

A RESOLUTION
NO. 99-17-13

EXPRESSING APPRECIATION TO JUNE GARCIA FOR HER DEDICATED SERVICE TO SAN ANTONIO.

Whereas, June Garcia has served the City of San Antonio with distinction and dedication as Director of the Library Department since January 1993; AND

Whereas, during her tenure she has provided effective leadership in the construction of a new Central Library and the renovation and/or expansion of fourteen branch libraries; and

Whereas, her commitment to providing access to information through use of modern technology has resulted in the development of the nation's first graphical catalog in Spanish for children, the creation of the Youth (wired) Department at the Central Library for teenagers, and the provision of databases, Internet access, and nationally-acclaimed web pages; and

Whereas, Ms. Garcia has gained the support of the Library Board of Trustees, Library Foundation, Friends of the Library, Texas State Library, and other organizations which demonstrated their confidence in her leadership through generous grants to the san Antonio public library; and

Whereas, she has improved the quality of library resources and their relevance to the communities served through initiatives such as the Latino collection, award-winning children's programming, and culturally diverse media collections; **NOW THEREFORE:**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

That The City Council hereby commends Ms. Garcia for her achievements and service to San Antonio and its citizens and presents this resolution as evidence of its appreciation.

PASSED AND APPROVED this 29th day of April, 1999.

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99-17
April 29, 1999
lmr

Ms. Garcia thanked the Mayor and Council and then spoke to her experience working with the past three Mayors of the City. She commended all the Library departments and gave special recognition to her executive staff who were present in the Council Chambers.

Mr. Alexander E. Briseño, City Manager, expressed his gratitude to the dedicated work of Ms. Garcia. He characterized her role as not only being the Director of the Library but also as an integral part of the Executive Team. Mr. Briseño noted in particular the many creative contributions in an effort to help bring the City into the 21st Century with respect to information retrieval.

Several Councilmembers offered their congratulations to Ms. Garcia and commended her on the work she has done in each of their respective district branch libraries.

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NATIONAL CRIME VICTIMS' RIGHTS WEEK

Mayor Peak explained that the San Antonio Police Department and the District Attorney's Office along with other local victim's services are holding several events in conjunction with National Crime Victims' Rights Week. Mayor Peak then read the proclamation in observance of this week.

District Attorney Susan Reed; Chief of Police Al Philippus and Bexar County Sheriff Ralph Lopez accepted the proclamation. They each spoke to importance of crime awareness and the need to remind the public that victims' stories should heard and kept in the forefront of every citizen's attention.

Mayor Peak and various Councilmembers spoke to the positive impact of the partnership between the three entities represented today and commended them for their leadership on this issue.

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LAW WEEK PROCLAMATION

Mayor Peak read a proclamation in observance of the San Antonio Municipal Court's Law Week. He then read the proclamation.

Judge Stella Kyle accepted the proclamation and spoke to the importance of the proclamation and its use as a vehicle to bring judiciary awareness to the public. She also introduced Quentin Porter, Municipal Court Director, and Frank Garza, City Attorney who were also present to accept the proclamation.

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SAN ANTONIO DANCE MONTH

Mayor Peak read a proclamation in observance of May being Dance Month. Ms. Belinda Menchaca, President of the Board of San Antonio Dances!, spoke to the many events to be held in celebration of Dance Month. A special dance presentation was then performed by dancers from Caravan Dance Studio.

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99-17 At the request of Mr. Menéndez, item #47 was brought forth for Council consideration at this time.

The Clerk read the following Resolution:

A RESOLUTION NO. 99-17-14

AUTHORIZING PAYMENT IN THE AMOUNT OF \$4,475.00 TO DUGGER, CANADAY, GRAFE & WOELFEL, INC. FOR APPRAISAL SERVICES IN CONNECTION WITH THE PLUMNEAR FLOOD AREA PROJECT; APPROPRIATING FUNDS AND PROVIDING FOR PAYMENT.

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Mr. Menéndez made a motion to approve the proposed Resolution. Mr. Webster seconded the motion.

Mr. Menéndez introduced committee members who worked diligently to put this holiday together in an effort to raise awareness of the contributions children make to our community.

A committee representative expressed their appreciation for the Resolution and spoke to their efforts in continuing their mission.

99-17
April 29, 1999
lmr

After consideration, the motion, carrying with it the passage of the Resolution, prevailed by the following vote: **AYES:** Salas, Prado, Menéndez, Garza, Marbut, Bannwolf, Webster, Peak; **NAYS:** None; **ABSENT:** Flores, Guerrero, Vásquez.

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99-17 CONSENT AGENDA-CITIZEN COMMENTARY

Mr. Faris Hodge, Jr., 140 Dora, spoke to a synopsis of each consent agenda item.

Mr. Jack M. Finger, P.O. Box 12048, SAT 78212, spoke to various items on the consent agenda and especially to his opposition to the use of 1994 Bond funds.

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Mayor Peak clarified the 5 year phase in process of the 1994 Bond Election, which is in order to save the citizens from a raise in taxes. He noted that by the end of this year, all projects outlined in the 1994 bond package will have either reached completion or will have been initiated. He reiterated that this year's bond proposals would follow the same 5 year phase in process.

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99-17 CONSENT AGENDA

Mr. Webster made a motion to approve Agenda Items 8 through 36d, constituting the Consent Agenda. Ms. Guerrero seconded the motion.

After consideration, the motion carrying with it the passage of the following Ordinances, prevailed by the following vote: **AYES:** Flores, Salas, Guerrero, Prado, Garza, Bannwolf, Marbut, Webster, Peak. **NAYS:** None; **ABSENT:** Vásquez, Menéndez.

AN ORDINANCE 89653

ACCEPTING THE LOW QUALIFIED BID FROM HOLT CO. OF TEXAS TO PROVIDE THE CITY OF SAN ANTONIO PUBLIC WORKS DEPARTMENT WITH A TRAILER TO BE USED TO TRANSPORT HEAVY EQUIPMENT FOR A TOTAL OF \$24,699.00.

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AN ORDINANCE 89654

99-17
April 29, 1999
lmr

ACCEPTING THE PROPOSAL SUBMITTED BY NATIONAL BUSINESS CONTROL SYSTEMS TO PROVIDE THE CITY OF SAN ANTONIO AUTOMOTIVE OPERATIONS DIVISION OF THE PURCHASING & GENERAL SERVICES DEPARTMENT WITH A FUEL DISPENSING AND ACCOUNTING SYSTEM FOR A TOTAL OF \$295,346.00; AND AUTHORIZING THE EXECUTION OF AN AGREEMENT.

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AN ORDINANCE 89655

RATIFYING SERVICES AND AUTHORIZING ADDITIONAL 1994 GENERAL OBLIGATION (G.O.) STREET BOND FUNDS IN THE AMOUNT OF \$32,231.00 PAYABLE TO C. W. PFENNIG, INC. FOR PROFESSIONAL SERVICES IN CONNECTION WITH THE FAIRDALE FROM RITTIMAN ROAD TO BLOOMDALE PROJECT, LOCATED IN COUNCIL DISTRICT 2.

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AN ORDINANCE 89656

AMENDING ORDINANCE NO. 88195 AND APPROVING A FACILITY IMPROVEMENT AND MAINTENANCE PROGRAM (FIMP) FUNDED FIELD ALTERATION NO. 4 IN THE AMOUNT OF \$75,412.00 PAYABLE TO C. A. LANDRY CO., INC.; AND AMENDING ORDINANCE NO. 86906 IN THE AMOUNT OF \$2,133.00 FOR MISCELLANEOUS ENGINEERING AND ARCHITECTURAL CONTINGENCY EXPENSES, IN CONNECTION WITH THE PUBLIC SAFETY COMMUNICATION CENTER PROJECT LOCATED IN COUNCIL DISTRICT 1.

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AN ORDINANCE 89657

AUTHORIZING THE CITY MANAGER TO EXECUTE AN "AGREEMENT FOR THE FURNISHING AND INSTALLING OF TRAFFIC SIGNAL EQUIPMENT BY A MUNICIPALITY" WITH THE TEXAS DEPARTMENT OF TRANSPORTATION (TXDOT); AND AUTHORIZING A FORCE ACCOUNT FUND IN THE AMOUNT OF \$9,061.00 FOR UPGRADING OF TRAFFIC SIGNAL EQUIPMENT, RENTAL AND LABOR ON ACME ROAD FROM OLD HWY. 90 TO WEST COMMERCE, PROJECT LOCATED IN COUNCIL DISTRICT 6.

99-17
April 29, 1999
lmr

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AN ORDINANCE 89658

APPROVING FIELD ALTERATION NO. 3-FINAL IN THE DECREASED AMOUNT OF \$189,877.74 TO THE CONSTRUCTION CONTRACT WITH SAN ANTONIO CONSTRUCTORS, INC., IN CONNECTION WITH THE ASPHALT OVERLAY 1997 PROJECT.

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AN ORDINANCE 89659

RATIFYING SERVICES AND APPROVING FIELD ALTERATION NO. 7 IN THE DECREASED AMOUNT OF \$98,074.66 IN CONNECTION WITH THE SCIENCE PARK DRAINAGE PROJECT NO. 58H, I, AND J, PHASE IV, LOCATED IN COUNCIL DISTRICT 7.

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AN ORDINANCE 89660

RATIFYING SERVICES AND APPROVING FIELD ALTERATION NO. 2-FINAL IN THE DECREASED AMOUNT OF \$56,733.08 TO THE CONSTRUCTION CONTRACT WITH R.L. JONES, CO., INC., IN CONNECTION WITH THE CHIPINQUE STREET FROM GENERAL MCMULLEN TO ESCUELA PROJECT.

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AN ORDINANCE 89661

AUTHORIZING ADDITIONAL FUNDS IN THE AMOUNT OF \$24,800.00 PAYABLE TO PAPE-DAWSON ENGINEERS, INC. FOR A RIGHT-OF-WAY ACQUISITION IN CONNECTION WITH THE HI LIONS DRAINAGE PROJECT NO. 80, PHASE III AND V PROJECT, LOCATED IN COUNCIL DISTRICT 3; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 89662

99-17
April 29, 1999
lmr

AUTHORIZING ADDITIONAL FUNDS IN THE AMOUNT OF \$25,100.00 PAYABLE TO ALAMO CONSULTING ENGINEERING & SURVEYING, INC. FOR PROFESSIONAL SERVICES IN CONNECTION WITH THE DUVAL FROM PIERCE TO WALTERS, PROJECT LOCATED IN COUNCIL DISTRICT 2; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 89663

RATIFYING SERVICES AND APPROVING A SAN ANTONIO WATER SYSTEM (SAWS) FUNDED FIELD ALTERATION NO. 2 IN THE AMOUNT OF \$36,000.00 PAYABLE TO R. L. JONES COMPANY, INC. FOR ADDITIONAL SEWER EXPENSES IN CONNECTION WITH THE LAKE/WOODLAWN LAKE AREA STREETS - PHASE I, LOCATED IN COUNCIL DISTRICT 7.

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AN ORDINANCE 89664

RATIFYING FIELD ALTERNATION NO. 3 IN THE AMOUNT OF \$700.00 AND NO. 4 -FINAL IN THE AMOUNT OF \$15,107.02 PAYABLE TO E-Z BEL CONSTRUCTION COMPANY, INC. IN CONNECTION WITH THE ANSLEY PLACE SUBDIVISION COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT; AMENDING THE CONSTRUCTION CONTINGENCY IN THE AMOUNT OF \$15,807.02; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 89665

RATIFYING FIELD ALTERATION NO. 2 IN THE AMOUNT OF \$18,978.79 PAYABLE TO FUQUAY, INC. IN CONNECTION WITH THE MITCHELL STREET FROM ROOSEVELT TO S. PRESA COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT; AMENDING THE CONSTRUCTION CONTINGENCY IN THE AMOUNT OF \$18,978.79; REVISING THE PROJECT BUDGET; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 89666

AUTHORIZING AN ADDITIONAL \$23,000.00 PAYABLE TO HDR ENGINEERING, INC., FOR ENGINEERING SERVICES IN CONNECTION WITH THE CULEBRA AREA STREETS PHASE II COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT; REVISING THE PROJECT BUDGET; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 89667

AUTHORIZING PAYMENT IN THE AMOUNT OF \$20,517.55 FROM MPO MATCHING FUNDS TO THE TEXAS DEPARTMENT OF TRANSPORTATION (TXDOT) FOR METROPOLITAN PLANNING ORGANIZATION (MPO) STP-MM PROJECT SOUTH NEW BRAUNFELS FROM RIGSBY TO SOUTHCROSS/IH 37 SIDEWALK IMPROVEMENTS LOCATED IN COUNCIL DISTRICT 3.

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AN ORDINANCE 89668

ACCEPTING THE LOW QUALIFIED BASE BID AND ADDITIVE ALTERNATES 2, 4 AND 5 OF ASC PAVING IN THE TOTAL AMOUNT OF \$163,450.00 FOR IMPROVEMENTS TO SPICEWOOD PARK; AUTHORIZING A CONSTRUCTION CONTRACT; ESTABLISHING THE PROJECT'S BUDGET AND AUTHORIZING THE TRANSFER OF 1994 PARK GENERAL OBLIGATION BOND ISSUE FUNDS INTO THIS PROJECT'S BUDGET; AUTHORIZING \$5,900.00 FOR CONSTRUCTION CONTINGENCY EXPENSES; AUTHORIZING \$500.00 FOR PROJECT RELATED BID ADVERTISING EXPENSES; AUTHORIZING \$589.00

99-17
April 29, 1999
lmr

FOR PRINTING FEES; AUTHORIZING \$390.00 FOR PROJECT RELATED LICENSE FEES; AUTHORIZING \$2,950.00 FOR ELECTRICAL CONSULTANT FEES; AUTHORIZING \$1,200.00 FOR CIVIL ENGINEERING FEES; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 89669

RATIFYING SERVICES, AMENDING A PROFESSIONAL SERVICES CONTRACT AND AUTHORIZING ADDITIONAL MPO/CITY MATCH FUNDS IN AN AMOUNT NOT TO EXCEED \$90,000.00 TO VICKREY AND ASSOCIATES (MBE) FOR A DRAINAGE STUDY AND FOR INCORPORATING THE STUDY INTO A DESIGN OF A DRAINAGE STUDY SYSTEM INTO THE CURRENT PLANS FOR THE UHR LANE PROJECT FROM HIGGINS TO THOUSAND OAKS LOCATED IN COUNCIL DISTRICT 10.

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AN ORDINANCE 89670

AUTHORIZING ACQUISITION OF FEE SIMPLE TITLE TO ONE (1) PARCEL OF LAND FOR THE SUM OF \$12,000.00 PAYABLE TO TICOR TITLE AGENCY OF SAN ANTONIO AS ESCROW AGENT FOR EVA GONZALEZ MORENO, WIDOW OF JUAN S. MORENO, DECEASED, JUAN S. MORENO, JR., IRENE MORENO HINOJOSA, MARY MORENO ALVARADO, ADELINA MORENO LOPEZ AND ANDREW G. MORENO, IN CONNECTION WITH THE HI-LIONS DRAINAGE PROJECT #80, PHASES III AND V; AND PAYMENT OF THE AMOUNT OF \$4,630.00 TO THE SAN ANTONIO INDEPENDENT SCHOOL DISTRICT FOR A PERMANENT EASEMENT (\$1,570.00) AND A TEMPORARY EASEMENT (\$3,060.00) IN CONNECTION WITH THE FREDERICKSBURG ROAD RECONSTRUCTION PROJECT - SANDOVAL TO WOODLAWN; FOR A TOTAL SUM OF \$16,630.00; APPROPRIATING FUNDS AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 89671

AUTHORIZING PAYMENT IN THE AMOUNT OF \$866.74 TO TICOR TITLE AGENCY OF SAN ANTONIO FOR TITLE CHARGES AND THE AMOUNT OF \$2,200.00 TO DUGGER, CANADAY, GRAFE & WOELFEL, INC. FOR APPRAISAL

99-17
April 29, 1999
lmr

SERVICES, FOR A TOTAL SUM OF \$3,066.74, IN CONNECTION WITH THE BRIARGLEN DRIVE FLOOD AREA PROJECT; APPROPRIATING FUNDS AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 89672

AUTHORIZING PAYMENT IN THE AMOUNT OF \$13,712.65 TO DAVIDSON & TROILO, P.C. FOR LEGAL SERVICES IN CONNECTION WITH THE BABCOCK ROAD AT HILLCREST INTERSECTION PROJECT (\$574.61); THE BASSE ROAD AT SAN PEDRO INTERSECTION PROJECT (\$186.80); THE BABCOCK ROAD INTERSECTIONS PROJECT (\$10,556.30); THE MISSION TRAILS PARKWAY, PACKAGE 1 PROJECT (\$1,271.55) AND THE BABCOCK ROAD - DE ZAVALA ROAD TO HAUSMAN ROAD PROJECT (\$1,123.39); APPROPRIATING FUNDS AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 89673

AUTHORIZING PAYMENT IN THE AMOUNT OF \$2,682.06 PAYABLE TO TICOR TITLE AGENCY OF SAN ANTONIO FOR TITLE SERVICES IN CONNECTION WITH THE HI-LIONS DRAINAGE PROJECT #80, PHASES III & V (\$969.48); AND THE WURZBACH ROAD AT I. H. 10 AND IRONSIDE INTERSECTIONS PROJECT (\$1,712.58); AND THE AMOUNT OF \$375.00 TO ALAMO TITLE COMPANY IN CONNECTION WITH THE PROBANDT STREET - U. S. HWY. 90 TO MITCHELL PROJECT; FOR A TOTAL SUM OF \$3,057.06; APPROPRIATING FUNDS AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 89674

AUTHORIZING PAYMENT IN THE AMOUNT OF \$4,475.00 TO DUGGER, CANADAY, GRAFE & WOELFEL, INC. FOR APPRAISAL SERVICES IN CONNECTION WITH THE PLUMNEAR FLOOD AREA PROJECT; APPROPRIATING FUNDS AND PROVIDING FOR PAYMENT.

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99-17
April 29, 1999
lmr

AN ORDINANCE 89675

AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO EXECUTE A JOINT USE AGREEMENT WITH THE SAN ANTONIO RIVER AUTHORITY IN CONNECTION WITH A STORM DRAIN AT ARBOR PLACE ON THE EAST BANK OF MARTINEZ CREEK

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AN ORDINANCE 89676

AUTHORIZING THE EXECUTION OF A PIPELINE CROSSING AGREEMENT WITH UNION PACIFIC RAILROAD COMPANY IN CONNECTION WITH THE ARBOR PLACE - TRINITY TO SAN MARCOS, PHASE I PROJECT FOR THE SUM OF \$28,999.00; APPROPRIATING FUNDS AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 89677

AUTHORIZING THE ACCEPTANCE OF THE GRANT AUTHORIZED FROM THE SAN ANTONIO HOUSING TRUST FOUNDATION, INC. AND APPROVED IN ORDINANCE NO. 89242, DATED FEBRUARY 11, 1999, TO THE DEPARTMENT OF COMMUNITY INITIATIVES, COMMUNITY ACTION DIVISION IN THE AMOUNT OF \$119,700.00 FOR THE PURPOSE OF UPGRADING AND REHABILITATING THE DWYER AVENUE CENTER, A CITY OWNED FACILITY.

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AN ORDINANCE 89678

AUTHORIZING THE EXECUTION OF THE RYAN WHITE CARE ACT OF 1990 TITLE I PROGRAM MANAGEMENT AGREEMENT WITH BEXAR COUNTY IN THE AMOUNT OF \$143,364.00 FOR THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT TO PROVIDE DENTAL SERVICES TO PATIENTS WITH HIV/AIDS DISEASE FOR THE PERIOD APRIL 1, 1999 THROUGH FEBRUARY 29, 2000; ESTABLISHING A FUND; ADOPTING A BUDGET; AUTHORIZING CONTRACTUAL SERVICES AND APPROVING A PERSONNEL COMPLEMENT.

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99-17
April 29, 1999
lmr

AN ORDINANCE 89679

AUTHORIZING THE CITY MANAGER AND THE CITY ATTORNEY TO PAY THE JUDGMENT IN CAUSE NO. 97-CI-16400, IN THE 73RD JUDICIAL DISTRICT COURT, STYLED ROBERT W. HALL, ET AL VS. CAMELIO YBARRA, AND THE CITY OF SAN ANTONIO, IN THE AMOUNT OF \$258,477.62.

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AN ORDINANCE 89680

AUTHORIZING A PROFESSIONAL SERVICES CONTRACT WITH DUBBERLY ASSOCIATES, INC., TO CONDUCT A NATIONWIDE EXECUTIVE SEARCH FOR THE POSITION OF LIBRARY DIRECTOR WITH THE CITY OF SAN ANTONIO AND AUTHORIZING AN AMOUNT NOT TO EXCEED \$27,100.00.

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AN ORDINANCE 89681

APPOINTING EDGAR L. ZEPEDA (DISTRICT 6) TO THE ETHICS REVIEW BOARD FOR A TERM OF OFFICE TO EXPIRE ON FEBRUARY 21, 2000.

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AN ORDINANCE 89682

RE-APPOINTING DR. LAUREEN CATE (DISTRICT 10) TO THE HIGHER EDUCATION AUTHORITY FOR A TERM OF OFFICE TO EXPIRE ON DECEMBER 15, 2000.

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AN ORDINANCE 89683

RE-APPOINTING LUPITA GUTIERREZ (MAYOR) TO SERVE AS A MEMBER OF THE HOUSING AUTHORITY OF THE CITY OF SAN ANTONIO FOR A TERM OF OFFICE TO EXPIRE ON APRIL 6, 2001.

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99-17
April 29, 1999
lmr

AN ORDINANCE 89684

RE-APPOINTING JOSEPH HUMBERT BONUGLI (DISTRICT 3) TO THE PLUMBING APPEALS AND ADVISORY BOARD FOR A TERM OF OFFICE TO EXPIRE ON MARCH 20, 2001.

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99-17 ITEMS FOR INDIVIDUAL CONSIDERATION- CITIZEN COMMENTARY

Ms. Nancy Englebert, Heritage Neighborhood Association, spoke in support of the 1999 Bond proposals and how it will benefit the Heritage Neighborhood. She also distributed among Councilmembers information concerning the Dugas Street closure.

Mr. Jack M. Finger, P.O. Box 12048, SAT 78212, spoke to his concerns with the Resolution acknowledging Dia de los Ninos. He then addressed his concerns with pornography and its availability through the Internet.

99-17 PUBLIC HEARING AND CONSIDERATION OF AN ORDINANCE: REPROGRAMMING CDBG AND HOME FUNDS.

Mayor Peak opened the Public Hearing.

Mr. Andrew W. Cameron, Director of Housing and Community Development, made a presentation outlining the reprogramming procedure and staff policy. (A copy of his presentation is made part of the papers of this meeting.)

The following citizen(s) appeared to speak:

Mr. Faris Hodge, Jr., 140 Dora, spoke to the lack of availability to the public of all backup materials, including Power Point presentations, prior to the meeting. He then identified individual programs that are included in the program. He also addressed his opposition to how HUD monies are being spent.

Mr. Nazarite R. F. Perez, 627 Hearne, spoke to his concerns with how CDBG funds will be spent and noted that he believes in the separation of church and state.

99-17
April 29, 1999
lmr

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

The Clerk read the following Ordinance:

AN ORDINANCE 89685

AUTHORIZING THE REPROGRAMMING \$1,291,292.83 IN COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS AND \$1,015,758.70 IN HOME INVESTMENT PARTNERSHIPS PROGRAM (HOME) FUNDS; AUTHORIZING THE CLOSE-OUT AND CANCELLATION OF AFFECTED PROJECTS AND THE CREATION OF APPROPRIATE PROJECTS AND PROJECT BUDGETS; RATIFYING PAYMENT OF \$25,000.00 AND AUTHORIZING ADDITIONAL PAYMENTS OF \$7,500.00 AND \$2,500.00 TO BARTON AND SCHNEIDER, L.L.P. FOR LEGAL SERVICES RENDERED AND TO BE RENDERED IN CONNECTION WITH THE GREATER KELLY DEVELOPMENT CORPORATION HUD 108 LOAN; RATIFYING LEGAL SERVICES PERFORMED BY MCCALL, PARKHURST & HORTON, L.L.P. AND AUTHORIZING PAYMENT OF \$12,500.00 FOR SUCH SERVICES IN CONNECTION WITH THE GREATER KELLY DEVELOPMENT CORPORATION HUD 108 LOAN.

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

Mr. Menéndez spoke in support of the majority of the programs. He then offered an amendment to the motion to transfer \$200,000.00 from the District 6 Home Funds to be directed to the Our Lady of Good Counsel Senior Housing, as listed in Attachment II. Ms. Guerrero seconded the motion.

After consideration, the amended motion, prevailed by the following vote: **AYES:** Salas, Guerrero, Prado, Menéndez, Garza, Marbut, Bannwolf, Webster, Peak; **NAYS:** None; **ABSENT:** Flores, Vásquez.

After consideration, the main motion, as amended, prevailed by the following vote: **AYES:** Salas, Guerrero, Prado, Menéndez, Garza, Marbut, Bannwolf, Webster, Peak; **NAYS:** None; **ABSENT:** Flores, Vásquez.

99-17
April 29, 1999
lmr

99-17 The Clerk read the following Ordinance:

AN ORDINANCE 89686

APPROVING A FIREWORKS DISPLAY PERMIT AS REQUESTED BY USAA TO ALLOW ALPHA-LEE ENTERPRISES, INC. TO HOLD A FIREWORKS DISPLAY AT USAA'S PROPERTY LOCATED AT 9800 FREDERICKSBURG ROAD IN CONJUNCTION WITH USAA'S ANNUAL EMPLOYEE PICNIC TO BE HELD ON SATURDAY, MAY 1, 1999 AT APPROXIMATELY 8:45 P.M.; AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE UPON PASSAGE BY EIGHT (8) AFFIRMATIVE VOTES.

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

Fire Chief Robert Ojeda explained the proposed Ordinance and recommended approval.

Mr. Marbut spoke in support of the event.

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

99-17 The Clerk read the following Ordinance:

AN ORDINANCE 89687

RESCINDING ORDINANCE NO. 89478 APPROVED AND MARCH 25, 1999 AND RE-APPOINTING RICHARD REYNA (DISTRICT 5) TO THE BOARD OF ADJUSTMENT FOR A TERM OF OFFICE TO EXPIRE ON FEBRUARY 22, 2001

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

99-17
April 29, 1999
lmr

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

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99-17 The Clerk read the following Ordinance:

AN ORDINANCE 89688

APPOINTING T. JAMES BUCHANAN (DISTRICT 10), WENDELL R. PETERS (DISTRICT 10), AND DR. EDWARD ALLEN BENSON (MAYOR) TO THE NOISE ABATEMENT ADVISORY COMMITTEE FOR TERMS OF OFFICE TO EXPIRE ON DECEMBER 15, 2000

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

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

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99-17 The Clerk read the following Ordinance:

AN ORDINANCE 89689

APPOINTING THOMAS SAUCEDA TO THE SAN ANTONIO DEVELOPMENT AGENCY FOR A TERM OF OFFICE TO EXPIRE ON DECEMBER 18, 2000.

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Mr. Bannwolf 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**: Salas, Guerrero, Prado, Menéndez, Garza, Marbut, Bannwolf, Webster, Peak; **NAYS**: None; **ABSENT**: Flores, Vásquez.

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99-17
April 29, 1999
lmr

99-17 The Clerk read the following Ordinance:

AN ORDINANCE 89690

APPOINTING REV EDWARD HAYES TO THE SOUTH FORT SAM HOUSTON DEVELOPMENT ADVISORY BOARD FOR A TERM OF OFFICE TO EXPIRE ON JANUARY 28, 2001.

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Mr. Salas 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, Menéndez, Garza, Marbut, Bannwolf, Webster, Peak, **NAYS:** None; **ABSENT:** Flores, Vásquez.

99-17 The Clerk read the following Ordinance:

AN ORDINANCE 89691

DESIGNATING HDR ENGINEERING, INC. IN ASSOCIATION WITH LEIGH FISHER ASSOCIATES AND ROUND TOP CONSULTING ASSOCIATES TO CONDUCT A RE-ENGINEERING STUDY FOR THE AVIATION DEPARTMENT; AUTHORIZING THE NEGOTIATION AND EXECUTION OF A CONTRACT FOR AN AMOUNT NOT TO EXCEED \$350,000.00; AND AUTHORIZING PAYMENT.

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

Mr. Frank Stromboe, Interim Director of Aviation, gave a presentation giving the status of the re-engineering study set forth by direction of Council on March 4, 1999. He then introduced representatives from the three firms involved in this proposed contract and gave a brief background for each. (A copy of his presentation is made part of the papers of this meeting.)

Mr. Bannwolf spoke in favor of the three firms involved in this contract proposal.

99-17
April 29, 1999
lmr

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

99-17 The Clerk read the following Ordinance:

AN ORDINANCE 89692

AMENDING THE ECONOMIC DEVELOPMENT PROGRAM FOR AVIATION FACILITIES AT STINSON MUNICIPAL AIRPORT AS AUTHORIZED PURSUANT TO ORDINANCE NO. 75620 ADOPTED ON APRIL 9, 1992 TO BROADEN THE PERMITTED USES OF FUND BALANCES IN EXCESS OF \$2,500,000.00.

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

Mr. Frank Stromboe, Interim Director of Aviation, explained the details of the proposed Ordinance, which increases the funding availability for Stinson Airport by expanding the category of authorized projects that can be expended from its Capital Improvement and Revolving Fund. (A copy of the presentation is made part of the papers of this meeting.)

Mayor Peak spoke to the recommended changes and spoke to its compliance with the strategic plan.

Ms. Guerrero spoke to the commitment of creating an airport facility by opening up this fund with the proposed changes. She spoke to the future improvements to the Stinson Airport.

Mr. Prado reiterated emphasized the need to include this project in the Kelly Air Force Base master plan.

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

99-17
April 29, 1999
lmr

99-17

The Clerk read the following Ordinance:

AN ORDINANCE 89693

AUTHORIZING ACQUISITION OF FEE SIMPLE TITLE TO THREE (3) PARCELS OF LAND FOR THE AMOUNT OF \$109,000.00 PAYABLE TO TICOR TITLE AGENCY OF SAN ANTONIO AS ESCROW AGENT FOR REYNALDO RAMOS AND WIFE, CILVIA RAMOS (\$46,000.00) AND THE LOVE OF GOD MINISTRIES (\$63,000.00); AND PAYMENT OF THE AMOUNT OF \$75.00 TO ALAMO TITLE COMPANY FOR TITLE CHARGES; FOR A TOTAL SUM OF \$109,075.00, IN CONNECTION WITH THE WHEATLEY HEIGHTS FLOOD AREA PROJECT.

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

Mr. John German explained the proposed Ordinance and summarized the City Wide buyout program and its status (A copy of his presentation is made part of the papers of this meeting.)

Ms. Frances Gonzalez, Director of Neighborhood Action, reported on the status of the Wheatley Heights Area buyout.(A copy of this report is made part of the papers of this meeting.)

Mayor Peak commended the scope of this program.

In response to Councilman Salas, Mr. German gave an update regarding the demolition and clean up of certain homes in this area which are pending FEMA approval.

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

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99-17

The Clerk read the following Ordinance:

AN ORDINANCE 89694

AUTHORIZING PAYMENT IN THE AMOUNT OF \$510,400.00 TO TICOR TITLE AGENCY OF SAN ANTONIO AS ESCROW AGENT FOR FELIX PAREDEZ III AND WIFE, JILL PAREDEZ, FOR FEE SIMPLE TITLE TO ONE (1) PARCEL AND THE AMOUNT OF \$200.00 TO DUGGER, CANADAY, GRAFE & WOELFEL, INC. FOR APPRAISAL SERVICES, FOR A TOTAL SUM OF \$510,600.00, IN CONNECTION WITH THE SOMERSET ROAD FLOOD AREA PROJECT; APPROPRIATING FUNDS AND PROVIDING FOR PAYMENT.

* * * *

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

Mr. John German, Director of Public Works, explained the proposed Ordinance and gave an overview of the Somerset Road Area acquisitions.

Mr. Prado thanked staff who worked on this Ordinance.

In response to Mr. Prado, Mr. German explained the property still has a couple of trailer homes on it, but all of the families have been successfully relocated.

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

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99-17 PUBLIC HEARING AND ORDINANCE: DOWNTOWN PUBLIC IMPROVEMENT DISTRICT

Mayor Peak opened the Public Hearing

Mr. Manuel Longoria Jr., Interim Director, Economic Development Department, explained that the purpose of this Public Hearing is to hear public comment regarding the creation of a public improvement district (PID) in the Downtown area.

Mr. Trey Jacobson, Acting Assistant Director, Economic Development Department, gave a video presentation giving the background of this PID, and explained that action today will include establishing the PID, specifies the nature and estimated cost of the improvements, establishes boundaries, method of assessment, and apportions costs between the PID and municipality as a whole.

The following citizen(s) appeared to speak in favor of the proposed ordinance:

Mr. Ben Brewer, representing the Downtown Alliance,

Mr. Greg Gallaspy, representing the Paseo Del Rio Association, spoke in support of the proposed ordinance in order to keep San Antonio a competitive tourist destination.

Mr. Al Flores, Alamo Music Co.,

Mr. Don Harrell, Downtown Alliance,

Mr. Faris Hodge, Jr., 140 Dora,

Mr. Nazarite R. F. Perez, 627 Hearne,

Ms. Maria Dominguez, spoke in support of the ordinance and offered suggestions on how to improve the quality of life for senior citizens.

Ms. Joanna Foster, 1022 Navarro St. #201,

Mr. Gary Younger, Lowe Enterprises,

Mr. Tom Reedy, 211 N. Presa,

Mr. Steve Sundby, SBC Communications,

Ms. Linda Winchester, Downtown Advisory Board,

Jim Hayne, representing Catto & Catto, spoke in support of the proposed Ordinance.

Don Frost, Frost Bank, spoke in support of the proposed Ordinance as written, without any amendments.

Mr. Lewis Tarver, Matthews & Branscom,

Ms. Sally Buchanan, owner of Kangaroo Court,

Mr. Zeke Kennedy, Hixon Properties,

Mr. Ken Wolf, H. B. Zachary,

Mr. Steve Stenderbach, Euro Alamo Management,

99-17

April 29, 1999

lmr

Mr. Aaron Seaman, representing the San Antonio Hispanic Chamber of Commerce,
Mr. Hal Gottsacker, Houston St. Ale House,
Mr. Rod Siler, Adam's Mark Hotel,
Mr. Andy Hall, Alamo Historic District.

The following citizen(s) spoke in opposition to the proposed Ordinance:

Mr. Chris Oviatt, Rivercenter General Manager, spoke to his concerns with this PID overlapping the Tri Party District project. He requested that his tenants be excluded from the new PID, since he feels they provide their own high level of security and maintenance.

Mayor Peak explained that Rivercenter Mall will benefit directly from the PID and the improvements it will provide.

Mr. James Robinson, representing Dilliard's, requested that his downtown store be excluded from the PID.

Mr. Jack M. Finger, P.O. Box 12048, SAT 78212, stated his opinion that participation in the PID should be on a voluntary basis.

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There being no further citizens signed to speak to this matter, Mayor Peak closed the public hearing.

The Clerk read the following Ordinance:

AN ORDINANCE 89696

AUTHORIZING THE ESTABLISHMENT OF THE PUBLIC IMPROVEMENT DISTRICT IN THE DOWNTOWN AREA; SPECIFYING THE NATURE AND COST OF THE PROPOSED IMPROVEMENTS; ESTABLISHING DISTRICT BOUNDARIES; SPECIFYING THE METHOD OF ASSESSMENT; AND APPORTIONING COSTS BETWEEN THE PUBLIC IMPROVEMENT DISTRICT AND MUNICIPALITY AS A WHOLE

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99-17
April 29, 1999
lmr

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

Mayor Peak commended all involved in creating this public improvement district, including the property owners who petitioned to tax themselves. He further spoke to the benefits to be gained by the implementation of the PID.

Mr. Flores expressed his enthusiasm for this program, which 75% of the downtown property owners have strongly supported.

Mr. Garza congratulated all involved in this issue and spoke to the positive partnership of both the private and public sectors

Mr. Menéndez offered examples of the positive impacts programs like this one has had on other cities.

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

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99-17 The Clerk read the following Ordinance:

AN ORDINANCE 89697

AUTHORIZING THE EXECUTION OF A THREE (3) YEAR LEASE AGREEMENT WITH BEXAR MCCRELESS CORPORATION FOR USE OF 1,604 SQUARE FEET OF STORE SPACE AT MCCRELESS MALL LOCATED AT THE CORNER OF I-37 SOUTH AND SOUTH NEW BRAUNFELS FOR THE COMMUNITY LINK SERVICE CENTER AT A RATE OF \$2,673.33 PER MONTH THE FIRST YEAR AND AN ANTICIPATED MONTHLY RATE OF \$2,860.46 THE SECOND AND THIRD YEARS OF THE LEASE SUBJECT TO ADJUSTMENT BASED ON REAL ESTATE TAXES.

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

99-17
April 29, 1999
lmr

Mr. Antonio A. Bosmans, Director, Office of Community Relations, explained the proposed Ordinance and gave an overview of the Community Link Project. (A copy of his presentation is made part of the papers of this meeting.)

Mayor Peak spoke to his appreciation of the expanding efforts made to decentralize many City services creating easier access by the public.

Ms. Guerrero spoke to the convenience of the Community Link Service center.

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

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99-17 The Clerk read the following Ordinance:

AN ORDINANCE 89698

CHANGING THE STATUS OF THE EXISTING BARRICADE ON DUGAS STREET AT THE CITY'S CORPORATE LIMITS FROM TEMPORARY TO PERMANENT; AS REQUESTED BY COUNCILMAN RAUL PRADO. (AMENDS ORD. NO. 88028, DATED JUNE 25, 1999.)

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

Mr. Prado gave a brief history of this issue, and thanked the citizens who brought this matter to his attention. He stated that the permanent barricade will improve safety matters in the neighborhood and suggested that similar situations should be addressed in other districts.

Mayor Peak spoke of this issue as a good example of implementing corrective measures in order to alleviate "bad planning."

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

99-17
April 29, 1999
lmr

Mr. Gary Moeller, Director of Information Services, explained that his department, in conjunction with San Antonio Water Systems, City Public Service plus other public and private service providers, has organized a presentation to report on Citywide efforts toward Year 2000 readiness. A summary of items discussed are as follows:

- Definition of the Year 2000 issue
- Year 2000 Project Team
- Project Management Steps
- Current Status of City efforts
- Contingency planning
- Y2K tabletop drill
- Community awareness
- SAWS Y2K status
- CPS Y2K status
- Greater San Antonio Y2K Coalition members

Mr. Moeller then presented information packets to each Councilmember, containing Y2K literature from members of the Coalition. Mr. Moeller introduced Mr. Gregg Flowers, Director of Information Services, San Antonio Water Systems; Mr. Ken Kurburski, City Public Service, who further summarized their Y2K project status. (A copy of the presented material is on file with the official papers of this meeting.)

Mayor Peak spoke to the value of this Coalition and the presentation made today.

Mr. Menéndez commended the Coalition and noted that he will make the information packet available for viewing in his District Offices.

CITIZENS TO BE HEARD

**NOGALITOS STREET CORRIDOR PROPOSAL
MR. MANUEL BENAVIDES**

Mr. Manuel Benavides again appeared to speak to the City Council about his proposal entitled, The Nogalitos Street Corridor Development proposal. He presented Council with copies of correspondence he has received from different City departments regarding their request for a HUD 108 loan and asked that the City Council support him on this issue and sign the approval for this application (A copy of this correspondence is on file with the papers of this meeting)

Mayor Peak asked Mr Benavides to continue meeting with the staff on this issue.

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MS. NANCY ENGLEBERT

Ms. Englebert spoke to the City Council about the future plans for the Heritage Neighborhood Association and their support for the proposed bond issue on this Saturday's election ballot. She also expressed concern about citizens voting at Precinct 1024 who may be unaware that the voting will take place at another location instead of Pease Middle School

In response to Councilman Prado, City Clerk Norma Rodriguez stated that signs have been made and will be posted at the "old" polling site to advise voters that they will be voting at a "new" location. Advertisement of the new polling sites were also published in the newspaper. She also stated that she would discuss the issue with Ms. Englebert to assure that a sign will be properly posted

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MR. FARIS HODGE

Mr. Hodge expressed concern that he was not able to speak during the presentation made by City staff on the Y2K status report and also that he was not privy to the papers being distributed to the City Council. Mayor Peak advised Mr. Hodge that it was a staff presentation to City Council, and not an action item by City Council. Mr. Hodge also reiterated statements made at previous Council meetings relative to the NIOSA issue and asked that the location be expanded or moved. He made reference to the arrests made on

Thursday, "College" Night at NIOSA. He also spoke in favor of school uniforms and its positive impact on school children. Mr. Hodge then spoke regarding the banning of lobbying by state lawmakers. He agreed with statements made regarding the infringement of free speech and considered it unconstitutional to ban lobbying by state lawmakers.

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99-17 There being no further business to come before the Council, the meeting was adjourned at 5:59 p.m.

A P P R O V E D


HOWARD W. PEAK
M A Y O R

Attest:


NORMA S. RODRIGUEZ, CMC/AAE
City Clerk

99-17
April 29, 1999
lmr