

**REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF SAN ANTONIO,
HELD IN THE COUNCIL CHAMBERS, MUNICIPAL PLAZA BUILDING,
THURSDAY, JANUARY 30, 1997**

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97-04 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, Billa Burke, Avila, Solis, Herrera, Ross, Marbut, Peak, Webster and Thornton. **Absent:** Lott.

97-04 Invocation by Father Enda McKenna, St Leo's Catholic Church

97-04 Pledge of Allegiance to the flag of the United States.

97-04 **CEREMONIAL ITEMS**

SOUTHWEST AIRLINES 25TH ANNIVERSARY

Mayor Thornton presented a proclamation to Mr Herbert D. Kelleher, Founder, Chairman of the Board, President, and Chief Executive Officer of Southwest Airlines in commemoration of Southwest Airlines 25th Anniversary.

DISTINGUISHED CITIZEN AWARD TO HERBERT D. KELLEHER

In addition to recognizing Southwest Airlines' contributions to the San Antonio community, Mr Kelleher was honored with the City of San Antonio's Distinguished Citizens Award.

RESOLUTION: MICHAEL KUTCHINS

Mayor Thornton noted that Mr Michael Kutchins, Director of the Aviation Department, is retiring after many years of service to the City and is being presented with a Resolution so that the Council could officially express its appreciation to him for his service.

**A RESOLUTION
EXPRESSING APPRECIATION TO MICHAEL J. KUTCHINS, AVIATION
DIRECTOR, FOR HIS LONG AND DEDICATED SERVICE TO SAN ANTONIO**

Whereas, Michael J. Kutchins joined the City of San Antonio on March 22, 1971, and has served as Aviation Director since March 20, 1982, overseeing the operation and

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management of the San Antonio International Airport and Stinson Municipal Airport; and

Whereas, under his leadership, the City's airport system has seen many improvements including construction of terminal 1 and parking garage, upgrades to terminal 2, numerous airfield and landside enhancements with approximately \$250 million spent since 1971 on such capital improvements, and

Whereas, his tenure is further enhanced by a 131 percent increase in passenger emplanements for the same period, and

Whereas, Mr. Kutchins remains active in national and international airport affairs having testified before Congress on a variety of aviation issues on several occasions and also as a member of the Immigration And Naturalization User Fee Advisory Committee and past national president and member of the Board of Examiners of the American Association Of Airport Executives; now, therefore:

Be It Resolved By The City Council Of The City Of San Antonio

that the City Council hereby commends Michael J. Kutchins for his devoted and distinguished service to San Antonio and its citizens and presents this Resolution as a most sincere token of its appreciation

Passed And Approved This 30th Day Of January, 1997.

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PRESENTATION: NEW SEA WORLD GENERAL MANAGER

Robin Carson, outgoing Sea World Manager introduced Mr. Keith Kasen, who was recently named Executive Vice President and General Manager of Sea World of Texas. The Mayor and City Council officially welcomed Mr Kasen to San Antonio

MUD QUEEN - LYNDA BILLA BURKE

Councilwoman Lynda Billa Burke was recognized as the newly crowned "Miller Lite Riverwalk Mud Queen XI", an annual event of the Paseo Del Rio Association

97-04 **CONSENT AGENDA**

Mr. Avila made a motion to approve Agenda Items 5 through 22, constituting the Consent Agenda, with item 14 having been pulled for individual consideration. Mr Flores seconded the motion

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

AN ORDINANCE 85,509

ACCEPTING THE LOW BID OF CULTURAL SURROUNDINGS, INC TO PROVIDE THE CITY OF SAN ANTONIO PUBLIC LIBRARY WITH LIBRARY SHELVING FOR A TOTAL OF \$46,536.00. (WBE)

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AN ORDINANCE 85,510

ACCEPTING THE LOW BIDS OF TELOS FIELD ENGINEERING, SOUTH TEXAS COMPUTER REPAIR CENTER AND ALAMO DATA SYSTEMS, INC. TO PROVIDE THE CITY OF SAN ANTONIO INFORMATION SERVICES DEPARTMENT WITH MAINTENANCE OF COMPUTER PERIPHERAL EQUIPMENT FOR A TOTAL OF APPROXIMATELY \$25,000.00 ANNUALLY. (MBE)

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AN ORDINANCE 85,511

ACCEPTING THE PROPOSAL OF THE AMDAHL CORPORATION TO PROVIDE THE CITY OF SAN ANTONIO INFORMATION SERVICES DEPARTMENT WITH A HOST COMPUTER ELECTRONIC DOCUMENT MANAGEMENT SYSTEM FOR A TOTAL OF \$134,873.00

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AN ORDINANCE 85,512

ACCEPTING THE LOW, QUALIFIED BIDS OF GRANDE TRUCK CENTER AND SANTEX INTERNATIONAL TRUCKS TO PROVIDE THE CITY OF SAN ANTONIO WITH MEDIUM AND HEAVY DUTY TRUCKS FOR A TOTAL OF \$1,781,887.00.

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AN ORDINANCE 85,513

AUTHORIZING THE EXECUTION OF FIELD ALTERATION NO. 3 IN THE AMOUNT OF \$103,084 81 TO THE CONTRACT WITH YANTIS CORPORATION FOR THE TAXIWAY G

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RECONSTRUCTION PROJECT AT SAN ANTONIO INTERNATIONAL AIRPORT;
REVISING THE PROJECT BUDGET, AND PROVIDING FOR PAYMENT
(Amends Ordinance No 83,192 of 11-16-95)

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AN ORDINANCE 85,514

AUTHORIZING AN ADDITIONAL \$24,560.00 PAYABLE TO G.G.I. ENGINEERS, INC.
FOR ENGINEERING SERVICES IN CONNECTION WITH THE POTOMAC AND PASO
HONDO COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT; REVISING
THE PROJECT BUDGET, AND PROVIDING FOR PAYMENT (MBE)
(Amends Ordinance No 83,616 of 2-22-96)

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AN ORDINANCE 85,515

AUTHORIZING AN ADDITIONAL \$19,000.00 PAYABLE TO GAYTAN ENGINEERING
FOR ENGINEERING SERVICES IN CONNECTION WITH THE 34TH STREET: HIGHWAY
90 - CASTROVILLE ROAD PROJECT; AND PROVIDING FOR PAYMENT. (MBE)
(Amends Ordinance No 81,900 of 3-23-95)

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AN ORDINANCE 85,516

AUTHORIZING AN ADDITIONAL \$50,000.00 PAYABLE TO PROFESSIONAL SERVICES
INDUSTRIES, INC. (PSI) TO PROVIDE MONITORING AND CONTAMINATION
ASSESSMENT SERVICES FOLLOWING UNDERGROUND FUEL STORAGE TANK
REMOVAL AT CITY-OWNED FACILITIES IN CONNECTION WITH THE CITY-WIDE
UNDERGROUND FUEL STORAGE FACILITIES PROJECT; AND PROVIDING FOR
PAYMENT (Amends Ordinance No 72,484 of 10-16-90)

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AN ORDINANCE 85,517

ACCEPTING THE PROPOSAL OF JOHN C. KIGHT, CONSULTING ENGINEER TO
PROVIDE ENGINEERING SERVICES IN CONNECTION WITH PROJECT
MANAGEMENT SERVICES RELATED TO THE LEON, SALADO, AND UPPER OLMOS
CREEK WATERSHED STUDIES, THE MISSION TRAILS PROJECT, AND OTHER 1994
G O BOND FUNDED PUBLIC WORKS PROJECTS, AUTHORIZING THE EXECUTION

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OF A PROFESSIONAL SERVICES CONTRACT IN AN AMOUNT NOT TO EXCEED \$46,800.00; AUTHORIZING \$4,680.00 FOR MISCELLANEOUS ENGINEERING CONTINGENCY EXPENSES; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 85,518

AUTHORIZING PAYMENT IN THE AMOUNT OF \$15,723.64 FOR LEGAL SERVICES TO DAVIDSON & TROILO, P.C. ON THE HI-LIONS DRAINAGE PROJECT #80, THE WURZBACH PARKWAY PROJECT AND THE CHERRY STREET DRAINAGE PROJECT #15B

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AN ORDINANCE 85,519

AMENDING ORDINANCE NO 71600, PASSED AND APPROVED ON MAY 24 ,1990, TO REALLOCATE FUNDING FOR VARIOUS ESSENTIAL SERVICES IN THE TRANSITIONAL HOUSING GRANT FROM THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT; AMENDING THE BUDGET AND PERSONNEL COMPLEMENT FOR THE PROJECT; AND AUTHORIZING ONE (1) NEW PERSONNEL POSITION. (Amends Ordinance No. 71,600 of 5/24/90)

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AN ORDINANCE 85,520

RATIFYING THE APPLICATION FOR A GRANT IN THE AMOUNT OF \$36,210.00 FROM THE FEDERAL EMERGENCY MANAGEMENT AGENCY'S LOCAL BOARD OF THE EMERGENCY FOOD AND SHELTER NATIONAL BOARD PROGRAM FOR THE PERIOD OF OCTOBER 1, 1996 TO SEPTEMBER 30, 1997; AUTHORIZING THE ACCEPTANCE OF SAID GRANT; AUTHORIZING THE EXECUTION OF A GRANT ACCEPTANCE CONTRACT; ESTABLISHING A FUND; AND APPROVING A BUDGET

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AN ORDINANCE 85,521

AUTHORIZING THE SUBMISSION OF APPLICATIONS TO THE ALAMO AREA COUNCIL OF GOVERNMENTS FOR FINANCIAL ASSISTANCE IN THE AMOUNT OF \$102,448.00 FROM THE TEXAS CRIMINAL JUSTICE DIVISION FOR THE RUNAWAY

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YOUTH, URBAN SMARTS, TECHNICAL UNIT, AND POLICE AND FIRE TRAINING PROGRAMS.

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AN ORDINANCE 85,522

AMENDING THE TRAFFIC CONTROL DEVICES SCHEDULES ESTABLISHED BY CHAPTER 19 (TRAFFIC REGULATIONS), ARTICLE III (TRAFFIC CONTROL DEVICES), SECTION 19-68(B) TO INCLUDE CERTAIN ADDITIONS TO THE OFFICIAL TRAFFIC CONTROL DEVICES SCHEDULE FOR "STOP" SIGNS, "YIELD RIGHT-OF-WAY" SIGNS, "PROHIBITED PARKING AT ALL TIME" SIGNS, AND "PROHIBITED TURN" SIGNS; AUTHORIZING THE PERMANENT INSTALLATION OF SAID DEVICES; DECLARING THEM AS OFFICIAL TRAFFIC CONTROL DEVICES OF THE CITY OF SAN ANTONIO; AND DECLARING VIOLATIONS OF THESE TRAFFIC REGULATIONS, TO BE MISDEMEANOR CRIMES PUNISHABLE BY A FINE OF NOT MORE THAN \$200.00, AND DECLARING VIOLATIONS OF THE CIVIL PARKING VIOLATIONS TO BE SUBJECT TO THE ENFORCEMENT PROVISIONS OF THE CITY CODE SECTION 19-225 (ADMINISTRATIVE ADJUDICATION OF STOPPING, STANDING, AND PARKING VIOLATIONS).

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AN ORDINANCE 85,523

AUTHORIZING THE EXECUTION OF AN "AGREEMENT FOR THE FURNISHING AND INSTALLING OF TRAFFIC SIGNAL EQUIPMENT BY A MUNICIPALITY" WITH THE TEXAS DEPARTMENT OF TRANSPORTATION AND AUTHORIZING A FORCE ACCOUNT FUND IN THE AMOUNT OF \$8,311.00 FOR THE FURNISHING AND INSTALLING OF TRAFFIC SIGNAL EQUIPMENT, AND LABOR ON MONTGOMERY ROAD FROM WALZEM TO GIBBS-SPRAWL.

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AN ORDINANCE 85,524

AUTHORIZING THE PURCHASE OF SUBSCRIPTIONS AND PAYMENT IN THE AMOUNT OF \$16,667 00 TO CARL CORPORATION FOR LIBRARY DATABASE SUBSCRIPTIONS TO THE HEALTH INDEX AND THE NEWSPAPER INDEX FOR USE BY CUSTOMERS OF THE SAN ANTONIO PUBLIC LIBRARY FOR THE PERIOD OF FEBRUARY 1, 1997 THROUGH MAY 31, 1997

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AN ORDINANCE 85,525

APPROVING A PARADE PERMIT IN CONNECTION WITH THE CATHOLIC CHANCERY PRAYER VIGIL BEGINNING AT 9.00 A.M. UNTIL 10:45 A.M., SATURDAY, FEBRUARY 8, 1997 AND AUTHORIZING THE TEMPORARY CLOSURE OF THE FOLLOWING STREETS FOR SAID EVENT: AT 1710 CLOWER TO BRAD, BRAD FROM CLOWER TO FRESNO, FRESNO FROM BRAD TO 100 BABCOCK TO HOLD PRAYER VIGIL IN FRONT OF THE PLANNED PARENTHOOD, THEN FROM 100 BABCOCK TO FREDERICKSBURG, FREDERICKSBURG FROM BABCOCK TO EDISON, EDISON FROM FREDERICKSBURG TO BRAD, BRAD FROM EDISON TO CLOWER, CLOWER FROM BRAD TO END AT 1710 CLOWER

97-04 The Clerk read the following Ordinance:

AN ORDINANCE 85,526

AN ORDINANCE AUTHORIZING THE TRANSFER OF \$160,000.00 FROM THE FACILITY IMPROVEMENT AND MAINTENANCE PROGRAM (FIMP) FUND, AND ESTABLISHING A PROJECT BUDGET, TO UPGRADE ELEVATOR EQUIPMENT IN CERTAIN CITY FACILITIES IN ACCORDANCE WITH THE HEALTH AND SAFETY CODE

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

CITIZENS APPEARING TO SPEAK

Mr. Faris Hodge, Jr., thanked the Council for fixing the elevators and showing a concern for safety

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

97-04 The Clerk read the following Ordinance.

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AN ORDINANCE 85,527

AUTHORIZING PAYMENTS OF REFUNDS TOTALING \$301,557.04 TO PERSONS MAKING A DOUBLE PAYMENT, OVERPAYMENT, OR AS A RESULT OF A VALUE CHANGE ON 41 TAX ACCOUNTS

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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:** Flores, Billa Burke, Avila, Solis, Ross, Marbut, Peak, Webster, Thornton; **NAYS:** None; **Absent:** Lott, Herrera

97-04 The Clerk read the following Ordinance

AN ORDINANCE 85,528

AN ORDINANCE RENAMING THE HIGHLAND PARK RECREATION CENTER THE JAMES A BODE RECREATION CENTER IN RECOGNITION OF MR. BODE'S MANY CONTRIBUTIONS TO SAN ANTONIO AND THE HIGHLAND PARK AREA

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

Mr. Frank Stromboe, Interim Director of Parks and Recreation, explained the proposed Ordinance to the Council.

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

97-04 **PUBLIC HEARING AND CONSIDERATION OF AN ORDINANCE DESIGNATING THE HARRIS CORPORATION REINVESTMENT ZONE.**

Mayor Thornton declared the Public Hearing to be open.

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Mr. Clinton Bolden, Director of Economic Development, presented the proposed Ordinance to the Council A copy of his presentation is attached to the papers of this meeting

CITIZENS APPEARING TO SPEAK

Sister Gabrille and Mr. Joe Soliz, representing Communities Organized for Public Service stated that they were dissatisfied with the response of City Staff to instructions from Mr. Marbut to meet with COPS and that the City needs a tax abatement policy for better paying jobs.

Mr Mike Harris read from a prepared statement, a copy of which is on file with the papers of this meeting

Ms. Nancy Englebert referred to tax abatement needs to ensure more than minimum wage jobs.

Mr Bob Finney spoke in support of the ordinance

Mr Duane Wilson spoke in support of the ordinance.

Mr. Jack Finger questioned why small companies do not get tax abatements, and spoke against tax abatements in general.

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(At this point, Mayor Thornton was obliged to leave the meeting at this time, Mayor Pro Tem Flores presided.)

Mayor Pro Tem Flores declared the public hearing to be closed

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The Clerk read the following Ordinance.

AN ORDINANCE 85,529

DESIGNATING THE HARRIS CORPORATION REINVESTMENT ZONE (5727 FARINON DRIVE) LEGALLY DESCRIBED AS 20 248 ACRES OF LAND BEING LOT 1, BLOCK 1, NEW CITY BLOCK 14876 TECHNOLOGY PARK UNIT-1, AS RECORDED IN VOLUME 9000, PAGES 80-82, DEED AND PLAT RECORDS, BEXAR COUNTY TEXAS; AND 9.357ACRES OF LAND IN NEW CITY BLOCK 14862, SAN ANTONIO, BEXAR COUNTY, TEXAS, BEING A REMAINING PORTION OF A 145.741 ACRE TRACT OF LAND DESCRIBED IN VOLUME 2028, PAGE 693, OFFICIAL PUBLIC RECORDS OF REAL PROPERTY, BEXAR COUNTY, TEXAS, BEING OUT OF THE ANSELMO PRU

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ORIGINAL SURVEY NO. 20, ABSTRACT NO. 574, COUNTY BLOCK 4766; AND 13.696 ACRES OF LAND IN NEW CITY BLOCK 14876, SAN ANTONIO, BEXAR COUNTY, TEXAS, BEING THE SAME TRACT SHOWN AS A VARIABLE WIDTH DRAINAGE RIGHT-OF-WAY ON THE SUBDIVISION PLAT OF TECHNOLOGY PARK UNIT-1 AND RECORDED IN VOLUME 9000, PAGES 80-82, DEED AND PLAT RECORDS, BEXAR COUNTY, TEXAS

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

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

Mayor Thornton directed Mr. Bolden to meet with members of the neighborhood alliances to receive input from them.

Mr Peak advised that the City should meet with COPS/Metro Alliance on a continuing basis.

Mr Ross questioned what provisions of the ordinance ensure that firms live up to their promises of jobs and whether the tax phase-in was transferable if the company is acquired by another entity

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

97-04 The Clerk read the following Ordinance:

AN ORDINANCE 85,530

APPROVING A TAX PHASE-IN AGREEMENT AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE AGREEMENT WITH THE HARRIS CORPORATION AND LEASE PLAN NORTH AMERICA, INC TO EXEMPT FROM TAXATION SPECIFIED NEW REAL PROPERTY IMPROVEMENTS.

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Mr Marbut made a motion to approve the proposed Ordinance Mr Solis seconded the motion

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

97-04 The Clerk read the following Ordinance:

AN ORDINANCE 85,531

AMENDING ORDINANCE NO. 84562, PASSED AND APPROVED ON AUGUST 15, 1996 BY ACCEPTING ADDITIONAL FUNDS IN THE AMOUNT OF \$3,205,401.00 FROM THE TEXAS WORKFORCE COMMISSION (TWC) TO CONTINUE THE ADMINISTRATION OF THE CHILD CARE MANAGEMENT SERVICES (CCMS) PROGRAM, AND AMENDING THE CCMS BUDGET AND PERSONNEL COMPLEMENT (Amends Ordinance No. 84,562 of 8-15-96).

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

Mr. Rolando Morales, Acting Director of Community Initiatives, presented the proposed ordinance to the Council A copy of his presentation is attached to the papers of this meeting.

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

97-04 The Clerk read the following Ordinance:

AN ORDINANCE 85,532

AMENDING THE TAX PHASE-IN AGREEMENT WITH ALAMOSAHILP ASSOCIATES APPROVED BY ORDINANCE #83780, TO TRANSFER ITS RIGHTS AND OBLIGATIONS PURSUANT TO THE AGREEMENT TO SILVER RIO LIMITED PARTNERSHIP; AND AMENDING THE PROJECT SCHEDULE AND PROJECT DESCRIPTION BY DELETING THE PARKING FACILITY AT THE FORMER GROOS BANK SITE FROM THE TOTAL IMPROVEMENT VALUE. (Amends Ordinance No 83,780 of 3-14-96)

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Mr Avila made a motion to approve the proposed Ordinance Mr Flores seconded the motion

Mr Clinton Bolden, Director of Economic Development presented the proposed Ordinance to the Council. A copy of his presentation is attached to the papers of this meeting.

Mr. John German, Director, Public Works, responding to a question from Mr Ross, commented on provisions for a parking structure.

After consideration, the motion carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Billa Burke, Avila, Solis, Herrera, Marbut, Peak, Webster, Thornton; **NAYS:** Ross, **Absent:** Lott

97-04 The Clerk read the following Resolution:

A RESOLUTION 97-04-01

EXPRESSING CITY COUNCIL'S SUPPORT FOR THE SAN ANTONIO WATER SYSTEM (SAWS) PARTICIPATION IN AN IRRIGATION SUSPENSION PROGRAM DEVELOPED BY THE EDWARDS AQUIFER AUTHORITY TO REDUCE EDWARDS AQUIFER PUMPING BY IRRIGATORS FOR 1997; AND FURTHER DECLARING BY SUCH RESOLUTION THAT ALL CITY-OWNED WELLS AND QUALIFYING ACTIVITIES BE TREATED AS INCLUDED IN SAWS PARTICIPATION IN THE IRRIGATION SUSPENSION PROGRAM, AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE UPON EIGHT AFFIRMATIVE VOTES.

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Ms Billa Burke made a motion to approve the proposed Resolution Mr Marbut seconded the motion

Mr Joe Aceves, San Antonio Water System narrated a video presentation describing the program A copy of his presentation is attached to the papers of this meeting

Mayor Thornton read into the record, a letter from Craig Peterson of the Texas Water Development Board.

CITIZENS APPEARING TO SPEAK

Mr. Tom Culbertson, representing Regional Clean Air and Water spoke in opposition to the proposed resolution.

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Mr. Kirk Patterson, 410 Larkwood, speaking in opposition, urged the Council to vote against the proposed resolution.

Mr Jack Finger, citing references in the Water Committee report, spoke in opposition to the proposed resolution

Ms Kay Turner, representing People On Watch (POW), spoke in opposition to the program.

Mr. Guenter Krellwitz, representing Regional Clean Air and Water spoke in opposition to the proposed resolution.

Ms. Carol Patterson, representing the Aquifer Resources Council, cited computer analysis and spoke in opposition to the resolution

Messrs Mike Beldon and Weir Labatt and Ms. Luana Buckner, representing the Edwards Aquifer Authority, spoke in support of the proposed resolution

Mr. Weir Labatt, characterized approval of the resolution as a positive step toward a regional solution.

Mr. Hank Brummett, City Manager, City of Leon Valley spoke in support of the proposed resolution.

Mr Reed Meyers, President, San Antonio Golf Association, spoke in support of the proposed resolution

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Mr. Peak commented that he would be voting in support of the resolution.

Mr. Ross stated that although he is personally opposed to pumping limits, he would be voting in favor of the resolution.

After consideration, the motion carrying with it the passage of the Resolution, prevailed by the following Roll Call vote **AYES:** Flores, Billa Burke, Avila, Solis, Herrera, Ross, Marbut, Peak, Webster, Thornton, **NAYS.** None, **Absent** Lott

Mr. Ross made a motion that staff be directed to bring back a proposed resolution next week asking that SAWS not implement a "critical period surcharge" during the summer of 1997. Mr Webster seconded the motion.

(At this time, Mayor Thornton was obliged to leave the meeting)

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After consideration, the motion prevailed by the following vote. **AYES.** Flores, Billa Burke, Avila, Solis, Herrera, Ross, Marbut, Webster; **NAYS:** None, **Absent:** Lott, Peak, Thornton

97-04 The Clerk read the following Ordinance.

AN ORDINANCE 85,533

AUTHORIZING REIMBURSEMENT IN THE AMOUNT OF \$12,000.00 FROM THE DISTRICT 1 CONTINGENCY ACCOUNT FUND TO COUNCILMAN ROGER FLORES, II FOR ADMINISTRATIVE SERVICES CONTRACTS WITH EVA ESQUIVEL (\$2,250.00 PER MONTH) FROM FEBRUARY 1, 1997 TO MAY 31, 1997 AND WITH ARMANDO JAMIL MARROQUIN (\$600.00 PER MONTH) FROM JANUARY 22, 1997 TO MAY 22, 1997; AS REQUESTED BY COUNCILMAN ROGER FLORES, II. (Amends Ordinance No. 84,960 of 10-10-96)

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Ms Billa Burke 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, Billa Burke, Avila, Solis, Herrera, Peak, Webster, **NAYS** None, **Absent:** Lott, Ross, Marbut, Thornton

97-04 The Clerk read the following Ordinance:

AN ORDINANCE 85,534

AUTHORIZING THE EXPENDITURE OF \$1,388.00 FROM THE DISTRICT 2 CONTINGENCY ACCOUNT FUND TO ASSIST THE NEW JERUSALEM MISSIONARY BAPTIST CHURCH WITH THEIR OPERATING EXPENSES RELATED WITH PROVIDING ASSISTANCE AND TEMPORARY SHELTER FOR THE HOMELESS IN THE COMMUNITY; AS REQUESTED BY COUNCILWOMAN DOLORES LOTT.

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

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Mr Faris Hodges spoke in support of the expenditure.

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

97-04 The Clerk read the following Ordinance:

AN ORDINANCE 85,535

AUTHORIZING THE EXPENDITURE OF \$800.00 FROM THE DISTRICT 2 CONTINGENCY ACCOUNT FUND PAYABLE TO THE MARTIN LUTHER KING (MLK) COMMISSION FOR SUPPLEMENTAL COSTS INCURRED DURING THE MLK ACTIVITIES THAT WERE HELD ON JANUARY 20, 1997; AS REQUESTED BY COUNCILWOMAN DOLORES LOTT.

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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, Billa Burke, Solis, Marbut, Peak, Webster, **NAYS:** None; **Absent:** Lott, Avila, Herrera, Ross, Thornton.

97-04 The Clerk read the following Ordinance:

AN ORDINANCE 85,536

AUTHORIZING THE EXPENDITURE OF \$1,261.97 FROM THE DISTRICT 7 CONTINGENCY ACCOUNT FUND TO ASSIST THE PROSPECT HILL YELLOWJACKETS ATHLETICS PURCHASE MATERIALS AND FOR THE COST OF LABOR RELATED TO THE REPAIR OF THE FLOOR AT THEIR CLUB HOUSE; AS REQUESTED BY COUNCILMAN BOB ROSS.

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

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

97-04 The Clerk read the following Ordinance.

AN ORDINANCE 85,537

AUTHORIZING THE EXPENDITURE OF \$1,000.00 FROM THE DISTRICT 7 CONTINGENCY ACCOUNT FUND TO ASSIST THE NEIGHBORHOOD RESOURCE CENTER PURCHASE SUPPLIES FOR THE PUBLICATION OF THEIR NEWSLETTER AND FOR THEIR VALENTINE FUND-RAISER FOR WORK SUPPORTING NEIGHBORHOOD PROGRAMS THROUGH OUT THE COMMUNITY TO BE HELD ON SATURDAY, FEBRUARY 8, 1997, AS REQUESTED BY COUNCILMAN BOB ROSS

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Ms Billa Burke 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, Billa Burke, Avila, Solis, Herrera, Ross, Marbut, Peak, Webster, Thornton; **NAYS:** None; **Absent:** Lott

97-04 The Clerk read the following Ordinance.

AN ORDINANCE 85,538

AUTHORIZING THE EXPENDITURE OF MONIES FROM VARIOUS DISTRICT CONTINGENCY ACCOUNT FUNDS TO ASSIST WITH THE COST OF BARRICADES AND POLICE SUPPORT FOR THE NINTH ANNUAL BUILDERS SQUARE RUN/WALK FOR BRAINPOWER TO BE HELD ON SATURDAY, MARCH 22, 1997 AT THE MISSION COUNTY PARK, AS REQUESTED BY COUNCILMAN HOWARD PEAK

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

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

97-04 The Clerk read the following Ordinance:

AN ORDINANCE 85,539

AUTHORIZING THE EXPENDITURE OF \$10,000.00 FROM THE DISTRICT 9 CONTINGENCY ACCOUNT FUND TO ASSIST THE AMERICAN INSTITUTE OF ARCHITECTS/SAN ANTONIO CHAPTER WITH THE COST OF EDITING AND POST-PRODUCTION WORK REQUIRED TO ASSEMBLE SIX (6) PUBLIC ACCESS TELEVISED PROGRAMS TO EDUCATE AND CREATE PUBLIC AWARENESS IN THE ENVIRONMENT TO IMPROVE NEIGHBORHOOD QUALITY OF LIFE THROUGH CITY AND PRIVATE INFRASTRUCTURE DEVELOPMENT; AS REQUESTED BY COUNCILMAN HOWARD PEAK.

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Ms Billa Burke 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, Billa Burke, Avila, Solis, Herrera, Ross, Marbut, Peak, Webster, Thornton, **NAYS:** None; **Absent:** Lott

97-04 TRAVEL AUTHORIZATION - Granted:

Travel Authorization for Mayor William E Thornton to attend the Texas Municipal League Legislative Briefing in Austin, TX on February 3, 1997

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

97-04 The Clerk read the following Ordinance:

AN ORDINANCE 85,540

AUTHORIZING THE EXPENDITURE OF \$500.00 FROM THE DISTRICT 6 CONTINGENCY ACCOUNT FUND TO ASSIST THE PRINCE OF PEACE CYO SUMMER

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SOFTBALL PROGRAM PURCHASE T-SHIRTS, CAPS AND EQUIPMENT FOR THEIR YOUTH SOFTBALL TEAM; AS REQUESTED BY COUNCILMAN ROBERT A. HERRERA.

* * * *

Ms Billa Burke 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, Billa Burke, Avila, Solis, Herrera, Ross, Marbut, Peak, Webster, Thornton, **NAYS** None; **Absent:** Lott

97-04 The Clerk read the following Ordinance

AN ORDINANCE 85,541

AUTHORIZING THE EXPENDITURE OF \$2,500.00 FROM THE DISTRICT 6 CONTINGENCY ACCOUNT FUND TO ASSIST THE NORTHWEST LITTLE LEAGUE OF SAN ANTONIO, TEXAS, INC OFFSET COSTS INVOLVED IN IMPROVING THE LIGHTING SYSTEM AT THE SENIOR FIELD ON GRISSOM ROAD, AS REQUESTED BY COUNCILMAN ROBERT A HERRERA

* * * *

Mr Avila 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, Billa Burke, Avila, Solis, Herrera, Ross, Marbut, Peak, Webster, Thornton, **NAYS** None, **Absent:** Lott

97-04 The Clerk read the following Ordinance

AN ORDINANCE 85,542

AUTHORIZING THE EXPENDITURE OF \$380.00 FROM THE DISTRICT 6 CONTINGENCY ACCOUNT FUND TO ASSIST THE ST DOMINIC'S CYO LONGHORNS BASKETBALL TEAM PURCHASE SWEAT SUITS FOR THEIR 7-10 YEAR OLD BASKETBALL TEAM, AS REQUESTED BY COUNCILMAN ROBERT A HERRERA

* * * *

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Mr Avila 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, Billa Burke, Avila, Solis, Herrera, Ross, Marbut, Peak, Webster, Thornton; **NAYS:** None; **Absent:** Lott.

97-04 The Clerk read the following Ordinance:

AN ORDINANCE 85,543

AUTHORIZING THE EXPENDITURE OF \$2,000 00 FROM THE DISTRICT 6 CONTINGENCY ACCOUNT FUND TO ASSIST THE NORTHWEST RAIDERS (POP WARNER FOOTBALL) PURCHASE UNIFORMS AND EQUIPMENT FOR TEAM PLAYERS; AS REQUESTED BY COUNCILMAN ROBERT A HERRERA

* * * *

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, Billa Burke, Avila, Solis, Herrera, Ross, Marbut, Peak, Webster, Thornton, **NAYS:** None, **Absent:** Lott

97-04 Mr. Herrera made a motion to continue item #40, which was an Ordinance authorizing the expenditure of \$500 00 from the District 6 Contingency Account Fund to assist the Hidden Meadow Community Association with equipment and to maintain their Cellular on Patrol Program, until next week. Mr. Webster seconded the motion.

After consideration, the motion prevailed by the following vote **AYES** Flores, Billa Burke, Avila, Solis, Herrera, Ross, Marbut, Peak, Webster, Thornton, **NAYS** None, **Absent:** Lott

97-04 The Clerk read the following Ordinance:

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AN ORDINANCE 85,544

AUTHORIZING THE EXPENDITURE OF \$3,000.00 FROM THE DISTRICT 6 CONTINGENCY ACCOUNT FUND TO ASSIST WESTWOOD TERRACE LITTLE LEAGUE WITH THE COST RELATED TO REPAIRING/REPLACING THE FENCES ON TWO LITTLE LEAGUE FIELDS, AS REQUESTED BY COUNCILMAN ROBERT A HERRERA.

* * * *

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, Billa Burke, Avila, Solis, Herrera, Ross, Marbut, Peak, Webster, Thornton, **NAYS** None, **Absent:** Lott.

97-04 The Clerk read the following Ordinance:

AN ORDINANCE 85,545

AUTHORIZING THE EXPENDITURE OF \$5,000 00 FROM THE DISTRICT 4 CONTINGENCY ACCOUNT FUND TO ASSIST THE BOYS AND GIRLS CLUBS OF SAN ANTONIO WITH THE ANNUAL GOLDEN GLOVES REGIONAL BOXING TOURNAMENT TO BE HELD ON FEBRUARY 24, 1997 THROUGH MARCH 1, 1997, AS REQUESTED BY COUNCILMAN HENRY AVILA.

* * * *

Mr. Avila 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, Billa Burke, Avila, Solis, Herrera, Ross, Marbut, Peak, Webster, Thornton, **NAYS** None, **Absent:** Lott

97-04 The Clerk read the following Ordinance

AN ORDINANCE 85,546

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AUTHORIZING THE EXPENDITURE OF \$1,000.00 FROM THE DISTRICT 4 CONTINGENCY ACCOUNT FUND TO ASSIST THE SAN ANTONIO POLICE EXPLORERS POST #830 WITH THEIR PARTICIPATION IN LAW ENFORCEMENT COMPETITIONS, TRANSPORTATION, LODGING, MEALS AND EQUIPMENT; AS REQUESTED BY COUNCILMAN HENRY AVILA.

* * * *

Mr Avila 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, Billa Burke, Avila, Solis, Herrera, Ross, Marbut, Peak, Webster, Thornton; **NAYS:** None; **Absent:** Lott

97-04 The Clerk read the following Ordinance.

AN ORDINANCE 85,547

AUTHORIZING THE EXPENDITURE OF \$2,500.00 FROM THE DISTRICT 4 CONTINGENCY ACCOUNT FUND TO ASSIST THE HERITAGE NEIGHBORHOOD ASSOCIATION PAY FOR REPAIRS NEEDED FOR THEIR SWIMMING POOL; AS REQUESTED BY COUNCILMAN HENRY AVILA.

* * * *

Mr Avila 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, Billa Burke, Avila, Solis, Herrera, Ross, Marbut, Peak, Webster, Thornton; **NAYS:** None; **Absent:** Lott

97-04 The Clerk read the following Ordinance:

AN ORDINANCE 85,548

AUTHORIZING THE EXPENDITURE OF \$500.00 FROM THE DISTRICT 4 CONTINGENCY ACCOUNT FUND TO SUPPORT THE SAN ANTONIO LIVESTOCK EXPOSITION IN HELPING TEXAS YOUTH BECOME GOOD STEWARDS OF THE

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ANIMAL INDUSTRY AND ALSO TO ASSIST THESE YOUNG PEOPLE WITH THEIR FUTURE EDUCATIONAL PLANS; AS REQUESTED BY COUNCILMAN HENRY AVILA

* * * *

Mr Avila 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, Billa Burke, Avila, Solis, Herrera, Ross, Marbut, Peak, Webster, Thornton; **NAYS:** None, **Absent:** Lott.

97-04 The Clerk read the following Ordinance:

AN ORDINANCE 85,549

AUTHORIZING THE TRANSFER OF \$1,500.00 FROM THE DISTRICT 7 CONTINGENCY ACCOUNT FUND TO THE GENERAL FUND FOR CITY HALL WORKSPACE FOR THE PERIOD OF DECEMBER 1, 1996 THROUGH MAY 31, 1997; AS REQUESTED BY COUNCILMAN BOB ROSS

* * * *

Mr Ross 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:** Flores, Billa Burke, Avila, Solis, Herrera, Ross, Marbut, Peak, Webster, Thornton, **NAYS:** None; **Absent:** Lott

97-04 The Clerk read the following Ordinance:

AN ORDINANCE 85,550

RATIFYING THE SUBMISSION OF AN APPLICATION FOR INITIAL REGULAR PERMIT AND DECLARATION OF HISTORICAL USE FOR THE SAN ANTONIO ZOO WELL, ALSO KNOWN AS THE "HIPPO WELL "

* * * *

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

Mr. John German, Director of Public Works, explained the proposed Ordinance to the Council

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

97-04 The Clerk read the following Resolution:

A RESOLUTION 97-04-02

ACCEPTING THE MAYOR'S CITIZENS COMMITTEE ON WATER POLICY REPORT PRESENTED TO CITY COUNCIL ON JANUARY 23, 1997 AND REFERRING THE REPORT TO THE SAN ANTONIO WATER SYSTEM (SAWS) FOR ANALYSIS AND IMPLEMENTATION

* * * *

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

Mr John German, Director of Public Works, explained the proposed Resolution to the Council

* * * *

CITIZENS APPEARING TO SPEAK:

Mr. Tom Culbertson, representing Regional Clean Air and Water, spoke to perceived flaws in the water policy report.

Mr Faris Hodge, Jr , 140 Dora St , questioned why the City does not pump water from Canyon Lake

Mr Ron Roothame, Sr , representing People On Watch, spoke in opposition to the resolution

Ms. Kay Turner, representing People On Watch, spoke in opposition to the resolution

Mr. Jack Finger, P.O. Box 12048, spoke in opposition to the resolution.

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Mrs Hines recited a story in parody of the resolution and the former Applewhite Reservoir proposition

* * * *

Mr. Ross recommended that SAWS report to the Council be accepted with an analysis within sixty days. Mr. Ross further recommended the circulation of a six signature memo to invite SAWS and other affected municipalities to comment on the Committee's report.

Mr Peak spoke in support of Mr. Ross' recommendations.

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

97-04 The Clerk read the following Ordinance:

AN ORDINANCE 85,551

ORDERING A CHARTER ELECTION TO BE HELD IN THE CITY OF SAN ANTONIO ON THE 3RD DAY OF MAY, 1997, TO SUBMIT TO THE QUALIFIED VOTERS OF THE CITY CERTAIN PROPOSITIONS TO AMEND THE CITY CHARTER.

* * * *

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

Mr. Solis invited Mr C.A. Stubbs, a member of the Charter Review Committee, to comment on the propositions.

Mr Stubbs spoke in support for the propositions, as recommended

Mr. Ray Hamilton spoke in favor of term limit extensions and recommended the inclusion of a "Proposition Seven" to allow citizens to vote on the subject

After a brief discussion, the Council decided to vote on each proposition individually, to be followed by a main vote on the Ordinance.

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PROPOSITION ONE

SHALL SECTIONS 3, 4, 5, 25, 34, 35, 49, 56, ARTICLE VII IN ITS ENTIRETY, ARTICLE VIII IN ITS ENTIRETY, SECTIONS 118, 152, 154, 156, 157, 158, 163, AND 165 OF THE CITY CHARTER BE AMENDED TO ELIMINATE PROVISIONS WHICH HAVE BECOME INOPERATIVE BECAUSE THEY HAVE BEEN SUPERSEDED BY STATE LAW, TO REPLACE CITATIONS TO OBSOLETE STATUTORY REFERENCES; TO UPDATE TERMINOLOGY TO CURRENT LEGAL USAGE, AND TO ELIMINATE THE OBSOLETE TRANSITIONAL PROVISIONS WHICH NO LONGER HAVE ANY EFFECT?

* * * *

Mr. Solis made a motion to approve the Proposition to be placed on the ballot. Ms. Billa Burke seconded the motion.

After consideration, the motion, prevailed by the following vote: **AYES:** Flores, Billa Burke, Solis, Herrera, Ross, Marbut, Peak, Webster, Thornton; **NAYS:** None; **Absent:** Lott, Avila

PROPOSITION TWO

SHALL SECTION 3 AND SECTION 123A OF THE CITY CHARTER BE AMENDED TO REQUIRE THAT BEFORE PROPERTY MAY BE ANNEXED INTO THE CITY, THE PROPOSED ANNEXATION MUST BE SUBMITTED TO THE PLANNING COMMISSION FOR RECOMMENDATION TO THE COUNCIL, AND TO PROVIDE THAT ANNEXATIONS MAY BE ACCOMPLISHED AS PRESCRIBED BY STATE LAW?

* * * *

Ms. Billa Burke made a motion to approve the Proposition to be placed on the ballot Mr. Solis seconded the motion.

Mr. Faris Hodge, Jr , advised the Council to slow down annexations and not overtax City services.

After consideration, the motion, prevailed by the following vote **AYES:** Flores, Billa Burke, Solis, Herrera, Ross, Marbut, Peak, Thornton; **NAYS:** None; **Absent:** Lott Avila, Webster

PROPOSITION THREE

SHALL SECTION 11 OF THE CITY CHARTER BE AMENDED TO ALLOW FOR CITY COUNCIL MEETINGS TO BE HELD IN THE COMMUNITY, TO REQUIRE

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COMPLIANCE WITH THE TEXAS OPEN MEETINGS ACT, AND TO PROVIDE FOR PUBLIC NOTICE OF COUNCIL MEETINGS?

* * * *

Ms Billa Burke made a motion to approve the Proposition to be placed on the ballot. Mr. Herrera seconded the motion

After consideration, the motion, prevailed by the following vote: **AYES:** Flores, Billa Burke, Solis, Herrera, Ross, Marbut, Peak, Thornton; **NAYS:** None; **Absent:** Lott Avila, Webster

PROPOSITION FOUR

SHALL SECTIONS 78 AND 140 OF THE CITY CHARTER BE AMENDED TO MODIFY PROHIBITIONS RESTRICTING CITY OFFICIALS AND CIVIL SERVICE EMPLOYEES FROM POLITICAL ACTIVITIES, EXCEPT AS ALLOWED BY STATE LAW?

* * * *

Mr. Solis made a motion to approve the Proposition to be placed on the ballot. Ms. Billa Burke seconded the motion.

After consideration, the motion, prevailed by the following vote. **AYES:** Flores, Billa Burke, Solis, Herrera, Ross, Marbut, Peak, Thornton, Webster **NAYS:** None; **Absent:** Lott, Avila

PROPOSITION FIVE

SHALL ARTICLE III, ELECTIONS OF THE CITY CHARTER BE AMENDED TO DELETE THE PRESENT ARTICLE IN ITS ENTIRETY, AND PROVIDE THAT ELECTIONS BE CARRIED OUT IN ACCORDANCE WITH THE STATE ELECTION CODE; PROVIDE A \$100.00 FEE FOR RUNNING FOR CITY ELECTIVE OFFICE, OR A PETITION AS SPECIFIED BY STATE LAW, TO PROVIDE THAT FOR THE PURPOSE OF THIS SECTION, THE OFFICE OF MAYOR SHALL BE CONSIDERED A SEPARATE OFFICE FROM THAT OF OTHER COUNCIL PLACES AND TO PROVIDE THAT NO PERSON MAY BE APPOINTED TO OR PLACED ON THE BALLOT FOR ELECTION TO A TERM IF COMPLETION OF THE TERM WOULD RESULT IN A VIOLATION OF THE TERM LIMIT PROVISION IN EFFECT?

* * * *

Mr. Solis made a motion to approve the Proposition to be placed on the ballot. Ms Billa Burke seconded the motion

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After consideration, the motion, prevailed by the following vote: **AYES** Flores, Billa Burke, Solis, Herrera, Ross, Marbut, Peak, Thornton, Webster **NAYS**. None, **Absent** Lott, Avila

PROPOSITION SIX

SHALL SECTION 141 OF THE CITY CHARTER BE AMENDED TO PROHIBIT USE OF PUBLIC OFFICE FOR PRIVATE GAIN, AND TO PROHIBIT ANY COUNCIL MEMBER, CITY OFFICER, OR ANY EMPLOYEE WITH DECISION MAKING AUTHORITY OVER EXPENDITURES, CONTRACTS, OR OTHER CITY BUSINESS FROM HAVING A FINANCIAL INTEREST, DIRECT OR INDIRECT, IN ANY CONTRACT WITH THE CITY, TO PROHIBIT POLITICAL CONTRIBUTIONS OR GIFTS OF OVER \$250.00 DURING ANY CALENDAR YEAR FROM THOSE DOING OR APPLYING TO DO BUSINESS WITH THE CITY, REQUIRING THE CITY COUNCIL TO REGULATE BY ORDINANCE MATTERS CONCERNING FINANCIAL DISCLOSURE, POLITICAL CONTRIBUTIONS, LIMITS ON OUTSIDE EMPLOYMENT, RESTRICTIONS ON BUSINESS ARRANGEMENTS, CREATION OF AN ETHICS COMMISSION AND OTHER MATTERS PERTAINING TO ETHICS ON THE PART OF CITY OFFICERS AND EMPLOYEES?

* * * *

Mr Solis made a motion to approve the Proposition to be placed on the ballot
Ms Billa Burke seconded the motion

Ms Billa Burke made a substitute motion to bring this item back on February 3, 1997 Mr. Solis seconded the motion

Mr. Frank Garza, Assistant City Attorney, advised Council that a roll call vote would be required if the proposition is modified.

After consideration, the substitute motion to bring the item back to the February 3, 1997 agenda failed to carry by the following roll call vote: **AYES**: Flores, Billa Burke, Solis, Ross, Thornton, **NAYS** Herrera, Marbut, Peak, Webster **Absent**: Lott, Avila

After consideration, the motion to approve Proposition Six failed to carry by the following roll call vote **AYES**: Flores, Solis, Ross, Thornton, **NAYS** Billa Burke, Herrera, Marbut, Peak, Webster **Absent** Lott, Avila

After consideration, the main motion, carrying with it the passage of the Ordinance containing Propositions One through Five, prevailed by the following vote: **AYES**. Flores, Billa Burke, Solis, Herrera, Ross, Marbut, Peak, Webster, Thornton, **NAYS** None; **Absent** Lott, Avila

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CITIZENS TO BE HEARD

Ms Nancy Engelbert, 10486 Pine Glade, spoke to her concerns regarding fire service

* * * *

Mr James W. Myart, Jr., 1100 Weston Center, spoke to alleged racial discrimination at Kelly Air Force Base.

* * * *

Mr. Faris Hodge, Jr , 140 Dora St , reading from a prepared list, addressed several concerns to the Council

97-04

Executive Session

City Council recessed its regular meeting to convene in Executive Session at 6 32 p.m., for the purpose of the following:

- A) Attorney/Client consultation regarding litigation cases styled Eric T. Ferguson, Sr et. al v Alamo Iron Works, Inc. et al.; William Hernandez, et al. v. VIA Metropolitan Transit, et al , and Jeannine Martinez, et al v the City of San Antonio, et al
- B) Attorney/Client consultation regarding a proposal from the Zoological Society for operation of the Zoo, and the Brackenridge Park concessions
- C) Attorney/Client consultation regarding litigation cases styled Community Visual Communications, Inc v City of San Antonio; Sports Cabaret, Inc. v City of San Antonio, Natco, Inc., et. al. v City of San Antonio, et al.

City Council reconvened its regular session at 8:29 p.m., at which time, Mayor Thornton announced that staff had discussed the above mentioned items, but had taken no official action

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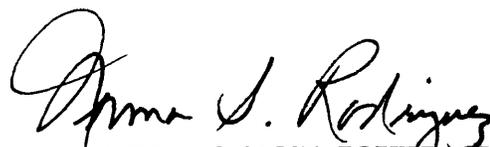
97-04 There being no further business to come before the Council, the meeting was adjourned at 8:30 p.m.

A P P R O V E D



WILLIAM E. THORNTON
M A Y O R

Attest:



NORMA S. RODRIGUEZ, CMC/AEE
City Clerk