

REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF SAN ANTONIO, HELD IN THE COUNCIL CHAMBERS, MUNICIPAL PLAZA BUILDING, THURSDAY, FEBRUARY 4, 1999.

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99-05 The City Council convened in an informal "B" Session at 10:00 A.M., Municipal Plaza Building, "B" Room, to consider the following items(s):

- A) Boards & Commissions Work Session (Convention & Visitors Bureau Advisory Committee, Market Square Commission, Noise Abatement Advisory Committee, South Fort Sam Houston Development Advisory Board) - all nominees' names were moved to "A" Session of February 11, 1999 for formal consideration.**
- B) Presentation of Review and Validation of Aviation Benchmark by Infrastructure management Group, Inc. - the presentation will continue at the "B" Session of the February 25, 1999 City Council meeting.**

The Council members present were: Flores, Salas, Guerrero, Prado, Vásquez, Menéndez, Garza, Bannwolf, Webster and Peak. **ABSENT:** Marbut.

The "B" Session adjourned at 12:30 p.m.

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99-05 The regular meeting was called to order at 1:00 P.M. by the Presiding Officer, Mayor Howard W. Peak, with the following members present: Flores, Salas, Guerrero, Prado, Vásquez, Menéndez, Garza, Marbut, Bannwolf, Webster and Peak. **ABSENT:** None.

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99-05 Invocation - Rev. Daniel J. Mueller, Shepherd of the Hills Lutheran Church.

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99-05 Pledge of Allegiance to the flag of the United States.

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99-05 Minutes of the Regular City Council Meeting for October 22, 1998 were approved.

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CEREMONIAL ITEMS

SUNSHINE COTTAGE STUDENTS

Mayor Peak recognized a group of students from The Sunshine Cottage School for Deaf Children, present in the audience. He noted that the group appeared at the 9:30 A.M. ceremonial event this morning and he had asked them to come back to City Council meeting this afternoon to personally observe government in action.

The student group led the City Council in the Pledge of Allegiance.

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NEW ASSISTANT TO THE CITY MANAGER

Mr. Alexander E. Briseno, City Manager, introduced Mr. George Pedraza to the City Council and announced that Mr. Pedraza was recently named the new Assistant to the City Manager for community revitalization. He spoke to Mr. Pedraza's background and noted that his hiring was the result of a recommendation of the Community Revitalization Action Group process.

Mr. Pedraza spoke to his new responsibilities with the City.

Mayor Peak and other members of City Council welcomed Mr. Pedraza, and noted that he had interrupted his banking career in order to accept the position with the City, which is a vital part of the foundation for revitalizing San Antonio.

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LAGO VISTA VILLAGE

On a Point of Personal Privilege, Mr. Prado introduced Mr. Rod Radle, developer of the new Lago Vista Village Apartments.

Mr. Radle spoke to details of the project and invited Mayor and City Council members to take part in the official ribbon cutting ceremony for the project next week.

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CONSENT AGENDA-CITIZEN COMMENTS

Mr. Faris Hodge, Jr., 140 Dora, spoke to several Consent Agenda items, including Item 21, settlement of a lawsuit filed against the City as the result of a fatal automobile accident.

Ms. Maria Dominguez addressed her concern for the lack of security in areas of affordable housing, and the qualifications for such housing.

Mr. Jack Finger, P.O. Box 12048, spoke to the auto accident lawsuit settlement, and noted that the City had knowledge of a structural defect in the roadway and did not repair it in a timely fashion, although he felt the driver of the vehicle was at fault.

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CONSENT AGENDA

Mr. Webster made a motion to approve Agenda Items 6 through 26c, constituting the Consent Agenda, with Agenda Items 20 and 22 having earlier been removed from consideration by the City Manager, and Agenda Item 13 having been pulled for individual consideration. Mr. Bannwolf seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinances, prevailed by the following vote: **AYES:** Salas, Guerrero, Prado, Garza, Marbut, Bannwolf, Webster, Peak. **NAYS:** None. **ABSENT:** Flores, Vásquez, Menéndez.

AN ORDINANCE 89200

ACCEPTING THE LOW BID FROM SOUTHWEST PUBLIC SAFETY TO PROVIDE THE CITY OF SAN ANTONIO POLICE DEPARTMENT WITH POLICE PATROL VEHICLE PUSH BUMPERS, WARNING LIGHTS AND EQUIPMENT CONSOLES FOR A TOTAL OF \$31,166.80.

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AN ORDINANCE 89201

ACCEPTING THE LOW BID FROM ACCUTRONICS, INC., TO PROVIDE THE CITY OF SAN ANTONIO PUBLIC WORKS DEPARTMENT WITH AUTOMATED PARKING CONTROL HARDWARE FOR A TOTAL OF \$26,165.00.

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AN ORDINANCE 89202

SELECTING ALAMO ARCHITECTS, INC TO PROVIDE PROFESSIONAL ARCHITECTURAL SERVICES IN CONNECTION WITH THE RECORDS MANAGEMENT FACILITY PROJECT; AUTHORIZING THE NEGOTIATION OF A PROFESSIONAL SERVICES CONTRACT FOR AN AMOUNT NOT TO EXCEED \$53,553.00.; AUTHORIZING \$5,117.00 FOR ARCHITECTURAL CONTINGENCY EXPENSES; AUTHORIZING \$16,950.00 FOR ADDITIONAL SERVICES; AUTHORIZING \$800.00 FOR ADVERTISING EXPENSES; APPROPRIATING FUNDS; AND PROVING FOR PAYMENT.

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AN ORDINANCE 89203

DECLARING AS SURPLUS AND CONVEYING CITY OF SAN ANTONIO PROPERTY TO THE SAN ANTONIO HOUSING TRUST INVESTMENT CORPORATION FOR DEVELOPMENT OF AFFORDABLE HOUSING AT THE NORTHWEST INTERSECTION OF GUADALUPE AND SOUTH RICHTER STREETS.

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AN ORDINANCE 89204

DECLARING AS SURPLUS AND SELLING 9,300 SQUARE FEET OF CITY PROPERTY TO THE EDGEWOOD INDEPENDENT SCHOOL DISTRICT FOR A TOTAL AMOUNT OF \$6,510.00 FOR PARKING PURPOSES TO HELP FACILITATE SCHOOL BUS LOADING AND UNLOADING.

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AN ORDINANCE 89205

APPROVING THE TERMS AND CONDITIONS, AND AUTHORIZING THE EXECUTION, OF A SEVEN (7) YEAR INTERLOCAL AGREEMENT, INCLUDING TWO (2), FIVE-YEAR RENEWAL OPTIONS, WHICH ALLOWS VIA METROPOLITAN TRANSIT (VIA) TO USE THE CITY'S TELECOMMUNICATIONS TOWER LOCATED WITHIN SOUTHSIDE LIONS PARK FOR THE INSTALLATION OF AN ANTENNA, AND RELATED APPURTENANCES, IN ORDER TO ENHANCE VIA'S AUTOMATED VEHICLE LOCATION SYSTEM; FOR A TOTAL CONSIDERATION OF \$91,300.00 FOR THE PRIMARY TERM, WHICH IS CONSISTENT WITH THE CITY'S STANDARD TOWER LEASE RATE SCHEDULE.

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AN ORDINANCE 89206

AUTHORIZING THE CITY OF SAN ANTONIO'S ACCEPTANCE OF A TITLE TO A PARCEL OF LAND FROM MARTIN WEISS AND MARGARET WEISS, A TEXAS GENERAL PARTNERSHIP, SUCH LAND CONSISTING OF A 0.416 ACRE TRACT OF LAND OUT OF THE ALEXANDER SURVEY NO. 140, ABSTRACT 29, NEW CITY BLOCK 11635, CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS, DONATED IN CONNECTION WITH THE CAMINO REAL STREET EXTENSION COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT.

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AN ORDINANCE 89207

AUTHORIZING PAYMENT IN THE AMOUNT OF \$27,500.00 FOR ANNUAL MEMBERSHIP DUES FOR THE CITY OF SAN ANTONIO IN PUBLIC TECHNOLOGY, INC. (PTI) FOR THE PERIOD OF DECEMBER 1998 THROUGH NOVEMBER 1999.

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AN ORDINANCE 89208

AUTHORIZING THE EXECUTION OF A SECOND AMENDMENT TO THE RYAN WHITE TITLE II SUBGRANT AGREEMENT WITH THE UNIVERSITY HEALTH SYSTEM FFACTS CLINIC; APPROVING PAYMENTS FOR SAID AMENDMENT; AUTHORIZING PAYMENTS FOR EXPENDITURE BY THE REGION 8 HIV/AIDS CONSORTIUM; AND REVISING THE BUDGET OF THE RYAN WHITE TITLE II PROJECT OF THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT. (AMENDS ORDINANCE NO. 88004 OF JUNE 25, 1998)

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AN ORDINANCE 89209

AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH PARENT/CHILD INCORPORATED (PCI) ALLOWING THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT (SAMHD) TO PROVIDE PHYSICAL AND DENTAL EXAMINATIONS REIMBURSABLE ON A FEE-FOR-SERVICE BASIS FOR THE PERIOD FEBRUARY 1, 1999 TO JANUARY 31, 2000; ESTABLISHING A FUND; ADOPTING A BUDGET; APPROVING A PERSONNEL COMPLEMENT; AND AUTHORIZING CONTRACTUAL SERVICES.

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AN ORDINANCE 89210

AMENDING ORDINANCE NUMBER 88586 PASSED ON OCTOBER 1, 1998 WHICH ACCEPTED \$1,516,355.00 FROM THE TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS (TDHCA) THROUGH THE COMMUNITY SERVICES BLOCK GRANT (CSBG), TO REFLECT THE ACTUAL AWARD AMOUNT OF \$1,537,581.00; EXTENDING SAID CONTRACT TO DECEMBER 31, 1999; AND AMENDING THE FY 99 CSBG BUDGET AND PERSONNEL COMPLEMENT.

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AN ORDINANCE 89211

AUTHORIZING THE AMENDMENT OF THE ACCEPTANCE AND EXECUTION OF A THREE (3) YEAR GRANT IN THE AMOUNT OF \$5,218,908.00 FROM THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) UNDER THE 1997 SUPPORTIVE HOUSING PROGRAM, PASSED AND APPROVED BY ORDINANCE NO. 88191 ON JULY 30, 1998, BY AMENDING THE ACCEPTANCE AND EXECUTION OF DELEGATE AGENCY CONTRACT TO INCLUDE THE HOUSE OF HOPE IN THE AMOUNT OF \$8,583.00; AND TO AMEND THE PROGRAM BUDGET.

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AN ORDINANCE 89212

APPROVING THE CONTRACT WITH, AND ADMINISTRATIVE BUDGET OF, THE SAN ANTONIO HOUSING TRUST FOUNDATION, INC. IN THE AMOUNT OF \$235,252.00 FOR THE STAFFING AND ADMINISTRATION OF THE CITY OF SAN ANTONIO HOUSING TRUST FOR THE FISCAL YEAR 1998-99; AUTHORIZING THE EXECUTION OF SAID CONTRACT; AND RATIFYING PAYMENT TO THE SAN ANTONIO HOUSING TRUST FOUNDATION, INC. IN THE AMOUNT OF \$19,455.87 FOR SAN ANTONIO HOUSING TRUST STAFFING AND ADMINISTRATIVE COSTS FOR THE MONTHLY PERIOD ENDING OCTOBER 31, 1998.

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AN ORDINANCE 89213

AUTHORIZING THE CITY MANAGER AND THE CITY ATTORNEY TO COMPROMISE AND SETTLE CAUSE NO. 95-CI-16065, IN THE 73RD JUDICIAL DISTRICT COURT, STYLED JOEL RUTSTEIN AND BARBARA RUTSTEIN, INDIVIDUALLY AND AS PERSONAL REPRESENTATIVES OF THE ESTATE OF ERICA RUTSTEIN, DECEASED; AND MATHEWS AND CAROLE BENZAQUEN, INDIVIDUALLY AND AS NEXT FRIEND OF BENJAMIN BENZAQUEN III, A MINOR CHILD VS. CITY OF SAN ANTONIO, FOR A TOTAL AMOUNT OF \$130,000.00.

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AN ORDINANCE 89214

APPROVING A PARADE PERMIT IN CONNECTION WITH THE 8TH ANNUAL COURTHOUSE TO JAIL HOUSE RUN, SPONSORED BY THE SAN ANTONIO BAR FOUNDATION BEGINNING AT 7:00 A.M. UNTIL 10:30 A.M., SATURDAY, MAY 8, 1999, AND AUTHORIZING THE TEMPORARY CLOSURE OF FOLLOWING STREETS FOR SAID EVENT: BEGINNING AT MAIN STREET BETWEEN DURANGO AND ARSENAL, MAIN TO GUENTHER, GUENTHER FROM MAIN TO MADISON, MADISON FROM GUENTHER TO TURNER, TURNER FROM MADISON TO ALAMO, ALAMO FROM TURNER TO DURANGO, DURANGO FROM ALAMO TO 37 NORTHBOUND FRONTAGE ROAD, 37 NORTHBOUND FRONTAGE ROAD FROM DURANGO TO COMMERCE, COMMERCE FROM 37 NORTHBOUND FRONTAGE ROAD TO HOEFGEN, HOEFGEN FROM COMMERCE TO CENTER, CENTER FROM HOEFGEN TO CHESTNUT, CHESTNUT FROM CENTER TO HOUSTON, HOUSTON FROM CHESTNUT TO THIRD, THIRD FROM HOUSTON TO MARTIN, MARTIN FROM THIRD TO FLORES, FLORES FROM MARTIN TO NUEVA, NUEVA FROM FLORES TO ALAMO, ALAMO FROM NUEVA TO TURNER, TURNER FROM ALAMO TO MADISON, MADISON FROM TURNER TO GUENTHER, GUENTHER FROM MADISON TO END AT 656 S. MAIN.

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AN ORDINANCE 89215

APPROVING A PARADE PERMIT FOR THE UNIVERSITY OF THE INCARNATE WORD RUN FOR BRAINPOWER, SPONSORED BY THE UNIVERSITY OF THE INCARNATE WORD BEGINNING AT 7:00 A.M. UNTIL 12:30 P.M., SATURDAY, MARCH 20, 1999, AND AUTHORIZING THE TEMPORARY CLOSURE OF THE FOLLOWING STREETS FOR SAID EVENT: 10 K EVENT BEGINNING AT WHIT AND PADRE, WHITE TO MISSION PARKWAY, MISSION PARKWAY FROM WHITE TO MISSION, MISSION FROM MISSION PARKWAY TO FELISA STREET TURN BACK FROM FELISA TO MISSION, MISSION FROM FELISA TO MISSION PARKWAY, MISSION PARKWAY FROM MISSION TO WHITE, WHITE FROM MISSION PARKWAY TO PADRE, PADRE FROM WHITE TO ½ MILE PAST NAPIER, TURN AROUND AND BACK TO MISSION COUNTY PARK. 5K EVENT BEGINNING ON PADRE SOUTH OF PARK ENTRANCE TO S.E. MILITARY DRIVE, TURN AROUND AFTER PASSING BRIDGE, S. E. MILITARY DRIVE TO

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PADRE, PADRE FROM S. E. MILITARY DRIVE TO MISSION COUNTY PARK ENTRANCE.

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AN ORDINANCE 89216

APPROVING A PARADE PERMIT IN CONNECTION WITH THE WESTRIDGE PARK FIRST BAPTIST CHURCH WALK-A-THON BEGINNING AT 7:45 A.M. UNTIL 10:00 A.M., SATURDAY, FEBRUARY 27, 1999, SPONSORED BY WESTRIDGE PARK FIRST BAPTIST CHURCH AND AUTHORIZING THE TEMPORARY CLOSURE OF CERTAIN STREETS;ASSEMBLING AT INGRAM AND RICHLAND HILLS, INGRAM TO MIDHURST, MIDHURST FROM INGRAM TO RICHLAND HILLS, RICHLAND HILLS FROM MIDHURST TO EDENBRIDGE (1ST CUL-DE-SAC), EAST ON EDENBRIDGE FROM RICHLAND HILLS TO DEAD END, WEST FROM EAST EDENBRIDGE DEAD END TO WEST EDENBRIDGE DEAD END, EAST ON EDENBRIDGE TO RICHLAND HILLS, RICHLAND HILLS FROM EDENBRIDGE TO END AT RICHLAND HILLS AND INGRAM.

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AN ORDINANCE 89217

REAPPOINTING JOHN LAFFOON (DISTRICT 10) TO THE HISTORIC AND DESIGN REVIEW COMMISSION FOR A TERM OF OFFICE TO EXPIRE ON OCTOBER 30, 2000.

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AN ORDINANCE 89218

APPOINTING DR. EARL S. DODERER (DISTRICT 10) TO THE MECHANICAL BOARD OF APPEALS FOR A TERM OF OFFICE TO EXPIRE ON MARCH 20, 2000.

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AN ORDINANCE 89219

APPOINTING LEOPOLDO (LEO) DEVORA (DISTRICT 4) TO THE SMALL BUSINESS ECONOMIC DEVELOPMENT ADVOCACY ADVISORY COMMITTEE FOR A TERM OF OFFICE TO EXPIRE ON NOVEMBER 20, 2000.

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99-05 The Clerk read the following Ordinance:

AN ORDINANCE 89220

AUTHORIZING THE EXPENDITURE OF THE SUM OF \$12,035.00 PAYABLE TO STEWART TITLE AGENCY OF SAN ANTONIO AS ESCROW AGENT FOR ALLISON PEERY DUBOSE, MEREDITH ANNE DUBOSE GILLILAND AND SIDNEY PAUL DUBOSE, JR. FOR FEE SIMPLE TITLE TO ONE PARCEL IN CONNECTION WITH THE HIGGINS ROAD - NACOGDOCHES TO STAHL ROAD PROJECT; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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Mr. Salas made a motion to approve the proposed Ordinance. Mr. Bannwolf seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Salas, Guerrero, Prado, Garza, Marbut, Bannwolf, Webster, Peak; **NAYS:** None; **ABSTAIN:** Menéndez; **ABSENT:** Flores, Vásquez.

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99-05 ITEMS FOR INDIVIDUAL CONSIDERATION-CITIZEN COMMENTS

Mr. Faris Hodge, Jr., 140 Dora, spoke to his desire for more advertising of election polling places, and of the need to provide transportation of senior citizens to the polls. He addressed other items on the Individual Consideration agenda and highlighted the ordinance approving further buyouts of flooded properties by the City, congratulating the City for its rapid action in this matter.

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Mr. Jack Finger, P.O. Box 12048, asked Council members to abstain from voting on items for firms whose representatives have contributed to a Council member's political campaign.

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99-05 The Clerk read the following Ordinance:

AN ORDINANCE 89221

APPROVING A CONTRACT FOR ELECTION SERVICES WITH BEXAR COUNTY THROUGH THE BEXAR COUNTY CLERK, SETTING FORTH THE DUTIES AND RESPONSIBILITIES OF BEXAR COUNTY THROUGH THE BEXAR COUNTY CLERK IN CONNECTION WITH THE MAY 1, 1999 REGULAR AND BOND ELECTION AND IF NECESSARY A RUN-OFF ELECTION; AND AUTHORIZING PAYMENT FOR THESE SERVICES.

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Mr. Prado made a motion to approve the proposed Ordinance. Ms. Guerrero seconded the motion.

City Clerk Norma S. Rodriguez explained the proposed contract with Bexar County for the conduct of the May 1, 1999 Regular and Bond Election.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Salas, Guerrero, Prado, Vásquez, Garza, Marbut, Bannwolf, Peak; **NAYS:** None; **ABSENT:** Flores, Menéndez, Webster.

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99-05 The Clerk read the following Ordinance:

AN ORDINANCE 89222

AUTHORIZING THE CITY MANAGER TO EXECUTE A DELEGATE AGENCY CONTRACT WITH THE SAN ANTONIO NEIGHBORHOOD RESOURCE CENTER/NEIGHBORHOOD ASSISTANCE CORPORATION (NRC) TO PROVIDE NEIGHBORHOOD SERVICES FOR THE FISCAL YEAR OF 1998-99 FOR A TOTAL SUM OF \$21,500.00 AS PART OF THE PLANNING DEPARTMENT'S COMMUNITY BUILDING AND NEIGHBORHOOD PLANNING PROGRAM.

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Mr. Salas made a motion to approve the proposed Ordinance. Ms. Guerrero seconded the motion.

Mr. Emil Moncivais, Director of Planning, explained the contract.

Mayor Peak spoke to the benefits, both to the City and its citizens.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Salas, Guerrero, Prado, Vásquez, Garza, Marbut, Bannwolf, Webster, Peak; **NAYS:** None; **ABSENT:** Flores, Menéndez.

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99-05 The Clerk read the following Ordinance:

AN ORDINANCE 89223

AUTHORIZING ACQUISITION OF FEE SIMPLE TITLE TO EIGHT (8) PARCELS OF LAND FOR THE SUM OF \$376,650.00 PAYABLE TO TICOR TITLE AGENCY OF SAN ANTONIO AS ESCROW AGENT FOR LEON ROBERTS AND WIFE, QUINCY MAE ROBERTS (\$60,500.00); ALEXANDER M. RUSS, DAVID GALVAN AND WIFE, LISA GALVAN (\$34,500.00); WILLIAM RICHARDSON, JR. AND WILLIAM RICHARDSON, III (\$40,000.00) RANON ALEXANDER WIFE, JANICE ALEXANDER (\$51,650.00); LAURA ANN DANIEL (\$47,000.00); CURTIS B. COLLINS, LINDA LUREREAL COLLINS, BEVERLY ETHEL THOMAS WILLIAMS AND RUBY JEWEL COLLINS (\$55,000.00); RONALD J. RICHARDSON AND WIFE, DEBRA K. RICHARDSON (\$45,000.00) AND RAFAELA WILLIAMS (\$42,900.00), ALL IN CONNECTION WITH THE WHEATLEY HEIGHTS FLOOD AREA PROJECT.

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Mr. Salas made a motion to approve the proposed Ordinance. Mr. seconded the motion.

Mr. John German, Director of Public Works, narrated a video presentation of the proposed buyouts in the Wheatley Heights flood area, a copy of which presentation is made a part of the papers of this meeting. He addressed planning efforts and relocation services offered to citizens of this area, and estimated the buyout total to reach some \$3.5 million.

Ms. Frances Gonzalez, Director of Neighborhood Action Department, provided a progress report on flood area rebuilding and relocation efforts, and stated that the City

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will be hosting a meeting with the families concerned in two weeks to discuss their options.

Mayor Peak stated that he is proud of the rapid buyout response and the City's secondary relocation efforts.

Mr. German spoke to a timeline for possible actions by the Federal Emergency Management Agency (FEMA).

In response to a question by Mr. Webster, Mr. German addressed an update on the timeline relative to actions in the Briarglen area, and noted that a group of property owners in the Briarglen area have retained an attorney to represent them in claims filed with the City. He then spoke to property appraisal actions to date in the area.

In response to a question by Mr. Salas, Ms. Gonzalez discussed possible meeting dates with property owners in the Wheatley Heights area.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Salas, Guerrero, Prado, Menéndez, Marbut, Bannwolf, Webster, Peak; **NAYS:** None; **ABSENT:** Flores, Vásquez, Garza.

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99-05 PUBLIC HEARING AND CONSIDERATION OF AN ALCOHOLIC BEVERAGE LICENSE REQUEST OF ELIZABETH A. WONG, D/B/A ROSARIO'S CAFÉ & CANTINA.

Mayor Peak declared the Public Hearing to be open.

Mr. Gene Camargo, Director of Building Inspections, explained the circumstances surrounding the expiration of the liquor license for the concerned property and addressed the question of the exact distance requirement between the subject property and the nearby Bonham Elementary School. He stated that City staff recommends approval of the request for a variance.

Mr. Faris Hodge, Jr., 140 Dora, spoke to the distance requirements in this matter.

Mr. Jim Johnson, representing the King William Association, spoke in support for the request for a variance, noting that the proponent has been a good neighbor. He noted that the business aspect of the building will be separated from the school property, and also requested that flashing school-zone lights be provided in the area.

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Ms. Christine Vina, representing the Southtown Main Street Program, also spoke in support for the request.

There being no further citizens signed to speak to this matter, Mayor Peak declared the Public Hearing to be closed.

The Clerk read the following Ordinance:

AN ORDINANCE 89224

RESOLVING A REQUEST FOR VARIANCE TO SECTION 4-6 OF THE CITY CODE TO ALLOW THE SALE OF ALCOHOLIC BEVERAGES AT 910 S. ALAMO, PURSUANT TO THE REQUEST OF ELIZABETH A. WONG, D/B/A ROSARIO'S CAFÉ & CANTINA.

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In response to a question by Mayor Peak, Mr. Camargo stated that his staff has been in discussion with Bonham Elementary School officials on ways to screen the restaurant operation parking area from the school property.

Mr. Flores made a motion for approval to grant the variance. Ms. Guerrero seconded the motion.

Mr. Flores stated that the proponent has restored the property, and further noted that the City already has scheduled installation of school-zone flashing lights in the area, to be erected in May. He also spoke in support for the variance request.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Guerrero, Prado, Vásquez, Menéndez, Garza, Bannwolf, Webster, Peak; **NAYS:** Marbut; **ABSENT:** Salas.

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THE RENOVATIONS TO FIRE STATION NO. 13 PROJECT, LOCATED AT 3203 S. PRESA STREET.(AMENDS ORDINANCE NO. 81096 DATED MAY 16, 1996.)

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Mr. Vásquez made a motion to approve the proposed Ordinance. Mr. Prado seconded the motion.

Mr. John German, Director of Public Works, narrated a video presentation on the renovation project at the fire station, a copy of which presentation is made a part of the papers of this meeting.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Salas, Guerrero, Prado, Vásquez, Menéndez, Garza, Marbut, Bannwolf, Webster, Peak; **NAYS:** None; **ABSENT:** Flores.

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99-05 The Clerk read the following Ordinance:

AN ORDINANCE 89227

SELECTING BENDER WELLS CLARK DESIGN (SMB) TO PROVIDE PROFESSIONAL SERVICES IN CONNECTION WITH DISTRICT 5 PARK IMPROVEMENTS PROJECT WHICH INCLUDES THE FOLLOWING PARKS: ROOSEVELT PARK, MARTINEZ PARK AND VIDAURRI PARK; AUTHORIZING THE NEGOTIATION AND EXECUTION OF A CONTRACT IN AN AMOUNT NOT TO EXCEED \$28,675.00 FOR THE PROFESSIONAL SERVICES; TRANSFERRING FUNDS AND ESTABLISHING THE PROJECT'S BUDGET; ESTABLISHING A \$7,000.00 CONTINGENCY; AUTHORIZING \$2,000.00 FOR PROJECT RELATED BID ADVERTISING EXPENSES; AND PROVIDING FOR PAYMENT.

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Mr. Vásquez made a motion to approve the proposed Ordinance. Mr. Prado seconded the motion.

Mr. Malcolm Matthews, Director of Parks & Recreation, noted that the proposed improvements to Roosevelt, Martinez, and Vidaurri Parks represents work funded under the 1994 Parks Bonds, and he spoke to other parks improvements to come soon. He noted that City staff is compiling like parks projects in the same area with a single contractor to take advantage of the savings in both time and money.

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Mayor Peak spoke in support for the concept.

In response to a question by Mr. Prado, Mr. Matthews spoke to other parks work coming before City Council in the next few weeks.

Mr. Dale Bransford, Parks & Recreation Department, addressed District 4 parks projects and the timelines for their construction.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Salas, Guerrero, Prado, Vásquez, Garza, Marbut, Bannwolf, Webster, Peak; **NAYS:** None; **ABSENT:** Flores, Menéndez.

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99-05 The Clerk read the following Ordinance:

AN ORDINANCE 89228

AMENDING ORDINANCE NO. 86235, PASSED ON JULY 3, 1997, BY ADDING THE APPOINTMENT OF COUNCILMAN JOSE MENÉNDEZ TO THE INTERNATIONAL RELATIONS COMMITTEE; AS REQUESTED BY MAYOR HOWARD W. PEAK.

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Salas, Prado, Vásquez, Menéndez, Garza, Marbut, Bannwolf, Webster, Peak; **NAYS:** None; **ABSENT:** Flores, Guerrero.

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99-05 The Clerk read the following Ordinance:

AN ORDINANCE 89229

AUTHORIZING THE REIMBURSEMENT FROM THE MAYOR'S ADMINISTRATIVE ASSISTANT FUND IN THE TOTAL AMOUNT OF \$5,700.00 FOR A CLERICAL SERVICES CONTRACT WITH THE STAFF PROFESSIONALS, INC. BEGINNING FEBRUARY 1, 1999 TO MAY 31, 1999 AT A COST OF \$1,425.00

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PER MONTH FOR FOUR (4) MONTHS; AS REQUESTED BY MAYOR HOWARD W. PEAK.

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Mr. Bannwolf 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:** Salas, Prado, Vásquez, Menéndez, Garza, Marbut, Bannwolf, Webster, Peak; **NAYS:** None; **ABSENT:** Flores, Guerrero.

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99-05 **PRIORITIZATION OF 1999 BOND PROJECTS**

Mayor Peak stated that, with Council consent, he would ask staff that scheduling of a prioritization session on 1999 bond projects be set for February 25, 1999, inasmuch as two Council members will be out of the country next Thursday, and another Council member is scheduled to be absent from the following Thursday's Council meeting.

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99-05 **CITIZENS TO BE HEARD**

MR. FARIS HODGE, JR.

Mr. Faris Hodge, Jr., 140 Dora, spoke to several concerns with San Antonio Water System, including their offer of an \$18 annual insurance policy to cover approach-main breaks under City streets. He addressed the matter of taxicab permits and their sale from one permit-holder to another.

Mayor Peak stated that additional publicity is forthcoming on the \$18 per year charge offered by SAWS to cover property owners' costs to repair water main breaks under City streets, leading to their meters. He expressed his belief that a better explanation of the proposal would alleviate the questions being raised about it.

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MR. JACK FINGER

Mr. Jack Finger, P.O. Box 12048, spoke against spending public funds for private interests, such as expenditures from some Council district funds, and expressed his belief that all taxpayers are being forced to pay for private causes.

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MR. JAIME MARTINEZ

Mr. Jaime Martinez, representing the Cesar Chavez recognition group, thanked the Council for its support for a Cesar Chavez march again this year, and requested additional donations from Council district funds.

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99-05 **EXECUTIVE SESSION**

City Council recessed its regular session at 3:08 P.M. in order to convene in Executive Session for the purpose of Attorney/Client Consultation regarding terms and conditions of a proposed Exhibition Game at the Wolff Baseball Stadium. The Executive Session was adjourned and the City Council reconvened in regular session at 3:30 P.M., at which time with Mayor Pro Tem Mario Salas presiding.

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99-05 **CITIZENS TO BE HEARD (CONTINUED)**

DOROTHY GELDING

Ms. Dorothy Gelding, 6898 Gen Rd., Marion TX, spoke to the Council requesting approval of the refunding of her application fee.

Mayor Pro Tem Salas asked Ms. Gelding to submit her request in writing to the City Clerk as a claim.

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MR. NAZARITE RUBEN FLORES PEREZ

Mr. Nazarite Ruben Flores Perez, 6727 Hearne, spoke to the Council regarding a recent fatal shooting incident, and urged better medical equipment for Emergency medical Services technicians. He also spoke of his concern with the new proposed annual insurance charge by San Antonio Water System concerning broken approach mains under City streets.

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MR. CLIFTON MCGARRITY

Mr. Clifton McGarrity, 2929 Rigsby, stated that he and his family are flood victims of the October flooding and cannot seem to obtain relief from the Red Cross. He also stated that he has not received sufficient funds from the Federal Emergency Management Agency (FEMA). He complained about not being allowed to drop off passengers in the City Hall parking lot earlier today, and also complained of the high cost of groceries and utility bills.

Mayor Pro Tem Salas asked Mr. McGarrity to contact his office tomorrow, and he will be glad to work with him.

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MR. KYLE HENDRICKS

Mr. Kyle Hendricks, 9723 Villamain Road, asked the Council to consider his request for flood assistance, since his home in the Berg's Mill area has flooded several times and is not suitable for reconstruction.

Mr. Travis Bishop, Assistant to the City Manager, asked Mr. Hendricks to meet with Mr. John German, Director of Public Works, who is on his way to the Council meeting from his upstairs office, to address his concerns.

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99-05 There being no further business to come before the Council, the meeting was adjourned at 5:20 P.M.

A P P R O V E D



HOWARD W. PEAK
M A Y O R

Attest:



NORMA S. RODRIGUEZ, CMC/AAE
City Clerk