN STREETS IN CONNECTION WITH THE HIGHLAND HILLS NEIGHBORHOOD PARADE FROM 8:00 A.M. UNTIL 12:00 P.M., SATURDAY, OCTOBER 9, 1999; SPONSORED BY THE HIGHLAND HILLS NEIGHBORHOOD ASSOCIATION.

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AN ORDINANCE 90476

APPROVING A RUN/WALK PERMIT IN CONNECTION WITH THE CHILDREN'S TRANSPLANT 5K FUND RAISER AND AUTHORIZING THE TEMPORARY CLOSURE OF ONE OR MORE LANES OF THE FOLLOWING STREETS FROM 7:00 A.M. UNTIL 10:00 A.M., SATURDAY, NOVEMBER 20, 1999 FOR SAID EVENT: AVENUE B FROM GRAYSON TO JOSEPHINE (TOTAL), JOSEPHINE FROM AVENUE B TO ST. MARY'S (ONE LANE), ST. MARY'S FROM JOSEPHINE TO MULBERRY (ONE LANE), MULBERRY FROM ST. MARY'S TO BROADWAY (ONE LANE), BROADWAY FROM MULBERRY TO AVENUE B (ONE LANE), AND AVENUE B FROM BROADWAY TO FINISH LINE JUST PAST GRAYSON (TOTAL).

99-37      ITEMS FOR INDIVIDUAL CONSIDERATION-CITIZEN  
COMMENTS

Mr. Jack Finger, P.O. Box 12048, stated his belief that special districts such as the Downtown Improvement District should not be created and funded by downtown businesses, expressing his belief that this is the work of the City. He questioned who enforces the work to be done by the district, and also spoke against approval of travel authorizations for City Council members to attend the "SA to DC" trip and their expenditure of tax funds for such trips.

99-37      The Clerk read the following Ordinance:

AN ORDINANCE 90477

AUTHORIZING H.E.B. GROCERY COMPANY AND LA FIESTA SUPERMARKETS, INC. TO PROVIDE AD VALOREM PROPERTY TAX COLLECTION SERVICES FOR THE 1999 CURRENT TAX SEASON, OCTOBER 1, 1999 THROUGH JANUARY 31, 2000.

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Mr. Octavio Pena, Director of Finance, stated that this will be the second year for the collection of City taxes by Bexar County under a contract which also provides that the County will secure 35 tax-collection substations. He noted that in the event of the failure of Bexar County to do so, the City has the right to secure them, and this Ordinance manifests a contract with HEB Grocery Company and La Fiesta Supermarkets as tax-collection substations for the payment of City taxes.

In response to a question by Mayor Peak, Mr. Pena and Mr. Frank Garza, City Attorney, explained that the county feels that it cannot provide these substations, by law.

Mr. Salas made a motion to approve the proposed Ordinance. Ms. Guerrero seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Salas, Guerrero, Vásquez, Garza, Conner, Bannwolf, Carpenter, Peak. **ABSTAIN:** Perez. **NAYS:** None. **ABSENT:** Prado, Menéndez.

99-37      The Clerk read the following Ordinance:

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vaj

AN ORDINANCE 90478

APPROVING THE DOWNTOWN IMPROVEMENT DISTRICT, INC.'S 2000-2004 ONE AND FIVE YEAR SERVICE AND ASSESSMENT PLAN AND LEVYING SUPPLEMENTAL ASSESSMENTS ON PROPERTIES IN THE DISTRICT OF \$0.090800 PER \$100.00 VALUATION FOR THE YEAR 2000; AND NO ASSESSMENT LEVY FOR THE YEAR 2001.

\* \* \* \*

Mr. Malcolm Matthews, Director of Parks & Recreation, spoke to the Downtown Improvement District Service and Assessment Plan, noting that there has been no opposition expressed from the 479 downtown businesses affected. He spoke to the District boundaries and the use of the funds involved. He also spoke to details of the following proposed Ordinance, which appropriates funds for administrative services of the new Downtown Improvement District.

Mayor Peak reiterated that no opposition has been expressed by the affected downtown businesses.

Mr. Carpenter made a motion to approve the proposed Ordinance. Mr. Bannwolf seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Salas, Guerrero, Vásquez, Garza, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Prado, Menéndez.

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99-37

The Clerk read the following Ordinance:

AN ORDINANCE 90479

APPROPRIATING AND AUTHORIZING PAYMENT IN AN AMOUNT OF \$65,000.00 TO THE DOWNTOWN IMPROVEMENT DISTRICT, INC. FOR ADMINISTRATIVE SERVICES FOR THE THIRD YEAR OF THE DISTRICT ADMINISTRATIVE AGREEMENT; AND AUTHORIZING PAYMENT IN THE AMOUNT OF \$2,750.00 FOR THE DIRECT COSTS OF PUBLISHING, PRINTING AND MAILING NOTICES REQUIRED IN UPDATING THE ONE AND FIVE YEAR SERVICE AND ASSESSMENT PLAN.

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

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After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Salas, Guerrero, Vásquez, Garza, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Prado, Menéndez.

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99-37

The Clerk read the following Ordinance:

AN ORDINANCE 90480

APPROVING THE LEVYING OF A SPECIAL ASSESSMENT TO FUND SUPPLEMENTAL SERVICES FOR THE PUBLIC IMPROVEMENT DISTRICT (PID) IN THE DOWNTOWN AREA DURING FY 1999-2000; AND LEVYING AN ASSESSMENT RATE AT \$0.12 PER \$100.00 VALUE OF REAL PROPERTY IN THE PID.

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

Mr. Manuel Longoria, Acting Director of Economic Development Department, narrated a video presentation, a copy of which is made a part of the papers of this meeting. His presentation covered Agenda Items 26 and 27, dealing with levying a special assessment for the Public Improvement District in the downtown area, and approving its Service and Assessment Plan.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Vásquez, Menéndez, Garza, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Salas, Guerrero, Prado.

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99-37

The Clerk read the following Ordinance:

AN ORDINANCE 90481

APPROVING THE FY 1999-2000 SERVICES AND ASSESSMENT PLAN FOR THE PUBLIC IMPROVEMENT DISTRICT IN THE DOWNTOWN AREA TO INCLUDE A MANAGEMENT PROGRAM, A MAINTENANCE AND LANDSCAPING PROGRAM, A MARKETING PROGRAM AND A PUBLIC SERVICES REPRESENTATIVES PROGRAM.

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99-37

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vaj

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

The following citizen(s) appeared to speak:

Mr. Faris Hodge, Jr., 140 Dora, spoke to a number of downtown-oriented initiatives, including his belief that the downtown area needs more drinking fountains and public restrooms.

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After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Vásquez, Menéndez, Garza, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Salas, Guerrero, Prado.

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99-37 The Clerk read the following Ordinance:

AN ORDINANCE 90482

AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH WESTFIELD CONCESSION MANAGEMENT, INC., FOR THE IMPLEMENTATION, LEASING, MARKETING AND MANAGEMENT OF THE AIRPORT RETAIL, FOOD, BEVERAGE AND SERVICE AMENITY CONCESSIONS AT SAN ANTONIO INTERNATIONAL AIRPORT FOR A PRIMARY TERM OF SIX YEARS COMMENCING OCTOBER 1, 1999; FOR AN ANNUAL SUM OF TWENTY PERCENT (20%) OF COLLECTED AIRPORT CONCESSION REVENUES, FOR A TOTAL ESTIMATED COST OF \$4,200,000.00.

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Mr. Bannwolf made a motion to approve the proposed Ordinance. Mr. Carpenter seconded the motion.

Mr. Frank Stromboe, Acting Director of Aviation, introduced Ms. Judy Byrd, representing the City's consultant firm in this matter, and Mr. Tim Lowe, representing Westfield Concession Management, Inc. He then narrated a video presentation on the proposed agreement for handling the International Airport concessions, a copy of which presentation is made a part of the papers of this meeting. He made a comparison of the two competing firms and the staff's recommendation of the Westfield firm, then addressed details of the concessions management duties. He noted that Westfield will have five persons located in San Antonio for this operation.

Mayor Peak spoke of the City's intent to make International Airport more efficient and 'user-friendly'.

Mr. Stromboe then explained the outreach program for local vendors.

Mr. Bannwolf noted that the City is moving forward to make International Airport a successful operation. He spoke in favor of the expressed design concepts, which he felt were unique to San Antonio.

Mr. Garza commended City staff for working to improve the airport.

In response to a question by Ms. Conner, Mr. Lowe spoke to his firm's recommendations on a proper mix of tenants at International Airport.

Ms. Conner spoke to her desire to keep San Antonio's flavor at International Airport, including the art displayed there.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Vásquez, Menéndez, Garza, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Salas, Guerrero, Prado.

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99-37        The Clerk read the following Ordinance:

AN ORDINANCE 90483

AUTHORIZING THE EXTENSION AND AMENDMENT OF TERMINAL CONCESSION/LEASE AGREEMENTS AT SAN ANTONIO INTERNATIONAL AIRPORT; PROVIDING FOR THE EXTENSION OF SUCH AGREEMENTS THROUGH DECEMBER 31, 2000 AND ON A MONTH-TO-MONTH BASIS THEREAFTER; AUTHORIZING GROSS REVENUE AND/OR RENT PAYMENT RELIEF AND ADJUSTMENT; AND PROVIDING FOR THE DELETION OF ANY EXCLUSIVE RIGHTS, PRIVILEGES AND OBLIGATIONS TO OPERATE WITHIN THE PASSENGER TERMINALS.

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

Mr. Frank Stromboe, Acting Director of Aviation, narrated a video presentation on plans to amend the current International Airport terminal concession/lease agreements to extend them through the end of the year, then continue them on a month-to-month basis. A copy

of his presentation is made a part of the papers of this meeting. He also spoke to certain planned relocations at the airport, during the work in progress.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Guerrero, Vásquez, Menéndez, Garza, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Salas, Prado.

— — —  
99-37 The Clerk read the following Ordinance:

AN ORDINANCE 90484

AUTHORIZING REIMBURSEMENT FROM THE DISTRICT 2 BUDGET ACCOUNT IN THE AMOUNT OF \$1,250.00 TO COUNCILMAN MARIO M. SALAS FOR AN ADMINISTRATIVE SERVICES CONTRACT WITH BARBARA COLLINS FROM SEPTEMBER 1, 1999, THROUGH SEPTEMBER 31, 1999; AS REQUESTED BY COUNCILMAN MARIO M. SALAS.

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Guerrero, Vásquez, Menéndez, Garza, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Salas, Prado.

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99-37 **TRAVEL AUTHORIZATION - Granted:**

Travel Authorization for Council members Bonnie Conner and Tim Bannwolf to travel to Washington, D.C. from October 1, 1999 through October 5, 1999 for the Annual Greater San Antonio Chamber of Commerce trip to meet with senior government leaders on community issues.

Mr. Bannwolf made a motion to approve the Travel Authorization. Ms. Guerrero seconded the motion.

After consideration, the motion, prevailed by the following vote: **AYES:** Perez, Salas, Guerrero, Vásquez, Menéndez, Garza, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Prado.

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99-37            **FIREFIGHTER APPROVAL OF NEW CITY CONTRACT**

Mr. Alexander E. Briseño, City Manager, informed City Council that the City's firefighters reportedly have approved a new contract with the City.

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99-37            City Council recessed its regular session at 2:23 P.M., reconvening at 3:02 P.M.

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99-37            **PUBLIC HEARING - PUBLIC HEARING AND CONSIDERATION OF THE FY 1999 - 2000 PROPOSED BUDGET**

The Clerk read the following Ordinance:

AN ORDINANCE 90485

ADOPTING THE ANNUAL CAPITAL AND OPERATING BUDGETS FOR THE CITY OF SAN ANTONIO FOR THE FISCAL YEAR 1999-2000, BEGINNING OCTOBER 1, 1999 AND ENDING SEPTEMBER 30, 2000; APPROPRIATING FUNDS AND AUTHORIZING PERSONNEL POSITIONS IN ACCORDANCE WITH SAID BUDGET; AUTHORIZING CONTRACTS WITH OUTSIDE AGENCIES; SETTING THE FY 1999-2000 HOLIDAY SCHEDULE AND PAY PLAN FOR CITY EMPLOYEES; ESTABLISHING DISTRICT BUDGETS FOR THE MAYOR AND COUNCILMEMBERS; AND APPROVING THE 1999/2000-2004/2005 CAPITAL IMPROVEMENTS PROGRAM FOR THE CITY OF SAN ANTONIO.

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Mayor Peak declared the Public Hearing to be open.

Mr. Carpenter made a motion to approve the budget as recommended by City staff. Mr. Garza seconded the motion.

Ms. Terry Brechtel, Director of Budget & Employee Services, narrated a video presentation on the proposed budget, a copy of which presentation is made a part of the papers of this meeting. She spoke to a brief background of the budget preparation, then outlined the proposed budget itself and certain amendments to be offered.

The following citizen(s) appeared to speak:

Mr. Ruben Saenz, Chairman, AVANCE, spoke to the contributions of AVANCE to families and the community, narrating a brief video presentation.

Ms. Abby Antuna, also representing AVANCE, outlined various programs of the organization.

Ms. Rebecca Cervantes, also representing AVANCE, spoke to early childhood education work of the organization.

Mr. Tim McCallum, representing St. Benedict's Metro Alliance, asked City Council to support his organization's request for increases in budgetary allocations for three human development programs and funding for certain housing programs.

Several persons, including Ms. Susie Reyes and Mr. Jose Galaviz, spoke in favor of funding for Project Quest and explained how the organization had benefited them personally, speaking in favor of enhanced funding for Project Quest, San Antonio Education Partnership, and After School Challenge programs. Other persons then spoke to the need for better housing programs and possible use of City Council discretionary funds for these purposes.

Ms. Mary Cantu, representing Project Learn to Read, asked for Council support for her group's educational programs, including a request to fully fund those programs.

Ms. Jo Ann Barrera, representing AVANCE, spoke to what the organization has done for her.

Ms. Gresilda Escobar spoke to what AVANCE has done to educate parents.

Ms. Elizabeth Trujillo asked for full funding of AVANCE programs.

Ms. Gloria Garza addressed what AVANCE has done to help her better educate herself.

Mr. Ruben Pena, Chairman of the Board of Directors, Center For Health Care Services, stated that his organization's mental health services are provided to some 13,000 citizens of all ages, and asked for operational funds, citing a \$1.8 million deficit.

Mr. John Delgado, also representing CFHCS, spoke to the reasons why City funding is needed by his organization, and asked Council to re-look at a request for \$177,000.

Ms. Irma Hofmann, also representing CFHCS, addressed early childhood intervention programs of her organization.

Ms. Susan Blackwood, Executive Director, San Antonio Sports Foundation, thanked the Council for its budgetary support of her organization.

Ms. Nancy Englebert, representing the Heritage Neighborhood Association, spoke to her concern that the City Council is raising certain fees, despite a pledge not to raise taxes. She also spoke to the City Code prohibition against large trucks being allowed to park in residential areas.

Mr. Ernesto E. Garcia, 259 Fenfield, spoke in support for establishment of a human development fund, but expressed his concern with religious groups' demands upon the City for funds.

Mr. Nazarite Ruben Flores Perez, 627 Hearne, spoke in support for City staff's general budget recommendations and for funding of education.

Mr. Jesus Garcia, 227 Wayside, speaking for La Escuela de las Americas, spoke in support for this charter school, and for teaching a second language skill. He spoke to the need to emphasize early childhood education.

Ms. Beatrice Castro, also speaking for La Escuela de las Americas, asked for funding of this charter school.

Ms. Corina Corona, speaking for the same school, asked Council to overturn the City staff's non-recommendation for funding.

Ms. Frances Corona, also speaking for the school, noted that the school received funding from the City and from the Mexican American Unity Council, and that reduction or elimination of the City's funding will result in staff reductions. She also asked for funding from Council discretionary funds, if other funding is not approved.

Ms. Alicia Torrentero and Ms. Lilliana Saldaña also spoke in support for funding of La Esculea de las Americas.

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

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Mayor Peak thanked City staff and Council members for their long hours of work on the budget process, and to members of the community for their input. He noted that the increased fees and fines cover for holding the tax rate at its current level, and he spoke in support for funding for capital improvements and human development.

Mr. Garza then offered an amendment to the main motion currently on the floor, to approve certain changes to City staff budget recommendations, which changes already have been included in staff presentation on the budget. Mr. Bannwolf seconded the amended motion.

Mr. Garza spoke to the need for a skilled workforce, and noted that the recommended budget funding reflects emphasis on better education and development of the City's workforce. He spoke to budget recommendations for Community Revitalization Action Group (CRAG) proposals and certain funding for housing. He spoke in support for the amended budget proposal.

Mr. Menéndez provided members of City Council with a listing of how he plans to utilize his District 6 discretionary funds, for graffiti cleanup, traffic control, parks development, housing reconstruction, and housing rehabilitation. A copy of his listing is made a part of the papers of this meeting.

Mr. Prado expressed his pleasure at plans for the Library Board of Trustees to bring before City Council its plans for spending a recommended \$300,000 in additional funding being supplied as a result of the Council amendment to the budget recommendations, and noted that this will be the seventh consecutive year without a City tax increase.

Mr. Salas called the budget a commitment to the inner-city and to education.

Mr. Bannwolf stated that the proposed budget emphasizes education and job training.

Ms. Conner thanked all involved in the budget process, calling it fiscally responsible, with a stress on early childhood development.

Mr. Menéndez spoke to his desire to see the establishment of a revolving fund, with City funding for housing construction or rehabilitation to include a lien on those properties, so that repayment of those funds can be put back into a revolving fund to cover additional work in the future.

Mayor Peak discussed the idea, and noted that plans already are underway along those same innovative lines, and will be unveiled in the next few months.

Mr. Perez asked that the Council's Housing Task Force be given the chance to consider these suggestions, stating that he has some questions on how this would work.

Mr. Vásquez spoke to the need to consider the impact of such a plan, stating his concern that it might adversely impact senior citizens.

After discussion, the amendment then prevailed by the following vote: AYES: Perez, Salas, Guerrero, Prado, Vásquez, Menéndez, Garza, Conner, Bannwolf, Carpenter, Peak. NAYS: None. ABSENT: None.

The main motion, as amended, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Salas, Guerrero, Prado, Vásquez, Menéndez, Garza, Conner, Bannwolf, Carpenter, Peak. NAYS: None. ABSENT: None.

— — —  
99-37 The Clerk read the following Ordinance:

AN ORDINANCE 90486

LEVYING AN AD VALOREM TAX FOR THE SUPPORT OF THE CITY GOVERNMENT OF THE CITY OF SAN ANTONIO; FIXING THE RATE OF \$0.34579 PER \$100.00 OF ACCESSED VALUATION, SAID TAXES BEING LEVIED FOR THE TAX YEAR BEGINNING JANUARY 1, 1999, AND ENDING DECEMBER 31, 1999.

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Salas, Guerrero, Prado, Vásquez, Garza, Conner, Bannwolf, Carpenter, Peak. NAYS: None. ABSENT: Menéndez.

— — —  
99-37 The Clerk read the following Ordinance:

AN ORDINANCE 90487

LEVYING AN AD VALOREM TAX TO PAY THE PRINCIPAL AND INTEREST ON THE FUNDED DEBT OF THE CITY AND TO CREATE A SINKING FUND THEREFORE; FIXING THE RATE OF \$0.23400 PER \$100.00 OF ASSESSED VALUATION; SAID TAXES BEING LEVIED FOR THE TAX YEAR BEGINNING JANUARY 1, 1999, AND ENDING DECEMBER 31, 1999.

\* \* \* \*

Mr. Bannwolf 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, Salas, Guerrero, Prado, Vásquez, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Menéndez, Garza.

— — —  
99-37 The Clerk read the following Ordinance:

AN ORDINANCE 90488

AUTHORIZING AND PROVIDING, UNDER THE ACT GOVERNING THE TEXAS MUNICIPAL RETIREMENT SYSTEM, INCREASED MUNICIPAL CONTRIBUTIONS TO THE CURRENT SERVICE ANNUITY RESERVE AT RETIREMENT OF THE EMPLOYEE OF THE CITY TO A 2 TO 1 MATCH; UPDATED SERVICE CREDITS IN SAID SYSTEM ON AN ANNUAL BASIS FOR SERVICE PERFORMED BY QUALIFYING MEMBERS OF SUCH SYSTEM WHO AT THE EFFECTIVE DATE OF THE ALLOWANCE ARE IN THE EMPLOYMENT OF THE CITY OF SAN ANTONIO; PROVIDING FOR INCREASED PRIOR AND CURRENT SERVICE ANNUITIES FOR RETIREES AND BENEFICIARIES OF THE DECEASED RETIREES OF THE CITY; AND ESTABLISHING AN EFFECTIVE DATE FOR THE ORDINANCE OF JANUARY 1, 2000.

\* \* \* \*

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Salas, Guerrero, Prado, Vásquez, Garza, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Menéndez.

— — —  
99-37 The Clerk read the following Ordinance:

AN ORDINANCE 90489

ALLOWING CERTAIN EMPLOYEES OF THE CITY WHO HAVE TERMINATED PREVIOUS MEMBERSHIPS IN TEXAS MUNICIPAL RETIREMENT SYSTEM, TO DEPOSIT THE SUMS SO WITHDRAWN, PLUS ANNUAL WITHDRAWAL CHARGES, AND ALLOWING AND UNDERTAKING THE COST OF ALLOWING ANY SUCH EMPLOYEE CREDIT IN SUCH SYSTEM FOR ALL SERVICE TO WHICH SUCH EMPLOYEE HAD BEEN ENTITLED AT DATE OF SUCH WITHDRAWAL, AS IF ALL SUCH SERVICE HAD BEEN PERFORMED AS AN EMPLOYEE OF THIS CITY.

\* \* \* \*

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Salas, Guerrero, Prado, Vásquez, Garza, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Menéndez.

— — —  
99-37 The Clerk read the following Ordinance:

AN ORDINANCE 90490

ESTABLISHING A DEVELOPMENT SERVICES FEE TO BE ASSESSED AT 3 PERCENT OF THE AMOUNT OF THE FEE FOR ANY OF THE FOLLOWING CHARGES ASSESSED BY THE CITY: HEALTH DEPARTMENT FEES - MOBILE LIVING PARK OPERATOR'S LICENSE, FROZEN DESSERT LICENSE REINSTATEMENT FEE, ICE CREAM & FROZEN DESSERT RE-SAMPLING FEE, FOOD ESTABLISHMENT RE-INSPECTION FEE, FOOD MANAGERS CERTIFICATES, VEHICLE PREPACKAGED PERISHABLE FOOD VENDOR PERMIT, RENDERING ESTABLISHMENTS & STORAGE, FOOD ESTABLISHMENT LICENSE, ICE CREAM & FROZEN DESSERT PERMIT, VEHICLE PREPACKAGED NONPERISHABLE FOOD VENDOR, FOOD PUSHCART VENDING LICENSE, FOOT VENDING OF FOOD LICENSE, LICENSE REPLACEMENT FEE, VEHICLE PREPARED PERISHABLE FOOD VENDOR PERMIT, RENDERING MATERIALS COLLECTORS, DUPLICATE PERMITS,

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VA/FHA SEPTIC SYSTEM CERTIFICATION, SWIMMING POOL LICENSE, AIR POLLUTION INSPECTION FEE, CROSS CONNECTION SURVEY, CHILDCARE FEES, MEAT INSPECTION FEES, ASBESTOS DEMOLITION INSPECTIONS, CUSTODIAL CARE INSPECTION FEE, SPECIAL EVENT FOOD LICENSE, AND LIVESTOCK PERMITS; BUILDING INSPECTIONS DEPARTMENT FEES - SIGN ERECTION PERMITS, GAS PERMITS, SIDEWALK PERMITS, ELECTRICAL PERMITS, PLUMBING PERMITS, HEATING AND AIR CONDITIONING PERMITS, RE-INSPECTION FEES, SEWER CONNECTION PERMITS, AND BUILDING PERMITS; PLANNING DEPARTMENT FEES - HISTORIC DESIGN REVIEW COMMISSION APPLICATION FEE, PLAN AMENDMENT FEE, ZONING PROCEDURES, POSTPONEMENT REQUEST FEE, NON-CONFORMING RIGHTS FEE-ZONING, ZONING VERIFICATION FEE, EMERGENCY ADD-ON FEE, MINOR PLATS, PLAN REVIEW FEES, VACATING DECLARATION FEES, REPLAT FEES, MAJOR PLATS, HISTORIC DESIGN REVIEW COMMISSION INSPECTION FEES, PLAT DEFERRAL FEE, AMENDING PLAT FEES, SITE IMPROVEMENT TIME EXTENSION FEE, AND DEVELOPMENT PLAT FEE; AND FIRE DEPARTMENT FEES - SMOKE CONTROL PLAN & REVIEW TEST, HAZARDOUS CHEMICAL-FLAMMABLE LIQUID TANK PERMIT, AMUSEMENT PARK FIREWORK DISPLAY PERMIT, FIRE RECORD & SEARCH, BLASTER PERMIT, FIRE SPRINKLER SYSTEM FEE, EXPLOSIVE HANDLERS PERMIT, FIRE ALARM SYSTEMS FEE, INSPECTIONS - HOSPITAL/NURSING HOME, INSPECTIONS - DAY CARE/FOSTER HOME, EXPLOSIVE SITE PERMIT, QUARRY BLASTING PERMIT, EXPLOSIVE STORAGE PERMIT, BURNING PERMITS, LAB/CLINICS/BONDED WAREHOUSES, LPG TANK PERMITS, FIREWORKS DISPLAY & BONFIRE PERMIT, FIXED PIPE FIRE EXTINGUISHING SYSTEM PERMIT, RE-INSPECTION FEES-FIRE CODES, ABOVE GROUND STORAGE TANK FEE, FIRE PROTECTION SYSTEM RESCHEDULING FEE, OTHER FIRE PROTECTION SYSTEM IMPROVEMENTS, UNDERGROUND STORAGE TANK FEE, PERMIT INVESTIGATION FEE, FIRE PROTECTION SYSTEM RETEST FEE, AND RECOVERY FEE: FIRE PREVENTION.

\* \* \* \*

Mr. Bannwolf 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, Salas, Guerrero, Prado, Vásquez, Garza, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Menéndez.

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The Clerk read the following Ordinance:

AN ORDINANCE 90491

INCREASING THE AFTER HOURS PLAN REVIEW FEE, THE MECHANICAL PLAN REVIEW FEE AND THE ADDITIONAL PLUMBING PLAN REVIEW FEE FROM \$30 PER HOUR (1/4 HOUR MINIMUM CHARGE) TO \$50 PER HOUR (ONE HOUR MINIMUM CHARGE); AMENDING CITY CODE PART II, CHAPTER 6, ARTICLE I, SECTION 6-3 TO ELIMINATE DUPLICATION OF FEES AND TO MAINTAIN CONSISTENCY OF ASSESSED FEES FOR ALL TRADE-RELATED ADDITIONAL PLAN REVIEW SERVICES; INCREASING THE MAXIMUM FEE ASSESSED FOR THE SEWER CONNECTION PERMIT FROM \$25 TO \$100; AMENDING THE HEATING AND AIR CONDITIONING PERMIT FEE RATE SCHEDULE FROM DIFFERENT FEES FOR DIFFERENT SYSTEM COMPONENTS TO A FLAT INSPECTION FEE OF \$77 FOR EACH SYSTEM AND \$55 FOR EACH ADDITIONAL SYSTEM; AND ESTABLISHING A RECLAIM WATER LINE OPENINGS FEE OF \$22 PER INSPECTION PLUS \$40 FOR ONE TO FOUR OPENINGS PLUS \$5 PER ADDITIONAL OPENING.

\* \* \* \*

Mr. Bannwolf made a motion to approve the proposed Ordinance. Mr. Carpenter seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Salas, Guerrero, Prado, Vásquez, Garza, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Menéndez.

— — —  
99-37

The Clerk read the following Ordinance:

AN ORDINANCE 90492

INCREASING THE RETURNED CHECK FEE FROM \$15.00 PER CHECK TO \$25.00; INCREASING THE ITINERANT VENDOR LICENSE FROM \$35.00 PER LICENSE TO \$75.00; INCREASING THE FOOT PEDDLERS LICENSE FROM \$10.00 FOR A 120 DAY LICENSE TO \$20.00 AND FROM \$30.00 FOR A 365 DAY LICENSE TO \$60.00; INCREASING THE TRUCK PEDDLERS LICENSE FROM \$15.00 FOR A 120 DAY LICENSE TO \$30.00 AND FROM \$45.00 FOR A 365 DAY LICENSE TO \$90.00; AND INCREASING THE CANVASSERS LICENSE FROM

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\$5.00 FOR A 120 DAY LICENSE TO \$10.00 AND FROM \$15.00 FOR A 365 DAY LICENSE TO \$30.00.

\* \* \* \*

Mr. Carpenter made a motion to approve the proposed Ordinance. Mr. Bannwolf seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Salas, Guerrero, Prado, Vásquez, Menéndez, Garza, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Perez.

— — —  
99-37 The Clerk read the following Ordinance:

AN ORDINANCE 90493

ESTABLISHING A FIRST RESPONDER FEE OF \$15 PER RESPONSE BY A FIRE DEPARTMENT MEDICAL FIRST RESPONDER UNIT; ADJUSTING THE FEE SCHEDULE FOR THE HAZARDOUS MATERIALS PERMIT FEE BY INCREASING THE NUMBER OF FEE APPLICABLE HAZARDOUS MATERIAL STORAGE WEIGHT CLASSIFICATIONS FROM TEN TO THIRTEEN; INCREASING THE HAZARDOUS MATERIALS INCIDENT RESPONSE FEE FROM \$400 FOR THE FIRST FOUR HOURS AND \$100 FOR EACH ADDITIONAL HOUR TO \$440 FOR THE FIRST FOUR HOURS AND \$110 FOR EACH ADDITIONAL HOUR; INCREASING THE HAZARDOUS MATERIALS INCIDENT RECOVERY FEE FROM THE VALUE OF EXPENDABLE MATERIALS USED IN CONNECTION WITH A HAZARDOUS MATERIALS RESPONSE TO THE VALUE OF THE EXPENDABLE MATERIALS PLUS TEN PERCENT; AND CHANGING THE ABOVE GROUND STORAGE TANK PERMIT FEE FROM \$100 PER STORAGE TANK WITH A CAPACITY OF 10,000 GALLONS OR BELOW AND \$200 PER STORAGE TANK WITH A CAPACITY OVER 10,000 GALLONS TO A SINGLE FEE OF \$300 PER STORAGE TANK REGARDLESS OF CAPACITY.

\* \* \* \*

In response to a question by Mr. Bannwolf, Ms. Terry Brechtel, Director of Budget & Employee Services; Fire Chief Robert Ojeda; and Assistant City Manager Rolando Bono, noted that this new First Responder Fee would be assessed across the board. They explained why the fee is needed, and noted that it would not be assessed if Emergency Medical Services units are required.

Mr. Bannwolf spoke to his concern for possible abuse of the service.

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Mr. Salas made a motion to approve the proposed Ordinance. Mr. Carpenter seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Salas, Guerrero, Prado, Vásquez, Menéndez, Garza, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Perez.

— — —  
99-37 The Clerk read the following Ordinance:

AN ORDINANCE 90494

INCREASING THE FOOD ESTABLISHMENT RE-INSPECTION FEE FROM \$25 FOR THE FIRST RE-INSPECTION, \$50 FOR THE SECOND RE-INSPECTION AND \$75 FOR THE THIRD RE-INSPECTION TO \$35 FOR THE FIRST RE-INSPECTION, \$60 FOR THE SECOND RE-INSPECTION AND \$85 FOR THE THIRD RE-INSPECTION; INCREASING THE LICENSE REPLACEMENT FEE FROM \$5 PER LICENSE TO \$10; INCREASING THE SPECIAL EVENT FOOD LICENSE FROM \$15 PER FOOD BOOTH STAND PER DAY WITH A \$150 MAXIMUM CHARGE TO \$20 PER DAY WITH A \$200 MAXIMUM CHARGE; INCREASING THE CUSTODIAL CARE OR OTHER MISCELLANEOUS INSPECTION FEE FROM \$25 PER INSPECTION TO \$40; INCREASING THE ANIMAL EXHIBIT PERMIT FROM \$50 PER PERMIT TO \$75; INCREASING THE DANGEROUS ANIMAL COLLAR & LEASH FEE FROM \$3 PER COLLAR TO \$5 AND FROM \$5 PER LEASH TO \$10; INCREASING THE ANIMAL PROCESSING FEE (NON-CITY) FROM \$18 PER ANIMAL TO \$20; AND INCREASING THE ANIMAL CONTROL MISCELLANEOUS FEE FROM \$25 PER IMPOUNDED ANIMAL TO \$50 AND FROM \$2 PER DAY FOR BOARDING TO \$5 PER DAY.

\* \* \* \*

Mr. Carpenter 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, Salas, Guerrero, Prado, Vásquez, Menéndez, Garza, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** None.

— — —  
99-37 The Clerk read the following Ordinance:

AN ORDINANCE 90495

ESTABLISHING AN EXPORT LEADER PROGRAM FEE OF \$500 PER PROGRAM PARTICIPANT TO SUPPORT IMPLEMENTATION OF THE EXPORT LEADER PROGRAM BY THE INTERNATIONAL AFFAIRS DEPARTMENT.

\* \* \* \*

Mr. Bannwolf made a motion to approve the proposed Ordinance. Mr. Carpenter seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Salas, Guerrero, Prado, Vásquez, Menéndez, Garza, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** None.

— — —  
99-37 The Clerk read the following Ordinance:

AN ORDINANCE 90496

AMENDING THE CITY CODE TO INCREASE THE FINE AS INDICATED ON THE FOLLOWING PARKING VIOLATIONS: PARKED METER EXPIRED FROM \$13 TO \$15, OVERTIME PARKING FROM \$18 TO \$20, PARKING IN A LOADING ZONE FROM \$18 TO \$20, PARKED WITHIN TWENTY FEET OF CROSSWALK AT INTERSECTION FROM \$18 TO \$20, PARKED WITHIN FIFTY FEET OF RAILROAD CROSSING FROM \$18 TO \$25, OBSTRUCTING THE FLOW OF TRAFFIC, FROM \$18 TO \$20, FACING ONCOMING TRAFFIC FROM \$18 TO \$20, OVERLOADING TAXI STAND FROM \$18 TO \$20, PARKED IN AN ALLEY FROM \$18 TO \$20, DOUBLE PARKED FROM \$18 TO \$20, PARKED WITHIN 15 FEET OF A FIRE PLUG FROM \$18 TO \$35, EMERGENCY PARKING RESTRICTION /SACKED METER FROM \$18 TO \$20, BLOCKING A STREET FROM \$18 TO \$20, BLOCKING A SIDEWALK FROM \$18 TO \$20, BLOCKING A DRIVEWAY FROM \$18 TO \$20, BLOCKING A FIRELANE FROM \$18 TO \$35, PARKED MORE THAN EIGHTEEN INCHES FROM THE CURB/EDGE OF ROADWAY FROM \$18 TO \$20, PARKED WITH TIRE ON OR OVER THE CURB/EDGE OF ROADWAY FROM \$18 TO \$20, PARKED DURING RESTRICTED HOURS FROM \$18 TO \$20, PARKED IN A NO PARKING ZONE AND NO PARKING THIS SIDE OF BLOCK FROM \$18 TO \$20, HANDICAP PARKING VIOLATION FROM \$55 TO \$100, OVERSIZED VEHICLE IN RESIDENTIAL ZONE WHEN PROHIBITION POSTED FROM \$18 TO \$200, PARKED ON FRONT LAWN/SIDE YARD SETBACK FROM \$18 TO \$33, AND OTHER VIOLATIONS FROM \$18 TO \$20; INCREASING THE BOOTING FEE FOR THE IMMOBILIZATION OF A VEHICLE FROM \$25 TO \$40; AND ESTABLISHING A MUNICIPAL COURT TECHNOLOGY FEE OF \$4 PER

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MISDEMEANOR CONVICTION EFFECTIVE OCTOBER 1, 1999, THROUGH AUGUST 31, 2005 PURSUANT TO ARTICLE 102.172 OF THE TEXAS CODE OF CRIMINAL PROCEDURE.

\* \* \* \*

Mr. Salas made a motion to approve the proposed Ordinance. Mr. Bannwolf seconded the motion.

In response to a question by Mr. Prado, Mr. John German, Director of Public Works, addressed the matter of parking for oversized vehicles in residential areas.

Mr. Alexander E. Briseño, City Manager, stated that proper signage will be posted in areas affected by this matter.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Salas, Prado, Vásquez, Menéndez, Garza, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Guerrero.

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99-37 The Clerk read the following Ordinance:

AN ORDINANCE 90497

INCREASING THE LA VILLITA MAVERICK PLAZA RENTAL AS FOLLOWS: FOR LESS THAN 300 PERSONS FROM \$400 TO \$500, FOR 300 TO 499 PERSONS FROM \$550 TO \$700, FOR 500 TO 749 PERSONS FROM \$800 TO \$1,000, FOR 750 TO 1,000 PERSONS FROM \$950 TO \$1,200, AND FOR MORE THAN 1,000 PERSONS FROM \$1,125 TO \$1,400; INCREASING THE LA VILLITA JUAREZ PLAZA RENTAL AS FOLLOWS: FOR LESS THAN 150 PERSONS FROM \$300 TO \$380, AND 150 PERSONS AND HIGHER FROM \$400 TO \$560; INCREASING THE LA VILLITA NACIONAL PLAZA RENTAL AS FOLLOWS: FROM \$200 FOR LESS THAN 50 PERSONS AND \$250 FOR 50 TO 150 PERSONS TO \$220 FOR LESS THAN 50 PERSONS, \$310 FOR 50 TO 99 PERSONS, AND \$340 FOR 100 TO 150 PERSONS; INCREASING THE COS HOUSE RENTAL FROM \$200 PER DAY TO \$250; INCREASING THE LA VILLITA ARNESON RIVER THEATER RENTAL AS FOLLOWS: BEFORE 5 P.M. MONDAY THROUGH SUNDAY WITHOUT CONCESSIONS FROM \$100 TO \$120, AFTER 5 P.M. MONDAY THROUGH SUNDAY WITHOUT CONCESSIONS FROM \$200 TO \$220, MONDAY THROUGH THURSDAY WITH CONCESSIONS FROM \$350 TO \$370, AND FRIDAY THROUGH SUNDAY WITH CONCESSIONS FROM \$500 TO \$520; CHANGING THE LA VILLITA STREET FRONTAGE RENTAL FEE BY ADDING A \$20 FLAT

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FEE FOR SET-UP/CLEAN-UP PER EVENT PER DAY; ESTABLISHING A NEW LA VILLITA TABLE AND CHAIR RENTAL FEE OF \$40 PER EVENT; INCREASING THE COMMUNITY, SENIOR AND CLUBHOUSE CENTER RENTAL FEE FROM \$10 PER HOUR PER EMPLOYEE TO \$15; ESTABLISHING AN OUTDOOR POOL SPLASH PARTY RENTAL OF \$100 FOR 50 PERSONS AND LESS, \$125 FOR 51 TO 100 PERSONS, \$150 FOR 101 TO 150 PERSONS, \$175 FOR 151 TO 200 PERSONS, AND \$200 FOR 201 TO 250 PERSONS; ESTABLISHING AN INDOOR SPLASH PARTY RENTAL OF \$150 FOR 50 PERSONS AND LESS, \$175 FOR 51 TO 100 PERSONS, \$200 FOR 101 TO 150 PERSONS, \$225 FOR 151 TO 200 PERSONS, AND \$250 FOR 201 TO 250 PERSONS; INCREASING THE DOWNTOWN PEDDLER'S LICENSE FROM \$250 PER LICENSE TO \$300; INCREASING THE SALE OF FIREWOOD FROM \$10 PER CORD TO \$40; AND CHANGING THE PLANT DISPLAY FEE FROM \$30 PER DISPLAY TO \$50 PER DISPLAY OF 15 PLANTS OR FEWER, \$75 PER DISPLAY OF 16 TO 30 PLANTS, AND \$100 PER DISPLAY OF 31 OR MORE PLANTS.

\* \* \* \*

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

Mr. Prado expressed his concern about charges made of such groups as neighborhood associations and spoke against having them charge cleanup fees when they themselves do the actual cleanup.

Ms. Terry Bechtel, Director of budget & Employee Services, briefly explained the proposed fee changes.

Mr. Prado moved an amendment to the main motion that when neighborhood associations and community organizations use a Community Center, Senior Center or Clubhouse, and the facility is cleaned by the association or organization after its usage, the deposit on said facility will be returned to the affected association or organization. Mr. Bannwolf seconded the motion.

The amendment then prevailed by the following vote: AYES: Perez, Prado, Vásquez, Menéndez, Garza, Conner, Bannwolf, Peak. NAYS: None. ABSENT: Salas, Guerrero, Carpenter.

The main motion as amended, carrying with it the passage of the Ordinance, then prevailed by the following vote: AYES: Perez, Prado, Vásquez, Menéndez, Garza, Conner, Bannwolf, Peak. NAYS: None. ABSENT: Salas, Guerrero, Carpenter.

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99-37 The Clerk read the following Ordinance:

AN ORDINANCE 90498

ESTABLISHING AN AUCTION PROCESSING FEE OF \$5.00 PER VEHICLE SOLD AT AUCTION BY THE CITY; INCREASING THE LEGAL NOTIFICATION FEE FOR NOTIFYING REGISTERED OWNERS AND LIEN HOLDERS THAT THEIR VEHICLE IS IMPOUNDED AT THE GROWDON ROAD IMPOUND LOT FROM \$4.00 PER NOTIFICATION TO \$10.00; AND INCREASING THE VEHICLE STORAGE FEE CHARGED FOR STORING IMPOUNDED VEHICLES AT THE GROWDON ROAD IMPOUND LOT FROM \$10.00 PER DAY TO \$12.00.

\* \* \* \*

Mr. Bannwolf 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, Salas, Guerrero, Prado, Vásquez, Menéndez, Garza, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** None.

— — —  
99-37 The Clerk read the following Ordinance:

AN ORDINANCE 90499

INCREASING THE MONTHLY STORMWATER FEE BY 15% ACROSS ALL CUSTOMER CLASSIFICATIONS AND TIERS AS FOLLOWS - FOR RESIDENTIAL CUSTOMERS: (TIER 1) LOT SIZE OF ZERO TO 4,999 SQUARE FEET FROM \$1.50 TO \$1.73, AND (TIER 2) LOT SIZE OF 5,000 OR MORE SQUARE FEET FROM \$1.99 TO \$2.29; FOR MULTIFAMILY CUSTOMERS: (TIER 1) LOT SIZE OF ZERO TO 21,999 SQUARE FEET FROM \$3.35 TO \$3.85, (TIER 2) LOT SIZE OF 22,000 TO 43,999 SQUARE FEET FROM \$10.49 TO \$12.06, (TIER 3) LOT SIZE OF 44,000 TO 131,999 SQUARE FEET FROM \$31.81 TO \$36.58, AND (TIER 4) LOT SIZE OF 132,000 OR MORE SQUARE FEET FROM \$151.36 TO \$174.06; FOR COMMERCIAL/GENERAL CUSTOMERS: (TIER 1) LOT SIZE OF ZERO TO 21,999 SQUARE FEET FROM \$8.58 TO \$9.87, (TIER 2) LOT SIZE OF 22,000 TO 43,999 SQUARE FEET FROM \$23.48 TO \$27.00, (TIER 3) LOT SIZE OF 44,000 TO 86,999 SQUARE FEET FROM \$42.08 TO \$48.39, (TIER 4) LOT SIZE OF 87,000 TO 131,999 SQUARE FEET FROM \$72.52 TO \$83.40, AND (TIER 5) LOT SIZE OF 132,000 OR MORE SQUARE FEET FROM \$160.23 TO \$184.26; AND FOR PUBLIC

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CUSTOMERS: (TIER 1) LOT SIZE OF ZERO TO 21,999 SQUARE FEET FROM \$8.50 TO \$9.78, (TIER 2) LOT SIZE OF 22,000 TO 43,999 SQUARE FEET FROM \$23.25 TO \$26.74, (TIER 3) LOT SIZE OF 44,000 TO 86,999 SQUARE FEET FROM \$42.00 TO \$48.30, AND (TIER 4) LOT SIZE OF 87,000 OR MORE SQUARE FEET FROM \$71.00 TO \$81.65.

\* \* \* \*

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

Mr. Vásquez expressed his concern with this proposed monthly Stormwater Fee increase.

Mr. John German, Director of Public Works, explained how the fee will be assessed, stating his belief that distribution of the proposed fee increase is equitable. He cited figures for District 5, and explained the reasons for the requested increase, comparing expenditures versus revenues.

Mr. Vásquez spoke to the need to keep citizens informed on what they are being assessed certain fees for, and stated that he cannot support the proposed Ordinance without an amendment that guarantees equity between Council districts.

After discussion, Mr. Bannwolf offered an amendment to approve a two-tiered approach to the Stormwater Fee, assessing 7.5 per cent next year and another 7.5 per cent the following year, instead of a full 15 per cent increase next year. Ms. Guerrero seconded the motion to be amended.

Mr. German stated that the fund supported by the Stormwater Fee will be about \$2 million in the hole next year, and could endanger some projects. He also spoke to other possible problems if the amendment is enacted, and addressed certain details, including the matter of flooded property buyouts by the Federal Emergency Management Agency (FEMA).

Ms. Terry Brechtel, Director of Budget & Employee Services, addressed the need for the additional funds to be generated by the Stormwater Fee increase.

Mr. Alexander E. Briseño, City Manager, asked that the City Council consider making about \$1.2 million in program cuts, if the amendment is enacted.

In response to a question by Mr. Salas, Mr. German spoke to what the Stormwater Fee is used for, and noted that the totals differ by Council district.

In response to a question by Mr. Perez, Mr. German explained how the fee funds are needed to secure the 75-25 reimbursement by FEMA, with the federal agency paying 75

per cent and the City 25 per cent. He stated his opinion that loss of full funding from the 15 per cent increase next year could jeopardize the reimbursements by FEMA.

Mr. Briseño noted that there never has been a previous increase to the Stormwater Fee, since its inception in 1993. He spoke against splitting the fee increase into two increments, as proposed by the amendment, and addressed support for the full 15 per cent increase, now. He noted that this fee affects projects currently being worked on, as well.

Mr. Garza noted that last October's flooding shows the need for stormwater drainage work, and he spoke in support for the original motion.

Mr. Vásquez then offered a second amendment to give City staff direction to spread equitably between all Council districts any funds realized from the Stormwater Fee. Mr. Salas seconded the motion.

Mr. Briseño addressed the matter of revenues versus expenditures by Council district, and how they compared.

Mayor Peak urged that the Council look at the use of these funds at another time, and asked that the second amendment be removed from consideration, if the maker and seconder both agree.

After discussion, both the maker and seconder of the second amendment formally withdrew their motion and second.

Mr. Bannwolf again spoke in support for splitting the 15 per cent increase over a two-year period, citing his concern that such fees hit hardest on citizens on fixed incomes.

Mr. Menéndez spoke to his concern for the adverse impact such a move would have on the City's bond ratings.

Mr. Briseño spoke against any cut in the operating revenues of the City, and stated his opinion that such a move could indeed affect the City's bond ratings. He spoke to the need to achieve and maintain a one-month reserve in these funds.

Mr. Prado questioned the possible impact upon bond ratings.

Mr. Bannwolf again spoke in support for his proposed amendment.

Mayor Peak spoke in support for the full 15 per cent increase in one year and explained his reasons for such support.

In response to a question by Mr. Menéndez, Mr. German spoke to what services would be curtailed, if the amendment were to be enacted.

After consideration, the proposed amendment failed to carry by the following vote: AYES: Guerrero, Prado, Bannwolf. NAYS: Perez, Salas, Vásquez, Menéndez, Garza, Conner, Carpenter, Peak. ABSENT: None.

The main motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Guerrero, Menéndez, Garza, Conner, Carpenter, Peak. NAYS: Prado, Vásquez, Bannwolf, ABSENT: None. ABSTAIN: Salas.

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99-37 The Clerk read the following Ordinance:

AN ORDINANCE 90500

ESTABLISHING THE FOLLOWING NEW FEES FOR AUDIO AND LIGHTING EQUIPMENT RENTAL IN THE LILA COCKRELL THEATRE AND THE MUNICIPAL AUDITORIUM - MOVING LIGHTS: \$125 PER LIGHT PER DAY, WIRELESS INTERCOM: \$30 PER HEADSET PER DAY AND \$100 PER BASE STATION PER DAY, RECORDING PATCH: \$20 PER ROOM PER DAY (\$400 MAXIMUM PER CUSTOMER), EXTENSIVE LIGHTING: \$7 PER LIGHT PER DAY (\$500 MAXIMUM PER CUSTOMER), AND AUDIO/VISUAL SOUND PACKAGE: \$750 PER DAY; ESTABLISHING THE FOLLOWING NEW FEES FOR DANCE FLOOR AND RECORDING EQUIPMENT RENTAL IN THE HENRY B. GONZALEZ CONVENTION CENTER - RECORDING PATCH; \$20 PER ROOM PER DAY (\$400 MAXIMUM PER CUSTOMER), AND DANCE FLOOR RENTAL: 24 FEET BY 24 FEET FOR \$224 AND 36 FEET BY 36 FEET FOR \$504 AND \$3.50 PER PIECE DEPENDING ON THE SIZE REQUESTED.

\* \* \* \*

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Salas, Guerrero, Prado, Vásquez, Menéndez, Garza, Bannwolf, Carpenter, Peak. NAYS: None. ABSENT: Conner.

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99-37 The Clerk read the following Ordinance:

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AN ORDINANCE 90501

ESTABLISHING A \$30 PER MAN-HOUR FEE AND \$1.50 PER TAPE CASSETTE FEE FOR DUPLICATION OF EMERGENCY MEDICAL SERVICES DISPATCH TAPES.

\* \* \* \*

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Salas, Guerrero, Prado, Vásquez, Menéndez, Garza, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Conner.

— — —  
99-37 The Clerk read the following Ordinance:

AN ORDINANCE 90592

INCREASING THE FEE FOR SPAYING AND NEUTERING OF ANIMALS ADOPTED FROM THE ANIMAL CONTROL DIVISION FROM \$20 PER ANIMAL TO \$25.

\* \* \* \*

Mr. Salas made a motion to approve the proposed Ordinance. Ms. Guerrero seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Salas, Guerrero, Prado, Vásquez, Menéndez, Garza, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** None.

— — —  
99-37 **CITIZENS TO BE HEARD**

**MR. FARIS HODGE, JR.**

Mr. Faris Hodge, Jr., 140 Dora, asked that the City Council debate the proposed water rate increase to be proposed by San Antonio Water System; replace the kiosk outside City Hall; and hire more Park Rangers. He also stated that he cannot support a VIA tax increase to fund a light rail service. He also addressed the need for high-occupancy-

vehicle (HOV) lanes and toll-ways in San Antonio; and stated his opinion that an increase in the hotel/motel occupancy taxes would not affect tourism.

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**MS. NANCY ENGLEBERT**

Ms. Nancy Englebert, representing the Heritage Neighborhood Association, spoke to her group's concerns for garage sale signs being placed on utility poles and other public property, and the inability of the City to enforce the Ordinance prohibiting this action.

Mr. Prado stated that he recently had received a reply to his inquiry into this matter from the City Attorney, and offered to share a copy of that reply with Ms. Englebert.

\* \* \* \*

**MR. BILL RIDDLE**

Mr. Bill Riddle, 6222 Pow Wow, again spoke to the City Council about blockage of an easement next to his property by Southwestern Bell vehicles. He noted that the Public Utility Commission has fined Southwestern Bell \$1 million for rules violations. He expressed his belief that the City's Unified Development Code needs to be revised, and spoke to several sections which he considers unenforceable.

Mr. Carpenter stated that a committee currently is reviewing the UDC, with its first meeting set for tomorrow.

Mr. Menéndez stated that the City Attorney has issued an opinion that Southwestern Bell is using the easement in question properly.

\* \* \* \*

**MR. NAZARITE RUBEN FLORES PEREZ**

Mr. Nazarite Ruben Flores Perez, 627 Hearne, stated that he has been to numerous meetings regarding Kelly Air Force Base and the wells on Kelly property. He also expressed his concern about the proposed City Public Service contract with ALCOA.

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**MS. MARIA ANTONIETTA BERRIOZABAL**

Ms. Maria Antoniette Berriozabal, 1148 West Russell Place, spoke to the City Council about the many meetings she has had with different women on the privatization of Kelly Air Force Base, and asked that when next appointments are made to the Greater Kelly Development Corporation, the appointees be sensitive to the needs of women which she expressed. A copy of her statement is made a part of the papers of this meeting.

Mayor Peak asked that an address be given so that a proper response can be made by the GKDC board and staff to these questions.

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99-37 There being no further business to come before the City Council, the meeting was adjourned at 7:07 P.M.  
— — —

A P P R O V E D



**HOWARD W. PEAK**  
M A Y O R

Attest:

  
**NORMA S. RODRIGUEZ, CMC/AE**  
City Clerk