

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO, HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY JANUARY 20, 1994.

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94-03 The City Council met in an informal session at 10:00 A.M., City Hall, "B" Room, to consider the following item, with the following members present: PEREZ, McCLENDON, AVILA, SOLIS, AYALA, ROSS, THORNTON, PEAK, LARSON, WOLFF; ABSENT: BILLA BURKE.

Staff Presentation of The Surface Transportation Program.

94-03 The regular meeting was called to order at 1:00 P.M. by the Presiding Officer, Mayor Nelson W. Wolff, with the following members present: PEREZ, McCLENDON, AVILA, SOLIS, AYALA, ROSS, THORNTON, PEAK, LARSON, WOLFF. Absent: BILLA BURKE.

94-03 Invocation - Rabbi Arnold Scheinberg, Congregation Rodfei-Shalom.

94-03 Pledge of Allegiance to the flag of the United States.

94-03 Minutes of the January 6, 1994 Regular City Council Meeting were approved.

94-03 "GRAFFITI CLEANUP DAY"

Mayor Wolff announced that "Graffiti Cleanup Day" will be held on Saturday, January 22, 1994. He then read a Proclamation and presented it to David Carpenter and other individuals involved in this city-wide effort.

Mr. Carpenter spoke of the success of the city-wide cleanup campaign and noted that there are over 500 volunteers throughout the city and county who will be participating in this effort.

Mr. Robert Hughes representing the youth challenged all the youth in the community to help on Saturday.

Mr. Ed Gaitan, District 7 representative, praised the young people for their involvement and noted that the majority of these young people working on Saturday will be school students and not juvenile delinquents.

Several Councilmembers praised this committee for all the work they have done. They also thanked the Corporate community for their financial aid.

Mr. Peak presented the Cleanup committee a check from the Riverbend Home Owners Association.

In answer to a question by Ms. McClendon, Mr. Carpenter stated that the Youth Initiatives Office of the City is handling the phone bank for any individuals wishing to report areas for graffiti cleanup.

94-03

CONSENT AGENDA

Ms. McClendon made a motion to approve Agenda Items 8 through 32d, constituting the Consent Agenda, with Items 13 and 24 pulled for individual consideration. Mr. Avila seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinances, prevailed by the following vote: AYES: Perez, McClendon, Avila, Solis, Ayala, Ross, Thornton, Peak, Larson, Wolff; ABSENT: Billa Burke

AN ORDINANCE 79,452

ACCEPTING THE PROPOSAL OF GROLIER EDUCATION CORPORATION IN THE AMOUNT OF \$7,950.00 TO PROVIDE THE CITY OF SAN ANTONIO PUBLIC LIBRARY WITH TEN (10) SETS OF ENCYCLOPEDIAS (1994).

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AN ORDINANCE 79,453

ACCEPTING THE LOW BID OF SOUTHERN ALUMINUM MANUFACTURING, INC. IN THE AMOUNT OF \$3,213.00 TO PROVIDE THE CITY OF SAN ANTONIO PARKS & RECREATION DEPARTMENT WITH TABLES FOR USE AT PUBLIC EVENTS.

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AN ORDINA 454

ACCEPTING THE PROPOSAL OF MATRIX SYSTEMS, INC. IN THE AMOUNT OF \$39,494.00 TO PROVIDE THE CITY OF SAN ANTONIO AVIATION DEPARTMENT WITH MAINTENANCE AND TECHNICAL SUPPORT FOR THE AIRPORT SECURITY SYSTEM.

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AN ORDINANCE 79,455

ACCEPTING THE LOW QUALIFIED BID OF R & R UNIFORMS, INC. IN THE AMOUNT OF \$120,000.00 TO PROVIDE THE CITY OF SAN ANTONIO POLICE DEPARTMENT WITH CONCEALABLE BODY ARMOR ON AN ANNUAL CONTRACT BASIS.

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AN ORDINANCE 79,456

ACCEPTING THE LOW QUALIFIED BIDS OF TORRADO CHRYSLER PLYMOUTH, NORTH PARK LINCOLN MERCURY, CROSSTOWN FORD SALES, INC., BILL MUNDAY PONTIAC, INC., CAVENDER OLDSMOBILE COMPANY, RED MCCOMBS FORD, KNAPP CHEVROLET, INC., MAXWELL CHRYSLER PLYMOUTH DODGE, AND MILT FERGUSON MOTOR COMPANY IN THE AMOUNT OF \$2,084,046.25 TO FURNISH THE CITY OF SAN ANTONIO AUTOMOTIVE OPERATIONS WITH SEDANS.

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AN ORDINANCE 79,457

AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES CONTRACT, IN THE AMOUNT OF \$118,734.31, WITH POZNECKI-CAMARILLO & ASSOCIATES, INC. TO PROVIDE ENGINEERING SERVICES IN CONNECTION WITH THE TAXIWAYS B, C & D RECONSTRUCTION AT STINSON MUNICIPAL AIRPORT; AUTHORIZING AN ADDITIONAL \$11,865.69 FOR A CONTINGENCY ACCOUNT; AUTHORIZING \$2,000.00 FOR ADMINISTRATIVE EXPENSES; APPROVING A BUDGET FOR THE PROJECT; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 79,458

AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES CONTRACT, IN THE AMOUNT OF \$102,353.50, WITH SIA ENGINEERING, INC. TO PROVIDE ENGINEERING SERVICES IN CONNECTION WITH THE GENERAL AVIATION APRON & TAXIWAY RECONSTRUCTION PROJECT AT SAN ANTONIO

INTERNATIONAL AIRPORT; AUTHORIZING AN ADDITIONAL \$10,235.00 FOR A CONTINGENCY ACCOUNT; AUTHORIZING \$2,000.00 FOR ADMINISTRATIVE EXPENSES; APPROVING A BUDGET FOR THE PROJECT; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 79,459

ACCEPTING THE LOW, QUALIFIED BID OF JAVCO IN THE AMOUNT OF \$38,120.60 IN CONNECTION WITH THE GRANT FROM FRESNO TO MCILVAINE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) RECONSTRUCTION PROJECT; AUTHORIZING A CONTRACT; REVISING THE PROJECT BUDGET; AUTHORIZING \$3,812.06 FOR MISCELLANEOUS CONSTRUCTION CONTINGENCIES, \$950.00 FOR ADVERTISING EXPENSES, AND \$1,601.06 FOR PROJECT OVERSIGHT COSTS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 79,460

ACCEPTING THE LOW, QUALIFIED BID OF E-Z BEL CONSTRUCTION, INC. IN THE AMOUNT OF \$457,058.29 IN CONNECTION WITH THE BURBANK, SONORA, ZAVALA FROM IH35 TO NOGALITOS COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) RECONSTRUCTION PROJECT; AUTHORIZING A CONTRACT; REVISING PROJECT BUDGET; AUTHORIZING \$45,705.83 FOR MISCELLANEOUS CONSTRUCTION CONTINGENCIES, \$1,200.00 FOR ADVERTISING EXPENSES, \$3,000.00 FOR EASEMENT COSTS, \$250.00 FOR TITLE FEES, \$200.00 FOR APPRAISAL FEES AND \$16,072.40 FOR ADDITIONAL ENGINEERING EXPENSES; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 79,461

ACCEPTING THE PROPOSAL OF RONNFELDT ENGINEERING CONSULTANTS, INC. IN THE AMOUNT OF \$3,450.00 TO PREPARE A STORMWATER POLLUTION PREVENTION PLAN AND A NOTICE OF INTENT AND NOTICE OF TERMINATION IN CONNECTION WITH THE 34TH STREET -- FROM CULEBRA TO W. COMMERCE -- PROJECT; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 79,462

RATIFYING THE ACCEPTANCE OF A PROPOSAL FROM GOETTING & ASSOCIATES IN THE AMOUNT OF \$4,550.00 TO PROVIDE SITE INVESTIGATION, PRELIMINARY AND FINAL DESIGN, SPECIFICATIONS, AND CONSTRUCTION ADMINISTRATION FOR THE INSTALLATION OF EIGHT 30 FOOT LIGHT STANDARDS IN THE PARKING AREA OF THE FEDERAL BUILDING LOCATED AT 727 E. DURANGO.

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AN ORDINANCE 79,463

RATIFYING THE ACCEPTANCE OF A PROPOSAL FROM RABA-KISTNER CONSULTANTS, INC., IN THE AMOUNT OF \$70,508.02 FOR PROFESSIONAL SERVICES IN CONNECTION WITH OBTAINING AN AMENDMENT TO THE NELSON GARDENS LANDFILL TO ALLOW FOR INCREASED HEIGHT AND CAPACITY.

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AN ORDINANCE 79,464

AUTHORIZING THE EXPENDITURE OF THE SUM OF \$21,918.00 OUT OF GENERAL OBLIGATION BONDS; ACQUIRING TITLE TO THREE PARCELS IN CONNECTION WITH THE 34TH STREET PROJECT - CULEBRA ROAD TO WEST COMMERCE; ACQUIRING TITLE TO ONE PARCEL IN CONNECTION WITH THE CASTROVILLE ROAD RECONSTRUCTION PROJECT - GENERAL MCMULLEN TO ACME ROAD; AND ACQUIRING A SANITARY SEWER EASEMENT IN CONNECTION WITH THE OCTAVIA PLACE DRAINAGE PROJECT #63.

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AN ORDINANCE 79,465

AUTHORIZING A PROFESSIONAL SERVICES CONTRACT WITH S. R. DOOLEY & ASSOCIATES, FOR PREPARATION OF RIGHT-OF-WAY ACQUISITION APPRAISALS FOR THE OCTAVIA DRAINAGE PROJECT #63 AND AUTHORIZING PAYMENT UP TO \$6,500.00.

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AN ORDINANCE 79,466

DECLARING SURPLUS TO THE NEEDS OF THE CITY, A TRACT OF LAND CONTAINING 6,750 SQUARE FEET (0.154 ACRE), BEING A PORTION OF THE REMAINING PORTION OF THE REMAINING PORTION OF LOT 58, NEW CITY BLOCK 7895, SAN ANTONIO, BEXAR COUNTY, TEXAS AND AUTHORIZING THE

CITY MANAGER OR THE ASSISTANT CITY MANAGER TO EXECUTE A QUITCLAIM FOR SAID PROPERTY TO W.J. WILKINSON AND WIFE, STELLA WILKINSON FOR A CONSIDERATION OF \$1,600.00 AND A \$10.00 RECORDING FEE.

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AN ORDINANCE 79,467

AUTHORIZING THE EXECUTION OF A TEN (10) YEAR LEASE AGREEMENT WITH ST. MARY MAGDALEN CATHOLIC CHURCH FOR USE OF 0.689 ACRES OF CITY-OWNED PROPERTY LOCATED ON THE SOUTHEAST CORNER OF BRAD AND HERMOSA STREETS FOR PLAYGROUND AND OTHER RECREATIONAL PURPOSES.

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AN ORDINANCE 79,468

AUTHORIZING ELEVEN SPACES IN THE HEMISFAIR PARK PARKING LOT FOR USE BY NEWS MEDIA COVERING THE BRANCH DAVIDIAN TRIAL, ESTABLISHING A FEE OF \$100.00 PER SPACE PER MONTH OR ANY PART OF A MONTH FOR SAID SPACES, AND AUTHORIZING THE DIRECTOR OF PARKS AND RECREATION, THROUGH THE CITY MANAGER, TO ESTABLISH RULES AND REGULATIONS FOR SAID SPACES.

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AN ORDINANCE 79,469

AUTHORIZING THE ACCEPTANCE OF \$42,000.00 FROM THE TEXAS DEPARTMENT OF HEALTH (TDH) TO ESTABLISH A BICYCLE INJURY PREVENTION PROJECT IN THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT (SAMHD); AUTHORIZING THE EXECUTION OF CONTRACT CHANGE NOTICE NO. 11, COMPRISED OF ATTACHMENT 22 TO CONTRACT C4000011 WITH THE TDH; REVISING THE BUDGET FOR THE PUBLIC HEALTH STATE SUPPORT PROJECT 1993/94 ESTABLISHED IN ORDINANCE 77194 PASSED JANUARY 14, 1993; AUTHORIZING ONE PERSONNEL POSITION; AND APPROPRIATING FUNDS.

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AN ORDINANCE 79,470

AN ORDINANCE ACCEPTING A GRANT IN THE AMOUNT OF \$926,342.00 IN CASH AND \$1,650,000.00 IN VACCINE FROM THE U. S. PUBLIC HEALTH SERVICE FOR OPERATION OF THE 1994 CHILD IMMUNIZATION MAINTENANCE PROJECT

BY THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT (SAMHD); ADOPTING A BUDGET; APPROVING A PERSONNEL COMPLEMENT; AUTHORIZING A LEASE EXTENSION FOR THE MAIN IMMUNIZATION CLINIC; AND AUTHORIZING THE EXECUTION OF CONTRACTS WITH COMMUNITY HEALTH CENTERS TO PROVIDE IMMUNIZATION SERVICES.

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AN ORDINANCE 79,471

AUTHORIZING THE ACCEPTANCE AND EXPENDITURE OF A GRANT IN THE AMOUNT OF \$7,500.00 FROM THE TEXAS HISTORICAL COMMISSION (THC), AND EXPENDITURE OF MATCH FUNDS IN THE AMOUNT OF \$7,500.00, TOTALING \$15,000.00, TO ASSIST THE HISTORIC PRESERVATION AND URBAN DESIGN DIVISION IN PRODUCING HISTORIC PRESERVATION EDUCATIONAL AND PROMOTIONAL MATERIALS IN ENGLISH AND SPANISH FOR THE CITY OF SAN ANTONIO.

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AN ORDINANCE 79,472

AUTHORIZING A FIRE WORKS DISPLAY FOR THE GOODYEAR TIRE COMPANIES ANNUAL CONVENTION ON JANUARY 26, 1994, TO BE HELD AT A VACANT LOT ON THE NORTHWEST CORNER OF EAST DURANGO BLVD AND SOUTH ST. MARY STREET, AS REQUESTED BY KALEIDOSCOPE SAN ANTONIO; AND DECLARING AN EMERGENCY.

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AN ORDINANCE 79,473

AUTHORIZING THE CITY MANAGER TO ENTER INTO A PROFESSIONAL SERVICE CONTRACT WITH MORRIS & MCDANIEL, INC. IN THE AMOUNT OF \$32,500.00 FOR THE PREPARATION AND ADMINISTRATION OF A CITY OF SAN ANTONIO POLICE LIEUTENANT'S ASSESSMENT CENTER EXAMINATION; AND AUTHORIZING PAYMENT OF LODGING AND RELATED EXPENSES FOR FOUR (4) ASSESSORS AND CONSULTANT IN AN AMOUNT NOT TO EXCEED \$8,500.00, FOR A TOTAL EXPENDITURE OF \$41,000.00.

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AN ORDINANCE 79,474

APPOINTING COUNCILWOMAN HELEN AYALA TO SERVE ON THE DOME ADVISORY COMMITTEE FOR A TERM OF OFFICE TO EXPIRE ON FEBRUARY 2, 1995.

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AN ORDINANCE 79,475

APPOINTING RUBEN PENA (DISTRICT 4) TO SERVE ON THE HOUSING TRUST FUND BOARD OF TRUSTEES FOR A TERM OF OFFICE TO EXPIRE ON MAY 30, 1995.

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AN ORDINANCE 79,476

APPOINTING MS. LISA BROWN, MR. MERLE LAWRENCE, AND MS. ANITA PARKER TO SERVE ON THE WORK/FAMILY COMMISSION.

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AN ORDINANCE 79,477

APPOINTING SISTER ELIZABETH SUELTFUSS (DISTRICT 4) TO THE SAN ANTONIO PUBLIC LIBRARY BOARD OF TRUSTEES FOR A TERM OF OFFICE TO EXPIRE ON SEPTEMBER 30, 1995.

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94-03 The Clerk read the following Resolution:

A RESOLUTION NO. 94-03-04

AUTHORIZING THE CITY'S PARTICIPATION IN THE SOUTH TEXAS COOPERATIVE PURCHASING ORGANIZATION COOPERATIVE PURCHASING PROGRAM.

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Mr. Perez made a motion to approve the proposed Resolution. Ms. McClendon seconded the motion.

Mr. Archie J. Titzman, Director of Purchasing and General Services, explained that this resolution will enable the City to participate in the purchasing of products that various school districts

have already spent considerable time and effort to test. Since the school districts will do the testing these large volume bids can result in time and money savings to the City.

After consideration, the motion, carrying with it the passage of the Resolution, prevailed by the following vote: AYES: Perez, McClendon, Avila, Solis, Ayala, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: Billa Burke.

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94-03 The Clerk read the following Ordinance:

AN ORDINANCE 79,478

AUTHORIZING THE EXECUTION OF A THREE-YEAR LICENSE AGREEMENT WITH MCALLISTER PARK LITTLE LEAGUE, INC., A TEXAS NON-PROFIT CORPORATION, TO LEASE 24.38 ACRES IN W.W. MCALLISTER PARK FOR RECREATIONAL PURPOSES.

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

Mr. Ronald R. Darner, Director of Parks and Recreation Department, explained that this organization has leased this property for their youth baseball activities for several years and they are responsible for the upkeep of this property.

In answer to a question by Ms. McClendon, Mr. Darner noted that the Parks and Recreation Department is responsible for checking the conditions of these baseball parks. If they see that one of these is not being kept in good condition the department will send a letter of reminder to that league. He stated that one reminder is usually all that is required.

Mr. Peak spoke of his concerns that some of these leagues are not keeping the parks in good condition.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Avila, Solis, Ayala, Ross, Peak, Larson, Wolff; NAYS: None; ABSENT: Billa Burke, Thornton.

94-03

The Clerk read the following Ordinance:

AN ORDINANCE 79,479

AUTHORIZING PAYMENTS OF REFUNDS TOTALING \$89,657.76,
TO PERSONS MAKING A DOUBLE PAYMENT, OVERPAYMENT, OR
AS A RESULT OF A VALUE CHANGE ON 79 TAX ACCOUNTS.

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Mr. Solis 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: Perez,
McClendon, Avila, Solis, Ayala, Ross, Peak, Larson, Wolff; NAYS: None;
ABSENT: Billa Burke, Thornton.

94-03

The Clerk read the following Ordinance:

AN ORDINANCE 79,480

AUTHORIZING THE ACCEPTANCE OF A POLICE HIRING
SUPPLEMENT PROGRAM GRANT IN THE AMOUNT OF
\$3,000,000.00 FROM THE UNITED STATES DEPARTMENT OF
JUSTICE TO PARTIALLY PROVIDE FOR THE EMPLOYMENT OF
FORTY ADDITIONAL POLICE OFFICERS.

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

Captain Tyrone Power, San Antonio Police Department, explained
that with the acceptance of this grant the City will be able to hire an
additional forty (40) uniformed police officers. Their positions will
be to perform tasks consistent with the community-oriented policing
concept.

In answer to a question by Mr. Larson, Capt. Power stated
that there will be some of these officers placed in each sub-station.

(At this time Mayor Wolff was obliged to leave the meeting.
Mr. Perez presided.)

In answer to a question by Mr. Ross, Capt. Power explained
that these funds cannot be used to build store-front operations. He
further noted that with this grant we are restricted in the use of these
funds. The "Fear of Crime" reduction programs are a part of this grant.

Mr. Peak and Mr. Avila requested that the staff report back to the Council with a report on the progress in the training of these officers by early summer.

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

Mayor Wolff complimented the Police Department for all its efforts to get this grant.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Avila, Solis, Ayala, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: Billa Burke.

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94-03 The City Council recessed its regular meeting in order to convene in Executive Session at 2:00 P.M. for a Update Briefing by the Blue Ribbon Committee for the Alamodome Contaminated Soils, reconvening in regular meeting at 3:20 P.M. The Mayor announced that no formal action had been taken.

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94-03 The Clerk read the following Ordinance:

AN ORDINANCE 79,481

AUTHORIZING THE BLUE RIBBON ALAMODOME CONTAMINATED SOIL COMMITTEE TO FOCUS ITS EFFORTS ON THE RESOLUTION OF OUTSTANDING PROBLEMS REGARDING FINAL DISPOSITION OF ALAMODOME SOILS AND FURTHER AUTHORIZING PAYMENT NOT TO EXCEED \$135,000.00 FOR GARDERE & WYNNE, MEETING EXPENSES AND CONTINGENCIES FROM FUND 44, INDEX NUMBER 541078.

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

Mayor Wolff announced that Ms. McClendon, Chairwoman of the BRACS committee will present the interim report to the Council. Ms. McClendon then read the prepared report. (A copy of this report is made a part of the papers of this meeting.) Ms. McClendon recommended that Council dissolve this committee, adding that several agencies are now probing into this issue. She further explained that if this committee continued its probe it could cost the City millions of dollars. The interventions of these other agencies should be able to answer all questions.

Ms. McClendon introduced Mary Sahl, attorney with Gardere and Wynne who was present in the audience.

Mayor Wolff gave a brief history of the reasons that Council had appointed this committee. This committee was directed to focus its efforts on resolving the soil problem around the Alamodome.

Mr. Larson noted that the City had nothing to do with the contamination of this soil. He further stated that Federal intervention will be welcomed by this committee.

Ms. McClendon cleared the issue of who purchased the property, stating that it was purchased by VIA Metropolitan Transit.

Mr. Peak stressed to the public that even though the BRACS Committee has completed its investigation, this is by no means the end. Other agencies will continue to try to solve the problem of this contaminated soil.

Mr. Ross stated that this report was a unanimous decision by the committee. The testing is now being done by Federal Agencies. He emphasized that the committee would like to assure everyone that protection of the health of people was the committees first priority.

Mr. Solis made a motion to accept the BRACS Committee report. Mr. Avila seconded the motion.

After consideration, the motion to accept the BRACS Committee report prevailed by the following vote: AYES: Perez, McClendon, Avila, Solis, Ayala, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: Billa Burke.

In answer to a question by Mayor Wolff, Mr. Alex Briseno, City Manager assured the Council that the staff will be following closely all activities concerning the soil investigation.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Avila, Solis, Ayala, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: Billa Burke.

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94-03 The Clerk read the following Ordinance:

AN ORDINANCE 79,482

AUTHORIZING THE CITY MANAGER TO SUBMIT SEVEN GRANT APPLICATIONS TO THE ALAMO AREA COUNCIL OF GOVERNMENTS FOR GRANTS TOTTALLING \$331,865.00 FROM THE TEXAS CRIMINAL JUSTICE DIVISION FOR FY 94-95 CRIMINAL JUSTICE PROGRAMS.

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

Mr. George K. Noe, Director of Management Service Department, stated that this financial assistance will support City criminal justice programs in FY 94-95. He further noted that one new program will be added this year. The new program will be a "technical unit" to allow them to increase the quality of technical evidence and to focus on the felony drugs and weapons-related offenses that foster the violence plaguing the City.

(At this time Mayor Wolff was obliged to leave the meeting. Mr. Peak presided.)

In answer to a question by Mr. Larson, Mr. Noe stated that there are certain guidelines provided that the City must follow in order to apply for grants. Staff tries to develop programs that meet these guidelines. Each of these programs are a part of the annual budget and are updated annually.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Solis, Ross, Thornton, Peak, Larson; NAYS: None; ABSENT: McClendon, Billa Burke, Avila, Ayala, Wolff.

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94-03 The Clerk read the following Ordinance:

AN ORDINANCE 79,483

AUTHORIZING THE APPLICATION FOR A CONTINUATION GRANT IN THE AMOUNT OF \$15,502,493.00 FROM THE DEPARTMENT OF HEALTH AND HUMAN SERVICES FOR THE OPERATION OF THE HEAD START EARLY CHILD CARE PROGRAM FOR THE PERIOD FROM FEBRUARY 1, 1994 TO FEBRUARY 1, 1995; APPROVING A BUDGET; APPROVING A PERSONNEL COMPLEMENT; AND AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH PARENT-CHILD INCORPORATED TO OPERATE SAID PROGRAM.

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

Mr. Kevin Moriarty, Director, Department of Community Initiatives, explained that this is a continuation of an existing policy adopted by the Council to subcontract the Head Start Program with Parent-Child, Incorporated.

He then introduced Ms. Blanche Russ, Director of Parent-Child, Inc. Ms. Russ presented a detail report on the status of the Head Start Program. Her report included the projections into the next 3 years. She gave the participation criteria for a child and explained the regulations that are mandated for site selections and the proposed new site selections for the now-unserved areas.

Mr. Solis asked Ms. Russ to introduce her staff present in the audience.

(At this time Mayor Wolff returned to the meeting to preside.)

Several Councilmembers complimented Ms. Russ on her presentation and applauded her in her endeavors in the investment in children by teaching them right from wrong at a very young age.

Mayor Wolff complimented Mr. Moriarty on this program and asked him to brief the Council on his youth and children's agenda. Mr. Moriarty explained that these programs are successful because the City is the enabler.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Avila, Solis, Ayala, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: Billa Burke.

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94-03 The Clerk read the following Ordinance:

AN ORDINANCE 79,484

AUTHORIZING THE CITY MANAGER AND CITY ATTORNEY TO TAKE NECESSARY ACTION TO SETTLE THE CLAIM OF JOSEPH MULLENAUX, CLAIM NO. 73700000072, AGAINST THE CITY OF SAN ANTONIO IN THE AMOUNT OF \$8,000.00.

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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: Perez, McClendon, Avila, Solis, Ayala, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: Billa Burke.

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94-03 The Clerk read the following proposed ordinance authorizing payment in the amount of \$25,000.00 to Peter J. McBreen & Associates for settlement in the case of Dr. Jane Sasaki vs. the City of San

Antonio, al, under the deductible provision of the Airport's liability policy.

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

Mr. Tom Finlay, Assistant City Attorney described the circumstances involved in the alleged wrongful arrest. He explained that the airport security had erred.

In answer to a question by Mr. Larson, Mr. Finlay explained that this claim has been paid by Peter J. McBreen and Associates and they have requested payment under the large deductible provision of the Airport liability policy. He noted that if this amount is not paid the City would be in violation of the insurance contract.

A discussion then ensued about the issues surrounding this case.

Mr. Thornton made a substitute motion to postpone this action until staff can determine full facts and return to Council and to ask Mr. McBreen to appear to explain pertinent insurance provisions. Mr. Solis seconded the motion.

Mr. Mark Persson, Director of Risk Management, explained that it is standard procedure for aviation settlements to be handled by the insurance carrier. He further explained that this payment was made according to the policy that was in effect in 1991 and that it has now been changed.

After consideration, the substitute motion to postpone this payment prevailed by the following vote: AYES: Perez, McClendon, Avila, Ayala, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: Billa Burke, Solis.

The main motion as substituted, prevailed by the following vote: AYES: Perez, McClendon, Avila, Ayala, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: Billa Burke, Solis.

94-03 The Clerk read the following Ordinance:

AN ORDINANCE 79,485

AUTHORIZING THE PAYMENT OF THE JUDGMENT IN THE CASE OF SUPER VAN, INC., V. CITY OF SAN ANTONIO, ANNA DEOSDADE, RICHARD MENDEZ, AND KEVIN SHIRER ADV. PRO. NO. 93-5014-LMC IN THE UNITED STATES BANDRUPTCY COURT FOR THE AMOUNT OF \$10,003.54 IN DAMAGES AND \$25,000.00 IN ATTORNEYS' FEES.

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

Mr. Finlay explained that this judgement was based on the plaintiff's constitutional rights to due process. This finding was based on the City's failure to notify SuperVan of its intended recommendation to the City Council against approving the charter permit.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Avila, Ayala, Ross, Thornton, Peak, Wolff; NAYS: Larson; ABSENT: Billa Burke, Solis.

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94-03 At this point Mr. Roy Ramirez, of the Economic Development Agency was recognized as being present in the audience.

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94-03 City Council recessed its regular meeting in order to convene in Executive Session at 4:40 P.M. for a staff briefing and discussion on the proposed selection of the Regional Environmental Enterprise Zone (REEZ) Sites, reconvening in regular meeting at 5:19 P.M. The Mayor announced that no formal action had been taken.

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94-03 REGIONAL ENVIRONMENTAL ENTERPRISE ZONE

Mayor Wolff introduced Mr. Weir Labatt, Chairman of the REEZ committee, and explained that the Council has just been briefed on the proposed selection of a site and that Mr. Labatt will now make the presentation to the Council.

Mr. Labatt introduced the following members of his committee present in the audience: Mr. Keith Byram, Ms. Barbara Beam, Dr. Raymond Baird, Mr. Ray Nieto, Mr. Robert Zamora and Mr. Larry Bailey. He then gave a history of all the activities since the origin of this committee and the step-by-step procedures they had followed in this selection process. He explained that during the selection process most sites became less desirable due to recharge zones, floodplains, densely populated areas, airports and military bases. After extensive field work conducted by Malcolm Pirnie and many meetings/negotiations with local leadership and land owners, the committee made its final decision and is now ready to present their final recommendation to the Council.

Mr. R. A. Nicol, engineer with Malcolm Pirnie, explained the site at Moore, Texas and the future development of this area. He also spoke of the benefits in locating on this site and noted that further geologic investigations confirm preliminary indications of suitable on-site soils, the combination of excellent highway and rail access,

remote location, and topographic map would offer opportunity for establishing a REEZ that would be barely noticed by adjoining communities.

Mr. John German, Director of the Public Works Department, gave the steps needed for the purchase of this land and the development of a contract between the tri-counties. Mr. German will come back to the Council with a tentative agreement for them to review before the final contract is given.

Mr. Labatt then introduced Mr. Marvin Bendele, Director of the Tri-County Agency. He introduced the several officials from the following agencies and counties who were involved in this recommendation presented to the Council:

- Tri-County Agency
- Atascosa County
- Frio County
- Medina County
- Evergreen Water District
- Atascosa County Economic Development Council
- Frio County Economic Development Council
- Medina County Economic Development Council

Mr. Bendele announced that the commissioners of the three other counties involved in this project had met earlier today and passed Resolutions in support of this project. (Copies of these Resolutions are made a part of the papers of this meeting.)

The following citizens spoke in favor of the location selected:

- Mr. Tony Constanzo, East Central Independent School District
- Mr. Dave Fisk, East Central Independent School District
- Ms. Gloria Ann Riggs, South West Community Association

Mr. Labatt then listed the next steps needed to complete this project. He compared this site with other sites that have been considered in the past. He stated that the committee is in complete agreement with this selection and gave the reasons. He noted that with this site the City will have complete control since the City will own the site.

Mr. Labatt then urged the Council to accept the recommendation of the Solid Waste Advisory Committee and asked Council to make the following motion. The City of San Antonio will become a partner in REEZ near Moore, Texas and will instruct the City Manager to finalize an agreement with the Tri-County Agency and finalize the purchase of this site.

Mayor Wolff commended Mr. Labatt and the Solid Waste Committee on the presentation and thanked them for the many hours spent in this project. He gave a brief history of the reasons behind the actions of this committee. He stated that he feels it will definitely be in the

best interest of the City to own its own landfill site as well as its own permit. Mayor Wolff then announced that this is going to be a 'historic partnership' and that he is very confident that this will work since this site has not met with any controversy.

Mr. Peak then made a motion that the City of San Antonio will become a partner in REEZ near Moore, Texas and will instruct the City Manager to finalize an agreement with the Tri-County Agency and finalize the purchase of this site. Mr. Larson seconded the motion.

Mr. Peak thanked the committee and noted that he has observed the committee by attending some of the community meetings. He stated that some of the desirable features of this site were the future industrial development around the area, the easy access by all transportation vehicles, and the local political and citizen support.

(At this point Mayor Wolff was obliged to leave the meeting. Mr. Larson presided.)

In answer to questions by Mr. Avila, Mr. Labatt stated that the job market will be small in the beginning but the committee expects it to grow rapidly. All citizens within this region will be considered for these jobs. The REEZ project will be labeled Sub-Title B. The land is currently in trust with one of the local banks and San Antonio will be negotiating with the trust department of this bank for the purchase of this property.

Several Council members thanked the committee as well as the other people involved and voiced excitement about the decision that has been made. They felt this is a co-operative agreement for economic development in this region.

(At this time Mayor Wolff returned to the meeting to preside.)

After consideration, the motion that the City will become a partner in REEZ prevailed by the following vote: AYES: Perez, McClendon, Avila, Solis, Ayala, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: Billa Burke

94-03

CITIZENS TO BE HEARD

MR. GILES BABB

Mr. Babb, 5804 Deer Lake Drive, distributed "MON-TEE" nametags to City Council members, and explained their significance in promoting citizen participation in Saturday's Graffiti Clean-Up Day, especially among young people.

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MR. VINCENT THOMPSON

Mr. Thompson, representing Alamo City Taxi Service, spoke to the background of his taxicab firm, which has two Cadillac taxis under permit and seven other Cadillacs which operate as 'courtesy cars', for which he voluntarily pays taxi-permit fees. He spoke to his belief that San Antonio needs to liberalize its taxi permits, and addressed his contention that the proposed new ground transportation ordinance will still restrict him to operation of seven vehicles. He stated his belief that economic pressures will serve to hold down the number of taxicabs operating on San Antonio streets, because inferior service-providers will be going out of business. He spoke in support for lifting the current 'cap' on the number of taxicab permits allowed.

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MR. CANDELARIO POLENDO

Mr. Polendo, 415 East Dewey Place, addressed his concern for the condition of streets and sidewalks in his neighborhood, and submitted a list of streets he feels are in need of repair.

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MR. GARY BRANDENBERG

Mr. Brandenburg, Manager of Taxi Express, asked for more permits for his taxicab fleet, and spoke to the advantages such a move would make to both drivers and customers of his business.

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MR. DON CLOWE

Mr. Clowe, representing Taxi Express, spoke to restrictions on taxicab growth under the proposed new ground transportation ordinance, and expressed his belief that the proposed new ordinance will deny any future growth in this industry.

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MR. REUBEN JIMINEZ

Mr. Jiminez, representing Taxi Express, 1630 Broadway, encouraged City Council to change the proposed ratio of taxicabs and apportion them according to the population of the city.

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MR. JAY KHADEM

Mr. Khadem, representing Taxi Express, noted that passenger service to and from International Airport represents some 20 per cent of all taxicab business in San Antonio. He spoke to the problems with poor taxicab service in the city and the reluctance of many drivers to serve certain areas of San Antonio. He stated his belief that San Antonio is falling behind other cities in the area of taxicab service.

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MR. DON WILKINS CASTILLO

Mr. Castillo, 1010 North Frio Street, spoke to problems caused by probationers and the lack of cooperation by police officers. He addressed the need for drug testing for certain probationers.

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94-03 The City Council recessed its regular meeting at 6:58 P.M. for dinner and reconvened in regular meeting at 7:30 P.M.

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94-03 PUBLIC HEARING ON THE CITY OF SAN ANTONIO PROPOSED BOND ISSUE:

Mayor Wolff opened the Public Hearing.

Mayor Wolff then introduced the following people to speak on this issue:

Mr. Joe Alderete spoke of his concerns in the Woodlawn Lake area and stated that he is supporting Mr. Ross in his endeavor to improve this area. He stated that there will be a collective itemization of the needs to this area.

The following citizens of the Woodlawn Hills Neighborhood Action Association spoke in support of the Bond issue and the ongoing Science Park drainage project:

- Mr. Tony Kuberski
- Mr. Joe Alderete
- Ms. Olivia Flores
- Mr. Southwell
- Mr. Robert Flores
- Mr. Roy Rivero
- Ms. Olivia A. Mercado

Ms. Pat Ozuna, speaking on behalf of COPS and Metro Alliance, stated that these two organizations will meet this week to be briefed on

the proposed bond issue and development criteria. Ms. Ozuna to be provided with a detailed cost of each item proposed in this issue. She urged Council to consider inner-city neighborhoods and leave park-land in the newly-developed areas to the responsibility of the developers.

Mr. Manuel Galindo, Metro Alliance, stated they feel this is a 'wish list for tourist, not tax payers' and urged Council to put the inner cities in order before going further.

Mr. Shay Wideman, Country View Homeowner Association, urged Council to consider sidewalks near Rudder Middle School and improvement of low water crossings in their area.

Mr. Bob Ashcroft, 117 West Craig, requested some monies from the Bond package be used for the maintenance of Brackenridge Park.

Mr. Candelario Polendo Jr., 415 E. Dewey Place, requested sidewalks for the children traveling to Travis Elementary School.

Mr. Ray Hamilton, Northside Neighborhoods for Organized Development, spoke in support of the Bond Package and urged Council to consider the flooding and drainage problems on Lockhill Selma.

Mr. Tom Martinez, Sunshine Estates Association, spoke about the repairs needed at the Joe Ward Community Center and urged passage of the bond issue.

Mr. Sidney Ogden, 10319 Mary Knoll Lane, stated that any help for the flooding in the Dreamland area would be greatly appreciated.

Mr. Doug Dittfurth, Methodist Mission Home, requested that the Council consider sidewalks in the Whitby Road area.

Mr. Stephen Avery, Woodlawn Lake Community Association, spoke about the profound effect the park at Woodlawn Lake has on the surrounding area. He urged passage of the bond issue and told of the work that needed to be done in this area.

Mssrs. Jeremy Livengood and Kyle Chitty, residents of the South West Center for the Hearing Impaired, through an interpreter, requested that the bond issue include sidewalks and possibly a bridge on Whitby Road. They spoke of the flooding in that area and the rough finish on the road.

Mayor Wolff declared the Public Hearing closed.

94-03 There being no further business to come before the Council, the meeting was adjourned at 8:20 P.M.

A P P R O V E D

Nathan W. Wolff
M A Y O R

Attest: *John S. Rodriguez*
C I T Y C L E R K