

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO, HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY, AUGUST 2, 1990.

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The meeting was called to order by the Presiding Officer, Mayor Lila Cockrell, with the following members present: BERRIOZABAL, WEBB, DUTMER, WING, MARTINEZ, THOMPSON, VERA, WOLFF, LABATT, HASSLOCHER, COCKRELL. Absent: None

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90-34 The invocation was given by Father Roberto Parades, Holy Family Catholic Church.

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90-34 The members of the City Council and the audience joined in the Pledge of Allegiance to the flag of the United States.

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90-34 RESOLUTION OF RESPECT
DR. HOUSTON WADE

RESOLUTION NO. 90-34-39

WHEREAS, a life of unselfish service to his fellowman came to an end on June 18, 1990 for Dr. Houston R. Wade; and

WHEREAS, an active civil rights worker and member of the American Friends Service Committee, he devoted much of his time and talents to serving the poor and needy through both medicine and education; and

WHEREAS, Dr. Wade was a driving force behind establishment of La Clinica Amistad, which serves those most in need on San Antonio's west side; and

WHEREAS, combining teaching and a love for film-making, he used both to showcase the educational plight of the Hispanic in Texas, casting new light and understanding on the special needs of this important group in today's society; and

WHEREAS, as physician and humanist, he readily worked with political refugees from Latin America and Vietnam through Refugee Services of San Antonio, and traveled to Latin America on several

occasions to observe the electoral process, NOW THEREFORE:

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

SECTION 1. that with the passing of Dr. Houston R. Wade, the City of San Antonio has lost a true friend and a valuable asset to its past, present and future.

SECTION 2. that this City Council joins with his family and friends in their sorrow over his death, and extends its sincerest sympathy and prayer 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 thereof presented to his family as a token of our sympathy.

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Ms. Berriozabal made a motion to approve the proposed Resolution. Mrs. Dutmer seconded the motion.

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

Council members expressed sympathy at the great loss of Dr. Wade, and gratitude for a lifetime of service.

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90-34

"NATIONAL NIGHT OUT"

Mayor Cockrell read and presented a Proclamation designating August 10, 1990 as "National Night Out" to Police Chief Gibson and other representatives of the Police Department.

Mayor Cockrell expressed appreciation for the fine job the Police Department does. She then asked that the citizens seize this opportunity to show their support of the Police Department by participating in "National Night Out."

Chief Gibson introduced other members of his staff and spoke of this year being the fifth year for this program.

Ms. Sylvia McGowan, Program Coordinator, explained how the program works and the activities taking place.

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90-34

SAN ANTONIO HOUSING AUTHORITY ANNUAL REPORT

Mr. Mike Garcia, Chairman of the San Antonio Housing Authority, made the presentation introducing the Executive Director, Apolonio Flores and Assistant Director, A. Hornsby.

Ms. Berriozabal suggested the San Antonio Housing Authority establish closer relationships with the Police Department.

Mr. Martinez stated that Mr. Garcia served as a Board Member for twelve years and those years reflect many accomplishments. He then stated that efforts must be made on coordinating strategy between the Police, Housing Authority and City Council, and this coordination and communication will reap success.

Mr. Thompson expounded that in San Antonio we have become used to excellent standards for public housing, and that is due to good supervision.

Mr. Mike Garcia thanked the Mayor and Council for their support.

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90-34

MARTIN LUTHER KING SCHOLARSHIP RECIPIENTS

Mayor presented scholarship awards of \$200.00 each to Cipriano Arguello, Michael Lawson, Steven Wayne Lumpkins, Bridget Ann Martinez, and Pamela Yvette Napier.

Rabbi David Jacobson, a member of the MLK Scholarship Fund, expressed concern of the lack of funds to continue this worthy cause.

Ms. Dorothy Pickett, a member of the MLK Scholarship Fund, asked for help in finding more funds for future scholarships.

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90-34

AWARD PRESENTATION: MEETINGS AND CONVENTIONS MAGAZINE

Mayor Cockrell announced that the Convention and Visitors Bureau was the recipient of the 1990 Gold Service Award.

Mr. Steve Moore, Director of the the Convention and Visitors Bureau, introduced the Regional Marketing Director, Liz Bremont.

Ms. Bremont recognized the Convention and Visitors Bureau as recipient of the 1990 Gold Service Award, having won in a very competitive environment. She stated this was the 7th year in a row they had won.

Mr. Martin Weiss, Chairman of the Convention and Visitors

Bureau Committee, expressed his pride in the organization and its people, for accommodating the American Dental Association, which is the third largest convention in the United States. They are also well-known for handling the largest Medical Conventions.

90-34 CONSENT AGENDA

Ms. Vera made a motion to approve Agenda Items 6 through 34, constituting the Consent Agenda, with Items 8, 17, 20, 21, 28, 30 and 33 to be pulled for individual consideration and Items 27 and 29 which were pulled earlier from consideration by the City Manager. Ms. Berriozabal seconded the motion.

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

AN ORDINANCE 72,002

ACCEPTING THE LOW BIDS OF WILBUR ELLIS TIDE DIVISION, B & G CHEMICAL & EQUIPMENT COMPANY, INC., AND ESTES, INC., TO FURNISH THE CITY OF SAN ANTONIO WITH HERBICIDES AND INSECTICIDES FOR A TOTAL OF \$14,066.80.

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AN ORDINANCE 72,003

ACCEPTING THE LOW QUALIFIED BIDS OF SHANNON WIRE & CABLE, KING WIRE & CABLE AND TRAFFIC PARTS, INC., TO FURNISH THE CITY OF SAN ANTONIO PUBLIC WORKS DEPARTMENT WITH TRAFFIC SIGNAL CABLE FOR A TOTAL OF \$14,058.60.

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AN ORDINANCE 72,004

ACCEPTING THE BID OF MOTOROLA COMMUNICATIONS AND ELECTRONICS, INC., TO FURNISH THE CITY OF SAN ANTONIO POLICE DEPARTMENT WITH HANDHELD MOBILE DIGITAL TERMINALS FOR A TOTAL OF \$8,076.70.

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AN ORDINANCE 72,005

ACCEPTING THE PROPOSAL OF SAACO FOR EMERGENCY AIR
CONDITIONING REPAIR AT MILLER'S POND RECREATION
CENTER FOR A TOTAL OF \$3,495.00.

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AN ORDINANCE 72,006

ACCEPTING THE LOW BID OF REFRIGERATION SERVICE
COMPANY FOR EMERGENCY REPAIR OF THE AIR CONDITIONING
SYSTEM AT GILBERT RAMIREZ PARK FOR A TOTAL OF
\$3,673.59.

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AN ORDINANCE 72,007

ACCEPTING THE LOW BID OF SMITH MOTOR SALES TO
FURNISH THE CITY OF SAN ANTONIO POLICE DEPARTMENT
WITH POLICE PATROL AUTOMOBILES FOR A TOTAL OF
\$2,281,410.00.

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AN ORDINANCE 72,008

ACCEPTING THE LOW BID OF E. G. HENDRIX COMPANY TO
FURNISH THE CITY OF SAN ANTONIO AUTOMOTIVE
OPERATIONS DIVISION WITH A PARTS WASHER AND SOLVENT
RECLAIMER FOR A TOTAL OF \$6,448.00.

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AN ORDINANCE 72,009

ACCEPTING THE LOW BID OF TEXAS EQUIPMENT COMPANY TO
FURNISH THE CITY OF SAN ANTONIO AUTOMOTIVE
OPERATIONS DIVISION WITH LIFT TYPE PUSHER
SUSPENSIONS FOR A TOTAL OF \$72,280.32.

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AN ORDINANCE 72.010

ACCEPTING THE LOW BIDS OF VARIOUS VENDORS TO FURNISH
THE CITY OF SAN ANTONIO WITH VARIOUS MATERIALS AND

SERVICES FOR AN ANNUAL CONTRACT BASIS.

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AN ORDINANCE 72,011

ACCEPTING THE LOW, QUALIFIED BID OF CATO ELECTRIC COMPANY IN THE AMOUNT OF \$54,550.00 IN CONNECTION WITH THE LANIER HIGH SCHOOL ATHLETIC COMPLEX LIGHTING PROJECT; AUTHORIZING \$5,455.00 FOR CONSTRUCTION CONTINGENCIES; AUTHORIZING A CONTRACT; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 72,012

APPROVING AND RATIFYING FIELD ALTERATION NO. 8 IN THE AMOUNT OF \$18,652.00 TO THE CONTRACT WITH V. K. KNOWLTON PAVING CONTRACTOR, INC., TO PROVIDE FOR ADJUSTMENTS IN CONNECTION WITH THE WURZBACH ROAD FROM VANCE JACKSON ROAD TO LOCKHILL SELMA AND WURZBACH ROAD BRIDGE AT OLMOS CREEK PROJECT; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 72,013

ACCEPTING THE LOW BID OF V. K. KNOWLTON PAVING CONTRACTOR IN THE AMOUNT OF \$480,865.79 TO PROVIDE FOR CONSTRUCTION SERVICES IN CONNECTION WITH THE GROFF-HORTENICA TO 36TH STREET PROJECT; AUTHORIZING THE EXECUTION OF A CONSTRUCTION CONTRACT; PROVIDING FOR PAYMENT OF THE CONTRACT; PROVIDING \$48,086.58 FOR THE CONSTRUCTION CONTINGENCY; AND PROVIDING \$12,476.13 PAYABLE TO TERRAZAS AND ASSOCIATES, INC., FOR ENGINEERING SERVICES IN CONNECTION WITH THE SAME PROJECT.

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AN ORDINANCE 72,014

APPROVING FIELD ALTERATION NO. 4 IN THE AMOUNT OF \$27,533.40 TO THE CONTRACT WITH S. A. WINCO, INC., TO PROVIDE FOR ADJUSTMENTS IN CONNECTION WITH THE NOGALITOS FROM FURNISH TO BIGFOOT PROJECT; PROVIDING FOR PAYMENT OF THE FIELD ALTERATION; AND APPROPRIATING AN ADDITIONAL \$15,585.21 TO SUPPLEMENT

THE CONSTRUCTION CONTINGENCY.

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AN ORDINANCE 72,015

ACCEPTING THE PROPOSAL OF FORD ENGINEERING, INC., IN THE AMOUNT OF \$14,968.06 TO PROVIDE FOR ENGINEERING SERVICES IN CONNECTION WITH THE ISOM ROAD FROM SAN PEDRO AVENUE TO RAMSEY ROAD PROJECT; AUTHORIZING AN ADDITIONAL \$1,455.11 FOR FINAL DESIGN SERVICES; AUTHORIZING A PROFESSIONAL SERVICE CONTRACT; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 72,016

AWARDING A CONTRACT TO THE MICA CORPORATION IN THE AMOUNT OF \$1,235.50 TO PROVIDE FOR THE INSTALLATION OF A TRANSFORMER IN CONNECTION WITH THE BUENA VISTA OVERPASS AT COMAL STREET PROJECT.

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AN ORDINANCE 72,017

AUTHORIZING THE EXPENDITURE OF THE SUM OF \$35,802.76 OUT OF GENERAL OBLIGATION BONDS FOR ACQUIRING TITLE TO A PARCEL AND PAYING FOR TITLE CHARGES IN CONNECTION WITH THE ISOM ROAD - SAN PEDRO TO RAMSEY PROJECT; ACQUIRING TITLE TO TWO PARCELS IN CONNECTION WITH THE BABCOCK ROAD - FREDERICKSBURG TO ST. CLOUD PROJECT; ACCEPTING THE DEDICATION OF AN EASEMENT IN CONNECTION WITH THE HANDY SPACE UNIT II DRAINAGE PROJECT; AND ACCEPTING A DEDICATION DEED AND A CONSTRUCTION EASEMENT IN CONNECTION WITH THE BITTERS ROAD - WEST AVENUE TO TREASURE TRAIL PROJECT.

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AN ORDINANCE 72,018

AUTHORIZING PAYMENT IN THE AMOUNT OF \$2,696.76 FOR TITLE CHARGES INVOLVING THE HI-LIONS DRAINAGE PROJECT #80, HENDERSON PASS - THOUSAND OAKS TO BROOK HOLLOW, DRIFTWOOD DRAINAGE #39 B-F, SOUTH APPRAISAL FEES INVOLVING THE FITCH AVENUE RECONSTRUCTION PROJECT AND GOLIAD ROAD IMPROVEMENTS - S. E.

MILITARY TO I. H. 410 AND APPROPRIATING FUNDS.

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AN ORDINANCE 72,019

AUTHORIZING THE APPLICATION FOR AND ACCEPTANCE OF GRANT AWARDS FROM THE TEXAS COMMISSION ON THE ARTS, TEXAS COMMITTEE ON THE HUMANITIES, MID AMERICA ARTS ALLIANCE, THE NATIONAL ENDOWMENT FOR THE ARTS, AND THE NATIONAL PERFORMANCE NETWORK; AUTHORIZING THE EXECUTION OF CONTRACTS AND ADJUSTMENTS TO THE BUDGET IN ACCORDANCE WITH FUNDING LEVELS AND PROJECT COSTS; AUTHORIZING THE EXECUTION OF CONTRACTS AND ADJUSTMENTS TO THE BUDGET IN ACCORDANCE WITH FUNDING LEVELS AND PROJECT COSTS; AND AUTHORIZING PERSONNEL COMPLEMENTS.

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AN ORDINANCE 72,020

AUTHORIZING THE ACCEPTANCE OF A GRANT OF \$202,987.00 FROM THE U. S. DEPARTMENT OF HEALTH AND HUMAN SERVICES TO CONTINUE FUNDING OF A PRE-SCHOOL IMMUNIZATION PROJECT; ESTABLISHING A FUND; ADOPTING A BUDGET; AND AUTHORIZING PERSONNEL POSITIONS.

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AN ORDINANCE 72,021

AUTHORIZING THE ACCEPTANCE OF A GRANT FROM THE TEXAS STATE LIBRARY ENTITLED INTERLIBRARY LOAN SERVICE - FEDERAL GRANT 1990-91 IN THE AMOUNT OF \$158,946.00 TO PROVIDE CONSULTING AND INTERLIBRARY LOAN SERVICES TO LIBRARIES THROUGHOUT TEXAS; AND AUTHORIZING THE EXECUTION OF ALL AMENDMENTS TO CONTRACT 428.4.

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90-34 The Clerk read the following Ordinance:

AN ORDINANCE 72,022

ACCEPTING THE LOW BID OF MORLANDT ELECTRIC COMPANY TO FURNISH THE CITY OF SAN ANTONIO WATER RESOURCES DIVISION WITH A WATER QUALITY MONITORING SYSTEM FOR

A TOTAL OF \$84,105.00.

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

In response to a question by Mr. Thompson, Mrs. Rebecca Cedillo, Director of Planning, stated that the new EPA Regulations are requiring monitoring stations be set up by 1992. The standards are stricter and there are now four monitoring areas from which the City will gain reports. Each station costs \$10 - 12,000. She also informed the Council that as more information from EPA is received, she will keep them apprised.

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

90-34 The Clerk read the following Ordinance:

AN ORDINANCE 72,023

AUTHORIZING PAYMENT OF AN ADDITIONAL \$6,196.06 TO THE CONTRACT WITH MICHAEL W. CUDE AND ASSOCIATES, INC., TO PROVIDE FOR THE FINAL DESIGN PHASE OF THE TERRELL HILLS OUTFALL PROJECT.

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

In response to Council questions, Mr. Joe Aceves, Director of Public Works, stated additional work was required which created the need for additional funding.

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

90-34 The Clerk read the following Ordinance:

AN ORDINANCE 72,024

AUTHORIZING AN ADDITIONAL \$55,259.06 FOR ENGINEERING FEES PAYABLE TO WEYMAN AND ASSOCIATES, INC. IN CONNECTION WITH THE RIP RAP #69 (PHASE II-A) PROJECT.

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

In response to a question by Mrs. Dutmer, Mr. Joe Aceves, Director of Public Works, stated that design of this District 4 project and other projects are being accomplished and funded one phase at a time based on available funds.

In response to a question by Mr. Wing, Mr. Aceves stated it would take three to four months to complete this phase.

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

90-34 The Clerk read the following Ordinance:

AN ORDINANCE 72,025

ACCEPTING THE PROPOSAL OF CIVIL ENGINEERING CONSULTANTS, INC., IN THE AMOUNT OF \$9,000.00 WITH THE W. MARTIN FROM 26TH TO GENERAL MCMULLEN PROJECT; AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES CONTRACT; PROVIDING FOR PAYMENT OF THE CONTRACT; AND PROVIDING \$4,000.00 FOR THE CONSTRUCTION CONTINGENCY.

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

Ms. Berriozabal asked if Walter P. Moore, whom the City previously contracted with, had ceased operations.

In response, Mr. Joe Aceves, Director of Public Works, stated the

City terminated the contract with Walter P. Moore after being notified that his San Antonio office would no longer be providing civil engineering services, and that the project is ready to go to bid.

It was clarified that there would be no additional money needed from tax payers.

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

90-34 The Clerk read the following Ordinance:

AN ORDINANCE 72,026

APPROVING (1) A NEW LEASE AGREEMENT WITH ALAMO PLAZA SOUTH, LTD., A TEXAS LIMITED PARTNERSHIP, AND (2) A SUBORDINATION, NONDISTURBANCE AND ATTORMENT AGREEMENT WITH THE RESOLUTION TRUST CORPORATION, RECEIVER OF GILL SAVINGS ASSOCIATION, AND (3) OTHER LEGAL INSTRUMENTS, WITH THE LEASE OF APPROXIMATELY 20,579.848 SQUARE FEET OF FLOOR SPACE AT 121 ALAMO PLAZA SOUTH, ON THE SECOND FLOOR AND BASEMENT LEVEL OF THREE BUILDINGS LOCATED ON THE LAND ON LOTS 9, 10, 11, 12 AND PART OF 12 1/2, NCB 145, AT A MONTHLY RENTAL OF \$20,168.25, INCLUDING UTILITIES, TO CONTINUE TO SERVE AS OFFICE SPACE FOR THE CITY OF SAN ANTONIO CONVENTION & VISITORS BUREAU, SUBJECT TO APPROVAL OF THE RESOLUTION TRUST CORPORATION.

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

In answer to questions by Council, City Manager Alexander Briseno stated that execution of this lease agreement with Alamo Plaza South Ltd., a Texas Limited Partnership, will save the City a little over \$6,000.00 per month.

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

90-34 The Clerk read the following Ordinance:

AN ORDINANCE 72,027

AUTHORIZING THE EXECUTION OF AGREEMENTS WITH ARTISTS INVOLVING PAYMENTS IN EXCESS OF \$3,000.00 FOR PERFORMANCES AT THE CARVER COMMUNITY CULTURAL CENTER DURING FISCAL YEAR 1990-91.

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

In answer to questions by Council, City Manager Alexander Briseno clarified that the contracts for \$187,500.00 are designated for payment from the 1990/91 General Fund and the 1990/91 Carver Community Cultural Center Contributions Fund.

The Councilmembers discussed funding and important cultural aspects.

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

90-34 The Clerk read the following Ordinance:

AN ORDINANCE 72,028

AUTHORIZING THE ACCEPTANCE OF A GRANT OF \$54,132.00 FROM THE CHILDRENS TRUST FUND OF TEXAS TO CONTINUE FUNDING OF AN ADOLESCENT PARENTING AND TEENAGE PREGNANCY PREVENTION PROJECT; ESTABLISHING A FUND; AUTHORIZING A CASH MATCH FROM THE PUBLIC HEALTH SUPPORT REVENUE FUND; ADOPTING A BUDGET; AND AUTHORIZING PERSONNEL POSITIONS.

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Ms. Vera made a motion to approve the proposed Ordinance. Mr. Martinez seconded the motion.

In response to questions by Councilmembers, Mr. Kevin Moriarty, Director of Human Resources clarified the program.

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

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

90-34 Council recessed its regular meeting at 2:37 P.M. for an Executive Session for the purpose of discussing sale of Vista Verde South Property and pending litigation Status Report on current trial of Rodriguez /vs/ City of San Antonio.

90-34 The Regular City Council session reconvened at 3:12 P.M..

90-34 The Clerk read the following Ordinance:

AN ORDINANCE 72,029

ACCEPTING THE BID OF \$378,865.55 TO PURCHASE TWO TRACTS OF LAND, BEING LOT 35 AND A PORTION OF LOT 34, BOTH LOTS NOW REPLATTED TOGETHER AS LOT 36< BLOCK 90, NEW CITY BLOCK 268, VISTA VERDE SOUTH UNIT 5B, CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS; AUTHORIZING THE EXECUTION OF TWO PURCHASE CONTRACTS, EACH STYLED "UNIMPROVED COMMERCIAL PROPERTY EARNEST MONEY CONTRACT" IN THE RESPECTIVE SALES PRICE OF \$196,873.37 AND \$181,992.18, FOR A TOTAL OF \$378,865.55, WITH GILLIS PROPERTIES, A TEXAS GENERAL PARTNERSHIP, AS BUYER, WITH CLOSING OF SAID PURCHASES CONTINGENT UPON THE DETERMINATION OF THE COSTS OF ENVIRONMENTAL REMEDIATION AND COMPLETION THEREOF; FURTHER AUTHORIZING THE EXECUTION OF TWO QUITCLAIM DEEDS, AN ASSIGNMENT OF LEASE, AND ANY OTHER DOCUMENTS NECESSARY TO EFFECTUATE SUCH PURCHASES; AND DIRECTING THE DIRECTOR OF FINANCE TO DEPOSIT THE PROCEEDS OF SALE, UPON CLOSING, INTO THE VISTA VERDE SOUTH UDAG PROJECT ACCOUNT FUND 26, PROJECT NO. 054029.

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Martinez, Thompson, Labatt, Hasslocher, Cockrell; NAYS:

None; ABSENT: Vera, Wolff.

90-34 The Clerk read the following Ordinance:

AN ORDINANCE 72,030

AUTHORIZING THE CITY MANAGER TO EXECUTE A LICENSE AGREEMENT WITH THE ALAMO GRAND PRIX ASSOCIATION, INC. FOR THE USE OF CITY STREETS TO CONDUCT A GRAND PRIX AUTOMOBILE RACE IN DOWNTOWN SAN ANTONIO ON SEPTEMBER 1-3, 1990, CONTINGENT UPON THE AGREEMENT BY THE ALAMO GRAND PRIX ASSOCIATION, INC. TO PAY OUTSTANDING AMOUNTS DUE FROM THE 1989 SAN ANTONIO GRAND PRIX IN FULL BY SEPTEMBER 30, 1990.

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Mr. Wing made a motion to approve the proposed Ordinance. Mr. Thompson seconded the motion.

In response to a question by Mrs. Dutmer, Mr. Ron Darner, Director of Parks and Recreation, stated that even though the Alamo Grand Prix Association, Inc. is behind on payments, they are still making payments and will be caught up before this event commences.

Mr. Thompson commended Mr. Darner on the conduct of the race. is conducted, the fact that it is such a positive experience, we have national TV coverage, and credibility is very high. He continued to congratulate the staff.

Ms. Berriozabal stated that the City needs a report showing dollars and cents, in order to better renegotiate.

In response to Ms. Berriozabal, Mr. John Mosty, Grand Prix Representative, stated they had met with most of the tenants in the area.

Mr. Ron Darner, Director of Parks and Recreation, stated that advertising time during the race will be aired on ESPN-TV, and that profits from Wednesday's \$25.00 charity event for the public this year will be donated to the Library.

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

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90-34 The Clerk read the following Ordinance:

AN ORDINANCE 72,031

CLOSING CERTAIN STREETS FOR THE PURPOSE OF HOLDING A GRAND PRIX AUTOMOBILE RACE AND SUSPENDING THE VEHICULAR SPEED LIMITS ON THE STREETS WHICH ARE A PART OF THE RACE CIRCUIT.

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Mrs. Dutmer made a motion to approve the proposed Ordinance. Ms. Vera seconded the motion.

Ms. Berriozabal asked for a detailed explanation on the street re-roofing changes this year due to the TriParty.

Mr. Ron Darner, Director of Parks and Recreation, stated that Convention Plaza will not be completed by the race, but will be concreted and hold a fire engine.

Councilmembers then discussed City costs for police, traffic control and fire personnel.

In response to a question by Mrs. Dutmer, Mr. Mosty discussed the issue of storage of fencing during off-season.

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

90-34 The Clerk read the following Ordinance:

AN ORDINANCE 72,032

AUTHORIZING THE ALAMO GRAND PRIX ASSOCIATION TO LEASE THE HEMISFAIR GARAGE, MARINA GARAGE, THE FEDERAL PARKING LOTS, AND THE BOWIE STREET PARKING LOT FOR USE DURING THE GRAND PRIX RACE.

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb,

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

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90-34 The Clerk read the following Ordinance:

AN ORDINANCE 72,033

AUTHORIZING THE ALAMO GRAND PRIX ASSOCIATION TO
STAGE ENTERTAINMENT ON THE GROUNDS OF HEMISFAIR PARK
IN CONJUNCTION WITH THE 1990 GRAND PRIX RACE.

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

Discussion took place on last year's Miller Party being over crowded and trying to accommodate too many people.

Mr. Ron Darner, Director of Parks and Recreation, stated the plan this year included more entrances and exits. Alamo Grand Prix will be in charge. The gate will be limited to 30,000 this year.

Ms. Berriozabal then reiterated the need for a final report.

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

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(At 3:45 P.M., City Council recessed to "B" Session to discuss the Express-News Expansion Project and Library Long Range Plans and Space Needs Analysis.)

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90-34 At 5:30 P.M. the Regular City Council Meeting reconvened.

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90-34 The Clerk read the following Ordinance:

AN ORDINANCE 72,034

AUTHORIZING THE SUBMISSION OF THE ALAMO SERVICE
DELIVERY AREA (ASDA) JOB TRAINING PARTNERSHIP ACT

(JTPA) TITLE IIA SECTION 123 PLAN FOR PROGRAM YEAR 1990, COMMENCING JULY 1, 1990 AND ENDING JUNE 30, 1991; ACCEPTING AN ALLOCATION OF \$527,352.00; AUTHORIZING THE NEGOTIATION AND EXECUTION OF CONTRACTS WITH SELECTED SERVICE PROVIDERS; AND APPROVING THE BUDGET AND PERSONNEL COMPLEMENT FOR THE DEPARTMENT OF ECONOMIC AND EMPLOYMENT DEVELOPMENT (DEED) AND THE ALAMO PRIVATE INDUSTRY COUNCIL (PIC) ADMINISTRATIVE SERVICES.

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

Mr. Belvin Steward, representative from DEED, discussed the current funding situation involving Southwest Winners.

A general discussion took place regarding funding for the Education Partnership.

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

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90-34 The Clerk read the following Ordinance:

AN ORDINANCE 72,035

APPROVING AN EXPENDITURE NOT TO EXCEED \$25,510.00 TO ALLOW THE CONVENTION AND VISITORS BUREAU TO CONDUCT A SALES/MARKETING PROMOTION FOR TEXAS-BASED STATE AND NATIONAL ASSOCIATION MEETING EXECUTIVES RESPONSIBLE FOR SELECTING SITES FOR FUTURE MEETINGS FOR THEIR ORGANIZATIONS.

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

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

90-34 The Clerk read the following Ordinance:

AN ORDINANCE 72,036

AUTHORIZING PAYMENT TO HARVEY L. HARDY IN AN AMOUNT NOT TO EXCEED \$25,000.00 FOR THE APPEAL OF LORI HENSON V. STATE OF TEXAS AND CITY OF SAN ANTONIO, CAUSE NO. 87-CI-06523.

* * * *

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

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

90-34 The Clerk read the following Ordinance:

AN ORDINANCE 72,037

AUTHORIZING PAYMENT IN THE AMOUNT OF \$27,537.12 TO R AND R UNIFORMS FOR THE PURCHASE OF PROTECTIVE BODY ARMOR FOR THE SAN ANTONIO POLICE DEPARTMENT.

* * * *

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

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

90-34 The Clerk read the following Ordinance:

AN ORDINANCE 72,038

ACCEPTING THE LOW BID OF R. L. JONES COMPANY, INC., IN THE AMOUNT OF \$276,720.00 TO PROVIDE FOR THE REPAIR OF THE WESTSIDE MAIN SANITARY SEWER PROJECT;

AUTHORIZING THE EXECUTION OF A CONSTRUCTION CONTRACT; PROVIDING FOR PAYMENT; PROVIDING \$27,672.00 FOR THE CONSTRUCTION CONTINGENCY; AND DECLARING AN EMERGENCY.

* * * *

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

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

90-34

CITIZENS TO BE HEARD

MRS. JAMES G. HUNTER

Mrs. James G. Hunter, 8880 Covell Road, expressed concern with the Covell Landfill Permit application #2093. She stated that she lives within 125 feet of the landfill.

Mr. Joe Aceves, Director of Public Works discussed the current status of the Environmental Permit, stating the hearing process begins in September or October.

Mrs. Dutmer stated she had tried to reach Mrs. Hunter and suggested she write to her representative, Dr. Bernstein, in Austin on the Solid Waste Board and request a hearing.

(At 5:55 P.M. Mayor Cockrell was obligated to leave the Council chambers and Mayor Pro Tem Yolanda Vera presided.)

City Attorney Lloyd Garza reminded Council they were asked to participate in the proceedings without being for or against.

Mr. Thompson emphasized how difficult it is for one person alone to tackle the system over a landfill no one wants, and suggested Mrs. Hunter work with others who feel as she does.

Mayor Pro Tem Vera asked that Mrs. Hunter get together with Mr. Aceves on this issue.

* * * *

TEXAS TEENAGER CRIME COMMISSION

Ms. Christi Rusch asked Council's help in obtaining a place for the Texas Teenage Crime Commission to meet.

Ms. Odessa Estrada, President of Texas Teenage Crime Commission, stated the organization has been operating without computers, and they are now going into 91 schools, which means more volunteers. At present, they are meeting in a mini storage room. The Medical County Chapter holds meetings in the Court House, and the Texas Teenage Crime Commission is asking for donation of a centrally located building with 250,000 square feet. She then suggested the County could donate 125,000 Square feet and the City could donate the other 125,000 square feet. They need help with such things as salaries, computers, auditing and finances. She stated that the Texas Teenage Crime Commission receives little or no recognition from the City.

Mayor Pro Tem Vera stated that in view of the budget reduction there are limited funds.

(Mayor Cockrell returned to the meeting and presided.

Mayor Cockrell stated that her office would like to cooperate and she will be happy to meet with them.

Mr. Kevin Moriarty, Director of Human Resources, stated this agency, along with 50 - 60 other agencies, are asking for funding, but there is none available. It was then suggested they approach AACOG.

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MR. JOHN L. DAVIS

Mr. John L. Davis, 1839 E. Pyron, spoke concerning the drainage problem in his area.

Councilmembers discussed flooding problems throughout the City.

* * * *

MR. JOSE LOPEZ

Mr. Jose Lopez, "C" Company, 20th Inf. Bn, spoke of the 278 men of "C" Company that bravely went to war. He spoke with pride of five men being here to receive the Proclamation recently.

* * * *

MR. JESSE E. WRIGHT

Mr. Jesse E. Wright, 4403 Cheseapeake Drive, spoke to Council, asking that they treat his brother fair. He stated he was beyond anger, but that his life and that of his brother were spent in pain. He then requested a time and date to meet with Mayor Cockrell.

Mayor Cockrell spoke of how Mr. Wright comes every week to make accusations against the City. She stated he had been given many options, however, he will not work with the staff.

* * * *

MR. ROBERT A. ORTEGA

Mr. Robert A. Ortega, Hotel Courier, spoke on the airport transportation issues with taxicabs, Super Van Shuttle, and Hotel Courier. He has been in business five months and doing well.

Mr. Thompson spoke of regulation and supervision of all transportation business so that one cannot appear on the scene suddenly.

City Attorney Garza spoke of the legal action between Super Van and Hotel Courier.

Mr. Wing feels Mr. Ortega should have the same opportunity as the others.

Mayor Cockrell stated that the application will go through the normal process.

90-34 The Clerk read the following Ordinance:

AN ORDINANCE 72,039

ACCEPTING THE LOW QUALIFIED BID OF TECHNOS CORPORATION IN THE AMOUNT OF \$17,400.00 TO PROVIDE THE CITY OF SAN ANTONIO WITH REGROUTING AND ALIGNMENT OF PROCESS COMPRESSOR UNITS AT THE SALADO CREEK WASTEWATER TREATMENT PLANT; AUTHORIZING THE EXECUTION OF A CONSTRUCTION CONTRACT; PROVIDING FOR PAYMENT; AND DECLARING AN EMERGENCY.

* * * *

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

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

90-34

DISCUSSION OF APPOINTMENTS
TO PLANNING COMMISSION

Mrs. Dutmer nominated Ms. Tess Giolma for one of the two current vacancies on the Planning Commission. Mr. Wolff seconded the nomination.

Mr. Hasslocher then nominated Mr. Howard Peak for the other vacancy.

Ms. Mary Lou Rodriguez, Special Services Officer, Office of the City Clerk, spoke to the current status of the Planning Commission appointments, including a breakdown of membership by sex and ethnicity, at request of Council.

Mr. Hasslocher offered a motion to appoint Ms. Giolma and Mr. Peak by acclamation. Mr. Wolff seconded the motion. The motion prevailed by the following vote: AYES: Dutmer, Martinez, Thompson, Wolff, Hasslocher, Cockrell; NAYS: None. ABSENT: Berriozabal, Webb, Wing, Vera, Labatt.

Direction was given to City staff to have an ordinance prepared for Council action at next week's meeting.

90-34

CITY MANAGER'S REPORT
PETITIONS

City Attorney Lloyd Garza provided Council members with a verbal report concerning three petitions now being circulated, and discussed each in turn.

Concerning the petition seeking to stop construction of the Applewhite Reservoir, Mr. Garza noted that there is no known case law in Texas on this matter, but in another state, case law gave latitude to the people's request seeking initiation of a certain matter once defeated as a referendum. He noted that any legal opinion is speculative, pending the actual filing of the petition involved, and noted that it appears that the Applewhite petition will require 43,656 signatures to be valid.

On the matter of the reported petition seeking to limit terms of service on City Council to two terms, Mr. Garza noted that the petition is

for a charter amendment to that effect, and would take effect, in his opinion, immediately upon certification of the necessary vote on the issue. He stated his belief that it would make all current City Council members ineligible to serve, but cited the State Constitution provision which allows incumbents to serve in office until they are formally replaced at the next municipal election, which would be in May of 1991, under the present expected timetable. He spoke in comparison of the City Charters of several Texas cities on this matter, and stated his legal opinion that the City Charter of the City of San Antonio speaks to only two positions on the City Council: Mayor and City Council member. He noted that the present Charter does not limit Council terms and expressed his opinion that the weight of the law, should such an amendment prevail, would permit Council members to serve two terms as a City Council member and two additional terms should they be elected Mayor. He noted that the petition in question needs only 20,000 signatures to be valid.

On the matter of fire and police collective bargaining, Mr. Garza stated his opinion that an affirmative vote to repeal the collective bargaining rights of firemen and policemen would not have an effect upon the present contracts held with both sides. He spoke of there having been provisions made in each contract that would allow it to remain in effect until the year 2002, regardless of the outcome of any petition election, unless a new contract is negotiated prior to that time. This petition would require only 3,946 signatures to be valid.

Mr. Garza estimated that it would require some 75-85 days to fully process any petition received and for Council to call for an election.

In response to a question by Mayor Cockrell, Mr. Garza stated that it is the opinion of his office that, should the question of limiting Council members to two terms be placed upon the regular election ballot in May, 1991, the members of the City Council and Mayor elected at that particular election would be allowed to complete that term in office, since any limitation on terms in office would have to have been in effect at the time of that election. Such elections are not considered valid until the City Council meets to canvass the vote.

In response to a question by Mr. Wolff, Mr. Garza spoke to differing interpretation of the Applewhite Reservoir petition, as to whether it really is an initiative or a referendum. If it is deemed a referendum, he noted, then the 40-day limitation applies as to the gathering of signatures for repeal of the Council-approved ordinance approving the Applewhite Reservoir. He stated his opinion that, if the petition is ruled a referendum rather than an initiative, then it can be challenged legally in the courts. He noted, however, that more research is necessary on this issue, and he estimated that he might be prepared to deliver the Council a legal opinion on this matter in seven to 10 days. He then spoke of possible actions that he felt could be taken by City Council to offset the effects of such a petition.

A discussion then took place concerning several possible scenarios in this matter, followed by a discussion of certain legal positions on these issues.

Mr. Wing stated his opinion that the petitions on the Applewhite Reservoir and Collective Bargaining have no legal standing, and addressed the costly matter of having to hold an election in January, then again the regular municipal election in May.

A discussion then took place concerning the relationship between the City Council and City Water Board.

There being no further business to come before the City Council, the meeting was adjourned at 9:00 P.M.

A P P R O V E D

Lila Cockell

M A Y O R

ATTEST

Thomas J. Rodriguez
C i t y C l e r k

August 2, 1990
alh