

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO, HELD IN
THE COUNCIL CHAMBERS, MUNICIPAL
PLAZA BUILDING, THURSDAY, APRIL 4,
1996.

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96-14 The City Council convened in an informal "B" Session at 10:00 A.M., Municipal Plaza Building, "B" Room, to consider the following item(s). The Council members present were: FLORES, McCLENDON, BILLA BURKE, AVILA, SOLIS, HERRERA, MARBUT, PEAK, WEBSTER, THORNTON. Absent: ROSS.

Staff Presentation of the Policing Plan - Vision 2001, Building a Safer Community.

"B" Session adjourned at 12 Noon.

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96-14 The regular meeting was called to order at 1:00 P.M. by the Presiding Officer, Mayor William E. Thornton, with the following members present: FLORES, McCLENDON, BILLA BURKE, AVILA, SOLIS, HERRERA, MARBUT, PEAK, WEBSTER, THORNTON. Absent: ROSS.

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96-14 Invocation - Mayor, William E. Thornton, in lieu of Reverend Claude Black, Jr., Mt. Zion First Baptist Church, who was unable to attend due to his wife's illness.

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96-14 Pledge of Allegiance to the flag of the United States.

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96-14 CONSENT AGENDA

Mr. Flores made a motion to approve Agenda Items 7 through 26d, constituting the Consent Agenda. Ms. Billa Burke seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinances, prevailed by the following vote: AYES: Flores, McClendon, Billa Burke, Avila, Solis, Herrera, Marbut, Peak, Webster, Thornton. NAYS: None. ABSENT: Ross.

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AN ORDINANCE 83,867

ACCEPTING THE PROPOSAL OF MATRIX SYSTEMS, INC. FOR A SECURITY SYSTEM MAINTENANCE AGREEMENT FOR THE CITY OF SAN ANTONIO AVIATION DEPARTMENT FOR A TOTAL OF APPROXIMATELY \$17,637.00 ANNUALLY.

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AN ORDINANCE 83,868

ACCEPTING THE BID OF THE GREEN CARPET COMPANY, INC. TO PROVIDE THE CITY OF SAN ANTONIO HEALTH DEPARTMENT WITH CARPET INSTALLATION AT THE HEALTH DEPARTMENT ADMINISTRATION BUILDING FOR A TOTAL OF \$31,664.25.

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AN ORDINANCE 83,869

ACCEPTING THE LOW BID OF TEXAS EQUIPMENT COMPANY TO PROVIDE THE CITY OF SAN ANTONIO PUBLIC WORKS DEPARTMENT AND AUTOMOTIVE OPERATIONS WITH HYDRAULIC CRANE LOADERS FOR A TOTAL OF \$118,000.00 (MBE/WBE).

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AN ORDINANCE 83,870

APPROVING A 1994 GENERAL IMPROVEMENTS BOND FUNDED FIELD ALTERATION NO. 1 IN THE AMOUNT OF \$101,352.00 PAYABLE TO M.J. BOYLE GENERAL CONTRACTOR, INC. AND AUTHORIZING \$90,000.00 PAYABLE TO BROWNING FERRIS INDUSTRIES, INC. FOR THE REMOVAL AND DISPOSAL OF NON-HAZARDOUS MATERIAL IN CONNECTION WITH THE CONSTRUCTION OF THE PUBLIC SAFETY TECHNOLOGY CENTER.

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AN ORDINANCE 83,871

ACCEPTING THE LOW, QUALIFIED BID OF SHANNON-MONK, INC., IN THE AMOUNT OF \$612,290.00 IN CONNECTION WITH CONSTRUCTION AND INSTALLATION OF LANDFILL GAS RECOVERY SYSTEMS AT THE RIGSBY ROAD LANDFILL AND THE WEST AVENUE LANDFILL SITES; AUTHORIZING NEGOTIATION OF A CONTRACT; AUTHORIZING \$78,280.00 PAYABLE TO KGME, INC., FOR ADDITIONAL ENGINEERING EXPENSES AND CONTINGENCIES; AUTHORIZING \$800.00 FOR ADVERTISING EXPENSES; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 83,872

SELECTING E.S. MORAN, CONSULTING ENGINEER, INC. TO PROVIDE ELECTRICAL ENGINEERING SERVICES IN CONNECTION WITH THE PIONEER HALL PORTION OF THE BRACKENRIDGE PARK REHABILITATION PROJECT FUNDED OUT OF 1994 PARKS GENERAL OBLIGATION BONDS; AUTHORIZING THE NEGOTIATION OF A CONTRACT UP TO \$16,250.00; TRANSFERRING FUNDS AND ESTABLISHING A PROJECT BUDGET; AUTHORIZING A \$1,300.00 ENGINEERING CONTINGENCY; AUTHORIZING \$2,000.00 FOR BID ADVERTISING; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 83,873

AUTHORIZING PAYMENT IN THE AMOUNT OF \$1,941.00 FOR TITLE SERVICES FOR THE HI-LIONS DRAINAGE PROJECT #80, WURZBACH PARKWAY P.A.S.S. PROJECT AND RIVERSIDE APARTMENTS DRAINAGE PROJECT; AND APPRAISAL SERVICES FOR THE MISSION PARKWAY PROJECT; AND APPROPRIATING FUNDS.

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AN ORDINANCE 83,874

AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES CONTRACT FOR AN AMOUNT NO TO EXCEED \$1,500.00 WITH ECKMANN, GROLL, RUNYAN & WATERS, INC., FOR PREPARATION OF PROFESSIONAL REAL ESTATE APPRAISALS RELATED TO THE M.H. ZARZAMORA STREET PROJECT - CULEBRA TO WEST COMMERCE STREET; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 83,875

AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES CONTRACT FOR AN AMOUNT NOT TO EXCEED \$2,300.00 WITH HARVEY S. TAMON, MAI, FOR PREPARATION OF PROFESSIONAL REAL ESTATE APPRAISALS RELATED TO THE EISENHAUER ROAD PROJECT - I.H. 35 TO MIDCROWN; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 83,876

AUTHORIZING THE EXPENDITURE OF THE SUM OF \$90,000.00 UT OF 1987 GENERAL OBLIGATION DRAINAGE BONDS (SOLD

IN 1996) TO PURCHASE FEE TITLE TO A HOUSE AND LOT AT 10502 CEDAR ELM (LOT 1, BLOCK 7, NEW CITY BLOCK 13220, BEXAR COUNTY, TEXAS) IN CONNECTION WITH THE DREAMLAND AREA PROPERTY ACQUISITION PROJECT.

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AN ORDINANCE 83,877

AUTHORIZING THE EXECUTION OF A ONE YEAR LEASE AGREEMENT WITH THE EQUITABLE LIFE ASSURANCE SOCIETY OF THE UNITED STATES FOR USE BY THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT (SAMHD) OF 3,963 SQUARE FEET OF SPACE IN SUITE 307 OF THE AVANTE PLAZA BUILDING LOCATED AT 401 WEST COMMERCE STREET TO HOUSE THE EARLY AND PERIODIC SCREENING DIAGNOSIS AND TREATMENT PROJECT (EPSDT) AT A MONTHLY COST OF \$3,566.75.

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AN ORDINANCE 83,878

AUTHORIZING THE EXECUTION OF A ONE YEAR LEASE WITH THE EQUITABLE LIFE ASSURANCE SOCIETY OF THE UNITED STATES FOR USE BY THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT (SAMHD) OF 2,102 SQUARE FEET OF SPACE IN SUITE 326 OF THE AVANTE PLAZA BUILDING LOCATED AT 401 WEST COMMERCE STREET TO HOUSE THE OCCUPATIONAL HEALTH AND WELLNESS PROGRAM AT A MONTHLY COST OF \$2,240.38.

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AN ORDINANCE 83,879

AUTHORIZING THE ACQUISITION OF PARCEL NO. C92-14005 FOR THE WURZBACH PARKWAY P.A.S.S. PROJECT FROM ATLAS AUTOMATIC TRANSMISSIONS, INC., A TEXAS CORPORATION, FOR THE SUM OF \$300,000.00; AUTHORIZING PAYMENT TO REYNALDO AND MARIA CORTEZ OF \$17,000.00 IN TENANT RELOCATION EXPENSES; AND AUTHORIZING PAYMENT TO DAVIDSON & TROILO, P.C., IN THE AMOUNT OF \$28,392.93 FOR ATTORNEYS FEES INCURRED IN THE WURZBACH PARKWAY P.A.S.S. PROJECT FROM GENERAL OBLIGATION BOND FUNDS.

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AN ORDINANCE 83,880

AUTHORIZING A THREE-YEAR LICENSE AGREEMENT WITH THE ALAMO KIWANIS CHARITIES, INC., TO CONDUCT THE 1996,

1997 AND 1998 FIESTA NOCHE DEL RIO IN THE ARNESON RIVER THEATER AT LA VILLITA FOR \$7,000.00 PER YEAR.

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AN ORDINANCE 83,881

AUTHORIZING A TWO (2) YEAR CONTRACT NOT TO EXCEED \$90,000.00 (\$45,000.00 PER YEAR) WITH JORGE SALES, SALES INTERNACIONAL, AS A MEXICO AND LATIN AMERICA SALES AND PUBLIC RELATIONS REPRESENTATIVE FOR THE SAN ANTONIO CONVENTION AND VISITORS BUREAU IN MEXICO CITY EFFECTIVE APRIL 15, 1996 THROUGH APRIL 14, 1998.

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AN ORDINANCE 83,882

AMENDING RESOLUTION NO. 88-35-45 TO DESIGNATE THE CITY MANAGER, ASSISTANT CITY MANAGER OR DESIGNEES OF THE ASSISTANT CITY MANAGER, THE DIRECTOR OR ASSISTANT DIRECTOR OF PURCHASING AND GENERAL SERVICES AND THE FLEET MAINTENANCE AND OPERATIONS ADMINISTRATOR TO EXECUTE THE NECESSARY DOCUMENTS TO AUTHORIZE THE CITY OF SAN ANTONIO TO USE REGULAR LICENSE PLATES ON UNMARKED VEHICLES IN THE PERFORMANCE OF OFFICIAL POLICE DUTIES.

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AN ORDINANCE 83,883

AUTHORIZE THE CITY MANAGER AND THE CITY ATTORNEY TO COMPROMISE AND SETTLE CAUSE NO. 90-CI-14629. STYLED BARBARA GLASS VS. CITY OF SAN ANTONIO, EL. AL., IN THE AMOUNT OF \$50,000.00.

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AN ORDINANCE 83,884

AUTHORIZING THE TEMPORARY CLOSURE OF CONVENT STREET BETWEEN SOLEDAD AND AUGUSTA STREETS FROM 10:00 A.M. UNTIL 12:00 MIDNIGHT, MONDAY, APRIL 22, 1996 IN CONNECTION WITH A BENEFIT FOR LOCAL AIDS CHARITIES, SPONSORED BY RED HOT & BLUES.

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AN ORDINANCE 83,885

APPROVING A PARADE PERMIT AND AUTHORIZING THE

TEMPORARY CLOSURE OF ALAMO PLAZA EAST FROM CROCKETT TO BLUM, BLUM STREET FROM ALAMO PLAZA EAST TO ALAMO STREET, ALAMO, STREET FROM BLUM TO HOUSTON STREET AND OF HOUSTON STREET FROM ALAMO STREET TO ALAMO PLAZA EAST BEGINNING AT 7:00 A.M. UNTIL 10:30 A.M. SATURDAY, JUNE 1, 1996 IN CONNECTION WITH THE CARDIAC BED RACE, SPONSORED BY THE AMERICAN HEART ASSOCIATION.

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AN ORDINANCE 83,886

APPOINTING MARY BYERS (DISTRICT 8) TO THE ANIMAL CONTROL ADVISORY BOARD FOR A TERM OF OFFICE TO EXPIRE ON APRIL 3, 1998.

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AN ORDINANCE 83,887

APPOINTING DONNA BAUER (DISTRICT 10) TO THE COMMISSION FOR CHILDREN AND FAMILIES FOR A TERM OF OFFICE TO EXPIRE ON JUNE 27, 1997.

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AN ORDINANCE 83,888

APPOINTING LEONARD LOPEZ (DISTRICT 8) TO THE SAN ANTONIO LOCAL DEVELOPMENT COMPANY FOR A TERM OF OFFICE TO EXPIRE MAY 9, 1998.

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AN ORDINANCE 83,889

APPOINTING DWAYNE DOUGLAS TOWNSEND (DISTRICT 5) AND ELDON CALK (DISTRICT 8) TO THE TRANSPORTATION ADVISORY BOARD FOR TERMS OF OFFICE TO EXPIRE ON JANUARY 26, 1997 AND JANUARY 26, 1998, RESPECTIVELY.

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96-14 Agenda Item 27, being a proposed ordinance authorizing the execution of a professional services contract in the amount of \$49,600.00 with Roland Rodriguez to design, fabricate, and install a fence and art elements for the Public Safety Technology Center Project; revising the project budget; authorizing \$2,400.00 for miscellaneous construction contingency expenses; appropriating funds; and providing

for payment, had earlier been removed from consideration by the City Manager.

96-14 The City Clerk read a proposed ordinance authorizing the San Antonio Housing Finance Corporation to issue Tax Exempt Revenue Bonds in an amount not to exceed \$11,700,000.00 to provide financing to acquire and rehabilitate the Hallmark Apartments, Aspen Chase Apartments, Robins Nest Apartments, and South Point Apartments, for a total of 494 units.

Mr. Herrera made a motion to approve the ordinance. Ms. Billa Burke seconded the motion.

Ms. Frances Gonzalez, Special Projects Manager, Office of the City Manager, explained details of the proposal.

Mr. Webster noted that one of the apartment projects to be acquired and rehabilitated was erroneously identified to be within Council District 9, when it should have been identified as being within Council District 10. He stated that he did not know about this matter until earlier today.

After discussion, Mr. Webster made a substitute motion to postpone consideration of this matter for two weeks. Mr. Solis seconded the motion.

Mr. John Conditt, representing the San Antonio Housing Authority, stated that his organization has no problem with a two-week postponement.

The substitute motion then prevailed by the following vote: AYES: Flores, McClendon, Billa Burke, Avila, Solis, Herrera, Marbut, Peak, Webster, Thornton. NAYS: None. ABSENT: Ross.

The main motion, as substituted, then prevailed by the following vote; AYES: Flores, McClendon, Billa Burke, Avila, Solis, Herrera, Marbut, Peak, Webster, Thornton. NAYS: None. ABSENT: Ross.

Agenda item 28 was postponed for a period of two weeks.

96-14 The Clerk read the following Ordinance:

AN ORDINANCE 83,890

AUTHORIZING THE SAN ANTONIO HOUSING FINANCE CORPORATION TO ISSUE TAX-EXEMPT REVENUE BONDS NOT TO EXCEED \$3,470,000.00 TO PROVIDE FINANCING TO ACQUIRE AND REHABILITATE THE PEPPERIDGE APARTMENTS.

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

Ms. Frances Gonzalez, Special Projects Manager, Office of the City Manager, explained details of the proposal.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Flores, McClendon, Billa Burke, Avila, Solis, Herrera, Marbut, Peak, Webster, Thornton; NAYS: None; ABSENT: Ross.

96-14 The Clerk read the following Ordinance:

AN ORDINANCE 83,891

APPROVING THE JOB TRAINING PARTNERSHIP ACT'S TITLES 11A, IIC AND III MASTER PLAN FOR THE PROGRAM YEAR 1996 (JULY 1, 1996 - JUNE 30, 1997); AND AUTHORIZING THE MAYOR, AS THE CHIEF ELECTED OFFICIAL FOR HE CITY OF SAN ANTONIO, TO SIGN SAID MASTER PLAN.

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

Mr. Octavio Pena, Director of Internal Review, spoke to the Job Training Partnership Act (JTPA) Master Plans for Program Year 1996, and spoke specifically to certain cuts in federal funding involved.

Ms. Jennifer Jacobs, Alamo Workforce Development Council (AWDC), narrated a video presentation addressing details of the Master Plans for Titles IIA, IIC, and III. She spoke to the individual programs involved, their functions and funding, funding cuts involved, and their performance standards. She asked for Council approval in order to send the Master Plans on to the Texas Workforce Development Council by the April 12, 1996, deadline.

Mr. Solis emphasized the impact of the cuts in federal funding and how such funding will be handled at the state level. He spoke in support for the Master Plans, and noted that both Governor Bush and Ms. Diane Rath, chairperson of the Texas Workforce Development Council, are aware of the community needs involved.

Mayor Thornton at this point announced that Mr. Ross is absent from today's City Council meeting because, the religious observance of Passover beginning today.

(At this point, Mayor Thornton was obliged to leave the meeting. Mr. Webster presided in the absence of Mayor Pro Tem Ross.)

In response to a question by Ms. McClendon, Mr. Pena and Mr. Francisco Moncevais both spoke to the need to serve as many persons as possible in these programs, including those in adult job training.

In response to a question by Ms. McClendon, Ms. Jacobs explained that youth services funding is based upon certain policies and criteria, and with only 189 slots available to be funded, AWDC is seeking other funding sources to supplement the federal funding.

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

A discussion took place concerning AWDC's program policy of being 'client-driven' in nature, and long-term training needs and benefits.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Flores, McClendon, Billa Burke, Avila, Solis, Herrera, Marbut, Peak, Webster, Thornton; NAYS: None; ABSENT: Ross.

96-14 It was the concensus of City Council members present to undertake consideration of Agenda Item 40 at this time.

The Clerk read the following Ordinance:

AN ORDINANCE 83,892

APPROVING A FIREWORKS PERMIT FOR A DISPLAY TO BE HELD AT APPROXIMATELY 9:15 P.M., TUESDAY, APRIL 9, 1996, WITH A RAIN DATE OF WEDNESDAY, APRIL 10, 1996, IN CONJUNCTION WITH THE OPENING CEREMONIES OF THE SAN ANTONIO MISSIONS BASEBALL SEASON; AND DECLARING AN EMERGENCY.

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

Mr. Robert Ojeda, Fire Chief, explained the request for a fireworks display at the home opening ballgame of the San Antonio Missions at Wolff Municipal Stadium.

In response to a question by Mr. Solis, Mr. Burl Youngblood, General Manager, San Antonio Missions baseball club, explained that the concessions problem at the baseball stadium has been resolved, involving certain small, minority and women-owned business enterprise considerations.

Mr. Manuel Longoria, Assistant Director, Economic Development Department, stated that a final agreement is presently being negotiated

In response to a question by Mayor Thornton, Mr. Doug Campbell, representing Diamond Concessions, the concessionaire at the baseball stadium, briefly explained the agreement on concessions matters.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Flores, McClendon, Billa Burke, Avila, Solis, Herrera, Marbut, Peak, Webster, Thornton; NAYS: None; ABSENT: Ross.

96-14 It was the concensus of City Council members present to undertake consideration of Agenda Item 32 at this time.

The Clerk read the following Ordinance:

AN ORDINANCE 83,893

AUTHORIZING THE EXPENDITURE OF \$150.00 FROM THE DISTRICT 4 CONTINGENCY ACCOUNT FUND IN SUPPORT OF THE CITY'S YOUTH ATHLETIC PROGRAM BY HELPING TO PAY FOR THE COST OF UNIFORMS FOR THE 1ST YEAR MITE DIVISION OF ST. LEO'S CHURCH, AS REQUESTED BY COUNCILMAN HENRY AVILA.

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Flores, McClendon, Billa Burke, Avila, Solis, Herrera, Marbut, Peak, Webster, Thornton; NAYS: None; ABSENT: Ross.

96-14 The Clerk read the following Ordinance:

AN ORDINANCE 83,894

AUTHORIZING THE EXPENDITURE OF \$200.00 FROM THE DISTRICT 7 CONTINGENCY ACCOUNT FUND TO HELP THE SAN ANTONIO WHEELCHAIR ATHLETIC ASSOCIATION PURCHASE TWO (2) CHILDREN'S ATHLETIC RACING WHEELCHAIRS, AS REQUESTED BY COUNCILMAN BOB ROSS.

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Mr. Herrera made a motion to approve the proposed Ordinance.
Mr. Avila seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Flores, McClendon, Billa Burke, Avila, Solis, Herrera, Marbut, Peak, Webster, Thornton; NAYS: None; ABSENT: Ross.

96-14 City Clerk Norma S. Rodriguez spoke to the various Council Contingency Account funds already pledged, to which the Mayor added \$100 and Mr. Avila \$100.

The Clerk then read the following Ordinance:

AN ORDINANCE 83,895

AUTHORIZING THE EXPENDITURE OF MONIES FROM VARIOUS DISTRICT CONTINGENCY ACCOUNT TO HELP PURCHASE AND PRINT INVITATIONS, TO PAY FOR POSTAGE, TO PURCHASE GUARDIAN ANGEL PINS, AND TO PAY FOR DINNER TO HONOR TWENTY (20) SAFETY THROUGH ASSERTIVE RESPONSE (S.T.A.R.) VOLUNTEERS, AS REQUESTED BY COUNCILMAN JEFF S. WEBSTER.

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Flores, McClendon, Billa Burke, Avila, Solis, Herrera, Marbut, Peak, Webster, Thornton; NAYS: None; ABSENT: Ross.

96-14 The Clerk read the following Ordinance:

AN ORDINANCE 83,896

AUTHORIZING REIMBURSEMENT FROM THE DISTRICT 5 CONTINGENCY ACCOUNT FUND TO COUNCILMAN JUAN F. SOLIS IN THE AMOUNT OF \$2,100.00 FROM APRIL 1, 1996, TO APRIL 1, 1996, TO APRIL 30, 1996, FOR ADMINISTRATIVE SERVICES CONTRACTS WITH AARON SEAMAN AND GOYO ZEPEDA, AS REQUESTED BY COUNCILMAN JUAN F. SOLIS, III,.

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Flores, McClendon, Billa Burke, Avila, Solis, Herrera, Marbut, Peak, Webster, Thornton; NAYS: None; ABSENT: Ross.

96-14 The Clerk read the following Ordinance:

AN ORDINANCE 83,897

AUTHORIZING REIMBURSEMENT FROM THE DISTRICT 10 CONTINGENCY ACCOUNT FUND TO COUNCILMAN JEFF S. WEBSTER IN THE AMOUNT OF \$1,900.00 FROM APRIL 1, 1996, TO APRIL 30, 1996, FOR AN ADMINISTRATIVE SERVICES CONTRACT WITH MICHELE LEE THOMAS, AS REQUESTED BY COUNCILMAN JEFF S. WEBSTER.

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Flores, McClendon, Billa Burke, Avila, Solis, Herrera, Marbut, Peak, Webster, Thornton; NAYS: None; ABSENT: Ross.

96-14 The Clerk read the following Ordinance:

AN ORDINANCE 83,898

AUTHORIZING REIMBURSEMENT FROM THE DISTRICT 6 CONTINGENCY ACCOUNT FUND TO COUNCILMAN ROBERT A. HERRERA IN THE AMOUNT OF \$1,850.00 FROM APRIL 1, 1996, TO APRIL 30, 1996, FOR AN ADMINISTRATIVE SERVICES CONTRACT WITH CHRISTINA BORREGO, AS REQUESTED BY COUNCILMAN ROBERT A. HERRERA.

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Flores, McClendon, Billa Burke, Avila, Solis, Herrera, Marbut, Peak, Webster, Thornton; NAYS: None; ABSENT: Ross.

Mr. Solis asked why the state has changed certain local speed limits, although the City Council had taken a stand against the higher speed limits within San Antonio, and voiced his concern that the Texas Department of Transportation has said that the City of San Antonio was 'unresponsive' in this matter.

Mr. John German, Director of Public Works, stated his belief that the City has not been unresponsive, and he spoke to a brief history of this matter, expressing his opinion that it is misleading to call differences 'unresponsiveness'. He noted that the City had questions about raising the speed limit on only four segments of the highway system within the city limits, and stated that TxDOT had adopted 80 per cent of the City's recommendations in this matter at its meeting of last week.

Mr. Alexander E. Briseno, City Manager, stated that staff would have a map prepared for City Council members, outlining the new speed limits, by next week.

96-14 It was the concensus of City Council members present to undertake consideration of Agenda Item 31 at this time.

The Clerk read the following Resolution:

A RESOLUTION NO: 96-14-12

SUPPORTING A PROCESS FOR THE CREATION OF A MAYOR'S CITIZEN COMMITTEE ON WATER PLAN AND POLICY DEVELOPMENT FOR SAN ANTONIO AND BEXAR COUNTY AND REQUESTING THE SUPPORT OF THE SAN ANTONIO WATER SYSTEM BOARD FOR THIS ENDEAVOR.

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Mr. Flores made a motion to approve the proposed Resolution.
Mr. Solis seconded the motion.

Mayor Thornton noted that San Antonio has no water plan that is acceptable to all, and spoke to his concern that a comprehensive plan on this matter needs to be in place. He reviewed discussions and past history of elections on the water plans presented. He then spoke to proposed new considerations of legal and political aspects of the matter, as well as previous considerations, and stated that a new goal is needed to agree on a water plan. He spoke to the negotiating and mediation skills of the persons being considered to lead the City through this new process, and spoke to the reputations of Mr. Rafael Aldave and Mr. John Folk Williams as 'facilitators'.

Mayor Thornton spoke to the need for a defined process to follow in order to complete the process for an agreed-upon water plan, and addressed the costs involved versus past costs. He then addressed the lack of a water plan as a gamble with the city's future, if no such plan is formulated. He then spoke to his belief that Mr. Ross and Mr. Flores will take active roles in this new endeavor.

Mr. Flores noted that all parties need to be involved, and spoke to his hope that a water plan will result.

Mr. Joe Aceves, President and Chief Operating Officer, San Antonio Water System, spoke to plans for a "Mayor's Citizen Committee on Water". A copy of the outline of his presentation is made a part of the papers of this meeting. He stated that everyone will be involved in this collaborative effort, and outlined the four-fold program, noting that SAWS will fund the hiring of the two facilitators involved. He explained that their recommendations will be forthcoming in about four weeks, after assessments are made of all parts of this issue. He noted that this is the beginning of the 'committee process', and expressed his belief that this is a better way in which to approach this situation than those followed in the past.

Mr. Rafael Aldave stated that this will be a new era and a difficult collaborative process, and addressed his view of the current situation and an overview of the new process.

Mr. John Folk Williams, Santa Fe, New Mexico, spoke to the need for a program of broad credibility throughout the community.

Mr. Tom Culbertson, 511 Westwood, spoke to the need to develop a realistic water plan for San Antonio, with all parties working together, utilizing science, technology and economics together. He commended Mr. Flores for initiating the request for such a plan.

Mr. Jack Finger, P.O. Box 12048, San Antonio, thanked Mr. Flores for establishing the process to develop a master water plan, stating that the sentiments of the community need to be considered. He stated that all recommendations must be technically feasible and reflect protection of our water supply.

Mr. Webster read the wording of the proposed Resolution, and spoke in support for its tone, stating his belief that this process will resolve the issue through negotiations, not argument.

Mr. Peak spoke to his concerns that the City Council might have to necessarily commit to recommendations made as a guide to future decisions.

Mr. Aceves clarified the process, noting that the City Council need only 'consider' the recommendations being made.

Discussion ensued concerning how the committee's efforts and work will be carried out.

Mr. Aceves and Mayor Thornton noted that SAWS will provide the staff support to this process, but will not be the 'driving force' behind the committee.

Mayor Thornton noted that the process removes the perception of politics from being a consideration.

Discussion then took place concerning the estimated \$150,000 cost for the program, to be funded by SAWS, during which it was determined that SAWS had incurred some \$40 million in unrecoverable costs in connection with the Applewhite Reservoir matter.

Mr. Aceves estimated that the committee's work will be completed by the end of this year, although that is not a deadline.

In response to a question by Mr. Peak, Mr. Williams spoke to details of his background of past local experience as a facilitator on a regional water plan for the Edwards Aquifer, at the request of the State of Texas. He also stated that the Edwards Underground Water District has retained him to study certain aquifer data.

Mr. Solis thanked all who worked on local water matters in San Antonio's past year, and spoke to the importance of concensus on such matters now.

Mayor Thornton read the text of the Resolution, stressing the need to pull the community together politically on this matter, and to have all aspects of every issue explored.

After consideration, the motion, carrying with it the passage of the Resolution, prevailed by the following vote: AYES: Flores, McClendon, Billa Burke, Solis, Herrera, Marbut, Peak, Webster, Thornton; NAYS: None; ABSENT: Avila, Ross.

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96-14 (At this point, Mayor Thornton was obliged to leave the meeting. Mr. Webster presided in the absence of both the Mayor and Mayor Pro Tem.)

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96-14 PUBLIC HEARING AND CONSIDERATION OF AN ORDINANCE REGARDING NEW GUIDELINES AND CRITERIA FOR TAX PHASE-IN AND REINVESTMENT ZONES.

Mr. Webster, presiding, declared the Public Hearing to be open.

Mr. Clint Bolden, Director of Economic Development, narrated a video presentation of the proposed new Guidelines and Criteria for Tax Phase-ins and Reinvestment Zones, a copy of which is made a part of the papers of this meeting.

Mr. David McAllister, representing the Real Estate Council of San Antonio, spoke in support for the new guidelines and criteria, and addressed the reasons for that support by his organization. He spoke in support of equal tax phase-ins for hotel development, no matter where in the city they are located.

Mr. Doug Leonhard, representing La Cantera Development Company, addressed the importance of tax phase-ins to economic development in San Antonio, and spoke to specifics of the new recommendations and his assessment of them, relative to health benefits and dependent coverage matters.

There being no further citizens signed to speak to this matter, Mr. Webster, presiding, declared the Public Hearing to be closed.

Mr. Peak noted that small-business guidelines still are being worked on and will be coming to City Council for consideration at a later date, noting that this is the segment which creates most of San Antonio's new jobs.

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

Ms. McClendon spoke of the good process involved in this matter.

Mr. Bolden noted that City Council can revise these guidelines in less than two years.

The City Clerk read the following Ordinance:

AN ORDINANCE 83,899

ADOPTING NEW CITY OF SAN ANTONIO GUIDELINES AND CRITERIA FOR TAX PHASE-IN AND REINVESTMENT ZONES FOR A TWO-YEAR PERIOD ENDING APRIL 4, 1998.

* * * *

Mr. Herrera 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: Flores, McClendon, Herrera, Peak, Webster, Thornton; NAYS: Marbut; ABSENT: Billa Burke, Avila, Solis, Ross.

96-14 PUBLIC HEARING AND CONSIDERATION OF ORDINANCE REPROGRAMING CDBG FUNDS.

Mayor Thornton declared the Public Hearing to be open.

Mr. Andrew Cameron, Director of Housing & Community Development, narrated a video presentation of the proposed reprogramming of Community Development Block Grant (CDBG) funds, a copy of which is made a part of the papers of this meeting.

Ms. Jackie Pepper, representing the Kings Court Housing Foundation, spoke in favor of the reprogramming action proposed, since her group's project is included.

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

Mr. Herrera spoke to the need for CDBG-funded assistance for projects in District 6, as well.

Mr. Solis addressed the importance of the Rip Rap 69 Project.

Discussion ensued concerning that project and its costs.

The City Clerk read the following Ordinance:

AN ORDINANCE 83,900

AUTHORIZING THE REPROGRAMMING OF COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS IN THE AMOUNT OF \$745,440.40 AVAILABLE FROM THE DISTRICT 1 PROJECT, DISTRICT 3 PROJECT, DISTRICT 4 PROJECTS, DISTRICT 5 PROJECT FLOAT RESOURCES, AND THE CITY-WIDE PROGRAM CONTINGENCY/INCOME ACCOUNT TO ADDRESS EXISTING PROJECT SHORTFALLS; REVISING THE APPROPRIATE CDBG BUDGET; AND AUTHORIZING THE EXECUTION AND SUBMISSION OF CONTRACTS AND OTHER DOCUMENTS AS NECESSARY IN CONNECTION THEREWITH.

* * * *

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: McClendon, Solis, Herrera, Marbut, Peak, Webster, Thornton; NAYS: None; ABSENT: Flores, Billa Burke, Avila, Ross.

96-14 MOMENT OF SILENCE IN HONOR OF THE LATE MR. RON BROWN

Ms. McClendon asked that the City Council, staff and audience stand and pause for a moment of silence to remember the late Mr. Ron Brown, Secretary of Commerce, killed in a plane crash in Bosnia.

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96-14 City Council recessed its regular session at 3:18 P.M., reconvening at 4:04 P.M.
- - -

96-14 PUBLIC HEARING - WIRELESS COMMUNICATION SYSTEMS

Mr. Peak, presiding in the temporary absence of the Mayor and the Mayor Pro Tem, declared the Public Hearing to be open.

Mr. Rick Vasquez, Planning Department, explained the proposed amendments to Chapter 35 of the City Code, the Unified Development Code, dealing with new regulations governing Wireless Communication Systems and its three-tiered permitting system. He narrated a video presentation, a copy of which is made a part of the papers of this meeting. He then spoke to the proposed timetable for adoption of the actual ordinance in this matter.

The following individual appeared to speak:

Mr. Bebb Francis, attorney representing PCS Prime Co, thanked City staff for working with the telecommunications industry on the permitting process over a period of some 10 weeks, and spoke to the matter of the study of co-location such services.

Ms. Mari Madla, representing Sprint Spectrum, spoke in support for co-location of such systems and the three-tiered permitting process.

Mr. Stanley Waghalter, 2351 West Mulberry Avenue, Chairman, San Antonio Coalition of Neighborhood Organizations, spoke in support for the inspection requirement for the towers involved.

Mr. Harry Jewett, representing AT&T Wireless Services, spoke in support of the approach being taken on this topic by the City and its inclusion of the industry in its formulation of regulations.

Mr. Peak thanked all involved for their hard work and addressed the need to limit the number of such telecommunication systems towers erected in San Antonio. He then closed the Public Hearing.

Mr. Solis thanked Mr. Vasquez and Planning Department staff for its work on the matter, and spoke in its support.

Mr. Peak noted that the Council will be adopting the actual ordinance involved at its April 11, 1996 City Council meeting.

Mr. Alexander E. Briseno, City Manager, reiterated that the actual ordinance will be on next week's Council agenda for action, although it was advertised for action today.

Mr. David Pasley, Director of Planning, spoke to certain refinements he would like to make in the ordinance over the next week.

Mr. Frank Garza, First Assistant City Attorney, noted that Council could legally act on this matter today, if it wished, since it had been advertised.

Ms. McClendon and Mr. Herrera both spoke to certain changes in the proposed ordinance that they would like to see.

Mr. Briseno noted that the matter, as posted for today, was worded in such a way that the proposed changes being suggested could not be acted upon today. He recommended giving the matter more time, until next week's Council meeting, noting that the Zoning Commission has made certain recommendations of its own in the matter and the actual proposed ordinance will be presented to City Council at next week's meeting.

Ms. McClendon and Mr. Herrera agreed to withdraw their individual recommendations for changes at this time.

Mr. Briseno stated that a new staff memorandum is being drafted for next week, addressing the suggested changes to the proposed ordinance.

Mr. Pasley spoke to the publication requirements of the proposed ordinance and the reasons for delaying enactment of that ordinance until next week's meeting.

Mr. Briseno spoke to the Zoning Commission's comments and suggestions, and the fact that the entire package was not ready for delivery to City Council last Friday, containing all of the necessary data.

Mr. Vasquez addressed some of the details of the Zoning Commission's recommendations that will be addressed in the staff memorandum being drafted for City Council now. He noted that City staff will not be recommending inclusion of the Zoning Commission's recommendations next week.

Mr. Peak noted that the Public Hearing aspect of this matter now has been concluded, and the ordinance will be considered formally by City Council next week.

96-14

CITIZENS TO BE HEARD

Mr. Howard Peak presided as Acting Mayor in the absence of Mayor Thornton and Mayor Pro-Tem Ross

April 04, 1996
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MR. GUILLERMO GARCIA SMYTHE

Mr. Smythe reiterated comments he has made to the City Council at various Council meetings relative to the manner in which he is being treated by city police. In response to his request to meet with a police representative, Assistant City Manager Rolando Bono asked Mr. Smythe to meet with Ms. Terri Vasquez-Romero, Council Coordinator, who would direct him to the proper police authorities.

TAX CAB DRIVERS

A group of taxi drivers appeared before the City Council protesting the actions of City staff and what they feel to be retribution and admonishments for coming to the Council on previous occasions. They spoke in particular to objecting to tickets they are being issued for not wearing proper uniforms. They stated that they have been unsuccessful in trying to present their concerns to the Council's Transportation Committee.

Those speaking were:

Odette Pollock
Cruz Chavira
Duretta Smith
Leanna Jamie Loutides
Virginia Reyes
Benny Canales
Tom Morgan
Gary Brandenburg
Bill Robertson

* * * * *

After much discussion of several of the issues, Councilmembers Solis, McClendon, and Flores, stated that they would ask Councilman Marbut, Chair of this Committee, to convene a meeting and to allow the taxicab drivers to present their concerns. Mr. Flores stated that he would follow up to make certain that such a meeting is called.

LOWELL MIDDLE SCHOOL

A group of students from Lowell Middle School appeared to speak to the City Council about a student council project they have worked on entitled, "Proposed Neighborhood Exercise Track." The students stated that they have made this presentation to the San Antonio Independent School District Board of Trustees as well. Their main objective is to provide a safe place for adults and children in their immediate vicinity

to exercise and play. (A copy of their presentation is on file with the papers of this meeting). Those students appearing to speak before the Council were:

- Crystal Lovett
- Valier Guerra
- Melissa Villarreal
- Conrad Martinez
- Jeffrey Delgado
- Anabelle Torres
- Samuel Rodriguez
- Robert Rodriguez

Councilman Solis commended the students for their initiative and had asked them to come to the Council to demonstrate this CDBG project as one which was made possible through the Council's passage of the Ordinance. He also wanted to give the students an opportunity to thank the Council for making it possible.

MR. HENRY RODRIGUEZ

Mr. Henry Rodriguez representing LULAC Council #4383 spoke to the City Council about the actions which had taken place recently in Riverdale, California concerning the assault by peace officers of undocumented Mexican workers. He asked that the City Council take a stand in protest and condemning these actions by whatever means they saw fit.

96-14 There being no further business to come before the Council, the meeting was adjourned at 5:40 P.M.

A P P R O V E D
M A Y O R



Attest:

Henry J. Rodriguez
C I T Y C L E R K

April 4, 1996

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 appropriate departments for investigation and report to the City Council:

March 21, 1996

Petition submitted by Mr. and Mrs. Milton Zaiontz, 1935 Edison Drive, San Antonio, Texas 78205, on behalf of concerned neighbors, requesting that the City of San Antonio demolish the dangerous structure at 1931 Edison Drive which burned on September 19, 1995.

March 22, 1996

Petition submitted by Ms. Delia Barrientos, 162 Gifford, Apt. A, San Antonio, Texas 78211, on behalf of concerned neighbors, requesting that the City of San Antonio close down La Quebradita Club located at 606 New Laredo Hwy, to protect the surrounding families and property.

/s/ Norma S. Rodriguez
City Clerk