

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO, HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY, MARCH 30, 1989.

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

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89-14 The invocation was given by Reverend Carlos A. Lopez, Divine Redeemer Presbyterian Church.

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89-14 The members of the City Council and the audience joined in the Pledge of Allegiance to the flag of the United States.

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89-14 LIBRARY DIRECTOR MIKE SEXTON

Mayor Cisneros stated that Library Director, Mr. Mike Sexton, who is soon to retire from the City of San Antonio, is present in the audience today to receive a special Award of Merit. Mayor Cisneros then introduced members of the Library Board and City Library staff who were present in the audience along with members of Mr. Sexton's family.

Mayor Cisneros read the following "Public Service Award of Merit":

IRWIN "MIKE" SEXTON

BE IT KNOWN TO ALL THAT YOU HAVE BEEN SELECTED BY THE CITY OF SAN ANTONIO FOR YOUR IMPORTANT CONTRIBUTIONS TO THE ACHIEVEMENT OF THE CITY'S GOALS AND OBJECTIVES.

YOU HAVE CONSISTENTLY DEMONSTRATED A WILLINGNESS TO PERFORM ABOVE AND BEYOND THE REQUIREMENTS AND EXPECTATIONS OF THE JOB AND AS A RESULT YOUR EFFORTS HAVE GREATLY ASSISTED THE CITY IN PROVIDING THE SERVICES TO THE COMMUNITY AND AT THE SAME TIME YOUR ACTIONS HAVE SET A HIGH STANDARD OF PERFORMANCE FOR OTHER EMPLOYEES TO EMULATE.

THE CITY COUNCIL IS PROUD OF YOUR COUNTLESS ACHIEVEMENTS DURING YOUR TENURE AS LIBRARY DIRECTOR FOR THE PAST 28 YEARS. SINCE

YOUR INCEPTION AS DIRECTOR IN 1961, NUMEROUS INNOVATIVE PROGRAMS HAVE COME TO FRUITION, SUCH AS THE CLSI, THE NEW COMPUTERIZATION METHOD TO ORDER AND PURCHASE BOOKS, IMPROVEMENT TO THE BOOKS BY MAIL SERVICE, AND MOST SIGNIFICANT IS THE ESTABLISHMENT OF FIFTEEN NEW BRANCH LIBRARIES, BRINGING THE TOTAL TO SEVENTEEN ALTOGETHER, ENABLING THE CITY OF SAN ANTONIO TO SERVICE MORE OF ITS PUBLIC. YOUR PROFESSIONAL ACUMEN, COMMUNITY INVOLVEMENT, AND DEEP SENSE OF RESPONSIBILITY HAVE MANIFESTED EFFECTIVE LEADERSHIP IN OUR MUNICIPAL GOVERNMENT.

THEREFORE, IN RECOGNITION OF YOUR OUTSTANDING SERVICE, AND WITH HEARTFELT GRATITUDE, THE CITY MANAGER AND CITY COUNCIL TAKE GREAT PRIDE IN YOUR PERFORMANCE AND ACKNOWLEDGE YOUR IMPORTANT CONTRIBUTION BY PRESENTING YOU WITH THIS AWARD.

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Mayor Cisneros then presented the Special Award of Merit to Mr. Sexton along with a framed photograph of the Skyline of San Antonio.

Members of the City Council then joined the Mayor at the podium to offer individual congratulations to Mr. Sexton.

Mr. Sexton commended the City Council for allowing citizens to decide on the future of their Library in the upcoming Library Bond issue election.

Mayor Cisneros and Mr. Wolff then thanked Mr. Sexton for his twenty eight years of service to the City of San Antonio and spoke to his many accomplishments as Director of Libraries.

89-14

GREAT TEXAS BEACH TRASH-OFF DAY

Mayor Cisneros introduced Mr. Gary Mauro, Land Commissioner for the State of Texas who was present in the audience to receive a proclamation designating April 1, 1989 as "Great Texas Beach Trash-Off Day". The Mayor then noted that Mr. Mauro has recently introduced new legislation in the State Legislature which would encourage the use of natural gas in vehicles, a great benefit to the State of Texas and to the gas industry.

Mayor Cisneros then read the proclamation designating April 1, 1989 as Great Texas Beach Trash-Off Day and presented it to Mr. Mauro.

Mr. Gary Mauro, Land Commissioner for the State of Texas, addressed specifics of the Volunteer Program that has thus far removed one hundred tons of trash from Texas Beaches already.

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Mr. Ed Davis, representing the "Keep Bexar County and San Antonio Beautiful Association", then addressed details of the program to keep Texas Beaches free of litter.

Mr. Mauro then presented special T-shirts to members of the City Council.

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89-14

ST. MARY'S RATTTLERS

Mayor Cisneros introduced members of the St. Mary's University Basketball team present in the audience to be honored as the NAIA National Basketball Champions.

Mayor Cisneros then introduced Head Coach Buddy Meyer and his assistants, Mr. Jim Zeleznak and Mr. Steve Sylestine also on hand for the presentation, along with Mr. Dennis O'Malley representing Halo Distributing Company.

Mayor Cisneros then read the formal proclamation designating March 30, 1989 as "St. Mary's Rattlers Day" in San Antonio in honor of the team's successful capture of the NAIA National Basketball Championship title. Mayor Cisneros then presented the proclamation to the Team Captain.

Members of the St. Mary's University Basketball team then presented special T-shirts to City Council members commemorating their NAIA National Basketball Championship.

Mr. Buddy Meyer Head Basketball Coach, presented the City with an autographed Basketball.

Mayor Cisneros lauded St. Mary's University for its academic as well as its athletic accomplishments.

Father John Moter President of St. Mary's University then addressed the current direction of St. Mary's University in the field of education.

Mr. Meyer then reminisced about the past basketball season and the past athletic accomplishments of St. Mary's University.

Mr. Dennis O'Malley representing Halo Distributing Company, presented a one-thousand dollar check from his firm to the St. Mary's University Athletic Department for a proposed new Athletic Center for the school.

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Mayor Cisneros read a proclamation designating April 9, 1989 as WalkAmerica Day sponsored by the March of Dimes Birth Defects Foundation. He then introduced Ms. Patsy Torres, the Honorary Chairperson, and the Corporate sponsors, Pepsi Cola and SAS, along with the WalkAmerica Chairman, Brigadier General Dick Hearne.

Mayor Cisneros then presented a copy of the proclamation to General Hearne the WalkAmerica Chairman.

General Hearne spoke of details of the April 9th event.

Mr. Greg Lillibridge, representative of SAS (SAN ANTONIO SHOES) presented Mayor Cisneros with a pair of SAS shoes as a momento of the corporate sponsorship of WalkAmerica by his firm, and presented special T-shirts to the city council members.

Mayor Cisneros presented a San Antonio Coloring Book to the March of Dimes Ambassador, Jason, who is accompanied by Ms. Patsy Torres the Honorary Chairperson of WalkAmerica.

Ms. Patsy Torres the Honorary Chairperson then spoke to details of WalkAmerica.

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Mayor Cisneros noted the presence in the audience today of the Honorable Herman Dehennin, Belgian Ambassador to the United States currently visiting San Antonio to address the San Antonio World Trade Association on the subject "Special Trade Opportunities with Belgium".

Mayor Cisneros also introduced two prominent business leaders from Belgium who are accompanying the Ambassador: Mr. Jean Van Damme, Director Compagnie Immobiliere de Belgique and Mr. Frederick L. Lukoff, European Counsel with Coudert Brothers.

Mayor Cisneros welcomed the Ambassador to San Antonio and spoke of the impact of World Trade Economics.

Ambassador Dehennin spoke of San Antonio's growth in world trade affairs and he introduced the two other Belgian visitors present in the audience. He then noted that his country is seeking stronger trade ties with the United States and Texas in particular. The Ambassador then addressed details of the upcoming World Economic Conference involving the United States and a number of nations in Europe.

Mayor Cisneros then read and presented an Alcalde to the

Ambassador as well as presenting San Antonio ties and soft cover books to the Ambassador and to the other members of his party.

89-14

WORLD HEALTH DAY

Mayor Cisneros read a proclamation designating April 7, 1989 as World Health Day. He then introduced Dr. Maurine Porto, representing the Metropolitan Health District who is present in the audience to receive the proclamation.

Dr. Porto introduced two other physicians present in audience.

A representative of the World Health Organization, present in the audience to receive the proclamation, then addressed specifics of "World Health Day".

Mayor Cisneros spoke of the five billion people that currently populate the earth today and their impact upon the world's eco-system, and the need for world public health initiatives.

89-14 The minutes of the City Council meeting of March 9, 1989 were approved.

89-14

TWO-OFFICER POLICE PATROL CARS

Mayor Cisneros asked for a briefing by the Chief of Police on specifics of the most recent shooting death of a San Antonio Policeman and what the Chief feels can be done to put a stop to these police deaths.

Mr. Louis J. Fox the City Manager, using an overhead projector, addressed specifics of violence against police officers nationwide. He then spoke to the need to use a flexible response to the problem including better training and more police officers.

Mayor Cisneros spoke of the commitment of the City Council to more new police officers for the City of San Antonio, and for the need to end violence against police. He then questioned the need for sheer additional numbers of police officers as the only answer to this problem.

Police Chief Bill Gibson stated that he cannot speak to details of the most recent slaying because of pending legal action against two individuals now under arrest. He stated that the city may need to fund alternative special programs to be developed after a study by the police department staff. He noted that the city police department needs time to

prepare a full report with officer safety being the paramount point.

Mayor Cisneros stated that he wants Chief Gibson to focus upon the safety of police officers, adopting what works best in the field to protect officers.

Mr. Wolff noted that a citizen has suggested that police officers use lanyards on their pistols. Mr. Wolff stated that he feels that an interim trial program may be necessary, before a final solution is found to the problem of these attacks on police officers.

Chief Gibson noted that eighty-five percent of the attacks upon police officers nationwide involves officers who are accompanied by another officer.

Mrs. Dutmer spoke to the need for an automated fingerprint identification system to replace the current antiquated manual fingerprint identification system now in use by the City. She noted that the new system would cost \$3.2 million dollars to install in San Antonio and she also spoke of the need for adding another channel on the police radio system. Mrs. Dutmer then spoke in support of both ideas presented by Mayor Cisneros and Mr. Wolff.

A discussion then took place concerning the automated fingerprint identification system and of the opening of the new police academy this May.

Mr. Labatt spoke to the need to change the criminal justice system in Texas, and he asked that the city staff report back on status of proposed legislative changes to the Texas Justice System. He also spoke to the need for more prison space.

Mrs. Berriozabal spoke to news reports spotlighting changes in criminal behavior because of drugs. She also spoke to the need to attack this particular environment.

Chief Gibson noted that fifty to sixty percent of San Antonio arrests concern drugs.

Mr. Hasslocher spoke of the need to look at putting more experienced officers on the streets in peak times, such as Thursday, Friday, and Saturday nights.

Mr. Webb voiced his concern with less experienced officers being used on the overnight dog watch shift.

Police Sergeant Harold Flammia, President of the San Antonio Police Officers Association, spoke to the close coordination of all concerned in making the police department a more effective force. He stated that the department wants to hear Chief Gibson's plans on how to

solve this problem.

89-14 The Clerk read the following Ordinance:

AN ORDINANCE 69,146

APPROPRIATING \$24,300,000.00 RECEIVED FROM ROGERS
CABLE TELEVISION IN CONNECTION WITH THE FRANCHISE
TRANSFER.

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

Mr. Wing stated that he feels at least nine members of the City Council support proposed changes for the cablevision franchise money as outlined. He then addressed the funding of each affected area, including the Housing Trust Fund, the funding of the Research Park, etc.

Mr. Wolff noted that a majority of the \$24 million dollar Rogers Cablevision settlement is not being spent, but rather the interest gained is being used as "seed money" for such things as the Housing Trust Fund. He then spoke to the matter of funding of the Research Park.

Mayor Cisneros noted that \$10 million dollars will be committed to development of housing in San Antonio, and he addressed what the Research Park will mean to the city in the future.

Mr. John Campion, representing the Texas Research and Technology Foundation, displayed a chart showing the development of the Research Park with these new funds.

In response to a question by Mr. Labatt, Mr. Louis J. Fox, the City Manager, addressed plans for a combined "one-stop business center", patterned after successful similar operations used in the state of Oregon.

Other City Council members then addressed details of the proposed ordinance and thanked Mr. Wing and the various community organizations for drafting the new ordinance.

Mrs. Berriozabal spoke of the ability of these housing trust funds to leverage more outside money in order to develop better downtown housing in San Antonio.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Thompson, Vera, Wolff, Labatt, Hasslocher, Cisneros; NAYS:

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None; ABSENT: Martinez.

89-14 CONSENT AGENDA

Mr. Wing made a motion to approve Agenda Items 7 through 50, constituting the Consent Agenda, with items 40, 42, 44 and 47 to be pulled for individual consideration and Item 45 which was pulled earlier from consideration by the City Manager. Mrs. Dutmer seconded the motion.

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

AN ORDINANCE 69,147

ACCEPTING THE LOW BID OF HARCROS CHEMICAL, INC. TO FURNISH THE CITY OF SAN ANTONIO PARKS & RECREATION DEPARTMENT WITH SULFURIC ACID ON A CONTRACT BASIS FOR APPROXIMATELY \$5,400.

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AN ORDINANCE 69,148

ACCEPTING THE LOW BIDS OF JOHN SOROLA, INC., WATSON DISTRIBUTING COMPANY, INC., Menco, INC. D/B/A GRAVELY SALES & SERVICE COMPANY, GOLDTHWAITE'S OF TEXAS, INC., AND ACE SERVICE CENTER TO FURNISH THE CITY OF SAN ANTONIO PARKS & RECREATION, AVIATION AND PUBLIC WORKS DEPARTMENTS WITH MOWING AND TRIMMING UNITS FOR A TOTAL OF \$49,831.90.

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AN ORDINANCE 69,149

ACCEPTING THE LOW BID OF SOLIS GENERAL CONTRACTOR, INC., TO FURNISH THE CITY OF SAN ANTONIO AVIATION DEPARTMENT WITH BATHROOM COUNTER TOPS FOR A TOTAL OF \$9,388.08.

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AN ORDINANCE 69,150

ACCEPTING THE LOW BID OF SUN ELECTRIC CORPORATION TO FURNISH THE CITY OF SAN ANTONIO AVIATION DEPARTMENT

WITH AUTOMOTIVE TEST EQUIPMENT FOR A TOTAL OF \$5,036.50.

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AN ORDINANCE 69,151

ACCEPTING THE LOW BID OF SAF-T-GREEN OF SAN ANTONIO, INC. TO FURNISH THE CITY OF SAN ANTONIO AVIATION DEPARTMENT WITH AN AERIAL WORK PLATFORM FOR A TOTAL OF \$10,913.60.

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AN ORDINANCE 69,152

ACCEPTING THE LOW BID OF SPECTRA PHYSICS TO FURNISH THE CITY OF SAN ANTONIO ENVIRONMENTAL MANAGEMENT DEPARTMENT WITH A PIPE LAYING LASER FOR A TOTAL \$5,995.

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AN ORDINANCE 69,153

ACCEPTING THE LOW BID OF ROBERT'S CARPET CONSULTANTS FOR INSTALLATION OF NEW CARPET AT BEETHOVEN HALL FOR A TOTAL OF \$12,275.

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AN ORDINANCE 69,154

ACCEPTING THE LOW QUALIFIED BID OF FERRARA FIRE-FIGHTING EQUIPMENT TO FURNISH THE CITY OF SAN ANTONIO FIRE DEPARTMENT WITH RESCUE ROPE FOR A TOTAL OF \$4,108.01.

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AN ORDINANCE 69,155

ACCEPTING THE LOW BID OF W & W INC. TO REFURNISH THREE MODULAR AMBULANCE BODIES FOR THE CITY OF SAN ANTONIO FIRE DEPARTMENT FOR A TOTAL OF \$96,525.00.

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AN ORDINANCE 69,156

ACCEPTING THE LOW BID OF CASCO INDUSTRIES, INC. TO FURNISH THE CITY OF SAN ANTONIO FIRE DEPARTMENT WITH FIREFIGHTING GLOVES FOR A TOTAL OF \$3,765.30.

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AN ORDINANCE 69,157

ACCEPTING THE LOW BID OF GT DISTRIBUTORS TO FURNISH THE CITY OF SAN ANTONIO WITH POLICE REVOLVERS FOR A TOTAL OF \$31,888.50.

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AN ORDINANCE 69,158

ACCEPTING THE PROPOSAL OF MANAGEMENT SCIENCE AMERICA, INC. TO FURNISH THE CITY OF SAN ANTONIO INFORMATION RESOURCES DEPARTMENT WITH A SOFTWARE MAINTENANCE RENEWAL CONTRACT FOR A TOTAL OF \$14,880.

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AN ORDINANCE 69,159

ACCEPTING THE BID OF HEWLETT-PACKARD COMPANY TO FURNISH THE CITY OF SAN ANTONIO INFORMATION RESOURCES DEPARTMENT WITH A HIGH SPEED PORTABLE PROTOCOL ANALYZER FOR A TOTAL OF \$7,620.

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AN ORDINANCE 69,160

ACCEPTING THE BID OF REAVES RESEARCH INC. TO FURNISH THE CITY OF SAN ANTONIO AVIATION DEPARTMENT WITH PROCESSOR UPGRADE COMPONENTS FOR A TOTAL OF \$20,625.

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AN ORDINANCE 69,161

APPROVING A PROFESSIONAL SERVICES CONTRACT WITH DANNENBAUM ENGINEERING CORPORATION TO PROVIDE ENGINEERING SERVICES IN CONNECTION WITH THE DRAINAGE MASTER PLAN UPDATE AND SUBDIVISION PLAT FOR SAN ANTONIO INTERNATIONAL AIRPORT; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 69,162

AUTHORIZING AN ADDITIONAL \$1,716.61 PAYABLE TO THE STATE DEPARTMENT OF HIGHWAYS & PUBLIC TRANSPORTATION AS THE CITY'S PARTICIPATING SHARE FOR THE IMPROVEMENTS TO THE GRAHAM STREET BRIDGE AT SAN PEDRO CREEK.

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AN ORDINANCE 69,163

AUTHORIZING AN ADDITIONAL \$1,565.11 PAYABLE TO THE STATE DEPARTMENT OF HIGHWAYS & PUBLIC TRANSPORTATION FOR THE CULEBRA ROAD RECONSTRUCTION PROJECT-GRISSOM ROAD IMPROVEMENTS FROM TIMBERHILL TO TEZEL ROAD.

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AN ORDINANCE 69,164

AWARDING \$308,162.26 CONSTRUCTION CONTRACT TO CREACO, INC., AND AUTHORIZING \$30,816.23 FOR MISCELLANEOUS CONSTRUCTION CONTINGENCY EXPENSES ASSOCIATED WITH THE CROCKETT STREET - WALTERS TO NEW BRAUNFELS AVENUE PROJECT.

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AN ORDINANCE 69,165

AWARDING A \$667,281.74 CONSTRUCTION CONTRACT TO S.A. WINCO, INC., AUTHORIZING \$456,709.72 FOR MISCELLANEOUS CONSTRUCTION CONTINGENCY EXPENSES, AND ENGINEERING FEES IN THE AMOUNT OF \$17,313.36 IN CONNECTION WITH THE CURTIS STREET DRAINAGE PROJECT; AND AMENDING ORDINANCE 67414 TO AUTHORIZE PAYMENT OF ADDITIONAL ENGINEERING FEE OF \$10,950.00 TO MACINA, BOSE, COPELAND & ASSOCIATES, INC. FOR THE SOUTH FLORES STREET DRAINAGE PROJECT.

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AN ORDINANCE 69,166

AUTHORIZING FIELD ALTERATION NO. 10 IN THE AMOUNT OF \$32,568.44 PAYABLE TO PECO, INC., IN CONNECTION WITH

THE ALAMETOS, BRAD, BUCKEYE, CLOWER STREETS RECONSTRUCTION PROJECT.

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AN ORDINANCE 69,167

AUTHORIZING \$6,496.06 PAYABLE TO RAM PARTNERS, LTD. FOR 50% OF COSTS ASSOCIATED WITH CONSTRUCTION OF STORM DRAINAGE FACILITIES WITHIN CITY RIGHT-OF-AWAY IN CONNECTION WITH THE THOUSAND OAKS FROM U.S. 281 TO HENDERSON PASS PROJECT.

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AN ORDINANCE 69,168

AUTHORIZING FIELD ALTERATION NO. 9 IN THE AMOUNT OF \$30,120.62 PAYABLE TO HEATH CONSTRUCTORS, INC. IN CONNECTION WITH THE MARTINEZ CREEK SMALL CULVERTS PROJECTS.

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AN ORDINANCE 69,169

AWARDING A \$2,027,402.62 CONSTRUCTION CONTRACT TO DEAN WORD CO., AUTHORIZING \$101,370.13 FOR MISCELLANEOUS CONSTRUCTION CONTINGENCY EXPENSES AND \$18,811.23 FOR ENGINEERING SERVICES FOR CONSTRUCTION OF THE BARBARA DRIVE DRAINAGE PROJECT NO. 73A OUTFALL PROJECT.

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AN ORDINANCE 69,170

APPROPRIATING ADDITIONAL ENGINEERING MONEY PAYABLE TO GARCIA AND WRIGHT CONSULTING ENGINEERS, INC., FOR PROVIDING ADDITIONAL SERVICES FOR THE SAN PEDRO BORE BACK-UP PROJECT IN THE AMOUNT OF \$2,182.87.

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AN ORDINANCE 69,171

AUTHORIZING THE CITY MANAGER TO ENTER INTO A PROFESSIONAL SERVICES CONTRACT WITH FERNANDEZ, FRAZOR, WHITE AND ASSOCIATES, INC., TO PROVIDE PLANS AND SPECIFICATIONS FOR THE SOUTHWEST I.S.D. MIDDLE

SCHOOL OFF-SITE SANITARY SEWER PROJECT IN THE AMOUNT OF \$11,380.00 AND FURTHER AUTHORIZING AN ADDITIONAL \$1,120.00 FOR THE ENGINEERING CONTINGENCY AND \$250.00 FOR BID ADVERTISING.

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AN ORDINANCE 69,172 .

AUTHORIZING THE CITY MANAGER TO ENTER INTO A PROFESSIONAL SERVICES CONTRACT WITH W. E. SIMPSON COMPANY, INC., TO PROVIDE ENGINEERING SERVICES FOR THE MITCHELL LAKE DAM INVESTIGATION PROJECT IN THE AMOUNT OF \$159,186.70 WITH AN ADDITIONAL \$15,918.67 FOR AN ENGINEERING CONTINGENCY.

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AN ORDINANCE 69,173 .

AUTHORIZING THE CITY MANAGER TO EXECUTE CHANGE ORDER NO. 7 IN THE AMOUNT OF \$120,516.20 TO THE CONTRACT WITH BRB CONTRACTORS, INC., TO PERFORM THE SAN ANTONIO WASTEWATER FACILITIES CATEGORY 4, PACKAGE H PROJECT.

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AN ORDINANCE 69,174 .

APPROPRIATING FUNDS IN THE AMOUNT OF \$13,475.00 AND AUTHORIZING THE ESTABLISHMENT OF A REIMBURSEMENT ACCOUNT FOR PAYMENT OF THE ELIGIBLE COSTS INCURRED IN THE CONSTRUCTION OF THE OVERSIZED VICTORIA OUTFALL SANITARY SEWER MAIN TO K & M ENTERPRISES.

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AN ORDINANCE 69,175 .

APPROPRIATING \$8,424.00 IN PAYMENT FOR TITLE CHARGES AND APPRAISAL FEES INCURRED IN ACQUISITION OF CERTAIN RIGHT-OF-WAY PROJECTS.

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AN ORDINANCE 69,176 .

AUTHORIZING THE EXPENDITURE OF THE SUM OF \$72,199.00 OUT OF GENERAL OBLIGATION BONDS FOR THE PURPOSE OF

ACQUIRING TITLE AND/OR EASEMENTS TO CERTAIN LANDS IN
CONNECTION WITH CERTAIN RIGHT-OF-WAY PROJECTS.

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AN ORDINANCE 69,177

APPROPRIATING AND AUTHORIZING THE EXPENDITURE OF
\$15,150.00 OUT OF SEWER FUNDS FOR THE ACQUISITION OF
EASEMENTS ON CERTAIN LANDS; AND ACCEPTING THE
DEDICATION OF EASEMENTS AND A DEED ON CERTAIN LANDS;
ALL IN CONNECTION WITH THE WASTEWATER PROJECTS.

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AN ORDINANCE 69,178

AUTHORIZING AN AGREEMENT WITH THE SAN ANTONIO
CONSERVATION SOCIETY FOR USE OF LA VILLITA OPEN
SPACES FOR THE ANNUAL "NIGHT IN OLD SAN ANTONIO"
FIESTA EVENT.

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AN ORDINANCE 69,179

RESCINDING ORDINANCE NO. 67866, PASSED AND APPROVED
BY CITY COUNCIL ON SEPTEMBER 8, 1988, AND AUTHORIZ-
ING THE CITY MANAGER OR ANY ASSISTANT CITY MANAGER
TO EXECUTE (1) A RELEASE OF LEASE WITH RUSK
PROPERTIES COMPANY (LA MANSION DEL RIO HOTEL) AND
(2) A TWENTY-SEVEN (27) MONTH LEASE AGREEMENT WITH
PATRICK J. KENNEDY.

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AN ORDINANCE 69,180

AUTHORIZING THE CITY MANAGER OR ANY ASSISTANT CITY
MANAGER TO EXECUTE AN AMENDMENT TO THE SAN ANTONIO
LITTLE LEAGUE STADIUM COMPANY, INC., LICENSE
AGREEMENT REDUCING THE AMOUNT OF ACRES PRESENTLY
USED BY THE LEAGUE FROM 19.000 ACRES TO 9.160 ACRES.

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AN ORDINANCE 69,181

APPROVING A LEASE AGREEMENT WITH THE KENWOOD
COMMUNITY COUNCIL FOR USE BY THE SAN ANTONIO

METROPOLITAN HEALTH DISTRICT OF A BUILDING LOCATED AT 305 DORA STREET; AUTHORIZING THE CITY MANAGER TO EXECUTE SAID LEASE AGREEMENT IN CONNECTION WITH THE WIC PROJECT; AND AUTHORIZING AND APPROVING FUNDS IN CONNECTION THEREWITH.

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AN ORDINANCE 69,182

AUTHORIZING THE CITY MANAGER TO SUBMIT AN APPLICATION TO THE TEXAS STATE LIBRARY AND ARCHIVES COMMISSION FOR A GRANT IN THE AMOUNT \$39,129.00 IN LIBRARY SERVICE CONSTRUCTION ACT TITLE I FUNDS TO SUPPORT THE ADMINISTRATION OF A PROJECT TO PROVIDE LIBRARY SERVICES TO A DISADVANTAGED POPULATION BY THE CITY LIBRARY.

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AN ORDINANCE 69,183

CLOSING THE 6800 BLOCK OF CASTLERIDGE STREET, BETWEEN PINN ROAD AND MILITARY DRIVE WEST, ON SUNDAY, JUNE 11, 1989, FROM 7:00 A.M. to MIDNIGHT AS REQUESTED BY THE RESURRECTION OF THE LORD CATHOLIC CHURCH.

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AN ORDINANCE 69,184

CLOSING SHANNON LEE DRIVE FROM OBLATE TO MOUNTAIN TOP ON SUNDAY, MAY 7, 1989 FROM 11:00 A.M. UNTIL 8:00 P.M. AS REQUESTED BY BLESSED SACRAMENT CHURCH.

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AN ORDINANCE 69,185

CLOSING FLOYD CURL DRIVE, BETWEEN WURZBACH ROAD AND HAMILTON WOLFE, BETWEEN 8:30 A.M. - 11:30 A.M. ON FRIDAY, APRIL 7, 1989, FOR THE PURPOSE OF CONDUCTING GROUNDBREAKING CEREMONIES FOR THE CLINICAL RESEARCH BUILDING AT THE UNIVERSITY OF TEXAS HEALTH SCIENCE CENTER.

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89-14 The Clerk read the following Ordinance:

AN ORDINANCE 69,186

APPROVING A MUTUAL RELEASE AND LEASE TERMINATION AGREEMENT, ALL AS ONE PART OF U.S. BANKRUPTCY COURT SAN ANTONIO DIVISION CASE NO. 88-50040-K, IN REFERENCE: GILES ASSOCIATES, LTD.

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

In response to a question by Mr. Labatt, Mr. Stuart Summers Director of the Department of Economic and Employment Development, stated that this is the best option for the City of San Antonio.

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

89-14 The Clerk read the following Ordinance:

AN ORDINANCE 69,187

APPROVING A LEASE AGREEMENT WITH STAACKE 1894 FOR 247 SQUARE FEET OF OFFICE SPACE IN THE STAACKE-STEVENS BUILDING, 315 EAST COMMERCE AND AUTHORIZING THE CITY MANAGER OR ANY ASSISTANT CITY MANAGER TO EXECUTE SAID LEASE AGREEMENT IN CONNECTION THEREWITH.

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

Mr. J. Rolando Bono, Assistant City Manager, noted that these facilities will be used as offices for the Library Foundation.

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

89-14 The Clerk read the following Ordinance:

AN ORDINANCE 69,188

AUTHORIZING THE EXTENSION AND AMENDMENT OF THE AGREEMENT FOR THE GIFT AND NEWS CONCESSION AT SAN ANTONIO INTERNATIONAL AIRPORT WITH AEROPLEX STORES, INC.

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

Mrs. Berriozabal suggested that this type of contract can be put out for bids, in order to further the City's Small and Minority Business Enterprise Program.

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

89-14 The Clerk read the following Ordinance:

AN ORDINANCE 69,189

RELEASING AN AREA TOTTALLING 0.896 ACRE IN SIZE TO LEON VALLEY.

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

Mr. Hasslocher explained this is a property realignment to allow development of that property by Acme Lumber Company.

In response to a question by Mr. Labatt, Mr. Roland Lozano the Director of Planning detailed plans to realignment the city limits of San Antonio and Leon Valley by the exchange of certain properties.

Mr. Labatt voiced his concern that de-annexations cost the City of San Antonio tax money as a rule.

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

Wing, Thompson, Vera, Wolff, Labatt, Hasslocher, Cisneros; NAYS: None;
ABSENT: Berriozabal, Martinez.

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89-14 Agenda Item 51, being a proposed ordinance authorizing an agreement with the Farmers Market Tenant Association for utilization of the Farmers Market during Fiesta Week, was temporarily bypassed for later consideration during this meeting.

- - -
89-14 The Clerk read the following Ordinance:

AN ORDINANCE 69,190 .

.
AUTHORIZING PAYMENT FOR RENTAL OF THE CONVENTION CENTER ARENA FOR FIESTA CHARRA SPONSORED BY THE CONFEDERATION OF CHARROS OF SAN ANTONIO ON APRIL 15 FROM THE DISTRICT 3 DISCRETIONARY FUND AT A COST NOT TO EXCEED \$3,000.00.

* * * *

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

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

- - -
89-14 The Clerk read the following Ordinance:

AN ORDINANCE 69,191 .

.
CLOSING SULPHUR SPRINGS ROAD BETWEEN BECK ROAD AND FRIESENHAHN ROAD ON SATURDAY, APRIL 8, 1989 FROM 9:00 A.M. UNTIL 10:30 A.M. AS REQUESTED BY THE BOARD OF TRUSTEES OF THE EAST CENTRAL INDEPENDENT SCHOOL DISTRICT TO HOST THE THIRD ANNUAL TEN KILOMETER EAST CENTRAL FAMILY FUN RUN/WALK TO BENEFIT THE EAST CENTRAL SCHOOL FOUNDATION, INC.

* * * *

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

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

- - -
89-14 Agenda Item 54, being a proposed ordinance authorizing City co-sponsorship for the Musical Spoof and Extravaganza sponsored by the Pro Bono Law Project to be held May 5, 1989, was withdrawn from consideration by the City Manager.

- - -
89-14 Agenda Item 55, being a proposed ordinance accepting a contract for Revenue Pick-Up for the City swimming pools for a total of \$10,050, was temporarily bypassed for later consideration during this meeting.

- - -
89-14 Agenda Item 56, being a proposed ordinance concerning rate increase for Lackland City Water Company, was temporarily bypassed for later consideration during this meeting.

- - -
89-14 The Clerk read the following Ordinance:

AN ORDINANCE 69,192

AUTHORIZING APPROPRIATION AND USE OF \$9,309.00 FROM THE DISTRICT 6 DISCRETIONARY FUND FOR THE PURPOSE OF PROVIDING MATERIALS TO MAKE PERMANENT IMPROVEMENTS ON CITY-OWNED PARK PROPERTY LICENSED FOR USE BY THE WESTWOOD TERRACE LITTLE LEAGUE, INC.

* * * *

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

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

- - -
89-14 Agenda Item 59, being a proposed Ordinance authorizing the City

Manager to execute a contract with Gerald C. Henckel for professional consultant and legislative liaison services, was temporarily bypassed for later consideration during this meeting.

- - -
89-14 The Clerk read the following Ordinance:

AN ORDINANCE 69,193 .

.
ALLOWING THE SALE OF BEER AT WOODLAWN LAKE PARK IN CONNECTION WITH THE "HELLO SUMMER FESTIVAL" ON MAY 9, 1989, FROM 2:00 P.M. TO 11:00 P.M.

* * * *

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

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

- - -
89-14 The Clerk read the following Ordinance:

AN ORDINANCE 69,194 .

.
AUTHORIZING ALLOCATION OF \$3,000.00 FROM THE DISTRICT 2 DISCRETIONARY FUND FOR CONSTRUCTION OF A LITTLE LEAGUE BASEBALL DIAMOND AND EQUIPMENT AT LINCOLN PARK, 2915 E. COMMERCE.

* * * *

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

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

- - -
ZONING HEARINGS

64. CASE 289060 - to rezone Lot 155, Blk 7, NCB 15622, 5131 Gavilan

March 30, 1989
jd

Drive from Temporary "R-1" One Family Residence District to "R-4" Mobile Home Residence District, located on the north side of Gavilan Drive, being 490' west of the intersection of Gavilan Drive and Demsey Drive, having 70' on Gavilan Drive with a depth of 135'.

The Zoning Commission has recommended that this request of change of zone be approved by the City Council.

Mr. Thompson made a motion to approve the recommendation of the Zoning Commission. Mr. Hasslocher seconded the motion.

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

AN ORDINANCE 69,195

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 155, BLOCK 7, NCB 15622, 5131 GAVILAN DRIVE, FROM TEMPORARY "R-1" ONE-FAMILY RESIDENCE DISTRICT TO "R-4" MOBILE HOME RESIDENCE DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00".

* * * *

65. CASE Z89029 - to rezone the south irr. 75.67 feet of the north irr. 260 feet of the west 100 feet of Lot 1 (1-C), Blk 1, NCB 11261 from "B" Residence District to "R-2" Two Family Residence District and the south irr. 75.67 feet of the north irr. 260' save and except the west 100' of Lot 1 (1-C), Blk 1, NCB 11261, from "B" Residence District to "B-3NA" Non-Alcoholic Sales Business District, 7315 Somerset Road.

The Zoning Commission has recommended that this request of change of zone be approved by the City Council.

Mr Wing made a motion to approve the recommendation of the Zoning Commission. Mrs. Dutmer seconded the motion.

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

AN ORDINANCE 69,196

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS THE SOUTH IRREGULAR 75.67 FEET OF THE NORTH IRREGULAR 260 FEET OF THE WEST 100 FEET OF LOT 1(1-C), BLOCK 1, NCB 11261 FROM "B" RESIDENCE DISTRICT TO "R-2" TWO-FAMILY RESIDENCE DISTRICT AND THE SOUTH IRREGULAR 75.67 FEET OF THE NORTH IRREGULAR 260 FEET, SAVE AND EXCEPT THE WEST 100 FEET OF LOT 1(1-C), BLOCK 1, NCB 11261 FROM "B" RESIDENCE DISTRICT TO "B-3NA" BUSINESS DISTRICT, NON-ALCOHOLIC SALES. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00".

* * * *

66. CASE Z89043 - to rezone Lot 44, Block 10, NCB 17810, 14300 Toepperwein Road from Temporary "R-1" One-Family Residence District to "B-2" Business District, located southwest of the intersection of Toepperwein Road and Ridgewillow Drive, having 125' on Toepperwein Road and 152' on Ridgewillow Drive.

The Zoning Commission has recommended that this request of change of zone be approved by the City Council.

In response to a question by Mr. Hasslocher, Mr. Howard Peak, representing the proponent, briefly addressed the stipulations that had been agreed to in mediation meetings between proponents and opponents to this zoning case.

Mrs. Dutmer made a motion to approve the recommendation of the Zoning Commission provided that a one-foot non-access easement is imposed along Ridgewillow Drive, and that a six-foot solid screen fence is erected and maintained along the west property line that separates Lots 44 and 43. Mr. Webb seconded the motion.

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

AN ORDINANCE 69,197

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF

THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 44, BLOCK 10, NCB 17810, 14300 TOEPPERWEIN ROAD, FROM TEMPORARY "R-1" ONE-FAMILY RESIDENCE DISTRICT TO "B-2" BUSINESS DISTRICT, PROVIDED THAT A ONE-FOOT NON-ACCESS EASEMENT IS IMPOSED ALONG RIDGEWILLOW DRIVE, AND THAT A SIX-FOOT SOLID SCREEN FENCE IS ERECTED AND MAINTAINED ALONG THE WEST PROPERTY LINE THAT SEPARATES LOTS 44 AND 43. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00".

* * * *

- - -
89-14 Agenda Item 67, being Zoning Case No. Z89035, and Agenda Item 68, being Zoning Case No. Z89036 C.C., were removed from consideration by the City staff.

- - -
(At this point Mayor Cisneros was obliged to leave the meeting. Mr. Hasslocher presided in the temporary absence of Mayor Pro Tem Webb.)

- - -
89-14 APPEAL OF BILL MCDONALD FROM HISTORIC REVIEW BOARD DECISION

Mr. Gene Camargo, Director of Building Inspections, briefly outlined details of the case involved and of the appeal by Mr. McDonald from the decision of the Historic Review Board concerning signs placed at Arby's Restaurant, on Alamo Plaza.

Mr. Bill McDonald, representing Arby's Restaurant, stated that he agreed the signs were erected without permission from the City, and he would remove them if directed by the City Council. He then briefly displayed the sign materials involved and passed around to members of the City Council photographs made of the restaurant.

Mr. Justin Arcchi, Chairman of the Review Board, briefly detailed the sequence of events involved, and noted that the Historic Review Board had approved a brown canvas awning but that the company had erected a plastic awning instead. He asked the Council City to uphold the City's Historic ordinance.

(At this point Mayor Pro Tem Webb returned to the meeting to preside).

Mr. McDonald also stated that he would like the City Council to

give him permission to retain the two yellow neon signs erected in the windows of Arby's restaurant and also objected to by the Historic Review Board and City staff.

A discussion then took place concerning the sign company erecting signs without having first received permits to do so from the City of San Antonio.

Mrs. Dutmer voiced her concern for the temporary nature of canvas awning, and also stated concern for the alleged disregard of the City's permit process.

Mr. Camargo outlined the possible options available to the City Council if the appeal is denied. He noted that the Historic Review Board must rule on the window signs no matter what happens today.

Mrs. Dutmer made a motion to approve the appeal of Arby's restaurant concerning the canvass awning only. Her motion died for lack of a second.

Mrs. Patricia Osborne, Historic Preservation Officer for the City of San Antonio briefly restated the facts of the case.

Mrs. Berriozabal made a motion to uphold the ruling of the Historic Review Board. Mrs. Vera seconded the motion.

Mrs. Berriozabal addressed how the major chain stores blend their signs into Historic areas in other cities, a move that she feels can also be done here.

The motion to uphold the ruling of the Historic Review Board failed to carry by the following vote: AYES: Berriozabal, Webb, Thompson, Vera, Wolff; NAYS: Dutmer, Wing; ABSENT: Martinez, Labatt, Hasslocher, Cisneros.

Mrs. Dutmer made a motion to grant the appeal of Mr. McDonald. Mrs. Vera seconded the motion.

After consideration, the motion prevailed by the following vote: AYES: Webb, Dutmer, Wing, Thompson, Vera, Wolff; NAYS: Berriozabal; ABSENT: Martinez, Labatt, Hasslocher, Cisneros.

- - -
89-14 PUBLIC HEARING - SAN ANTONIO INTERSTATE 10 LIMITED PARTNERSHIP

Mayor Pro Tem Webb declared the Public Hearing to be opened.
No citizen signed to speak on this matter.

Mayor Pro Tem Webb declared the Public Hearing to be closed.

The City Clerk read the following ordinance:

AN ORDINANCE 69,198

GRANTING THE PETITION FOR ANNEXATION OF A TRACT OWNED BY SAN ANTONIO INTERSTATE 10 LIMITED PARTNERSHIP.

* * * *

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

The motion failed to carry by the following vote: AYES: Dutmer, Wing, Thompson, Vera, Wolff; NAYS: Berriozabal, Webb; ABSENT: Martinez, Labatt, Hasslocher, Cisneros.

Following discussion Mrs. Berriozabal made a motion to reconsider this item granting the petition for annexation. Mr. Thompson seconded the motion to reconsider.

Reconsideration was granted by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Thompson, Vera, Wolff; NAYS: None; ABSENT: Martinez, Labatt, Hasslocher, Cisneros.

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Dutmer, Wing, Thompson, Vera, Wolff, Hasslocher; NAYS: Berriozabal, Webb; ABSENT: Martinez, Labatt, Cisneros.

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

89-14 FIRST READING - ANNEXATION REQUESTED BY INTERSTATE 10 LIMITED PARTNERSHIP

The Clerk read the following Ordinance:

AN ORDINANCE 69,199

PROVIDING FOR THE EXTENSION OF THE SAN ANTONIO CITY

LIMITS, IN ACCORDANCE WITH VERNON'S TEXAS CODES ANNOTATED, LOCAL GOVERNMENT CODE SECTION 43.028, BY THE ANNEXATION OF APPROXIMATELY 140 ACRES OF LAND OWNED BY SAN ANTONIO INTERSTATE 10 LIMITED PARTNERSHIP, AND APPROVING A SERVICE PLAN FOR SUCH AREAS.

* * * *

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Dutmer, Wing, Thompson, Vera, Wolff, Hasslocher, Cisneros; NAYS: Berriozabal, Webb; ABSENT: Martinez, Labatt.

89-14 The Clerk read the following Ordinance:

AN ORDINANCE 69,200

AUTHORIZING AN AGREEMENT WITH THE FARMERS MARKET TENANT ASSOCIATION FOR UTILIZATION OF THE FARMERS MARKET DURING FIESTA WEEK.

* * * *

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

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

89-14 The Clerk read the following Ordinance:

AN ORDINANCE 69,201

ACCEPTING A CONTRACT FOR REVENUE PICK-UP FOR CITY SWIMMING POOLS FOR A TOTAL OF \$10,050. (ARMORED TRANSPORT TEXAS, INC.)

* * * *

City Clerk Norma S. Rodriguez then announced that because of the Tie Bid, lots must be cast between the two tie bidders to determine which one will win the Bid.

Mayor Cisneros determined that the highest number drawn will be the winner.

Mayor Cisneros then drew lot numbers for the two prospective bidders and picked number 54 for Armored Transport Company of Texas, and number 49 for City Armored Service of San Antonio.

Mayor Cisneros then declared that the Bid of Armored Transport Service of Texas, Inc. would be the winner.

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

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

- - -
89-14 LACKLAND CITY WATER COMPANY REQUEST FOR PROPOSED 5% RATE HIKE

Mr. Thompson briefly explained the two options before the City Council and noted that the City's Public Utilities Department will need time to study its recommendations of whether or not to recommend the requested rate increase of Lackland City Water Company.

Mr. Thompson made a motion to approve Item 56b, that being an Ordinance establishing interim rates until a final determination is made on such proposed rates. Mrs. Dutmer seconded the motion.

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

The City Clerk read the following ordinance:

AN ORDINANCE 69,202

ESTABLISHING INTERIM RATES IN ACCORDANCE WITH THE PROPOSED RATE INCREASE PACKAGE SUBMITTED BY THE LACKLAND CITY WATER COMPANY; AND DIRECTING SAID COMPANY TO DEPOSIT THE ADDITIONAL REVENUE RESULTING FROM SUCH INCREASE IN AN ESCROW ACCOUNT AT A FINANCIAL INSTITUTION APPROVED BY THE CITY UNTIL A

FINAL DETERMINATION IS MADE ON SUCH PROPOSED RATES;
AND DECLARING AN EMERGENCY IN ORDER THAT THE INTERIM
RATES BE IMPOSED BY APRIL 1, 1989.

* * * *

89-14 The Clerk read the following Ordinance:

AN ORDINANCE 69,203

AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT
WITH GERALD C. HENCKEL FOR PROFESSIONAL CONSULTANT
AND LEGISLATIVE LIAISON SERVICES.

* * * *

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

In response to a question by Mr. Wolff, City Attorney Lloyd Garza noted that the proposed ordinance changes the current contract with Mr. Gerald C. Henckel and binds future City Councils because of the proposed five year contract. He then addressed specific portions of the proposed contract.

Mr. Wolff voiced his concern that the contract has no provisions for review, and also binds future City Councils because of the five-year contract provision. He stated further that he feels it is in appropriate to change a contract with an individual when six months remain on the old contract. Mr. Wolff stated that he hopes the Council will want to allow completion of legal actions against a former employer of Mr. Henckel, that being City Towing Company, before awarding Mr. Henckel any future contract. Mr. Wolff stated that he also feels the City should change its legislative consultant contract after a legislative session is completed, and not during the session.

Mr. Thompson stated that he feels this is an appropriate time to work out a new contract for the City's lobbyist and he spoke in support of Mr. Henckel's track record as lobbyist for the City of San Antonio in Austin.

Mrs. Dutmer spoke in support of the main motion to approve a new contract for Mr. Henckel, stating that his contracts have always been negotiated during the legislative year. She also stated that he has saved the City millions of dollars while he has been the legislative consultant for the City of San Antonio.

Mrs. Berriozabal stated she will not be voting for the contract

because the terms of the existing contract do not expire until September 30th, and there will be plenty of time to consider a new contract after the new City Council term begins June 1st.

Mr. Webb commended Mr. Henckel for his work for the City of San Antonio and stated he is willing to vote on the contract today. Mr. Webb further stated Mr. Henckel has consistently done a good job for the City of San Antonio.

Mr. Wolff offered a substitute motion to postpone action until August 30, 1989. Mrs. Berriozabal seconded the motion.

Mrs. Vera stated that there is no rush at this time to consider a new contract however she is willing to vote for the contract if the vote comes up today, based on Mr. Henckel's past performance record of the past twelve years of service to the City of San Antonio.

After consideration, the substitute motion, failed to carry by the following vote: AYES: Berriozabal, Vera, Wolff, Labatt; NAYS: Webb, Dutmer, Wing, Thompson, Hasslocher, Cisneros; ABSENT: Martinez.

Mr. Wolff proposed an amendment to the main motion to give Mr. Henckel a two year contract. Mr. Labatt seconded the motion.

A discussion then took place, pro and con, concerning the proposed new five-year contract.

Mayor Cisneros recalled Mr. Henckel's history as City Manager of the City of San Antonio, and spoke of Mr. Henckel's legislative consulting record on behalf of San Antonio. He then spoke to Mr. Henckel's ability as a lobbyist on behalf of San Antonio, and cited certain examples where Mr. Henckel has saved the city considerable money. Mayor Cisneros then address the importance of Mr. Henckel's close working relationship with state legislators.

Mrs. Berriozabal stated that she cannot vote on a new contract until the City Towing Company legal case is finally decided in court.

Mr. Wolff stated that he is against such a long range contract.

Mr. Hasslocher spoke to a number of multi year contracts which have been approved by City Council as an example of long range contracts granted by the Council to others.

The proposed amendment to limit the contract to a period of just two years failed by the following vote: AYES: Wolff, Labatt; NAYS: Berriozabal, Webb, Dutmer, Wing, Thompson, Vera, Hasslocher, Cisneros; ABSENT: Martinez.

After consideration, the main motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Webb, Dutmer, Wing, Thompson, Vera, Labatt, Hasslocher, Cisneros; NAYS: Berriozabal, Wolff; ABSENT: Martinez.

The City Council recessed at 5:20 P.M. for a "B" Session discussion on housing actions and police matters, reconvening at 6:00 P.M. for Citizens to be Heard.

89-14

CITIZENS TO BE HEARD

MARK BRIGGS

Mark Briggs, Chen. Northern, Inc., an Environmental and Geo-Technical Engineering Company, spoke about the company's relocation to San Antonio about four years ago. He stated that they have been concerned about their many bids on City projects and yet have not been very successful because they are not WBE or MBE firms. They have grown to 20 employees. He then related a specific instance of where their company was low and the best qualified in VIA bid and were not given the job because they are not considered "local". He also took exception to the manner in which VIA handled this bid.

* * * *

FIESTA ACTIVITIES

LOUIS RAMIREZ

A large contingent of persons appeared to speak to the Council on the Council's action to close Dolorosa Street for Carnival activities.

A copy of prepared statements are on file with the papers of this meeting.

Louis Ramirez, Vice President of the Farmers Market Tenants Association, spoke in opposition to the Council's actions of last week which granted Philip Sheridan the closing of Dolorosa Street. He asked the City Council to rescind the actions of last week.

Carlos Herrejan, El Mercado Merchants Association, spoke to safety hazards, traffic congestion and detrimental effects to their business if the action is not rescinded. He recommended the use of Vista Verde and Fiesta Plaza as an alternative site for this year's carnival activities.

Nick Pena expressed concern that the Market Advisory Commission and other organizations of the area were not notified of this action until the last minute. He also asked Council to rescind their actions.

Eusebio Trujillo, representing the staff of Mi Tierra Restaurant, spoke in opposition to the closing of Dolorosa Street. He stated that the business at the restaurant will suffer and will hurt the income of his employees.

George Cortez, Mi Tierra Restaurant, also expressed concerns about closing of Dolorosa Street for carnival purposes. He asked for reconsideration of the Council's action.

Ms. Elvia Moreno, employee at Mi Tierra, also spoke expressing her concerns.

Mrs. D. Campera, Tequila Tree, stated that the area is already congested. She suggested that the area for the carnival be enlarged not made more compact.

Mr. Isarias L. Diaz, representing two shops at Market Square, stated that every year they have to fight the issue of Dolorosa Street. He asked Council to reconsider their action.

David Cortez, President of the Market Square Association, also spoke in opposition. He stated that many hours are expended to make the Market Square Fiesta a success. He also spoke to the many monies which are returned to the City for the betterment of Market Square.

Mr. Wolff mentioned that the City staff was not in support of closing Dolorosa Street.

Cipriano Guerra, Plaza Bank Chairman, spoke to the detrimental effects of closing Dolorosa Street. He stated that the bank's ingress and egress will be impeded. He stated that he has been in contact with Mrs. Davis of the City Manager's staff for a possible compromise.

Joe Webb, Chairman of the Fiesta Carnival Committee, read a letter from Karen Davis addressing Mr. Guerra's concerns and the proposed compromise.

Mr. Guerra also spoke to the concerns of the merchants and asked the Council to reconsider their actions.

Mr. Webb explained the proposed street closures and the need for this space in order to provide access for two very large carnival rides.

Mayor Cisneros asked Mr. Webb to meet with the interested parties and Council Fiesta Committee involved.

Mr. Webb then read from a report responding to these concerns, a copy of which is on file with the papers of this meeting.

A meeting will take place tomorrow on Friday, at 4:00 P.M. in the Council Chamber on this issue to try to reach a compromise.

Mr. Wolff also expressed his concerns on how this occurred last week.

Mrs. Berriozabal also apologized for not advising the businesses and persons involved. She also stated that the Fiesta Committee had turned this proposal down. She also stated that other sites are not viable.

Mrs. Vera stated that the City needs to find another location to accommodate Mr. Sheridan since he is forced to pay more for less space. She stated that an agreement needs to be reached between these two interests.

Mr. Webb referred to traffic patterns on Dolorosa Street during different hours of the day and night. He stated that all sites and areas have been explored. He didn't see much room for compromise.

Mr. Wing stated that by contrast Mr. Sheridan is forced to pay \$315,000 instead of \$250,000 which was paid to the Fiesta Commission last year and yet he is given less space. He suggested that perhaps the allocation to the Fiesta Commission be reduced and also reduce the carnival space.

Mayor Cisneros stated that cutting back space is not an option since the money has already been committed.

Mr. Webb suggested that perhaps Flores Street be utilized instead of Dolorosa. He also asked that the appropriate parties be so notified of the meeting.

* * * *

VIRGINIA MALTBY

Mrs. Virginia Maltby, 14438 Jones Maltsberger #313, read a prepared statement to the Council regarding a flooding situation at her home.

Mr. Hasslocher stated that he is aware of the situation and there is a problem, however there is no easy solution. In response to Mayor Cisneros, Mrs. Ferbes, daughter, stated that she has even tried to sell the property but it cannot be sold.

Mayor Cisneros suggested one person be assigned to discuss and

solve this matter.

Mr. Hasslocher stated that he will be meeting with the City Attorney, Public Works Director and representatives of the Texas Highway Department and Mrs. Maltby.

* * * *

89-14 The City Clerk read the following letter:

March 22, 1989

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

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

March 7, 1989

Petition submitted by Mr. Ignacio M. Pena, et al, requesting the construction of sidewalks, curbs, driveways and drainage as set out in his letter.

* * * *

March 15, 1989

Petition submitted by Mr. Harry Lindgren, 8302 Lou Gehrig, San Antonio, Texas 78240, requesting a variance from the City for a fence on City Property.

* * * *

March 16, 1989

Petition submitted by Ms. Linda Tankersley, and other residents in the area, 3407 Capitol Avenue, San Antonio, Texas 78201, requesting re-construction of the sidewalk located on Warner Street.

* * * *

March 20, 1989

Petition submitted by Mr. Mark Fallon, 900 Isom Road, Suite #306, San Antonio, Texas 78216, requesting re-assignment of Lease Premises by

March 30, 1989
jd

33

Rusk Properties to Mr. Patrick J. Kennedy.

* * * *

/s/Norma S. Rodriguez
City Clerk

- - -
The City Council recessed at 7:20 P.M. for Boards and Commission work session, adjourning at 7:25 P.M.
- - -

A P P R O V E D

Henry Cisneros

M A Y O R

ATTEST

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