

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO, HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY, SEPTEMBER 6, 1990.

* * * *

The meeting was called to order by the Presiding Officer, Mayor Lila Cockrell, with the following members present: BERRIOZABAL, WEBB, DUTMER, WING, THOMPSON, VERA, WOLFF, LABATT, HASSLOCHER, COCKRELL. Absent: MARTINEZ.

- - -
90-39 The invocation was given by Reverend Robert Miller, Jr., Calvary Baptist Church.

- - -
90-39 The members of the City Council and the audience joined in the Pledge of Allegiance to the flag of the United States.

- - -
90-39 The minutes of the regular City Council meetings of July 26, 1990 and August 2, 1990 were approved.

- - -
90-39 "AT YOUR SERVICE" SPECIAL AWARD

MARIA GONZALES

City Manager, Alexander Briseno, recognized Ms. Maria Gonzales, Secretary to Budget Director, Skip Noe, for eight years of exceptional work in the City of San Antonio, and presented her with the "At Your Service" Special Award.

Mayor Cockrell and Council members thanked Ms. Gonzales for a job well done.

HISPANIC AMERICAN FAMILY OF THE YEAR DAY

Mayor Cockrell read the following Proclamation:

WHEREAS, the Hispanic American Family of the Year Foundation will hold its third Annual Texas Hispanic American Family of the Year Awards in San Antonio on September 7, 1990; and

WHEREAS, the Hispanic American Family of the Year Foundation is a nonprofit corporation founded to honor those families who have contributed much time and effort in building up our state and country through examples of love, patriotism, and service in their communities, and serve as "Role Models"; and

WHEREAS, the main objective of the program is to provide an opportunity for the community to express appreciation to outstanding Texas families for their exemplary lives and service to others, inspiring other families to strengthen or rebuild family relationships; and

WHEREAS, the Hispanic American Family of the Year Foundation has awarded over \$135,000 in educational scholarships since its creation in 1985; and

WHEREAS, the seven finalists competing for the honor of "Hispanic American Family of the Year" are Jimmie and Josefina Briseno, Sr., Jerry and Delma Fuentes, State Representative Gregory and Helen Luna, Daniel and Choco Meza, Jesse and Elena Oviedo, Dr. Guillermo and Shahrzad Pulido, and District Attorney Fred and Carolyn Rodriguez.

NOW, THEREFORE, I, LILA COCKRELL, Mayor of the City of San Antonio, in recognition thereof, do hereby proclaim September 7, 1990, to be

"HISPANIC AMERICAN FAMILY OF THE YEAR DAY"

in San Antonio, Texas.

* * * *

Mrs. Sylvia Kemp, member of the Board of the Hispanic American Family of the Year Foundation, accepted the Proclamation.

Mayor Cockrell commended the organization for their commitment to public service.

90-39

ALCALDE PRESENTATION: BERNIE KEMP

Mayor Lila Cockrell read and presented an Honorary Alcalde to Mr. Bernie Kemp, founder of the Hispanic American Family of the Year Foundation.

Mrs. Dutmer extended warmest congratulations to participants in the Hispanic Family of the Year Event, stating they were a good example of the family unit.

Mr. Bernie Kemp stated he was proud of these families, as they are the backbone of America. He then thanked everyone for their nominations of these special families and that they are all winners.

- - -
90-39

LITERACY WEEK ACTIVITIES

Mayor Cockrell, at this time, acknowledged receipt of the gift of individual yellow roses which had been presented by a 72 year old graduate of the Literacy Program.

Ms. Vera spoke of other upcoming events in celebration of the Literacy Week.

- - -
90-39 Mrs. Dutmer spoke on a point of personal privilege regarding last night's budget meeting. She was concerned with the fact that many things were taken out of context and reported by the media with an unfavorable slant against herself and Dr. Victor Rodriguez, San Antonio Independent School District Superintendent.

- - -
90-39 CONSENT AGENDA

Mrs. Dutmer made a motion to approve Agenda Items 9 through 41, constituting the Consent Agenda, with Items 9, 13, 29, 35, and 36 being pulled for individual consideration. Mr. Hasslocher seconded the motion.

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

AN ORDINANCE 72,188

ACCEPTING THE PROPOSAL OF CCMI/MCGRAW-HILL TO PROVIDE THE INFORMATION RESOURCES DEPARTMENT WITH INFORMATION RESOURCES DEPARTMENT WITH Q-TEL 9000 COMPUTER SOFTWARE FOR LONG DISTANCE BILLING AT A COST OF \$8,595.00.

* * * *

AN ORDINANCE 72,189

ACCEPTING THE LOW BID OF APPLIED ECONOMETRICS, INC., TO PROVIDE THE CONVENTION AND VISITORS BUREAU WITH COMPUTER SOFTWARE TO ASSIST IN CONVENTION MARKETING EFFORTS AT A COST OF APPROXIMATELY \$20,500.00.

* * * *

AN ORDINANCE 72,190

CANCELLING THE CONTRACT WITH AMA ENTERPRISES, INC., FOR TRUCK BODIES AND AWARDING IT TO TEXAS EQUIPMENT COMPANY AND FRUEHAUF TRAILER OPERATIONS FOR A TOTAL OF \$91,536.26.

* * * *

AN ORDINANCE 72,191

ACCEPTING THE LOW BID OF TEHCO, INC., FOR UNDERGROUND TANK REMOVAL AND REMEDIAL WORK ON AN ANNUAL CONTRACT BASIS FOR A TOTAL OF APPROXIMATELY \$17,000.00.

* * * *

AN ORDINANCE 72,192

ACCEPTING THE PROPOSAL OF SOUTHWESTERN BELL MOBILE SYSTEMS FOR CELLULAR MOBILE TELEPHONE SERVICE ON A CONTRACT BASIS FOR THE CITY OF SAN ANTONIO.

* * * *

AN ORDINANCE 72,193

ACCEPTING THE LOW BID OF XEROX CORPORATION TO PROVIDE FOR THE LEASE OF A COPIER FOR THE SAN ANTONIO POLICE DEPARTMENT FOR A TOTAL OF

APPROXIMATELY \$2,350.00 PER MONTH.

* * * *

AN ORDINANCE 72,194

ACCEPTING THIRTY-EIGHT LOW QUALIFIED BIDS OF VARIOUS VENDORS TO FURNISH THE CITY OF SAN ANTONIO WITH CERTAIN MATERIALS AND SERVICES BEING PURCHASED ON AN ANNUAL CONTRACT BASIS, SAID CONTRACTS COVERING FY 1990-91.

* * * *

AN ORDINANCE 72,195

ACCEPTING THE LOW BID OF S. A. WINCO, INC., IN THE AMOUNT OF \$577,751.73 TO PROVIDE FOR CONSTRUCTION SERVICES IN CONNECTION WITH THE FIVE PALMS FROM PEARSALL ROAD TO KIM VALLEY PROJECT; AUTHORIZING THE EXECUTION OF A CONSTRUCTION CONTRACT; AUTHORIZING \$40,442.62 FOR THE CONSTRUCTION CONTINGENCY; AUTHORIZING \$8,563.14 PAYABLE TO SINCLAIR ENGINEERING COMPANY; AND PROVIDING FOR PAYMENT.

* * * *

AN ORDINANCE 72,196

ACCEPTING THE PROPOSAL OF BROWN ENGINEERING COMPANY IN THE AMOUNT OF \$12,950.00 TO PROVIDE FOR DESIGN PLANS FOR THE BABCOCK AND ECKERT ROAD INTERSECTION; AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES CONTRACT; AND PROVIDING FOR PAYMENT.

* * * *

AN ORDINANCE 72,197

ACCEPTING THE LOW BID OF V. K. KNOWLTON PAVING CONTRACTOR, INC., IN THE AMOUNT OF \$703,973.67 TO PROVIDE FOR CONSTRUCTION SERVICES IN CONNECTION WITH THE VALLEY HI-IH 410 TO LACKLAND AFB PROJECT; AUTHORIZING THE EXECUTION OF A CONSTRUCTION CONTRACT AUTHORIZING 449,278.16 FOR THE CONSTRUCTION CONTINGENCY; AUTHORIZING 42,884.91 PAYMENT TO GRANT ENGINEERING FOR ENGINEERING SERVICES; AND PROVIDING FOR PAYMENT.

* * * *

AN ORDINANCE 72,198

AUTHORIZING PAYMENT OF AN ADDITIONAL \$44,738.66 TO THE CONTRACT WITH GARCIA AND WRIGHT CONSULTING ENGINEERS, INC., FOR ENGINEERING SERVICES IN CONNECTION WITH THE HARRY WURZBACH DRAINAGE NO. 75 PROJECT - PHASE II.

* * * *

AN ORDINANCE 72,199

ACCEPTING THE PROPOSAL OF VICKREY AND ASSOCIATES, INC., IN THE AMOUNT OF \$2,000.00 TO PROVIDE FOR PLATTING, SURVEYING, AND RECORDATION SERVICES IN CONNECTION WITH THE FIRE STATION NO. 35 REPLATTING PROJECT; AUTHORIZING THE EXECUTION OF \$1,000.00 FOR MISCELLANEOUS EXPENSES; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

* * * *

AN ORDINANCE 72,200

ACCEPTING THE PROPOSAL OF GUSTAVE HEYE AND ASSOCIATES, A.I.A. ARCHITECTS, IN THE AMOUNT OF \$50,576.00 TO PROVIDE FOR ARCHITECTURAL SERVICES RELATED TO THE SAN ANTONIO POLICE DEPARTMENT PROPERTY STOREROOM AT LEVEL TWO OF THE MUNICIPAL COURTS/PUBLIC INEBRIATE PROGRAM TO BE LOCATED IN THE MAGNETIC PERIPHERAL BUILDING AT 401 S. FRIO STREET; AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES CONTRACT; AND PROVIDING FOR PAYMENT.

* * * *

AN ORDINANCE 72,201

AUTHORIZING PAYMENT OF AN ADDITIONAL \$5,412.43 TO THE CONTRACT WITH THE SOUTHERN PACIFIC TRANSPORTATION COMPANY FOR WORK DONE BY THE RAILROAD IN CONNECTION WITH THE WURZBACH ROAD FROM VANCE JACKSON TO LOCKHILL SELMA PROJECT.

* * * *

AN ORDINANCE 72,202

APPROVING FIELD ALTERATION NO. 5 IN THE AMOUNT OF

\$28,501.20 TO THE CONTRACT WITH DEAN WORD COMPANY TO PROVIDE FOR ADJUSTMENTS IN CONNECTION WITH THE BARBARA DRIVE DRAINAGE #73A OUTFALL PROJECT.

* * * *

AN ORDINANCE 72,203

ACCEPTING THE DEDICATION OF A SEWER AND STORM DRAINAGE EASEMENT IN CONNECTION WITH THE HARRY WURZBACK DRAINAGE PROJECT #75 AND ACCEPTING THE DEDICATION OF AN EASEMENT IN CONNECTION WITH THE BULVERDE ROAD - NACOGDOCHES TO PERRIN BEITEL PROJECT.

* * * *

AN ORDINANCE 72,204

APPROVING A 25 YEAR LICENSE AGREEMENT FOR A FEE OF \$500.00 BETWEEN THE CITY OF SAN ANTONIO AND GREGORY L. SMITH TO ENCROACH ON CITY RIGHT-OF-WAY, TWO (2) FEET BY APPROXIMATELY 35 FEET ONTO A 20 FOOT WIDE IMPROVED ALLEY WITH AN EXISTING GARAGE, ADJACENT TO THE NORTHERLY EDGE OF LOTS 29, 30, AND 31, BLOCK 31, NEW CITY BLOCK 1822, INADVERTENTLY BUILT ON SAID ALLEY, WHICH IS BOUNDED BY WEST MAGNOLIA AVENUE ON THE NORTH, GRANT AVENUE ON THE EAST, WEST MISTLETOE AVENUE ON THE SOUTH, AND MICHIGAN AVENUE ON THE WEST.

* * * *

AN ORDINANCE 72,205

AUTHORIZING A PROFESSIONAL SERVICES CONTRACT WITH GEORGE SCOTT BINFORD, FOR PREPARATION OF RIGHT-OF-WAY ACQUISITION APPRAISALS FOR THE ISOM ROAD - SAN PETRO TO RAMSEY PROJECT AND AUTHORIZING PAYMENT UP TO \$10,000.00.

* * * *

AN ORDINANCE 72,206

APPROPRIATING \$7,700 IN COSTS FOR FEE TITLE TO A PORTION OF LOTS 1, 2, AND 3, NCB 6393, BEXAR COUNTY, TEXAS, IN FULL AND FINAL SETTLEMENT OF CONDEMNATION PROCEEDING 89ED-0011 WHICH IS NEEDED FOR THE CHICAGO/FAIR AVENUE PROJECT AND AUTHORIZING

DISBURSEMENT AND DISPOSITION OF SUCH SUMS.

* * * *

AN ORDINANCE 72,207

AUTHORIZING AND DIRECTING THE EXECUTION OF A PARTIAL RELEASE OF LEASE COVERING 3127 SQUARE FEET OF LAND (0.072 OF AN ACRE) IN THE ANSELMO PRU SURVEY NO. 20, ABSTRACT NO. 574, COUNTY BLOCK 4766, NOW NEW CITY BLOCK 14860 IN THE CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS, AND ALSO BEING A PART OF THE 2.9105 ACRE TRACT LEASED TO THE CITY OF SAN ANTONIO BY THE BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM AS THE PRESENT LOCATION OF FIRE STATION NO. 34 FOR THE PURPOSE OF PERMITTING IMPROVEMENTS TO STATE LOOP 1604 AND BABCOCK ROAD BY THE STATE DEPARTMENT OF HIGHWAYS AND PUBLIC TRANSPORTATION.

* * * *

AN ORDINANCE 72,208

AUTHORIZING AND DIRECTING THE EXECUTION OF A QUITCLAIM TO THE COUNTY OF BEXAR COVERING A STRIP OF LAND ADJACENT TO THE SOUTH LINE OF LOT 3, NEW CITY BLOCK 13418 CONTAINING AN AREA OF 408 SQUARE FEET AND DEDICATED BY PLAT AS NUEVA STREET RIGHT-OF-WAY, BUT NOT ACCEPTED OR IMPROVED FOR STREET PURPOSES BY THE CITY OF SAN ANTONIO.

* * * *

AN ORDINANCE 72,209

AUTHORIZING THE 1990/91 COMMUNITY ACTION PROGRAM; AUTHORIZING AN APPLICATION TO THE TEXAS DEPARTMENT OF COMMUNITY AFFAIRS AND ACCEPTANCE OF A CONTINUATION GRANT OF \$1,116,802.00; APPROVING A BUDGET AND PERSONNEL POSITIONS; AUTHORIZING DELEGATE AGENCY CONTRACTS; AND AUTHORIZING LEASE OF SITES.

* * * *

AN ORDINANCE 72,210

AUTHORIZING PAYMENT IN THE AMOUNT OF \$10,000.00 TO THE U. S. DEPARTMENT OF STATE IN REIMBURSEMENT FOR FOREIGN SERVICE OFFICER WILLIAM S. TILNEY FOR SERVICE IN THE MAYOR'S OFFICE FOR THE PERIOD OF

AUGUST 1987 TO AUGUST 1988, UNDER THE PEARSON PROGRAM.

* * * *

AN ORDINANCE 72,211

CLOSING CHAROLAIS STREET, BETWEEN BRANDING IRON AND SANTA GERTRUDES STREET, FROM 12:00 P.M., ON SATURDAY, SEPTEMBER 8, 1990, UNTIL 12:00 P.M. ON SUNDAY, SEPTEMBER 9, 1990, TO ALLOW RESIDENTS OF CHAROLASIS STREET TO HOLD A BLOCK PARTY IN SUPPORT OF THEIR NEIGHBORHOOD CRIME WATCH.

* * * *

AN ORDINANCE 72,212

CLOSING A PORTION OF LABOR STREET ON OCTOBER 6, 1990, SO THAT IT MAY BE USED BY THE HEMISFAIR SOUTH-LAVACA NEIGHBORHOOD ASSOCIATION FOR A NEIGHBORHOOD FAIR.

* * * *

AN ORDINANCE 72,213

CLOSING CAMINO SANTA MARIA, BETWEEN COLGATE AND CULEBRA, FROM 12:00 P.M. ON SATURDAY, OCTOBER 13, 1990, UNTIL 9:00 A.M. ON MONDAY, OCTOBER 15, 1990, TO ALLOW THE HOLY ROSARY PARISH TO HOLD ITS ANNUAL CAMINO SANTA MARIA STREET FESTIVAL.

* * * *

AN ORDINANCE 72,214

CLOSING A PORTION OF EAST FRENCH STREET ON OCTOBER 20, 1990, SO THAT IT MAY BE USED BY SAN ANTONIO ACADEMY OF TEXAS FOR ITS FALL HARVEST FESTIVAL.

* * * *

AN ORDINANCE 72,215

CLOSING SOUTH SAN AUGUSTINE ST., BETWEEN WEST COMMERCE AND BUENA VISTA STREETS, ON SUNDAY, OCTOBER 28, 1990, FROM 10:00 A.M. UNTIL 12:00 A.M. SO THAT IT MAY BE USED BY ST. JUDE'S CATHOLIC CHURCH FOR ITS ANNUAL FALL FESTIVAL.

* * * *

90-39 Councilman Hasslocher, on a point of Personal Privilege, thanked Mr. Brantly, Southwestern Bell Mobile representative, on behalf of the Botello and Seeman families, for the communications provided for the searches.

90-39 The Clerk read the following Ordinance:

AN ORDINANCE 72,216

DECLARING A PUBLIC NECESSITY TO OBTAIN FEE TITLE TO A PORTION OF LOT 6, NCB 1917 AND EASEMENTS OVER LOTS 6 AND 12, NCB 1917, AS PART OF THE FREDERICKSBURG ROAD-FIVE POINTS PROJECT.

* * * *

Mr. William Wood, Assistant City Attorney, explained the reason why this ordinance was brought back to City Council.

Ms. Candy Ramirez spoke against the Ordinance and displayed a drawing rendition to explain her objections.

Ms. Berriozabal informed her the State was preparing to expand Fredericksburg Road to seven lanes.

Mr. Joe Aceves stated the need for a second structure.

Ms. Berriozabal 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: Berriozabal, Dutmer, Vera, Wolff, Labatt, Hasslocher, Cockrell; NAYS: None; ABSENT: Webb, Wing, Martinez, Thompson.

90-39 The Clerk read the following Resolution:

A RESOLUTION NO. 90-39-50

ACCEPTING THE FINAL REPORT OF THE SAN ANTONIO PUBLIC LIBRARY LONG RANGE PLAN AND MAIN LIBRARY SPACE NEEDS ANALYSIS.

* * * *

Mr. Karl Wurz spoke to the City Council regarding his own plan for the future of the San Antonio Public Library. He also asked that the wording in the Resolution before the Council for their consideration be changed so it will read, "A Resolution receiving the final report of the San Antonio Public Library Long Range Plan and Main Library Space Needs Analysis." A copy of Mr. Wurz' statement is on file with the papers of this meeting.

Mr. David Leamon, Director of the Library, stated this is not a "carte blanche" approval, but every phase of the project will need approval by the Council.

Ms. Berriozabal expressed interest on the 12,000 square foot library to be considered in District 1, which she feels is an area of great need.

Mr. Wolff stated this long range plan provides for a 30 to 40 year projection.

Mayor Cockrell thanked Councilman Wolff, who is the Council liaison to the library, and his wife, Tracy, who is serving as Public Relations Chair for the Library Foundation, for their efforts.

Mr. Thompson stated it is critical that the public is made aware of the need for this plan.

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

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

- - -
90-39 The Clerk read the following Ordinance:

AN ORDINANCE 72,217

RATIFYING TWO PAYMENTS TO THE TEXAS DEPARTMENT OF HEALTH, TALLING \$31,040.00 (\$17,450.00 FROM THE K.M. NG & ASSOCIATES, INC. CONTRACT AND \$13,590.00 FROM THE RABA-KISTNER CONTRACT), FOR FINES ASSESSED AGAINST THE SOLID WASTE PROGRAM; AUTHORIZING THE REIMBURSEMENT TO K.M. NG & ASSOCIATES, INC., IN THE

AMOUNT OF \$17,450.00; AND AUTHORIZING AND RATIFYING THE REIMBURSEMENT TO RABA-KISTNER IN THE AMOUNT OF \$13,590.00.

* * * *

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

Mr. Joe Aceves, Director of Public Works, explained the need for acceptance of the Ordinance at this time.

City Manager Alexander Briseno, in response to a question by Mrs. Berriozabal, stated the District Attorney and Staff Committee are going over 40 boxes of information and that the final report will be forthcoming in 30 to 45 days.

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

- - -
90-39 The Clerk read the following Ordinance:

AN ORDINANCE 72,218

ACCEPTING THE PROPOSAL OF DAVIS-RUPE ARCHITECTS, INC., IN THE AMOUNT OF \$57,255.00 FOR ARCHITECTURAL SERVICES RELATED TO THE EXIT SAFETY IMPROVEMENTS/ ADDITIONAL SEATING AT THE HEMISFAIR ARENA; AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES CONTRACT; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

* * * *

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

Mr. Joe Aceves, Director of Public Works, in response to a question by Mrs. Dutmer, stated the Arena will be able to accommodate 200 more seats and still have adequate fire exits.

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

90-39 The Clerk read a proposed ordinance appropriating and authorizing the expenditure of an amount not to exceed \$6,000.00 from the District 9 Improvement and Discretionary Fund for professional services and printing expenses in connection with the Bexar County/GSAMA Water Supply Projects Report.

Mr. Webb made a motion to approve the proposed ordinance. Mr. Labatt seconded the motion.

Ms. Berriozabal stated her opinion that this item should be funded by the City and not from one Council member's Discretionary Fund.

Mr. Labatt explained the reason he had been in favor of using Discretionary Funds.

Mr. Thompson emphasized that this is a "City Project", not just a "District Project", and though he commends Mr. Labatt on his generosity, it might be confusing having the money come from only one district's funds instead of the General Fund.

Mr. Thompson then made a substitute motion to approve the ordinance, but to have the funding come from the General Fund rather than District 9 Discretionary Funds. Mrs. Berriozabal seconded the motion.

Mayor Cockrell clarified that this change of monies from the General Fund is due to this being a City-wide issue and all City Council members have a great interest in it.

After consideration, the vote on the substitute motion prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Thompson, Vera, Wolff, Labatt, Cockrell; NAYS: None; ABSENT: Wing, Martinez, Hasslocher.

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

AN ORDINANCE 72,219

AUTHORIZING THE CITY MANAGER TO EXPLORE AND DETERMINE ALTERNATE SOURCES OF FUNDING IN AN AMOUNT NOT TO EXCEED \$6,000.00 FOR PROFESSIONAL SERVICES AND PRINTING EXPENSES IN CONNECTION WITH THE BEXAR COUNTY/GSAMA WATER SUPPLY PROJECTS REPORT AND TO REPORT HIS FINDINGS FOR CITY COUNCIL APPROVAL.

* * * *

90-39 PUBLIC HEARING AND CONSIDERATION OF AN ORDINANCE AMENDING
ZONING REGULATIONS OF THE UNIFORM DEVELOPMENT CODE.

Mayor Lila Cockrell declared the Public Hearing open.

No citizens were registered to speak on the matter.

Mr. Michael C. O'Neal, Planning Administrator, explained the purpose of this amendment to correct discrepancies within the tables., particularly in regard to the Edwards Recharge Zone District.

Mayor Cockrell declared the Public Hearing closed.

The Clerk read the following Ordinance:

AN ORDINANCE 72,220

ADOPTING AMENDMENTS TO THE ZONING PROVISIONS OF THE UNIFIED DEVELOPMENT CODE RELATING TO PLANT NURSERIES, AND PROVIDING A PENALTY FOR VIOLATION HEREOF OF A FINE NOT TO EXCEED \$2,000.00.

* * * *

Mr. O'Neal, in response to a question by Mrs. Dutmer, explained how these changes will protect the Edwards Aquifer Recharge Zone.

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

Mr. Thompson asked that the Council be informed of the number of plant nurseries over the Edwards Recharge Zone.

Mayor Cockrell spoke to herbicides being used in nurseries as well as homeowners, and that they should be provided a booklet with this important information.

Ms. Joan Faulkenberg, Environmental Protection Officer II, Water Resources Management Division, Department of Planning, stated that nurseries are not allowed now in commercial areas and limitations must be set out. It is a staff recommendation to deny herbicides and pesticides over the Aquifer. She stated that after this Ordinance is accepted, each nursery will come before the City Council for approval. She will meet with each applicant requesting compliance with regulations before the case is brought back to City Council.

After consideration, the motion, carrying with it the passage of

the Ordinance, prevailed by the following vote: AYES: Webb, Dutmer, Thompson, Vera, Wolff, Cockrell; NAYS: Berriozabal; ABSENT: Wing, Martinez, Labatt, Hasslocher.

90-39 The Clerk read the following Ordinance:

AN ORDINANCE 72,221

AUTHORIZING THE SETTLEMENT OF THE COMPLAINT OF CHARLES MICHAEL BOLINGER IN THE AMOUNT OF \$15,000.00.

* * * *

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

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

90-39 The Clerk read the following Ordinance:

AN ORDINANCE 72,222

AUTHORIZING PAYMENT OF COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM FUNDS TO THE SAN ANTONIO LOCAL DEVELOPMENT COMPANY, INC. (SALDC) FOR REMITTANCE BY SAME TO THE U. S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) AS PAYMENT OF THE ANNUAL INSTALLMENT OF \$117,002.65 DUE ON HUD'S SECTION 108 LOAN GUARANTEE PROGRAM NOTE; AND DECLARING AN EMERGENCY. (AMENDS ORDINANCE 71798).

* * * *

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: Berriozabal, Webb, Dutmer, Thompson, Vera, Wolff, Hasslocher, Cockrell; NAYS: None; ABSENT: Wing, Martinez, Labatt.

90-39 The Clerk read the following Ordinance:

AN ORDINANCE 72,223

APPROVING THE APPLICATION OF THE OLMOS KIWANIS CLUB TO HOLD THE ANNUAL SEAWORLD 5K AND 10K RUNS ON SEPTEMBER 8, 1990, ON CITY STREETS.

* * * *

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

90-39 The Clerk read the following Ordinance:

AN ORDINANCE 72,224

AUTHORIZING PAYMENT TO M. B. DOYAL DRILLING COMPANY ADDING THE AMOUNT OF \$4,486.12 TO AN EXISTING CONTRACT FOR THE PLUGGING OF AN ABANDONED WATERWELL AT NELSON GARDENS LANDFILL.

* * * *

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

(Mayor Cockrell was obliged to leave the meeting at 2:45 P.M. and Mayor Pro Tem Vera presided.)

In response to questions by Mrs. Dutmer, Mr. Joe Aceves, Director of Public Works, explained the location of the well and the fact that it must be removed due to contamination by oil.

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

90-39 The Clerk read the following Ordinance:

AN ORDINANCE 72,225

ACCEPTING THE LOW BID OF ALAMO PETROLEUM EXCHANGE FOR REMOVAL AND DISPOSAL OF CONTAMINATED WATER IN THE UNDERGROUND FUEL TANK PROGRAM ON AN ANNUAL CONTRACT BASIS FOR A TOTAL OF APPROXIMATELY \$35,000.00.

* * * *

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

In response to a question by Mrs. Dutmer, Mr. Archie Titzman, Director of Purchasing and General Services Department, explained the purpose of the Ordinance.

In response to a question by Ms. Berriozabal, Mr. Titzman explained that previously removal of the tanks was approved one at a time, but that this Ordinance will allow removal of all thirteen 500 gallon tanks. He then explained details of the cleanup involved with removal of not only tanks, but also contaminated soil.

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

90-39 The Clerk read the following Ordinance:

AN ORDINANCE 72,226

ACCEPTING A GRANT OF \$399,078.00 FROM THE TEXAS STATE LIBRARY ENTITLED LIBRARY SYSTEM SERVICES - STATE GRANT 1990/91 TO BE USED FOR THE PURCHASE OF LIBRARY BOOKS, LIBRARY MATERIALS, AND EQUIPMENT, AND FOR CONSULTING SERVICES FOR THE LIBRARIES OF DISTRICT 10.

* * * *

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

In response to a question by Mrs. Dutmer, Ms. Lee LaCaff, Library coordinator, explained this grant is in District 10 specifically,

which encompasses 21 contiguous counties including Bexar County, and that of the \$399,078.00, \$131,520.00 will be awarded to the San Antonio Public Library.

(Mayor Cockrell returned to the meeting at 2:58 P.M. and presided).

Mr. Rolando Bono, Assistant City Manager, clarified details of the Ordinance.

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

- - -
90-39 The Clerk read the following Ordinance:

AN ORDINANCE 72,227

ACCEPTING A GRANT OF \$380,876.00 FROM THE TEXAS STATE LIBRARY ENTITLED LIBRARY SYSTEM SERVICES - FEDERAL GRANT 1990/91 TO BE USED FOR THE PURCHASE OF LIBRARY BOOKS, LIBRARY MATERIALS, AND EQUIPMENT, AND FOR CONSULTING SERVICES FOR THE LIBRARIES OF DISTRICT 10.

* * * *

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

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

- - -
90-39 PUBLIC HEARING ON PROPOSED TAX RATE.

Mr. Skip Noe, Director of Management Services, explained details of the proposed tax rate.

Mayor Cockrell declared the Public Hearing open.

Mr. Marc A. Rodriguez, Greater Chamber of Commerce representative, stated the Chamber supports an effective tax-rate increase of up to 8%, with revenues being prioritized for police

protection, street maintenance, library funding and the school crossing guard program. He issued a prepared statement which is made part of the papers of this meeting.

Mr. Noe then clarified points made and explained that the loss in values caused by the re-evaluation.

Mayor Cockrell declared the Public Hearing closed.

- - -
90-39 The Clerk read the following Ordinance:

AN ORDINANCE 72,228

SETTING THE TIME, DATE AND PLACE AT WHICH THE CITY COUNCIL WILL ADOPT THE NEW TAX RATE.

* * * *

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, Labatt, Hasslocher, Cockrell; NAYS: None; ABSENT: Martinez, Wolff.

- - -
90-39 City Council recessed at 3:15 P.M. for an Executive Session to discuss negotiations with the San Antonio Spurs for a new contract for the Domed Stadium.

- - -
90-39 The meeting was reconvened at 4:15 P.M. at which time Mayor Cockrell announced that the City Council had met in Executive Session for discussion of the above, and had given direction to staff to proceed with negotiations.

- - -
90-39 The Council recessed its "A" Session in order to hear a "B" proceed on the Water Consolidation Study Report.

- - -
90-39 The Council reconvened into "A" Session to hear the Citizens To Be Heard.

SCHOOL CROSSING GUARDS ISSUE

Miss Valerie R. Martinez, 119 E. Lambert Street, read a prepared statement regarding their concern about the school crossing guards, a copy of her statement is on file with the papers of the meeting.

Several Council members expressed their concern about funding the school crossing program and thanked Miss Martinez for her comments.

Mrs. Maria Garcia, 107 Moraima, also expressed the need to retain the school crossing guards.

Mrs. Kyle Schaub-Contreras, Bonham Elementary PTA, stated that they have only one school crossing guard and need at least one more. They don't feel that it's proper to expect the school district to help defray the cost.

Mrs. Lillie M. Wilson, 1101 Gibbs, People Against Corruption, stated that the children are at risk and requested the Council to restore the funding.

Mrs. Bennye Frazier also urged that the City restore the funding. She also asked that the City work with the school districts to resolve this matter.

Mayor Cockrell stated that the City has attempted to meet and compromise with the school districts to resolve this issue, yet they have been unsuccessful in getting them to meet the City half-way.

Ms. Vera gave a brief history of the negotiations with the school districts and the impasse which has developed. She expressed hope with the citizens' input and concern that the matter can be resolved. She also mentioned that the City has taken an active role in the literacy effort and does not consider it strictly an issue for the school districts, contrary to the stance which the school districts have taken with regard to the school crossing issue.

Mrs. Sandy Alonzo, representing Forbes Elementary reiterated the statements made by the previous speakers. She also expressed concern about the school district boundaries which were recently changed.

Mrs. Eustolia Garcia, 120 Talisman, reiterated the comments made by previous speakers.

Mrs. Delia Lamas, 201 Parland, representing Lamar Elementary School, urged the Council to keep working with the school districts to resolve this issue.

Mr. Joe Perez, 2024 Hidalgo, stated he has been serving as a "Papa Patrol" and reiterated statements made by previous speakers.

Ms. Shelley Potter, representing Bexar County Federation of Teachers, supported the school districts' position that the City is solely responsible for pedestrian safety. She stated that she will support fund raising efforts to raise the necessary funds.

The Council discussed the issue at length and discussed methods by which the problem can be addressed. They also expressed the many factors which have depleted revenue sources for the City.

* * * *

MRS. LINDA CHAVEZ-THOMPSON

Mrs. Linda Chavez-Thompson, Executive Director of AFSCME, spoke of their many meetings with the City staff in trying to resolve the issue of the personnel cuts and the number of City employees who have not yet been placed. She spoke of the budget constraints impact to City employees through these difficult past years. She urged the City Council to retain the 2.5 proposed pay increase for all City employees. She stated that next year the City Council must face the issue of the 10% increase for fire and police and must take into consideration the welfare of the non-uniformed City employees.

* * * *

- - -
90-39 City Council recessed at 6:50 P.M. and convened at 7:35 P.M. in Executive Session on the negotiations with the Spurs.

- - -
90-39 City Council reconvened the "A" Session at 9:05 P.M., at which time Mayor Cockrell announced that the City Council had been briefed by the staff and the attorneys regarding the current status of the negotiations with the Spurs on the leasing of the Domed facility. Staff was directed to proceed with the negotiations.

90-39

August 28, 1990

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.

August 20, 1990

Petition submitted by Ms. Bertha Villanueva requesting the transfer of J. V. Cab to Rosalinda Garza.

* * * *

August 23, 1990

Petition submitted by Mr. Jay Fairbanks, requesting permission to install a wrought iron fence and rock columns on a portion of City property.

* * * *

/s/ Norma S. Rodriguez
City Clerk

NSR:alh

September 6, 1990
alh

90-39 There being no further business to come before Council, the meeting was adjourned at 9:08 P.M.

A P P R O V E D

Lila Cockell

M A Y O R

ATTEST *James S. Rodriguez*
C i t y C l e r k

