

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO, HELD IN
THE COUNCIL CHAMBERS, MUNICIPAL
PLAZA BUILDING, THURSDAY, SEPTEMBER
21, 1995.

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95-41 The City Council convened in an informal "B" Session at 10:00 A.M., Municipal Plaza Building, "B" Room, to consider the following item(s). The Council members present were: Flores, Avila, Ross, Marbut, Peak, Webster, Thornton. ABSENT: McClendon, Billa Burke, Solis, Herrera.

Presentation by the City Council's Open Space Advisory Board - Direction given to staff to provide an analysis of different funding options and mechanisms and report back to City Council.

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95-41 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, THORNTON; Absent: MCCLENDON.

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95-41 Invocation - Father John Mannion, Divine Providence Catholic Church.

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95-41 Pledge of Allegiance to the flag of the United States.

95-41 RESOLUTION OF RESPECT - POLICE OFFICER MICHAEL MCINNIS

Mayor Thornton stated that, on August 28, 1995, the City of San Antonio lost Officer Michael C. McInnis, a member of the San Antonio Police Department. He noted that Officer McInnis passed away as a result of injuries received in an automobile accident while answering a burglary call. Mayor Thornton stated that the City Council today has asked Officer McInnis' family to be present, to receive the City's official condolences, and he spoke to the significance of being a police officer and its inherent risks.

Mayor Thornton then read the following Resolution of Respect:

A RESOLUTION NO: 95-41-49

WHEREAS, LIFE CAME TO A CLOSE FOR MICHAEL COREY MCINNIS ON AUGUST 28, 1995; AND

WHEREAS, OFFICER MCINNIS JOINED THE SAN ANTONIO POLICE DEPARTMENT AFTER GRADUATING FROM THE POLICE ACADEMY ON APRIL 9, 1993, AND HAD WORKED AT THE NORTH, SOUTH, PRUE ROAD AND WEST SUBSTATIONS; AND

WHEREAS, HIS BRIEF SERVICE AS AN OFFICER WAS MARKED BY HIS EXEMPLARY DEDICATION TO ASSURING THE SAFETY AND WELFARE OF OUR CITY; AND

WHEREAS, HE MADE THE ULTIMATE SACRIFICE FOR HIS COMMUNITY, LOSING HIS LIFE WHILE IN THE PERFORMANCE OF HIS DUTY; AND

WHEREAS, HE JUSTLY EARNED THE RESPECT AND ADMIRATION OF HIS FELLOW OFFICERS AND THE GRATITUDE OF AN ENTIRE CITY; NOW, THEREFORE:

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION-1. THAT WITH THE DEATH OF OFFICER MCINNIS, THE CITY OF SAN ANTONIO HAS LOST A VALUABLE ASSET TO ITS PAST, PRESENT AND FUTURE.

SECTION-2. THAT WE JOIN WITH HIS FAMILY AND FRIENDS IN THEIR SORROW OVER HIS DEATH, AND EXTEND OUR SINCEREST SYMPATHY AND PRAYERS OF COMFORT TO THOSE WHO WERE NEAR HIM.

SECTION-3. AND IT IS HEREBY DIRECTED THAT A COPY OF THIS RESOLUTION BE SPREAD UPON THE MINUTES OF THIS MEETING AND A COPY BE PRESENTED TO HIS FAMILY AS A TOKEN OF OUR DEEPEST SYMPATHY.

PASSED AND APPROVED THIS 21ST DAY OF SEPTEMBER, 1995.

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Mr. Peak made a motion to approve the proposed Resolution. Mr. Avila seconded the motion.

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

Chief of Police Al Philippus joined members of the McInnis family at the podium, and stated that the department and the family both deeply appreciate the Resolution of Respect for Officer McInnis.

Several City Council members then expressed their individual condolences to the family.

At the request of Councilman Ross, the City Council and audience stood and joined in a moment of silence in memory of Officer McInnis.

Ms. McInnis thanked the Mayor and City Council for this honor and recognition for her late husband.

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95-41 SWEARING-IN OF NEW BOARD/COMMISSION MEMBERS

Mayor Thornton stated that the City Council recently appointed members to some 22 of the City's Boards and Commissions, and those newly-appointed members have been invited to City Council meeting today to be formally sworn-in. He noted that the City Clerk will administer the oath, and the respective Council members will then present the Certificates of Appointment to their appointees.

City Clerk Norma S. Rodriguez then administered the formal Oath of Office, after which the respective Council members presented the Certificates of Appointment.

Mayor Thornton spoke to the importance of the City's Boards and Commissions.

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95-41 SAN ANTONIO SPURS

Mayor Thornton spoke to recent news media reports concerning the San Antonio Spurs and the question of having a separate arena for basketball, and asked the City Manager and City staff to meet with Spurs' representatives in order to review the information they presented at a news conference yesterday, then report back to City Council. He spoke to his desire to create a positive meeting atmosphere between the Spurs and the City.

Mr. Alexander E. Briseno, City Manager, stated that City staff will do so, then report back to City Council on the issues and options available.

95-41 CONSENT AGENDA

Mr. Peak made a motion to approve Agenda Items 7 through 30b, constituting the Consent Agenda, with Item 13 having earlier been removed from consideration by the City Manager, and Item 9 pulled for individual consideration. Mr. Webster seconded the motion.

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: McClendon, Herrera.

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AN ORDINANCE 82,820

ACCEPTING THE LOW, QUALIFIED BID FOR GRASS SEED FOR THE CITY OF SAN ANTONIO PARKS AND RECREATION DEPARTMENT FOR A TOTAL OF \$167,895.85. (WBE)

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AN ORDINANCE 82,821

ACCEPTING THE LOW BID OF OAK FARMS DAIRY TO FURNISH THE CITY OF SAN ANTONIO COMMUNITY INITIATIVES DEPARTMENT WITH DAIRY PRODUCTS FOR THE NUTRITION CENTERS FOR A TOTAL OF APPROXIMATELY \$80,750.00.

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AN ORDINANCE 82,822

ACCEPTING THE LOW BID OF SOUTHWAY FORD, INC. TO FURNISH THE CITY OF SAN ANTONIO POLICE DEPARTMENT WITH POLICE PATROL AUTOMOBILES FOR A TOTAL OF \$3,662,800.00.

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AN ORDINANCE 82,823

ACCEPTING THE BIDS OF VARIOUS COMPANIES TO FURNISH THE CITY OF SAN ANTONIO WITH VARIOUS MATERIALS AND SERVICES ON AN ANNUAL CONTRACT BASIS FOR THE 1995-96 FISCAL YEAR FOR A TOTAL OF APPROXIMATELY \$252,000.00. (MBE/WBE, COPIES OF ALL BID PACKETS ARE AVAILABLE FOR REVIEW IN THE PURCHASING DEPARTMENT.)

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AN ORDINANCE 82,824

ACCEPTING THE LOW, QUALIFIED BID OF CROWNHILL BUILDERS, INC. IN THE AMOUNT OF \$178,444.70 IN CONNECTION WITH THE PEACH CREEK APARTMENTS COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT; AUTHORIZING A CONTRACT; REVISING THE PROJECT BUDGET; AUTHORIZING \$4,272.50 FOR REIMBURSEMENT COSTS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 82,825

AMENDING ORDINANCE NO. 81350, PASSED AND APPROVED ON DECEMBER 15, 1994, TO INCREASE RENTAL SPACE FOR THE DEPARTMENT OF COMMUNITY INITIATIVES, COMMUNITY ACTION DIVISION FROM 1,409 SQUARE FEET TO 3,520 SQUARE FEET AND AUTHORIZES A MONTHLY RENTAL EXPENDITURE FROM \$929.94 TO \$2,434.00 AT THE MEXICAN AMERICAN UNITY COUNCIL CENTER LOCATED AT 2300 W. COMMERCE THROUGH THE END OF DECEMBER 31, 1995.

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AN ORDINANCE 82,826

AMENDING ORDINANCE NO. 81968 BY ELIMINATING THE NEED TO INCLUDE IN THE TRANSFER DOCUMENTS FROM THE CITY OF SAN ANTONIO TO THE SAN ANTONIO HOMEOWNERSHIP OPPORTUNITIES CORPORATION (SAHOC) A PROVISION REQUIRING SAHOC TO UTILIZE VARIOUS PARCELS IN COMPLIANCE WITH HOME INVESTMENT PARTNERSHIPS ACT (HOME) PROGRAM REGULATIONS.

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AN ORDINANCE 82,827

AUTHORIZING THE PAYMENT OF \$6,000.00 TO THE MARKET SQUARE ASSOCIATION AS THE CITY'S SHARE OF THE 1995 ADVERTISING CAMPAIGN FOR THE EL MERCADO MERCHANTS ASSOCIATION, THE MARKET SQUARE ASSOCIATION AND THE FARMERS MARKET PLAZA ASSOCIATION.

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AN ORDINANCE 82,828

AUTHORIZING THE EXECUTION OF A THREE (3) YEAR LICENSE AGREEMENT WITH THE SOUTHSIDE LITTLE COWBOYS, INC., POP WARNER FOOTBALL ORGANIZATION FOR THEIR USE OF APPROXIMATELY 8.07 ACRES IN STINSON PARK FOR POP

WARNER FOOTBALL AND RECREATIONAL PURPOSES IN
CONSIDERATION FOR THEIR YEAR-ROUND MAINTENANCE OF
SAID AREA.

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AN ORDINANCE 82,829

APPROVING THE EXECUTION OF (1) AN ASSUMPTION,
CONSENT AND RELEASE AGREEMENT, (2) A CONSENT AND
NON-DISTURBANCE OF LESSOR AGREEMENT, AND (3) AN
ESTOPPEL CERTIFICATE, EVIDENCING THE CITY'S CONSENT
TO THE CHANGE IN OWNERSHIP INTEREST OF THE FAIRMOUNT
HOTEL, AT 401 SOUTH ALAMO, FROM FAIRMOUNT
HOSPITALITY, G.P. TO PATRIOT AMERICAN HOSPITALITY
PARTNERSHIP, L.P., THEN BY SUBLEASE TO CHC LEASE
PARTNERS FOR THE PURPOSE OF OPERATING THE HOTEL AND
ASSOCIATED PARKING LOTS; AND DECLARING AN EMERGENCY.

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AN ORDINANCE 82,830

AUTHORIZING A ONE YEAR EXTENSION OF THE CURRENT
CONTRACT WITH THE ALAMO AREA COUNCIL OF GOVERNMENTS
TO PROVIDE HOMEMAKER HOME HEALTH AIDE SERVICES;
APPROVING BUDGET IN THE AMOUNT OF \$141,479;
APPROVING A PERSONNEL SCHEDULE; AUTHORIZING THE
TRANSFER OF CARRY FORWARD MONIES; AND AUTHORIZING
THE CITY MANAGER OR HIS DESIGNEE TO EXECUTE THE
CONTRACT.

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AN ORDINANCE 82,831

AUTHORIZING A ONE YEAR EXTENSION OF THE CURRENT
CONTRACT WITH THE AREA AGENCY ON AGING, ALAMO AREA
COUNCIL OF GOVERNMENTS (AACOG) TO CONTINUE
SUPPORTIVE SERVICES FOR THE ELDERLY PROJECT FOR
CONTRACT YEAR 1995-1996, APPROVING A PERSONNEL
SCHEDULE; AUTHORIZING THE TRANSFER OF CARRY FORWARD
MONIES; APPROPRIATING FUNDS; AND AUTHORIZING THE
CITY MANAGER OR HIS DESIGNEE TO EXECUTE THE
CONTRACT.

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AN ORDINANCE 82,832

AUTHORIZING THE SUBMISSION OF A PROPOSAL FOR A
GRANT OF \$30,000.00 FROM THE TEXAS DEPARTMENT OF
HOUSING AND COMMUNITY AFFAIRS FOR THE PURPOSE OF

PURCHASING SUPPLEMENTAL NUTRITION PRODUCTS FOR THE DEPARTMENT OF COMMUNITY INITIATIVES, ELDERLY AND DISABLED SERVICES DIVISION'S, COMPREHENSIVE NUTRITION PROGRAM (CNP) TO PROVIDE SUPPLEMENTAL NUTRITION PRODUCTS TO THE SENIOR NUTRITION SITES AND AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO APPLY FOR THE GRANT.

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AN ORDINANCE 82,833

AMENDING ORDINANCE NO. 82574, PASSED AND APPROVED ON AUGUST 3, 1995, TO ADJUST THE BUDGET OF THE DEPARTMENT OF COMMUNITY INITIATIVES, ELDERLY AND DISABLED SERVICES DIVISION'S COMPREHENSIVE NUTRITION PROGRAM TO REFLECT ADDITIONAL CONGREGATE FUNDS AWARDED IN THE AMOUNT OF \$24,829.00 FROM THE ALAMO AREA COUNCIL OF GOVERNMENTS FOR THE PROGRAM YEAR 1994-1995; TO PURCHASE ADDITIONAL KITCHEN EQUIPMENT AT VARIOUS NUTRITION SITES AND AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO ACCEPT THE ADDITIONAL FUNDS.

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AN ORDINANCE 82,834

AUTHORIZING ACCEPTANCE OF \$131,863.00 FROM THE TEXAS DEPARTMENT OF HEALTH (TDH) TO CONTINUE FUNDING OF THE AIDS PREVENTION PROJECT OPERATED BY THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT (SAMHD); APPROVING THE EXECUTION OF CONTRACT CHANGE NOTICE NO. 8, COMPRISED OF ATTACHMENT 9A TO CONTRACT C6000011 WITH THE TDH; REVISING THE BUDGET FOR THE PUBLIC HEALTH STATE SUPPORT PROJECT 1995/96 ESTABLISHED IN ORDINANCE 79398, PASSED AND APPROVED JANUARY 6, 1994; AND PROVIDING PAYMENT FOR CONTRACTUAL SERVICES.

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AN ORDINANCE 82,835

AUTHORIZING THE ACCEPTANCE OF A \$70,000.00 CASH GRANT AWARD FROM THE TEXAS CANCER COUNCIL (TCC) TO FUND A CANCER PREVENTION PROJECT IN THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT (SAMHD) FOR THE PERIOD SEPTEMBER 1, 1995 THROUGH AUGUST 31, 1996; AUTHORIZING THE EXECUTION OF CONTRACT AND AGREEMENT NO. 96-26 WITH TCC; APPROPRIATING FUNDS; AND

APPROVING A BUDGET AND PERSONNEL COMPLEMENT.

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AN ORDINANCE 82,836

AUTHORIZING THE EXECUTION OF CONTRACTS IN EXCESS OF \$3,000.00 FOR ARTISTIC, PROFESSIONAL, TECHNICAL AND SUPPORT SERVICES RELATED TO THE SPONSORSHIP OF THE CARVER COMMUNITY CULTURAL CENTER SEASON DURING FISCAL YEAR 1995-96, FOR A TOTAL AMOUNT NOT TO EXCEED \$393,000.00.

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AN ORDINANCE 82,837

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 DEVICE SCHEDULE FOR "STOP" SIGNS, "YIELD RIGHT-OF-WAY" SIGNS, "PROHIBITED PARKING AT ALL TIMES" 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, EXCEPT THE CIVIL PARKING VIOLATIONS, 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 CITY CODE SECTION 19-225 (ADMINISTRATION ADJUDICATION OF STOPPING, STANDING, AND PARKING VIOLATIONS).

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AN ORDINANCE 82,838

RATIFYING THE EXECUTION OF A CONTRACT WITH THE TEXAS INSTITUTE FOR ARTS IN EDUCATION (TIAE) IN THE AMOUNT OF \$15,400.00 TO ASSIST THE DEPARTMENT OF ARTS AND CULTURAL AFFAIRS DEVELOP AND IMPLEMENT THE CORE PROGRAM .

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AN ORDINANCE 82,839

AUTHORIZING FUNDING IN THE AMOUNT OF \$35,746.64 OF THE RADIO AND COMPUTER EQUIPMENT NECESSARY FOR THE TRAFFIC DISPATCHING FUNCTION TO BE PERFORMED AT THE

TEXAS DEPARTMENT OF TRANSPORTATION'S TRANSGUIDE
OPERATIONAL CONTROL CENTER.

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AN ORDINANCE 82,840 .

AMENDING THE PROFESSIONAL SERVICES CONTRACT WITH
MRS. NAKO SHIRANE AUTHORIZED BY ORDINANCE NO.
82081, DATED APRIL 20, 1995, TO PROVIDE FOR THE
OPERATION OF A SAN ANTONIO, TEXAS TRADE AND
INVESTMENT OFFICE IN TOKYO, JAPAN FOR A SIX MONTH
PERIOD TO BEGIN JULY 24, 1995 TO JANUARY 24, 1996;
AND PROVIDING FOR FUNDING IN THE AMOUNT OF
\$23,000.00.

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AN ORDINANCE 82,841 .

APPOINTING DAN KOSSL; TO THE CAPITAL IMPROVEMENTS
ADVISORY COMMITTEE FOR A TERM OF OFFICE TO EXPIRE ON
OCTOBER 25, 1997.

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AN ORDINANCE 82,842 .

APPOINTING EDWARD D. GARZA AS TRUSTEE AND DIRECTOR
TO THE SAN ANTONIO LOCAL DEVELOPMENT COMPANY FOR
TERMS OF OFFICE TO EXPIRE MAY 9, 1997 AND 1998.

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95-41 The Clerk read the following Ordinance:

AN ORDINANCE 82,843 .

ACCEPTING THE LOW BID OF CAPPS RENT A CAR, INC. FOR
THE LEASE OF VEHICLES FOR THE CITY OF SAN ANTONIO
POLICE DEPARTMENT FOR A TOTAL OF APPROXIMATELY
\$124,000.00.

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

Ms. Janie Cantu, Acting Director, Purchasing & General
Services, explained the proposed lease of some 16 vehicles for the

Police Department's Theft Prevention Unit, based upon the combination of price and vehicle selection.

Mr. Webster spoke to his concern with the proposed mileage surcharge, which takes effect after 2,000 miles.

Ms. Cantu stated that the Police Department tries not to exceed 2,000 miles on these vehicles.

A discussion then ensued concerning how the vehicles are utilized, and the various bids received and their specifications, including how the bids were weighted when assessed.

Mr. Alexander E. Briseno, City Manager, suggested that, if City Council wishes to discuss specifics, perhaps the place to do that would be in Executive Session, in view of the vehicles' planned usage as undercover vehicles in the Theft Prevention Unit.

Chief of Police Al Philippus then explained the need for a variety of vehicles in undercover work.

In response to a question by Mr. Peak, Ms. Cantu stated that Chevrolet no longer will be manufacturing the Caprice Classic model currently in use for the city's police cars, and whether or not having only a single manufacturer of police vehicles in the future will affect their costs.

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, Thornton; NAYS: Webster; ABSENT: McClendon, Herrera.

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95-41 The Clerk read the following Ordinance:

AN ORDINANCE 82,844

AMENDING PRIOR APPROPRIATIONS; CLOSING ACCOUNTING RECORDS IN CERTAIN FUNDS; CARRYING FORWARD CERTAIN FUNDS; APPROPRIATING FUNDS FOR REQUIREMENTS IN CITY PROJECTS AND DEPARTMENTS; AND APPROPRIATING CERTAIN CAPITAL PROJECT FUNDS.

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

Ms. Terry Brechtel, Acting Director, Management Services, explained the City's "closing ordinance" for budget purposes, and the need to carry-over certain funds into the next fiscal year, as well as

the need to close certain funds at this time. She then explained the process followed in closing some funds.

Mr. Ross asked to be supplied with a listing of the funds being carried over.

Ms. Brechtel explained that most of the 'carryover' funds are from funds budgeted in this current budget year, and that none of the carryover funds involve personnel costs.

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: McClendon.

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95-41 The Clerk read the following Ordinance:

AN ORDINANCE 82,845

AMENDING A PRIOR APPROPRIATION FOR CITY DIESEL FUEL NEEDS TO CARRY FORWARD FUNDS FOR EXPENDITURE IN THE 1995/96 FISCAL YEAR.

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

Mr. Marbut explained that he would be abstaining from this vote.

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, Peak, Webster, Thornton; NAYS: None; ABSTAIN: Marbut; ABSENT: McClendon.

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95-41 The Clerk read the following Ordinance:

AN ORDINANCE 82,846

APPROVING THE BUDGET OF THE BEXAR METRO 9-1-1 NETWORK DISTRICT FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 1995 AND ENDING SEPTEMBER 30, 1996, IN THE AMOUNT OF \$2,402,713.00.

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

Ms. Terry Brechtel, Acting Director, Management Services, explained the 9-1-1 Metro budget.

Mr. Webster stated that he wants to be sure that newly-annexed area streets are included in coverage by 9-1-1.

In response to a question by Mr. Marbut, Mr. Jerry Marshall, Executive Director, Bexar Metro 9-1-1 District, addressed the Councilman's concerns about 25 per cent of the costs being for administrative services.

Ms. Brechtel noted that 25 per cent for administrative services is not excessive for this type service.

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, Webster, Thornton; NAYS: None; ABSENT: McClendon, Peak.

95-41 The Clerk read the following Ordinance:

AN ORDINANCE 82,847

ACCEPTING AN AIRPORT IMPROVEMENT PROGRAM GRANT, IN THE AMOUNT OF \$3,825,000.00, FROM THE FEDERAL AVIATION ADMINISTRATION IN SUPPORT OF THE TAXIWAY G RECONSTRUCTION PROJECT AT SAN ANTONIO INTERNATIONAL AIRPORT.

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

Mr. Mike Kutchins, Director of Aviation, explained details of the \$3.8 million grant to reconstruct major taxiways at International Airport.

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, Thornton; NAYS: None; ABSENT: McClendon, Webster.

95-41 The Clerk read the following Ordinance:

AN ORDINANCE 82,848

ACCEPTING AN AIRPORT IMPROVEMENT PROGRAM GRANT, IN

THE AMOUNT OF \$2,822,300.00, FROM THE FEDERAL AVIATION ADMINISTRATION IN SUPPORT OF NOISE INSULATION OF CHURCHES, NURSING HOMES AND A LIBRARY NEAR SAN ANTONIO INTERNATIONAL AIRPORT;

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

Mr. Mike Kutchins, Director of Aviation, explained the grant and how it applies to areas adversely affected by aircraft noise.

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: McClendon.

95-41 The Clerk read the following Ordinance:

AN ORDINANCE 82,849

ACCEPTING THE LOW, QUALIFIED BID OF AND AWARDING A 1987 GENERAL OBLIGATION STREET BONDS FUNDED CONSTRUCTION CONTRACT IN THE AMOUNT OF \$4,661,096.62 TO RAMEX CONSTRUCTION COMPANY; AUTHORIZING \$326,276.00 FOR MISCELLANEOUS CONSTRUCTION CONTINGENCY EXPENSES AND \$800.00 FOR ADVERTISING EXPENSES IN CONNECTION WITH THE CASTROVILLE ROAD - GENERAL MCMULLEN TO ACME PROJECT.

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

Mr. John German, Director of Public Works, explained details of the major \$4.6 million streets and drainage project on Castroville Road and nearby streets, noting that it will require some 60 weeks to complete.

Mr. Herrera thanked City staff for its help on this project.

In response to a question by Mr. Ross, Mr. German explained the relation of the project's total cost to earlier projected costs, and noted that he plans to update City Council on bond projects during October.

Mr. Solis spoke to the need to begin work on this project, so that other projects tied to it can also begin.

In response to a question by Mr. Solis, Mr. German discussed the ability of the proposed contractor to complete this and other projects on, which he is working, and discussed the close coordination with the various utilities regarding street cuts along the affected project.

Mr. Avila congratulated City staff and City Council on this major project for the city's south side.

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, Peak, Webster, Thornton; NAYS: None; ABSENT: McClendon, Marbut.

95-41 The Clerk read the following Ordinance:

AN ORDINANCE 82,850

AUTHORIZING THE TWENTY-FIRST (21ST) YEAR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM; DESIGNATING THE 21ST YEAR CDBG PROGRAM FUNDS; APPROPRIATING PROGRAM FUNDS IN THE AMOUNT OF \$21,378,027.00; ALLOCATING PROGRAM FUNDS TO PROJECTS; ESTABLISHING ACCOUNTS; DELINEATING PROGRAM RESPONSIBILITIES; AUTHORIZING PERSONNEL CLASSIFICATIONS AND PAY RANGES; AUTHORIZING EXECUTION OF CONTRACTS AND OTHER DOCUMENTS AS NECESSARY IN CONNECTION WITH SAID 21ST YEAR CDBG PROGRAM; AND RATIFYING A HUD 108 LOAN DEFAULT PAYMENT TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) IN THE AMOUNT OF \$117,002.65.

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

Mr. Andrew Cameron, Director of Housing & Community Development, stated that the proposed Ordinance is consistent with the budget adopted by City Council.

Mr. Ross discussed his concerns with spending requirements of the federal Department of Housing & Urban Development, and recent solutions to the problem at the local level.

Mr. Cameron explained the spending timetable requirements, noting that San Antonio is in no danger of losing any of its HUD-financed project funding. He then spoke briefly to the history of the spending problem and its solution.

In response to a question by Mr. Avila, Mr. Cameron briefly

explained two HUD Section 108 default projects and San Antonio's payments for those defaults. He then discussed the timetabled for the Community Development Block Grant refunding.

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, Peak, Webster, Thornton; NAYS: None; ABSENT: McClendon, Marbut.

95-41 The Clerk read the following Ordinance:

AN ORDINANCE 82,851

AUTHORIZING THE FOURTH (4TH) YEAR HOME INVESTMENT PARTNERSHIP ACT (HOME) ENTITLEMENT GRANT PROGRAM FOR FISCAL YEAR 1995-1996; ACCEPTING 4TH YEAR HOME ENTITLEMENT GRANT FUNDS IN THE AMOUNT OF \$6,287,000.00; DESIGNATING A 4TH YEAR HOME PROGRAM FUND; APPROPRIATING SAID PROGRAM FUNDS; ALLOCATING SAID PROGRAM FUNDS TO PROJECTS; ESTABLISHING ACCOUNTS IN CONNECTION WITH SAID PROGRAM; DELINEATING PROGRAM RESPONSIBILITIES; AUTHORIZING PERSONNEL CLASSIFICATION AND PAY RANGES; AND AUTHORIZING THE EXECUTION OF ALL RELATED CONTRACTS AND OTHER DOCUMENTS IN CONNECTION WITH SAID 4TH YEAR HOME PROGRAM.

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

Mr. Andrew Cameron, Director of Housing & Urban Development, briefly explained the HOME budget involved.

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, Peak, Webster, Thornton; NAYS: None; ABSENT: McClendon, Marbut.

95-40 The Clerk read the following Ordinance:

AN ORDINANCE 82,852

AUTHORIZING A ONE YEAR EXTENSION OF THE CURRENT THREE YEAR CONTRACT WITH THE AREA AGENCY ON AGING, ALAMO AREA COUNCIL OF GOVERNMENTS (AACOG) IN THE AMOUNT OF \$1,168,237.00 FOR THE CONTINUATION OF THE COMPREHENSIVE NUTRITION PROGRAM FROM OCTOBER 1, 1995

THROUGH SEPTEMBER 30, 1996; APPROVING A BUDGET AND PERSONNEL COMPLEMENT FOR FY 95/96; APPROPRIATING FUNDS, AUTHORIZING THE EXECUTION OF CONTRACTS WITH PRIVATE AGENCIES FOR OPERATION OF SERVICE SITES; AUTHORIZING THE ALLOCATION OF CARRY-OVER SURPLUS FUNDS; AND AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO EXECUTE THE CONTRACT.

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

Mr. Kevin Moriarty, Director of Community Initiatives, noted that the City's General Fund now is paying for more than 50 per cent of this project, including the 35 senior citizen nutrition sites this fiscal year.

In response to a question by Mr. Ross, Mr. Moriarty noted that this program is at the same level as last fiscal year.

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: McClendon.

95-41 The Clerk read the following Ordinance:

AN ORDINANCE 82,853

DESIGNATING U.S. LONG DISTANCE, INC. (USLD) AS THE DEFAULT CARRIER FOR LONG DISTANCE SERVICE ON ALL COIN-OPERATED TELEPHONES LOCATED ON CITY PROPERTY AND IN CITY RIGHT-OF-WAY; AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO NEGOTIATE AND EXECUTE A CONTRACT WITH USLD TO PROVIDE THE DEFAULT LONG DISTANCE TELEPHONE SERVICE; AND AUTHORIZING THE EXECUTION OF AN INTERIM CONTRACT IN CONNECTION THEREWITH.

* * * *

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

Mr. Bill Arnette, Supervisor of Public Utilities, explained the history of the long distance default carrier situation in San Antonio, including the rebidding of the matter after rejecting the first responses to the Request For Proposals. He noted that, in the re-bid, two proposals were received. He spoke to their details and the selection committee recommendation for U.S. Long Distance as the City's

default carrier.

The following persons appeared to speak:

Mr. Randy Hays, representing A T & T, spoke to provisions of the proposal which he feels could result in a telephone bill some three times higher than the actual cost in the general marketplace, should the U.S. Long Distance proposal be accepted.

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

Mr. Gary Woitena, representing Communication Workers of America local, stated that his union local represents some 4,000 local A T & T employees, and noted that San Antonio is known as a low-wage city, by reputation. He stated his belief that City Council needs to look at this matter, in awarding this proposal.

Ms. Gloria Parra, President, Communication Workers of America, Local 6143, spoke to several of CWA's local community endeavors, and asked the City Council to award this proposal to A T & T, and spoke to her reasons for that recommendation.

(At this point, Mayor Pro Tem Avila was obliged to leave the meeting. Mr. Webster presided.)

Ms. Alice Naranjo, also representing CWA Local 6143, spoke to the union's efforts to improve A T & T's service to the community, including multi-lingual training.

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

Mr. William Kaufman, attorney representing U.S. Long Distance, introduced Mr. Butch Holmes, President, U.S. Long Distance.

Mr. Holmes spoke to the need for competition in the communications industry, noting that his firm is 10 years old and now rated the seventh-fastest-growing firm in the United States. It is also a company with its corporate headquarters located in San Antonio.

Mr. Joe Puente, Vice President, U.S. Long Distance Operations Center, San Antonio, spoke to his firm's interest in its employees and their services.

Ms. Brenda Cunningham, Director of Human Resources, U.S. Long Distance, spoke to the firm's growth and ability.

Mr. Randall Vidal, representing GR Communications, spoke in favor of the U.S. Long Distance proposal and what it will mean to his own firm.

Mr. Peter Donahue, representing Job Opportunities For the Blind, addressed details of the USLD program for employment of sight-impaired operators, noting that such employment is not up to 10 per cent of the operators for the firm in San Antonio, at present. He urged that this be considered by the City Council in making its award, and explained how blind operators perform their functions by braille and other methods, including speech enhancement.

* * * *

Mr. Webster stated his belief that this is a testimony to competition, and spoke in support for the USLD proposal, noting that it is a local firm.

Mr. Peak spoke to the importance of both quality of service and return on investment, and spoke in support for the local firm, noting that this is a difficult choice because jobs are involved at A T & T.

Mr. Marbut stated that he would abstain from this vote.

In response to a question by Ms. Billa Burke, Mr. Manuel Longoria, Economic Development Department and former EEOC Compliance Officer, explained the minority participation aspects of the two proposals.

In response to a question by Ms. Billa Burke, Mr. Arnette explained aspects in both proposals dealing with charges, noting that, with USLD, those rates can be renegotiated.

In response to a question by Ms. Billa Burke, Ms. Parra discussed the number of long distance operators on the A T & T local payroll.

In response to a question by Mr. Flores, representatives of both A T & T and USLD discussed their programs for the handicapped and their employment.

Mr. Ross congratulated both firms for how each handled the matter of handicapped training and employment.

Mr. Herrera spoke in support for the City staff recommendation.

Mayor Thornton noted that it is important to weigh the business aspects of this matter.

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, Peak, Webster, Thornton; NAYS: None; ABSTAIN: Marbut; ABSENT: McClendon.

95-41 (At this point, Mayor Thornton was obliged to leave the meeting. Mayor Pro Tem Avila presided.)

95-41 The Clerk read the following Ordinance:

AN ORDINANCE 82,854

APPROVING THE 1996-2000 ONE AND FIVE YEAR SERVICE AND ASSESSMENT PLAN FOR THE DOWNTOWN IMPROVEMENT DISTRICT IN ACCORDANCE WITH REQUIREMENTS IN THE PUBLIC IMPROVEMENT DISTRICT ASSESSMENT ACT; AND LEVYING SUPPLEMENTAL ASSESSMENTS ACT; AND LEVYING SUPPLEMENTAL ASSESSMENT ACT; AND LEVYING SUPPLEMENTAL ASSESSMENTS ON PROPERTIES IN THE DISTRICT OF \$0.105816 PER \$100.00; VALUATION FOR THE 1996 FISCAL YEAR; \$0.118356 FOR 1997; \$0.124137 FOR 1998; \$0.128583 FOR 1999; \$0.131712 FOR 2000; \$0.136039 FOR 2001; AND \$0.140063 FOR 2002.

* * * *

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

Mr. Frank Perry, Downtown Initiatives Manager, Parks & Recreation Department, briefly explained the assessment plan.

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

95-41 The Clerk read the following Ordinance:

AN ORDINANCE 82,855

AUTHORIZING PAYMENT OF \$65,000.00 TO THE DOWNTOWN IMPROVEMENT DISTRICT, INC., FOR ADMINISTRATIVE SERVICES FOR THE NINTH YEAR OF THE DISTRICT, AND \$2,750.00 AS THE DIRECT COSTS OF PUBLISHING, PRINTING, AND MAILING NOTICES REQUIRED IN UPDATING THE ONE AND FIVE YEAR SERVICE AND ASSESSMENT PLAN, CONTINUING THE EXISTING CONTRACT FOR MANAGEMENT SERVICES FOR THE SAN ANTONIO DOWNTOWN IMPROVEMENTS SPECIAL ASSESSMENT DISTRICT.

* * * *

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

Mr. Frank Perry, Downtown Initiative Manager, Parks & Recreation Department, explained the proposed Ordinance for administrative services for the ninth year of the Downtown Improvements District.

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

95-41 TRAVEL AUTHORIZATION - Granted:

Mayor William E. Thornton to travel to Washington, D. C. from September 30, 1995 to October 2, 1995, to attend a meeting with the congressional lawmakers on Capitol Hill.

* * * *

95-41 TRAVEL AUTHORIZATION - Granted:

Councilman Roger Flores II, to travel to Dallas, Texas from October 25, 1995 to October 28, 1995, to attend the TML conference.

* * * *

95-41 TRAVEL AUTHORIZATION - Granted:

Councilman Juan F. Solis to travel to Phoenix, Arizona from November 28, 1995 to December 2, 1995 to attend a 72nd Annual Congress of Cities and Exposition.

* * * *

95-41 The Clerk read the following Ordinance:

AN ORDINANCE 82,856

AUTHORIZING THE TRANSFER OF \$800.00 FROM THE DISTRICT 6 CONTINGENCY ACCOUNT FUND TO THE DISTRICT 6 TRAVEL FUND TO COVER TRAVEL EXPENSES INCURRED FOR THE REMAINDER OF FY 1994/95, AS REQUESTED BY COUNCILMAN ROBERT A. HERRERA.

* * * *

Ms. Billa Burke 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, Herrera, Ross, Marbut, Peak, Webster; NAYS: None; ABSENT: McClendon, Solis, Thornton.

95-41 TRAVEL AUTHORIZATION - Granted:

Councilman Juan F. Solis, III, to travel to Dallas, Texas from September 23, 1995 to September 24, 1995, to attend a state meeting with Pepsi Cola on related Activities. (Third Party Re-imbusement)

* * * *

95-41 The Clerk read the following Ordinance:

AN ORDINANCE 82,857

AUTHORIZING THE TRANSFER OF \$317.00 FROM DISTRICT 1 CONTINGENCY ACCOUNT FUND TO THE DISTRICT 1 TRAVEL FUND TO COVER TRAVEL EXPENSES INCURRED FOR THE REMAINDER OF FY 1994/95, AS REQUESTED BY COUNCILMAN ROGER FLORES, II.

* * * *

Ms. Billa Burke made a motion to approve the proposed Ordinance. Mr. Marbut 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, Herrera, Ross, Marbut, Peak, Webster; NAYS: None; ABSENT: McClendon, Solis, Thornton.

95-41 The Clerk read the following Ordinance:

AN ORDINANCE 82,858

AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO EXECUTE A SUPPLEMENTAL AGREEMENT TO THE MEMORANDUM OF AGREEMENT BETWEEN THE CITY OF SAN ANTONIO AND THE UNITED STATES AIR FORCE, DATED MAY 4, 1994, TO PROVIDE FUNDING BY THE UNITED STATES AIR FORCE FOR PHASE II OF THE QUINTANA ROAD STORM DRAINAGE PROJECT

IN AN AMOUNT NOT TO EXCEED \$2,792,000; AND
APPROVING AND ACCEPTING THE TERMS OF THE
SUPPLEMENTAL AGREEMENT.

* * * *

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

Mr. David Earl, Attorney, San Antonio Water System, explained the supplemental agreement for Phase II of the Quintana Road storm drainage project.

In response to a question by Mr. Avila, Mr. Earl discussed the funding breakdown of the entire project.

In response to a question by Mr. Ross, Mr. John German, Director of Public Works, noted that the Air Force is pursuing certain options in relation to this work, including the possible purchase of certain nearby residences, as part of the overall remediation plan for fuel contamination into groundwater in this area.

Mr. Ross spoke to his concern with the possible lowering of area property values, as a result of this fuel contamination problem.

A representative of the U.S. Air Force spoke briefly to how such questions can best be addressed.

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

95-41 PUBLIC HEARING AND CONSIDERATION OF ORDINANCE

Mayor Pro Tem Avila declared the Public Hearing to be open.

No citizen was signed to speak to this matter.

Mayor Pro Tem Avila declared the Public Hearing to be closed.

The City Clerk read the following Ordinance:

AN ORDINANCE 82,859

DESIGNATING A TRACT OF LAND LEGALLY DESCRIBED A
4.441 ACRES OF LAND OUT OF THE PERRIN CREEK
SUBDIVISION, AS RECORDED IN VOLUME 9510, PAGES
218-222 OF THE DEED AND PLAT RECORDS OF BEXAR
COUNTY, TEXAS LOCATED AT 9440 BALL STREET MORE
SPECIFICALLY DESCRIBED IN ATTACHMENT A, ATTACHED

HERETO, IN THE CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS, AS THE SECURITY CAPITAL/JOHNSON CONTROLS REINVESTMENT ZONE PURSUANT TO THE PROPERTY REDEVELOPMENT AND TAX ABATEMENT ACT.

* * * *

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

Mr. Clint Bolden, Director of Economic Development, explained the new Reinvestment Zone for Johnson Controls, Inc. Battery Group, and spoke to the financial returns to the City of San Antonio.

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

Mr. Webster noted that this means some 115 new jobs for San Antonio, and further noted that, at the end of 12 years, taxes received by the City will total \$160,000, versus the anticipated \$2,000 over that same span, without this firm moving in.

Mr. Ross addressed citizens' concepts of 'tax abatement', the net new jobs being created, and their monitoring.

Mayor Thornton noted that San Antonio's unemployment rate is lower than the statewide average.

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

95-41 The Clerk read the following Ordinance:

AN ORDINANCE 82,860

APPROVING A TAX PHASE-IN AGREEMENT AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE AGREEMENT WITH SECURITY CAPITAL INDUSTRIAL TRUST, A MARYLAND REAL ESTATE INVESTMENT TRUST, AND JOHNSON CONTROLS, INC. BATTERY GROUP, A SUBSIDIARY OF JOHNSON CONTROLS, INC., A WISCONSIN CORPORATION, TO EXEMPT FROM AN VALOREM TAXATION A PORTION OF SPECIFIED REAL PROPERTY IMPROVEMENTS LEGALLY DESCRIBED AS 4.441 ACRES OF LAND OUT OF THE PERRIN CREEK SUBDIVISION, AS RECORDED IN VOLUME 9510, PAGES 218-222 OF THE DEED AND PLAT RECORDS OF BEXAR COUNTY, TEXAS LOCATED AT 9440 BALL STREET MORE SPECIFICALLY DESCRIBED IN ATTACHMENT A, ATTACHED HERETO, IN THE CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS, PURSUANT TO THE

PROPERTY REDEVELOPMENT AND TAX ABATEMENT ACT.

* * * *

Mr. Webster 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, Herrera, Marbut, Peak, Webster, Thornton; NAYS: None; ABSENT: McClendon, Avila, Solis, Ross.

95-41 PUBLIC HEARING AND CONSIDERATION OF ORDINANCE

Mayor Thornton declared the Public Hearing to be open.

No citizen was signed to speak to this matter.

Mayor Thornton declared the Public Hearing to be closed.

The City Clerk read the following Ordinance:

AN ORDINANCE 82,861

AMENDING THE ZONING REGULATION (CHAPTER 35) BY DESIGNATING SAN PEDRO AVENUE AS AN URBAN CORRIDOR DISTRICT. THE ZONING OVERLAY INCLUDES DEVELOPMENT AND SIGN STANDARDS ON PROPERTIES WITHIN A DISTANCE OF TWO HUNDRED (200) FEET FROM THE STREET RIGHT-OF-WAY ON EITHER SIDE OF SAN PEDRO AVENUE BETWEEN IH-35 ON THE SOUTH AND ASHBY ON THE NORTH.

* * * *

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

Mr. David Pasley, Director of Planning, outlined this sixth 'urban corridor' being presented by City staff for Council approval. He described its parameters and requirements, noting that the necessary zoning changes will come next.

Mr. Flores spoke in support for the Ordinance.

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

95-41 City Council recessed its regular session at 3:40 P.M. in order to convene in Executive Session for:

A. Status report regarding SA-91-CA-0819 pending in the San Antonio Division of the Western District of Texas, styled Hensel Phelps Constructions Co. d/b/a/ Clearwater Constructors, Inc. vs. City of San Antonio.

B. Staff briefing on the legal aspects of the terms and conditions of a Community Development Block Grant Purchase Money Loan.

C. Staff briefing and report on options for the location of NADBank and related real estate issues.

D. Staff briefing on a Warranty Claim against Gencorp, Inc. by the City of San Antonio.

E. Staff briefing on litigation case styled Dolores Alvarez et al vs. City of San Antonio et al, Cause No. 94-CI-03911.

F. Staff briefing on litigation case styled Arturo Castenada et al vs. Volz and City of San Antonio, in the 131 Judicial District Court, Cause No. 94-CI-18217.

City Council adjourned the Executive Session and reconvened in regular session at 5:00 P.M. Mayor Thornton announced that the City Council had taken no official action during Executive Session, but had given City staff direction.

95-41 Mayor Thornton declared the Public Hearing regarding amendments to Chapter 35, Article III, Unified Development Code, to be open.

Mr. Peak announced that no formal presentation on this matter would take place until next week's City Council meeting, and made a motion to continue this matter until the Council meeting of September 28, 1995. Mr. Webster seconded the motion.

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

The Public Hearing was continued until the City Council meeting of September 28, 1995.

95-41 PUBLIC HEARING AND CONSIDERATION OF STAFF BRIEFING-PROPOSED FIREFIGHTERS AGREEMENT

Mr. Alexander E. Briseno, City Manager, introduced the City's

lead negotiator, Mr. Lowell Denton, attorney and lead negotiator for the City, in connection with the proposed collective bargaining agreement between the City of San Antonio and the International Association of Firefighters, Local 624.

Mr. Denton spoke to his hopes for approval of the negotiated agreement, and presented City Council with an Executive Summary, noting that copies of the full proposed agreement will be available next week.

A copy of his Executive Summary presentation is made a part of the papers of this meeting.

The Executive Summary included: Current Status, Key Elements of Agreement, COLAs Over 4 Years, Incentive Pay, De-Authorization of EMT Paramedics, Health Insurance, Civilianization, Sick Leave, Supplemental Benefits, Other Elements (limited EMS power shift authorization, LOD return to statutory provisions to provide more management authority, new fitness standards), Cumulative Fire Contract Cost Impact, and Adoption Process/Schedule.

Mr. Briseno spoke to the availability of contract provisions next week.

Mayor Thornton stated his desire that all citizens be informed and involved in public hearings on this matter.

In response to a question by Mr. Webster, Mr. Denton and Mr. Briseno spoke to the cumulative costs involved.

Mr. Webster spoke to the budgetary demands of cumulative cost-of-living allowances over the next four years, under this agreement, and spoke to his concern with these costs, in view of future budgetary problems and tight dollar conditions.

Discussion ensued concerning how the cumulative costs involved will impact the City budget, and the need for better formatting of charts in this matter.

In response to a question by Mr. Herrera, Fire Chief Robert Ojeda discussed leave-staffing policies under the new agreement.

No citizens appeared to speak on this issue.

95-41

CITIZENS TO BE HEARD

(Mayor Pro-Tem Avila presided in the temporary absence of Mayor Thornton)

MS. PATSY CHEYNEY

Ms. Patsy Cheyney, Alliance for the Mentally Ill, spoke to her concern with health care budgeting here in San Antonio.

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MR. KARL WURZ

Mr. Karl Wurz, 820 Florida, addressed the City Council, on the topic, "Natural Habitat?: Comal Springs Home of 'Endangered Species' Severely Altered and Destroyed before 1950's (Part Two). (Copy of statement is filed with the papers of this meeting.)

- - -

MR. MIKE O'BRIEN

Mr. Mike O'Brien spoke to the City Council regarding his concern with police car testing now extending into Sundays. He spoke to possible safety hazards.

Councilwoman Billa Burke stated that she will ask the Police Chief to look into the matter.

- - -

TAXICAB ISSUE

MR. CRUZ CHAVIRA

Mr. Cruz Chavira, San Antonio Taxi Drivers Alliance, asked the City Council to direct the staff to do something about a permit holder using minivans as taxicabs. He noted that this was done at the same time permits were taken away from Checker and Yellow Cabs. He spoke to other concerns which they feel are violations of City ordinances.

(Mayor Thornton returned to the meeting and presided.)

Councilman Marbut, Chair of the Council's Transportation Committee, stated that they have been meeting with the taxicab industry representatives, and a report should be forthcoming in the near future to address some of these concerns at least on an interim basis. He also mentioned, however, that there are legal limitations involved.

MR. RICHARD FRANCIS FLYNN

Mr. Richard Francis Flynn spoke to the City Council on a number of subjects including correspondence he has received from the Federal Elections Commission. He then read excerpts from the Declaration of Independence.

MR. JAMES MUNOZ

Mr. James Munoz, Manager of the Taxi Express, spoke to the Council regarding comments made by Mr. Cruz Chavira and took exception to allegations that they are violating City ordinances. He also explained their method of operation.

MR. ALEX GUEVARA

Mr. Alex Guevara, Dispatcher for Taxi Express, also responded to the allegations made by Mr. Cruz Chavira and refuted these allegations.

MR. GEORGE BIGLEY

Mr. George Bigley spoke to the Council about his concern with subsidized housing waste at the San Antonio Housing Authority. He referred to illegal aliens receiving subsidized housing throughout the nation as well as here in San Antonio and his concern with the impact on the taxpayers of America.

MR. JIM BLACKWELL/MR. CRUZ CHAVIRA

Mr. Jim Blackwell yielded his time to Mr. Cruz Chavira, San Antonio Taxi Drivers Association, who again spoke to the City Council in rebuttal of the statements made by members of the TaxiCab Express. He asked that the illegal activity at this Dispatch Service be investigated.

MR. DON WILKINS CASTILLO

Mr. Don Wilkins Castillo spoke about his concerns with recent actions of the VIA Board relative to the raising of fares. He stated that these fare increases will especially impact the disabled. He also noted that there has been a diminishment of bus service lately.

MRS. GERTRUDES LARA

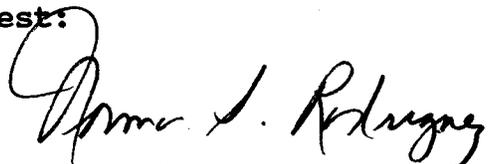
Mrs. Gertrudes Lara, 207 Chipinque, spoke to the City Council requesting permission to sell watermelons at the corner of Callaghan and Commerce. She has been denied food vending permits by the Health Department. She stated that she only is requesting permission to be in operation four hours a day.

95-41 There being no further business to come before the Council, the meeting was adjourned at 6:35 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

September 21, 1995
bgg

95-41 PETITIONS

September 21, 1995

Honorable Mayor and Members of the City Council of the City of San Antonio:

The following petitions were received in my office and forwarded to the appropriate departments for investigation and report to the City Council:

September 6, 1995

Petition submitted by Mr. Robert J. Ramirez, 1038 San Francisco, San Antonio, Texas 78201, on behalf of Los Angeles Heights, requesting installation of a four-way stop sign at the intersection of San Francisco and Michigan Streets to slow down traffic around Edison High School.

September 8, 1995

Petition submitted by Mr. Jose M. Zuniga, 1021 Burton Avenue, San Antonio, Texas 78221, on behalf of concerned residents, regarding the condition of the incompleated apartment complex in the 700 block of Drury Lane.

/s/ Norma S. Rodriguez
City Clerk