

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO, HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY FEBRUARY 3, 1994.

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94-05 The City Council convened in an informal "B" Session at 10:00 A.M., City Hall, "B" Room, to consider the following item(s). The Council members present were: PEREZ, McCLENDON, BILLA BURKE, AVILA, SOLIS, AYALA, ROSS, THORNTON, PEAK, LARSON, WOLFF.

- 1) Bond Issue Program
- 2) Gun Shows
- 3) ATF Certificate of Occupancy Requirement
- 4) Renaming the Guadalupe Learning & Leadership Center
- 5) Renaming the Westside Multi-Purpose Center
- 6) Safety requirements for school crossing areas.
- 7) Endorsing the 218/410 Interchange

94-05 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, BILLA BURKE, AVILA, SOLIS, AYALA, ROSS, THORNTON, PEAK, LARSON, WOLFF. Absent: NONE.

94-05 Invocation - Reverend Ron Hill, Trinity Baptist Church.

94-05 Pledge of Allegiance to the flag of the United States.

94-05 Minutes of the January 13, 1994 Regular City Council Meeting were approved.

94-05 NEW ANTI-CRIME PROGRAM

Mayor Wolff noted that a new anti-crime program is being implemented, in which citizens can turn in guns in exchange for tickets to various entertainment events. Taking Advertising has created public service announcements featuring Dennis Rodman of the San Antonio Spurs

to promote the program. He then introduced Mr. Russ Bookbinder of the
Spurs.

Mr. Bookbinder introduced several other persons present in the audience and identified the organizations taking part in the anti-crime program.

Captain Al Phillipus, San Antonio Police Department, spoke to details of the gun turn-in program, and where guns can be turned in, in exchange for entertainment-event tickets.

Mr. Bookbinder spoke to the success of a similar program in Denver.

Two television public service announcements on the program, featuring Dennis Rodman and Mayor Wolff, then were aired for the Council and audience.

Mayor Wolff spoke to police statistics on the impact of guns in San Antonio and his hope for success of this new gun turn-in program. He then thanked all concerned for their respective parts in this effort.

City Council members then spoke to the impact of the program upon the community.

LIBRARY FOUNDATION MONTH

Mayor Wolff introduced Ms. Marie Schwartz, President of the Library Foundation; Ms. Kye Fox, Vice-President for Public Relations; and Ms. Maria Cossio, Executive Director.

Ms. Fox and Ms. Cossio both spoke to the importance of the foundation's campaign to raise funds to purchase more books for the public library system.

Mayor Wolff then read the proclamation for "Library Foundation Month" and presented it to the delegation.

MR. KEVIN MARCHMAN-DEPT. OF HOUSING & URBAN DEVELOPMENT

Mayor Wolff introduced Mr. Kevin Marchman, Deputy Assistant Secretary for Public Housing, visiting in Council Chambers today, accompanied by Mr. Apolonio Flores, Executive Director, San Antonio Housing Authority. Mayor Wolff then presented Mr. Marchman with an official San Antonio book as a memento of his visit to San Antonio.

Mr. Marchman spoke to the reasons for his visit to San Antonio, and thanked the Mayor and City Council members for their

recognition and gift.

Ms. McClendon spoke to Mr. Marchman's instrumentality in the securing of a \$48.5 million grant to renovate the Springwood Apartments and its immediate area of the city's east side.

City Council members welcomed Mr. Marchman to San Antonio.

95-05

CONSENT AGENDA

Ms. Billa Burke made a motion to approve Agenda Items 6 through 29, constituting the Consent Agenda, with Item 24 having been pulled earlier by the City Manager. Mr. Solis seconded the motion.

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

AN ORDINANCE 79,530

ACCEPTING THE PROPOSAL OF RECORDED BOOKS, INC. IN THE AMOUNT OF \$5,600.00 TO PROVIDE THE CITY OF SAN ANTONIO LIBRARY WITH BOOKS RECORDED ON CASSETTE TAPES.

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AN ORDINANCE 79,531

ACCEPTING THE PROPOSAL OF STANDARD & POOR'S CORPORATION IN THE AMOUNT OF \$18,383.68 TO RENEW A ONE-YEAR SUBSCRIPTION WITH THE CITY OF SAN ANTONIO PUBLIC LIBRARY FOR STOCK MARKET AND INVESTMENT RELATED REFERENCE MATERIAL.

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AN ORDINANCE 79,532

ACCEPTING THE PROPOSAL OF SOFTSHARE IN THE AMOUNT OF \$4,930.00 TO RENEW AN ANNUAL LICENSE AGREEMENT WITH THE CITY OF SAN ANTONIO ECONOMIC DEVELOPMENT DEPARTMENT FOR COMPUTER SOFTWARE.

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AN ORDINANCE 79,533

ACCEPTING THE LOW BIDS OF SIGNAL SALES CORPORATION AND CONSOLIDATE ELECTRIC DISTRIBUTORS IN THE AMOUNT OF \$12,520.00 TO PROVIDE THE CITY OF SAN ANTONIO

PUBLIC WORKS DEPARTMENT WITH TRAFFIC SIGNAL CABLE.

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AN ORDINANCE 79,534

ACCEPTING THE LOW QUALIFIED BID OF ROYAL TILE IN THE AMOUNT OF \$5,400.00 TO PROVIDE THE CITY OF SAN ANTONIO AVIATION DEPARTMENT WITH PORCELAIN FLOOR TILE.

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AN ORDINANCE 79,535

ACCEPTING THE LOW QUALIFIED BIDS OF CHILDCRAFT EDUCATION CORPORATION, ABC SCHOOL SUPPLY, INC., COLE EDUCATIONAL CORPORATION SUPPLY, INC., EQUIPMENT SHOP, FRED SAMMONS, INC., JERRY WORDEN, JESANNA LTD., KAPLAN SCHOOL SUPPLY CORPORATION, PCA INDUSTRIES, RESOURCE MARKETING GROUP, INC., RIFTON EQUIPMENT, THE LITTLE TIKES COMPANY, AND THOMPSON BOOK & SUPPLY COMPANY FOR A TOTAL AMOUNT OF \$11,784.28 TO PROVIDE THE CITY OF SAN ANTONIO COMMUNITY INITIATIVES DEPARTMENT WITH CHILDREN'S RESOURCE MATERIALS.

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AN ORDINANCE 79,536

ACCEPTING THE LOW QUALIFIED BIDS OF THOMPSON BOOK & SUPPLY COMPANY, FLAGHOUSE, INC., ABC SCHOOL, INC., BECKLEY CARDY, COLE EDUCATIONAL SUPPLY, INC., PCA INDUSTRIES, INC., THE LITTLE TIKES COMPANY, KAPLAN SCHOOL SUPPLY CORPORATION, CONSTRUCTIVE PLAYTHINGS, CHILDCRAFT EDUCATION CORPORATION, HOOVER EDUCATION, THE GREETING TREE, DISCOUNT SCHOOL SUPPLY, BEAR BEAR'S STUFF, LAKESHORE LEARNING MATERIALS, JERRY WORDEN, SOUTHPAW ENTERPRISES, INC., AND RESOURCE MARKETING GROUP FOR A TOTAL AMOUNT OF \$56,836.39 TO PROVIDE THE CITY OF SAN ANTONIO COMMUNITY INITIATIVES DEPARTMENT WITH CHILDREN'S RESOURCE MATERIALS.

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AN ORDINANCE 79,537

ACCEPTING THE PROPOSAL OF MOTOROLA COMMUNICATIONS & ELECTRONICS, INC. TO FURNISH THE CITY OF SAN ANTONIO PUBLIC WORKS DEPARTMENT WITH A RADIO DISPATCHING CONSOLE SYSTEM IN THE AMOUNT OF

\$35,575.47.

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AN ORDINANCE 79,538

ACCEPTING THE LOW QUALIFIED BIDS OF WITTIGS OFFICE INTERIORS, J. R., INC., MILLER BUSINESS SYSTEMS, JOYCE OFFICE PRODUCTS, OF AARON RENTS, INC., D/B/A/ LOOKS FURNITURE AND SGS CONTRACT FURNITURE, INC. FOR A COLLECTIVE TOTAL OF \$40,481.11 TO FURNISH THE CITY OF SAN ANTONIO PUBLIC WORKS DEPARTMENT WITH FURNITURE FOR THE MAIN PLAZA BUILDING; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 79,539

AUTHORIZING THE EXECUTION OF FIELD ALTERATION NO. 12 IN THE AMOUNT OF \$45,892.00 WITH M. J. BOYLE GENERAL CONTRACTOR, INC. PROVIDING FOR THE ADDITION OF THE TREVINO STREET ENTRY FROM THE SOUTH SIDE OF THE MAIN PLAZA BUILDING INTO THE NEW COUNCIL CHAMBER; REVISING THE PROJECT BUDGET; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 79,540

SELECTING GARCIA & WRIGHT CONSULTING ENGINEERS, INC. TO PROVIDE ENGINEERING SERVICES IN CONNECTION WITH THE SAN JACINTO STREET, FROM CHIHUAHUA TO VERA CRUZ AND CHIHUAHUA FROM SAN JACINTO TO S. BRAZOS, RECONSTRUCTION PROJECT; DIRECTING STAFF TO NEGOTIATE A CONTRACT WITH SAID FIRM FOR AN AMOUNT NOT TO EXCEED \$23,475.00; APPROVING A PROJECT BUDGET; APPROPRIATING FUNDS; REVISING THE PROJECT BUDGET; AND PROVIDING FRO PAYMENT.

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AN ORDINANCE 79,541

AUTHORIZING THE EXECUTION OF A CONSTRUCTION CONTRACT WITH SKM MAKE READY SERVICES, INC. IN THE AMOUNT OF \$48,833.00 IN CONNECTION WITH THE REPAINTING OF FIVE MUNICIPAL SWIMMING POOLS; AUTHORIZING 42,500.00 FOR CONSTRUCTION CONTINGENCY EXPENSES; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 79,542

APPROVING AN EXTENSION UNTIL DECEMBER 31, 1995, OF THE CURRENT LICENSE AGREEMENT WITH TOBIN HILL NEIGHBORHOOD ASSOCIATION FOR MAINTENANCE OF A TRIANGULAR-SHAPED TRACT OF CITY-OWNED LAND AT NORTH ST. MARY'S, JOSEPHINE AND DEWEY PLACE AND A TRACT LOCATED AT THE INTERSECTION OF KENDALL STREET SOUTH OF THE INTERSECTION OF COURTLAND STREET AND NORTH ST. MARY'S.

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AN ORDINANCE 79,543

ACQUIRING TITLE TO ONE PARCEL IN CONNECTION WITH THE CASTROVILLE ROAD RECONSTRUCTION PROJECT - GENERAL MCMULLEN TO ACME ROAD; ACQUIRING TITLE TO ONE PARCEL IN CONNECTION WITH THE OCTAVIA PLACE DRAINAGE PROJECT #63; AND ACQUIRING TITLE TO ONE PARCEL IN CONNECTION WITH THE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) ANDERSON STREET DRAINAGE PROJECT; AUTHORIZING THE EXPENDITURE OF THE SUM OF \$4,510.00 OUT OF VARIOUS FUNDS FOR SAID PROJECTS.

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AN ORDINANCE 79,544

AUTHORIZING A JOINT USE AGREEMENT FOR USE OF THE PROPERTY OWNED BY THE SAN ANTONIO RIVER AUTHORITY WHICH IS LOCATED IN THE VICINITY OF EAST WHITE AVENUE AND THE SAN ANTONIO RIVER FOR CONSTRUCTION OF DRAINAGE IMPROVEMENTS AS PART OF THE BUSTILLO DRIVE PROJECT AND AUTHORIZING THE EXECUTION OF THE AGREEMENT.

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AN ORDINANCE 79,545

AUTHORIZING A JOINT USE AGREEMENT FOR USE OF THE PROPERTY OWNED BY THE SAN ANTONIO RIVER AUTHORITY WHICH IS LOCATED IN THE VICINITY OF HIDALGO AND TAMPICO STREETS FOR CONSTRUCTION OF DRAINAGE IMPROVEMENTS AS PART OF THE COLONIA SANTA CRUZ STREET PROJECT AND AUTHORIZING THE EXECUTION OF THE AGREEMENT.

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AN ORDINANCE 79,546

AUTHORIZING PAYMENT IN THE AMOUNT OF \$3,514.00 FOR TITLE SERVICES ON THE F.M. 1517 (ECKHERT ROAD) PROJECT - S.H. 16 TO HUEBNER ROAD; AND APPROPRIATING FUNDS.

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AN ORDINANCE 79,547

AUTHORIZING THE APPLICATION FOR JOB TRAINING PARTNERSHIP ACT (JTPA) TITLE IIC FUNDS IN AN AMOUNT NOT TO EXCEED \$761,736.00 TO CONTINUE THE OPERATION OF THE SAN ANTONIO EDUCATION PARTNERSHIP PROGRAM.

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AN ORDINANCE 79,548

ACCEPTING A \$4,000.00 GIFT FROM THE MARGARET CULLINAN WRAY CHARITABLE LEAD ANNUITY TRUST FOR SUPPORT OF THE SAN ANTONIO BOTANICAL GARDENS RARE AND ENDANGERED PLANT SPECIES PROGRAM.

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AN ORDINANCE 79,549

AUTHORIZING PAYMENT OF THE ANNUAL MEMBERSHIP DUES FOR THE CITY OF SAN ANTONIO TO THE ALAMO AREA COUNCIL OF GOVERNMENTS (AACOG) IN THE AMOUNT OF \$37,437.32 FOR CALENDAR YEAR 1994.

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AN ORDINANCE 79,550

GRANTING A PERMIT TO CONDUCT A FIREWORKS DISPLAY IN CONJUNCTION WITH THE OPENING CEREMONIES OF THE 1994 STOCK SHOW AND RODEO ON FEBRUARY 7, 1994 WITH AN ALTERNATE "RAIN DATE" OF FEBRUARY 8, 1994 AT COCA-COLA DRIVE BETWEEN EAST HOUSTON STREET AND THE RAILROAD TRACKS; AND DECLARING AN EMERGENCY.

94-05 The Clerk read the following Ordinance:

AN ORDINANCE 79,551

ACCEPTING THE LOW BID OF SAN ANTONIO AUTO AUCTION TO PROVIDE AUCTION SERVICES IN AN ESTIMATED AMOUNT OF

\$50.00 PER VEHICLE FOR THE AUCTION OF CITY-OWNED VEHICLES, AN AUCTION WITH ANTICIPATED ANNUAL SALES REVENUES OF \$1,600,000.00.

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

Mr. Archie Titzman, Director of Purchasing & General Services, briefly explained the auction service for City-owned automotive fleet and equipment.

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

94-05 The Clerk read the following Ordinance:

AN ORDINANCE 79,552

AMENDING ORDINANCE NO. 77835; EXTENDING THE CONTRACTS WITH ADVANTAGE RENT-A-CAR, ENTERPRISE RENT-A-CAR, AND ANCIRA WINTON CHEVROLET, INC. FOR THE LEASE OF VEHICLES FOR THE CITY OF SAN ANTONIO POLICE DEPARTMENT.

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

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

94-05 SAN ANTONIO BOND PROGRAM ORDINANCE

Mayor Wolff announced that consideration of agenda item 30, being a proposed ordinance adopting the San Antonio Bond Issue Program, would be taken up at about 4:00 P.M., since City staff still is working on the bond program package.

94-05 The Clerk read the following Ordinance:

AN ORDINANCE 79,553

AUTHORIZING PAYMENTS OF REFUNDS TOTALING \$60,973.94,
TO PERSONS MAKING A DOUBLE PAYMENT, OVERPAYMENT, OR
AS A RESULT OF A VALUE CHANGE ON 62 TAX ACCOUNTS.

* * * *

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

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

(At this point, Mayor Wolff was obliged to leave the meeting.
Mayor Pro Tem Billa Burke presided.)

94-05 The Clerk read the following Ordinance:

AN ORDINANCE 79,554

RATIFYING THE EMERGENCY REPAIR WORK IN THE AMOUNT OF
\$12,673.74 PERFORMED BY H. B. ZACHRY COMPANY IN
CONNECTION WITH THE REPAIR OF COLLAPSED PORTIONS OF
THE RIVER WALL ON THE SAN ANTONIO RIVER WALK;
APPROPRIATING FUNDS; AND AUTHORIZING PAYMENT.

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

Mr. Ron Darner, Director of Parks & Recreation, briefly
explained the emergency repair work already performed on the Riverwalk
river walls.

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

94-05 The Clerk read the following Ordinance:

AN ORDINANCE 79,555

ADOPTING THE NAME "RAINBOW HILLS PARK" FOR THAT CERTAIN PARK PROPERTY LOCATED AT 568 RASA DRIVE; PROHIBITING ALCOHOLIC BEVERAGES AND GLASS CONTAINERS IN SAID PARK EFFECTIVE FEBRUARY 21, 1994; AND ESTABLISHING A FINE NOT TO EXCEED \$500.00 FOR ANY VIOLATION OF SAID PROHIBITION.

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

Mr. Ron Darner, Director of Parks & Recreation, explained the proposed ordinance to name "Rainbow Hills Park", and to ban use of alcoholic beverages and use of glass containers in said park.

Mr. Avila noted that use of alcoholic beverages already is banned in some 67 City-owned parks.

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

94-05 The Clerk read the following Ordinance:

AN ORDINANCE 79,556

AUTHORIZING THE EXPENDITURE OF \$500.00 FROM DISTRICT 7 DISCRETIONARY FUNDS, AS REQUESTED BY COUNCILMAN BOB ROSS TO AUGMENT THE RENOVATION OF THE BRAUN STATION WEST PLAYGROUND.

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

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

94-05 The Clerk read a proposed ordinance authorizing the expenditure of \$250.00 from District 7 Discretionary Funds, as requested by Councilman Bob Ross, to assist funding of a gun buy-back program.

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

After discussion, Mr. Ross then explained that these funds will not be needed to help pay for the City's gun buy-back program and moved to table this matter. Mr. Perez seconded the substitute motion.

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

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

94-05 The Clerk read a proposed resolution manifesting the City Council's concurrence in the naming of Arthur R. Emerson as Trustee to the City Public Service Board.

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

Ms. Ayala discussed the process of involving City Council's concurrence in the naming of new members to the City Public Service Board of Trustees.

Mr. Lloyd Garza, City Attorney, explained the compromise reached in concurrence on CPS board nominations.

(At this point, Mayor Pro Tem Billa Burke was obliged to leave the meeting. Mr. Larson presided.)

Mr. Solis moved to postpone further consideration of this agenda item pending the arrival of Mr. Arthur Emerson in City Council chambers. Mr. Avila seconded the motion.

Mr. Solis briefly explained the anticipated payoff of the older CPS bonds requiring a self-perpetuating board membership.

After discussion, the motion to postpone consideration of the resolution for one hour, prevailed by the following vote: AYES: Perez, McClendon, Avila, Solis, Ayala, Ross, Thornton, Peak, Larson; NAYS: None; ABSENT: Billa Burke, Wolff.

(This agenda item was reconsidered later during this meeting.
See page 13.)

94-05 DISCUSSION OF AUTOMATIC FINGERPRINT IDENTIFICATION SYSTEM

Ms. Ayala spoke to the need for a new fingerprint identification system for the San Antonio Police Department.

Captain Tyrone Power, San Antonio Police Department, spoke to details of the current fingerprint identification system in use by the department and the enhancements that would be provided by the proposed new system.

Mr. Alex Briseno, City Manager, spoke to inclusion of a proposed \$8.1 million public safety segment in the planned bond program to expand the number of police substations and to expand the department's technology base via this new fingerprint identification system.

(At this point, Mayor Pro Tem Bill Burke returned to the meeting to preside.)

A discussion ensued concerning the proposed new fingerprint identification system.

Ms. Ayala asked for a timetable on the proposed implementation of this new system and the planned Public Safety Technology Center.

Captain Power stated the intent to purchase this new fingerprint identification system in March.

94-05 City Council recessed its regular meeting at 2:20 P.M. in order to convene in Executive Session for:

A. Legal Briefing on the City of San Antonio joining other cities in a class action suit regarding asbestos in City-owned properties.

B. Legal Briefing on the settlement to Peter J. McBreen & Associates in the case of Dr. Jane Sasaki vs. the City of San Antonio.

C. Legal Briefing on the settlement of Janie C. Serrano vs. the City of San Antonio, Cause No. 91-CI-152020, 45th Judicial District.

City Council adjourned the Executive Session and reconvened in regular session at 3:15 P.M., at which time Mayor Wolff announced that the City Council took no official action during the Executive Session, but gave direction to City staff.

Mr. Arthur Emerson having arrived in City Council chambers, Mayor Wolff, again presiding, announced that the previously-postponed consideration of agenda item 36 would be taken under consideration at this time.

Mayor Wolff spoke to the new process being followed in the matter of CPS board nominations, and the nomination of Mr. Emerson to replace Mr. Al Aleman. He then spoke to Mr. Emerson's background.

Mr. Arthur R. Emerson addressed specifics of his background and his business and civic involvements in San Antonio.

Mr. Thornton spoke to the well-run nature of the CPS board and entire CPS organization and thanked Mr. Emerson for his willingness to serve. He also thanked Mayor Wolff for instituting a new openness in CPS board appointments.

Mr. Emerson spoke to his study of CPS and its work.

Mr. Perez stated his belief that Mr. Emerson will be consumer-oriented as a CPS board member.

Ms. Billa Burke thanked Mr. Emerson for taking on this commitment and moved to approve the Resolution. Mr. Avila seconded the motion.

Mr. Ross addressed the construction programs of CPS, and spoke in support for Mr. Emerson's appointment.

Mr. Larson spoke to Mr. Emerson's consumer background and to the excellent record of City Public Service.

Ms. Ayala spoke to changes in CPS board appointments.

Mr. Avila addressed his perception of fairness on the part of Mr. Emerson.

Mr. Lloyd Garza, City Attorney, stated that the City Council should at this time move an amended motion to replace the word "concurrence" in the Resolution caption with the word "confirmation".

Ms. McClendon made an amendment to the motion to replace the word "concurrence" in the Resolution caption with the word "confirmation". Mr. Larson seconded the motion.

After consideration, the amendment, to replace the word "concurrence" in the Resolution caption with the word "confirmation", prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Avila, Ayala, Ross, Peak, Larson, Wolff; NAYS: None; ABSENT: Solis, Thornton.

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

A RESOLUTION NO 94-05-06

MANIFESTING THE CITY COUNCIL'S CONFIRMATION IN THE NAMING OF ARTHUR R. EMERSON AS TRUSTEE TO THE CITY PUBLIC SERVICE BOARD.

94-05 PUBLIC HEARING AND CONSIDERATION OF ORDINANCE TO REPROGRAM CDBG FUNDS IN THE AMOUNT OF \$1,611,366.95.

Mayor Wolff opened the hearing on this matter.

The following citizen spoke:

Mr. Ruben Esprenceda, representing the Thelka Neighborhood Association, asked that remaining Community Development Block Grant (CDBG) funds be used for improvements to Concepcion Park, and spoke to those proposed improvements.

Ms. Billa Burke noted that the park is being addressed in the upcoming bond program package, and stated that there are no additional leftover CDBG funds. She noted that the bond package has set aside some \$100,000 for this park.

There being no further citizens signed to speak to this matter, Mayor Wolff closed the hearing.

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

Mr. Andrew Cameron, Director of Housing & Community Development, explained the proposed reprogramming action for CDBG funds, especially as it relates to past criticisms from the Department of Housing & Urban Development that the City of San Antonio is not spending its CDBG grant funds rapidly enough. He then spoke to certain 'quick-start' projects involved in this particular reprogramming action.

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

Mr. Solis spoke to the use of CDBG funds, by law, and addressed his concern with using 1993 grant funds to complete 1992 projects, then using 1994 allocations to complete some 1993 grant projects.

Mr. Cameron noted that previous project funding was not

sufficient to complete some CDBG projects.

In response to a question by Mr. Solis, Mr. Cameron discussed certain projects involved in this reprogramming and addressed requirements of HUD's letter of credit. He then spoke to the annual series of citizen participation public hearings on suggested new CDBG projects for San Antonio, and the impact of that process on project cost estimates. He then discussed the rationale for project selection for this reprogramming action.

(At this point, Mayor Pro Tem Billa Burke presided.)

In response to a question by Ms. Ayala, Mr. Cameron spoke to the rationale for the new funding process for 'quick-start' projects, and spoke to the close cooperation of City Public Service in utility relocation work.

Ms. McClendon spoke to her concern with the distribution of funds which shows District 2 receiving less than it is giving up in this reprogramming action.

Mr. Cameron explained the rationale for this, and spoke to near-future plans to pump more funds into District 2, including creation of a new east side economic development agency.

In response to a question by Mr. Ross, Mr. Cameron addressed any guarantees that a three-year-funded project can depend upon receiving out-year CDBG funding.

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

AN ORDINANCE 79,557

REPROGRAMMING COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS IN THE AMOUNT OF \$1,611,366.95 MADE AVAILABLE THROUGH AN EXCESS OF FUNDS FROM COMPLETED PROJECTS, CONTINGENCIES AND PROGRAM INCOME; ALLOCATING SAID FUNDS TO COVER COST OVERRUNS IN EXISTING PROJECTS ALLOWING FOR PROJECT CLOSEOUTS, TO ADDRESS PROJECT SHORTFALLS ALLOWING FOR THE TIMELY IMPLEMENTATION OF PREVIOUSLY APPROVED PROJECTS, TO CREATE THE LA CLINICA AMISTAD IMPROVEMENTS PROJECT, THE FY 1994 SUMMER POOL RECREATION PROGRAM, THE EED-ECONOMIC DEVELOPMENT MONITOR PROJECT, AND THE PLANNING-REZONING STAFF PROJECT; REVISING THE APPROPRIATE CDBG BUDGETS; AND AUTHORIZING THE EXECUTION OF CONTRACTS AND OTHER DOCUMENTS AS

NECESSARY IN CONNECTION THEREWITH.

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94-05

CITY MANAGER'S REPORT

GUN SHOWS IN CITY FACILITIES

Mr. Alex Briseno, City Manager, noted that a report on this subject is scheduled for Thursday's informal "B" session.

Ms. Paula Dlugosz, Assistant City Attorney, stated her opinion that the City Council can legally ban or regulate gun shows held in City facilities, but noted that this might be challenged in court. She noted that some cities have banned gun shows, while other regulate them carefully by the use of plainclothes police officers, a ban on sale of ammunition at the gun shows, etc. She further noted that the City of Houston has stringent regulations on gun shows. She stated that City staff supports the Council's recommendation for a ban on gun shows held in City facilities, noting that it will cost the City only some \$23,000 in annual projected lost revenues.

Ms. Dlugosz noted that, under current law, the City cannot regulate gun shows held on private premises, without new legislative approval, and spoke to the federal gun bill now being debated.

Ms. Billa Burke stated that she intends to ask Commissioners Court of Bexar County to ban such gun shows in Bexar County-owned facilities.

Mr. Briseno noted that Councilman Ross has expressed a desire to ban gun sales at gun shows, and stated that City staff is proposing to place a short-term moratorium ordinance on next Thursday's Council agenda so as to ban gun shows on City facilities until a full report on proposed new City policy in this matter is completed.

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

In response to a question by Mr. Larson, Mr. Edward C. Garcia, Director of Convention Facilities, stated that such a ban would have only a minimal effect upon City revenues.

In response to a question by Mr. Larson, Mr. Bill Gibson, Chief of Police, noted that gun shows provide a good market atmosphere for the sale of guns to those who would use them in illegal activities, and expressed his opinion that the City may well need to control gun sales in flea markets, as well.

In response to a question by Mr. Larson, Ms. Dlugosz noted that state law preempts cities from banning gun sales at flea markets,

currently.

Mr. Ross spoke in support for such a moratorium on gun shows until a new ordinance on the matter is effected.

In response to a question by Mr. Peak, Ms. Dlugosz stated that the City cannot restrict or control the sale of guns at gun shows held on private sites, currently, and addressed the need for enabling legislation.

Ms. Billa Burke asked City staff to prepare such legislative changes for consideration in the next session of the state legislature.

Ms. Ayala spoke to the need for some type of gun legislation.

Mr. Ross made a motion to give direction to City staff to bring back to City Council next week an ordinance on a short-term moratorium on gun shows in City facilities, to be in effect until such time as a staff report on a new policy on this matter is completed. Ms. Billa Burke seconded the motion.

After consideration, the motion to place this item on the "A" Session next week with an ordinance calling for a short-time moratorium on booking of Gun-shows until a "B" Session is held in March, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Avila, Solis, Ayala, Ross, Thornton, Peak, Wolff; NAYS: None; ABSENT: Larson.

94-05 The Clerk read the following Ordinance:

AN ORDINANCE 79,558

APPROVING PROJECTS TO BE INCLUDED IN THE PROPOSED
GENERAL OBLIGATION BOND ISSUE.

* * * *

Mr. George K. Noe, Director of Management Services, briefly explained certain documents handed to City Council members concerning bond issue projects. Copies of those documents are made a part of the papers of this meeting. He then spoke to the single-page summary containing only the 'new' bonds to be voted upon in the May election.

Mayor Emeritus Lila Cockrell, speaking on behalf of the San Antonio Museum of Art, provided a handout of materials for the City Council, a copy of which is made a part of the papers of this meeting. She then spoke to funding for the Museum of Art's proposed new addition, using bond funds, and thanked the Mayor and City Council members for their \$1 million bond commitment to the project. She stated her willingness to work for passage of the bond issue package.

Ms. Patricia Ozuna, representing Communities Organized for Public Works (COPS), spoke to her organization's work on past bond issues.

Mr. Manuel Galindo, representing Metro Alliance, asked that the bond funds be directed to street and drainage work, and he addressed details of the COPS/Metro Alliance bond package, assembled in cooperation with City officials. He stated his belief that the bond package is a good one, but much work remains to be done to insure passage of the bond issue package in the election.

Mayor Wolff thanked COPS and Metro Alliance for their work on the bond package.

Mr. Ruben Espronceda, representing Thelka Neighborhood Association, spoke to the need for a community center complex and certain other improvements in Concepcion Park, and addressed the need for \$500,000 in bond funds and other funding, as well.

Mr. Ray Hamilton, representing Northside Neighborhoods for Organized Development, spoke to the fact that most of the proposed bond projects directed to District 8 are dedicated to 'quality and preservation of life' issues, and he spoke to his hope that the city's voters will support and pass the bond issue.

Mayor Wolff spoke to his desire to substitute the word 'parks' for 'quality of life' issues in the bond issue.

Mr. Ron Darner, Director of Parks & Recreation, noted that, under the proposed bond issue, some 70 existing City parks will be renovated; 10 more will have property acquired for their creation; and three other bond areas, such as the Museum of Art, also are included in this overall category.

Mayor Wolff noted that these proposed bonds represent the first parks bond projects proposed in almost 25 years in San Antonio, and he spoke in support for the law enforcement segment of the bond issue, as well. He addressed the need for both these bond areas in order for San Antonio to progress. He also noted that the City has not sold bonds for streets or drainage work in the past seven years, and addressed the importance of parks projects in the city's drive to help keep our youth from lives of crime.

Mayor Wolff also stated that the matter of the bond issue and its projects will be posted as part of the scheduled special City Council meeting of next Tuesday, which was called as part of the water quality meetings being held by Council meetings each month through May, in case any changes need to be made in the bond issue before the official call of the election next Thursday.

Mr. Larson addressed his concern that not all City Council districts have exactly \$9 million bond-issue project funding. He stated

that a number are above that amount, and suggested that parity prevail in the bond issue funding allocations, to be fair to the entire city. He stated that he cannot support an inequity in bond funding.

Ms. McClendon spoke in support of Mr. Larson's concerns that parity does not, at the moment, prevail in the allocation of proposed bond issue funding. She stated her belief that all Council districts should have the same amount of bond-issue project funding.

Mayor Wolff spoke to possible district project cuts necessary to achieve parity, and noted that only three districts have more than the \$9 million total.

Mr. Ross spoke to the need for prioritizing of projects, within districts, and spoke to the need for a strong core of volunteers to work on parks in District 7.

Mr. Thornton noted that each of the four segments of the bond issue must pass; if one segment fails, its projects fail over the entire city.

Mr. Peak encouraged support for the bond issue at the polls in May.

Mr. Solis noted that not all sections of the city have grown over the years, and stated his opinion that the south and west sections of San Antonio have been neglected over the years prior to 1977. He stated his belief that these areas of the city have not yet reached equality with other sections of San Antonio.

Ms. Ayala noted that neglected areas of the city need attention.

Mayor Wolff and City Council members then addressed the matter of project funding tradeoffs necessary to achieve a \$9.2 million funding parity, per district, identifying such necessary tradeoffs, and finally directing City staff to make the necessary changes in the proposed bond issue project fundings.

Mr. Peak made a motion to make the necessary changes to effect Funding Parity and to approve the Ordinance. Ms. McClendon seconded the motion.

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

CITIZENS TO BE HEARD

MERCEDES DE COLON

Ms. Mercedes De Colon, Executive Director of Avance, spoke to Avance's activities in District 4 and 3. She thanked the respective Council members for their assistance.

The following participants of the Avance Program spoke in appreciation:

Berta Alicia Caranco
Nora Alejandro.

Ms. Billa Burke and Mr. Avila commended Avance for the work they do in the community.

* * * *

DON WILKINS CASTILLO

Mr. Castillo spoke to the City Council about the need to address problems in the Police Department. He stated that he has been wrongly accused by members of the Police Department. He stated that he has been harassed and that those officers should be reprimanded.

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NORMAN POSEY

Mr. Norman Posey, Chairman of the Board of the San Antonio Independent Taxi-Cab Operators Legal Defense Fund, stated that the ordinance approved by the City Council regulating taxi-cabs is unconstitutional. He stated that the law will be challenged. He was not in favor of calling off the taxicab strike.

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BILL KLAUS

Mr. Bill Klaus, P. O. Box 780303, spoke to the City Council of the American Disabilities Act. He stated that there is a problem in the City of San Antonio with illegal parking in the designated handicapped slots. He stated that he has been told by both the Police Department and Parking Enforcement Officers that these violations will not be followed-up. He took strong exception to this attitude. He urged enforcement of the handicapped parking laws. He also stated that he would be willing to volunteer to write citations to those persons violating this law. Other cities have similar-type volunteers already issuing citations.

Several Council members asked that this matter be investigated.

Mr. Travis Bishop, Assistant to the City Manager, stated that the City staff will follow up into a report to the Council on these suggestions.

Ms. Ayala expressed concern with "volunteers" issuing citations and getting into potential conflicts in the process.

94-05 There being no further business to come before the Council, the meeting was adjourned at 6:00 P.M.

A P P R O V E D



M A Y O R

Attest: 
C I T Y C L E R K