

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO, HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY, DECEMBER 19, 1991.

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The meeting was called to order by the Presiding Officer, Mayor Nelson W. Wolff, with the following members present: PEREZ, PIERCE, BILLA BURKE, WING, MARTINEZ, THOMPSON, VERA, THORNTON, LABATT, LARSON, WOLFF. Absent: NONE.

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91-55 Invocation - Mr. Labatt delivered the Invocation in absence of the scheduled minister.

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91-55 Pledge of Allegiance to the flag of the United States.

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91-55 Minutes of October 17, 1991 and November 14, 1991 Regular City Council Meetings were approved.

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91-55 The Clerk read the following Ordinance:

AN ORDINANCE 74,976

AUTHORIZING THE EXECUTION OF SAN ANTONIO BEXAR COUNTY URBAN TRANSPORTATION STUDY CONTINUING PHASE AGREEMENT; PROVIDING FOR THE MEMBERSHIP AND THE PROVISIONS GOVERNING THE DUTIES AND RESPONSIBILITIES OF THE STEERING COMMITTEE; FORMALIZING THE STEERING COMMITTEE AS A POLICY COMMITTEE; CHANGING MEMBERSHIP FOR THE CITY OF SAN ANTONIO, VIA METROPOLITAN TRANSIT AUTHORITY, AND THE TEXAS DEPARTMENT OF TRANSPORTATION; AND ALLOWING FOR A REVIEW OF THE AGREEMENT EVERY FIVE YEARS AT THE REQUEST OF A SIGNATORY PARTY; AND DECLARING PREVIOUS AGREEMENTS NULL AND VOID.

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

Ms. Rebecca Q. Cedillo, Director of Planning, briefly explained the proposed ordinance, noting that it would diminish the City of San Antonio's representation on the Steering Committee from seven representatives to five; yet the City would still have the largest single representation of any entity on the 15-member Committee.

Mr. Labatt explained the rationale for seeking the decrease in Committee membership for the City of San Antonio, in order to allow both VIA Metropolitan Transit and the Texas Department of Transportation to increase their respective memberships to two representatives.

Ms. Vera voiced her concern for reducing the City's representation.

Mr. Labatt stated that the Steering Committee has had problems getting a quorum of members present for meetings in the past, and discussed the procedure required, should the Council reject this recommendation and thus force renegotiation of Committee representation.

A discussion took place concerning the possibility of retaining the seven-person representation of the City of San Antonio, and filling two positions with members of City staff, instead of City Council members.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Wing, Martinez, Thompson, Vera, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: None.

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91-55 The Clerk read a proposed Ordinance amending Ordinance No. 58134, passed on January 12, 1984, revising the eleven (11) voting member composition of the Transportation Advisory Board to consist of 4 members - consumers, 1 member - VIA, 1 members - taxicab industry, 1 member - tour, charter or shuttle, 1 member - horse carriage, limousine or livery, 3 member Hotel - Motel Association, 3 member - Advisory Committee, 3 member - Convention Visitors Bureau Advisory Committee and 3 member - Chamber of Commerce.

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

Mr. Dale Jacobs, San Antonio Police Department, explained the rationale for making the Transportation Advisory Board three-dimensional by reorganizing the Board slots. He stated his belief that opposition to this proposal will come from the ranks of those entities being regulated.

Mr. Robert Gonzales, representing San Antonio Cabdrivers Association, stated his belief that the TAB was established in 1984 at the request of the taxicab industry, the largest group affected by actions of the TAB. He asked for proportional representation, not a cut from three positions to one position.

Mr. Thomas Morgan, representing Bexar County Cabdrivers Association, stated his contention that the "hotel/motel industry" representation on the TAB should come from "consumer" representatives, and spoke in objection to the proposed lowering of cabdrivers' representation on the board. He stated his belief that cabdrivers should be represented, not only the taxicab permit-holders. He then addressed his own recommendations for membership of the TAB.

Mr. David Pellechia, 11245 Sir Winston, spoke in differentiation between cab drivers and taxicab permit-holders, speaking in favor of having driver representation in the TAB.

Mr. Martinez stated his belief that taxicab drivers need fair representation on the TAB, since 80 per cent of the TAB's business deals with cabdrivers.

Mr. Martinez made an amended motion to revise the 11-member voting membership composition of the Transportation Advisory Board to include three (3) members - consumers; one (1) member - VIA; two (2) members - taxicab industry; one (1) member - tour, charter, or shuttle; one (1) member - horse carriage, limousine, or livery; one (1) member - Hotel-Motel Association; one (1) member - Airport Advisory Committee; and one (1) member - Convention and Visitors Bureau Advisory Committee. Mr. Larson seconded the motion.

Mr. Thompson spoke to why the TAB was created, and stated his feeling that the group has done a good job. He spoke in support for the staff recommendation on makeup of the board.

Mr. Perez spoke in support for the proposed amendment.

Ms. Vera addressed the rationale for the City staff recommendation.

Mr. Pierce spoke to the need for a change in the makeup of the TAB, and in support for the proposed amendment.

Mr. Thompson stated that he fears for the dilution of consumer influence on the TAB.

After consideration, the amendment to approve the following membership as follows: 3 consumers, 1 via, 2 taxicabs, 1 tour, charter, shuttle and 1 horse carriage, limo, livery, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Wing, Martinez, Thornton, Larson, Wolff; NAYS: Thompson, Vera; ABSENT: Labatt.

After consideration, the motion, as amended, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Wing, Martinez, Thompson, Vera, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: None.

AN ORDINANCE 74,977

AMENDING ORDINANCE NO. 58134, PASSED ON JANUARY 12, 1984, REVISING THE ELEVEN (11) VOTING MEMBER COMPOSITION OF THE TRANSPORTATION ADVISORY BOARD TO CONSIST OF 3 MEMBERS - CONSUMERS; 1 MEMBER - VIA; 2 MEMBERS - TAXICAB INDUSTRY; 1 MEMBER - TOUR, CHARTER OR SHUTTLE; 1 MEMBER - HORSE CARRIAGE, LIMOUSINE OR LIVERY; 1 MEMBER - HOTEL-MOTEL ASSOCIATION; 1 MEMBER - AIRPORT ADVISORY COMMITTEE; AND 1 MEMBER - CONVENTION VISITORS BUREAU ADVISORY COMMITTEE.

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It was the concensus of Council members present to undertake consideration of agenda item 19 at this time.

91-55 The Clerk read the following Resolution:

A RESOLUTION NO. 91-55-70

REQUESTING THAT THE TEXAS WATER DEVELOPMENT BOARD, TEXAS PARKS AND WILDLIFE DEPARTMENT, AND TEXAS WATER COMMISSION COORDINATE AND SEEK FUNDING FOR AN IN-DEPTH STUDY TO DETERMINE THE ENVIRONMENTAL, ECONOMIC AND ENGINEERING AND HYDROGEOLOGIC FEASIBILITY OF AUGMENTATION FOR SPRINGFLOW AND/OR DOWNSTREAM FLOW FOR THE COMAL AND SAN MARCOS SPRINGS.

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Mrs. Billa Burke made a motion to approve the proposed Resolution. Mr. Pierce seconded the motion.

Ms. Rebecca Q. Cedillo, Director of Planning, briefly explained the proposed Resolution.

Mr. Tom Culbertson, 511 Westwood, spoke to his personal recommendations for a study board concerning augmentation.

Mr. Thornton addressed the background of the Resolution request and spoke of its support from important affected agencies. He spoke of the need to determine if augmentation can be accomplished in order to free-up more water from the Edwards Aquifer, noting the participation in this matter of Mayor Wolff, Councilman Labatt, and State Senator Cyndi Krier.

Mr. Thornton made an amended motion to: (1) change the wording of the paragraph of the Resolution immediately following the "Be It Resolved" line so that it reads....."to coordinate a study to be funded from local, state and private sources....."; (2) change the wording of the same paragraph so that it ends with the words: "interests of the affected region," eliminating the proposed original wording:....."and these interests should agree to support the results of the effort. U.S. Fish and Wildlife Service should also be represented on the Committee."; (3) change the wording of "Task 1" so that it reads:....."and each method shall be described in detail."; (4) delete entirely the paragraph between Task 1 and Task 2, namely the words: "The following activities will be undertaken, in full or in part, if U.S. Fish and Wildlife Service approves augmentation as a feasible option:". Ms. Billa Burke seconded the amended motion.

Ms. Carol Patterson addressed possible funding sources for the augmentation study, including matching the grant from private funding sources.

State Senator Cyndi Krier spoke of this matter as a good example of local and state cooperation, and noted that all affected agencies have agreed to this study.

Mr. Larson stated his opinion that San Antonio's interests need to be better represented on the board of the Edwards Underground Water District.

Mayor Wolff noted that the first hearing on the pending Sierra Club lawsuit will be tomorrow in Midland.

After consideration, the amendment, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Wing, Martinez, Thompson, Vera, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: None.

After consideration, the motion, carrying with it the passage of the Resolution, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Wing, Martinez, Thompson, Vera, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: None.

It was the concensus of Council members presented to undertake consideration of agenda item 3 at this time.

91-55 The Clerk read the following Ordinance:

AN ORDINANCE 74,978

ADOPTING AN AMENDMENT TO THE MAJOR THOROUGHFARE PLAN TO EXTEND WURZBACH PARKWAY EASTWARD FROM WEIDNER ROAD TO O'CONNOR ROAD; EXTENDING THOUSAND OAKS FROM SCHERTZ ROAD TO IH-35 ACROSS FROM STARLIGHT TERRACE; DEDESIGNATING SCHERTZ ROAD AND A SECTION OF STARCREST AS MAJOR THOROUGHFARES; AND DESIGNATING A NEW ARTERIAL CONNECTION FROM IH-35 AND WEIDNER NORTH TO THE EXISTING O'CONNOR ROAD.

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Mayor Wolff declared the Public Hearing to be open.

No citizen appeared to speak to this matter.

Mayor Wolff declared the Public Hearing to be closed.

Ms. Rebecca Q. Cedillo, Director of Planning, explained the proposed changes to the Major Thoroughfare Plan.

Mr. Wing made a motion to approve staff recommendation of the proposed Ordinance. Mr. Pierce seconded the motion.

In response to a question by Mr. Larson, Mr. Richard Lockhart, District Engineer, Texas Department of Transportation, explained the funding for the proposed changes for Wurzbach Parkway, and discussed the progress being made in each segment of the Parkway.

Mr. Thornton thanked the department for being sensitive to neighborhoods in its planning of the Wurzbach Parkway, and expressed a desire to see additional exits from the Parkway at the western terminus of the project.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Martinez, Thompson, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Wing, Vera.

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It was the concensus of Council members present to undertake consideration of agenda item 12 at this time.

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91-55 The Clerk read the following Ordinance:

AN ORDINANCE 74,979

AMENDING CHAPTER 28 OF THE CITY CODE PROVIDING FOR RELOCATION AND REPLACEMENT OF EXISTING BILLBOARDS UNDER CERTAIN CIRCUMSTANCES.

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

Mr. Gene Camargo, Director of Building Inspections, stated that Mr. William Kaufman, attorney representing the billboard industry interests in this matter, has agreed to the recommendations in question.

Mr. Rick Randall, Associate Minister, Cornerstone Church, spoke to meetings held with homeowners and property owners in the area in question.

Mr. John Hagee, Minister, Cornerstone Church, thanked the Mayor and Council for its consideration of his request, relative to the billboard on church property.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Wing, Martinez, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Thompson, Vera.

It was the concensus of Council members present to undertake consideration of agenda item 16 at this time.

91-55 The Clerk read the following Ordinance:

AN ORDINANCE 74,980

APPROVING A CONTRACT OF SALE TO PURCHASE LOT 26, BLOCK 15, NEW CITY BLOCK 11294, FROM THE BEXAR COUNTRY HOSPITAL DISTRICT, FOR THE RELOCATION OF THE LAS PALMAS BRANCH LIBRARY, FOR THE PURCHASE PRICE OF \$120,000.00; AUTHORIZING THE CITY MANAGER TO EXECUTE THE CONTRACT AND ANY OTHER INSTRUMENTS APPROVED IN ADVANCE BY THE CITY ATTORNEY NECESSARY FOR THIS TRANSACTION; AND APPROPRIATING THE SUM OF \$120,000.00 FROM THE 1989 LIBRARY IMPROVEMENT BONDS FUND, SERIES 1991 FUND, FOR SUCH PURCHASE.

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

Mr. Ray Barger, COSCAN Properties, owners of Las Palmas Mall, noted that Las Palmas has offered a portion of its facilities for location of the Las Palmas branch library at much less cost than other properties under consideration. He then spoke to details of his firm's offer for the branch library/literacy center site, stating his belief that his offer could save the City more than \$1 million.

Ms. Angelina Garza, representing Communities Organized for Public Service, spoke to the history of the new Las Palmas branch library site, and the advantages of the proposed new site, which is only one and one-half blocks from its current site. She stated her belief that a site in Las Palmas Mall would not fit the needs for a totally new structure.

Mr. Thompson spoke in support for the new site as recommended for the new branch library, and discussed the rationale for a "stand-along" structure.

Mr. Perez spoke in support for a structure that the City will own, rather than have a leased space for the library.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Wing, Martinez, Thompson, Labatt, Larson, Wolff; NAYS: None; ABSENT: Vera, Thornton.

It was the concensus of Council members present to undertake consideration of agenda item 4 at this time.

91-55 The Clerk read the following Ordinance:

AN ORDINANCE 74,981

AMENDING THE ZONING REGULATIONS OF THE UNIFIED DEVELOPMENT CODE WHICH WOULD REQUIRE ALL NEW AND REPLACEMENT UNDERGROUND STORAGE TANKS INSTALLED WITHIN THE EDWARDS RECHARGE ZONE DISTRICT (ERZD) TO HAVE A TERTIARY CONTAINMENT BARRIER; AND PROVIDING A PENALTY FROM VIOLATION HEREOF OF A FINE NOT TO EXCEED \$2,000.00.

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Mayor Wolff declared the Public Hearing to be open.

No citizen appeared to speak to this matter.

Mayor Wolff declared the Public Hearing to be closed.

Ms. Rebecca Q. Cedillo, Director of Planning, explained that the proposed ordinance is the recommendation of a City Council subcommittee, established by City Council last year. She then spoke to the changes being made in the Unified Development Code.

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

Mr. Labatt noted that San Antonio is the only major Texas city to require tertiary protection of its underground storage tanks, in some cases.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Wing, Thompson, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Perez, Pierce, Billa Burke, Martinez, Vera.

It was the concensus of Council members to undertake consideration of agenda item 13 at this time.

91-55 An Ordinance (second and final reading) annexing approximately 625 acres in the 1991 Annexation Package, such areas being commonly known as the Huebner Road Annexation Area containing approximately 25 acres and located along Huebner Road at Lockhill Selma (Area 1); the Blanco/1604 Annexation Area containing approximately 400 acres and located along F.M. 1604 at Blanco Road (Area 2); the Deerfield Annexation Area containing approximately 200 acres and located along Huebner Road at Bitters (Area 3).

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

Ms. Rebecca Q. Cedillo, Director of Planning, spoke to the history of the 1991 Annexation Package.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Wing, Thompson, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Billa Burke, Martinez, Vera.

AN ORDINANCE 74,750

PROVIDING FOR THE EXTENSION OF THE SAN ANTONIO CITY LIMITS BY THE ANNEXATION OF APPROXIMATELY 594.0 ACRES OF LAND KNOWN AS THE HUEBNER ROAD, BLANCO/1604, DEERFIELD PROPERTY AREA AND APPROVING A SERVICE PLAN FOR SUCH AREA.

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91-55 The Clerk read the following Ordinance:

AN ORDINANCE 74,982

ADOPTING NEW CITY OF SAN ANTONIO GUIDELINES AND CRITERIA FOR TAX PHASE-IN AND REINVESTMENT ZONES FOR A TWO-YEAR PERIOD ENDING DECEMBER 19, 1993; AND APPROVING AND ADOPTING AN ECONOMIC DEVELOPMENT PROGRAM FOR AVIATION FACILITIES.

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

Mr. Clint Bolden, Director of Economic Development, explained the tax phase-in and reinvestment zone criteria, including the economic development program for International Airport.

Mr. Wing asked City staff to key-in on possible abatement of certain taxes at the airport.

Mr. Pierce stated his belief that this ordinance will aid small business in San Antonio, and spoke in support for the ordinance.

Mr. Martinez expressed his desire to extend economic development incentives to firms which use local small businesses and minority businesses.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Wing, Martinez, Thompson, Vera, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: None.

It was the consensus of Council members to undertake consideration of agenda item 5 at this time.

91-55 The Clerk read the following Ordinance:

AN ORDINANCE 74,983

REPEALING ALL ORDINANCES RELATING TO AND ABOLISHING THE ALAMO WATER CONSERVATION AND REUSE DISTRICT; ASSUMING THE ASSETS AND OBLIGATIONS OF THE DISTRICT; PROVIDING FOR AN EFFECTIVE DATE OF JANUARY 1, 1992, AND FURTHER PROVIDING FOR THE ESTABLISHMENT OF THE DEPARTMENT OF WATER REUSE AND AMENDING THE 1991-92 FISCAL YEAR BUDGET; FURTHER PROVIDING FOR THE CREATION AND ESTABLISHMENT OF THE UNIFIED WATER POLICY BOARD; SETTING OUT THE RESPONSIBILITIES OF THAT BOARD; RESERVING CERTAIN RESPONSIBILITIES TO THE CITY WATER BOARD AND THE CITY OF SAN ANTONIO; PROVIDING FOR CONSTRUCTION AND ENFORCEMENT OF THIS ORDINANCE; PROVIDING A SEVERANCE CLAUSE AND COMPLIANCE OF LAWS.

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

Mayor Wolff explained the proposed ordinance provisions to create a unified board and to make certain other changes in water policy.

Mr. Joe Aceves, Director of Public Works, spoke to the organizational relationships under a unified water policy board. A copy of his presentation is made a part of the papers of this meeting.

(At this point, Mayor Wolff was obliged to leave the meeting. Mr. Perez presided in the absence of Mayor Pro Tem Thompson.)

The following persons then appeared to speak:

Mr. Tom Culbertson, 511 Westwood, spoke of his concern that the Citizens Advisory Committee on Water was not consulted on this matter and spoke to the contents of several overhead transparencies dealing with origins of our water supply. He spoke to the need for regionalization of water in this area and possible consolidation of some water entities.

Mr. Guenther Krellwitz, 5518 Chancellor, spoke in favor of the "new board" approach, and addressed the need for caution in naming of the board members.

Mr. Ted Bonnet, President, Regional Clean Air and Water, spoke in favor of a 60-90 day waiting period before taking action on any consolidation of water entities. He stated his belief that the real issues in this matter are not being addressed, including plan, costs and viability. He also spoke to his concern with just who is selecting the new board members.

Mr. Kevin Monk, representing the Associated General Contractors, asked for consolidation of water agencies under a new board.

Ms. Linda Chavez Thompson, Executive Director, American Federation of State, County and Municipal Employees union, stated her opinion that more time is needed for study of the recommended ordinance and its impact upon the wastewater employees of the City of San Antonio.

Ms. Carol Patterson spoke in support for the consolidation of the city water agencies.

County Commissioner Helen Dutmer, 735 McKinley, speaking on behalf of the Bexar County Commissioners Court, spoke in opposition to the proposed ordinance. She stated her belief that the Alamo Water Re-use and Conservation District should remain a separate entity, and expressed concern that the citizens of Bexar County proper are not participating in this discussion and decision.

Mr. Jay Gwin, Chairman, Water Resources Committee, Greater San Antonio Chamber of Commerce, spoke to the reasons why his group favors consolidation of water-related agencies. He also spoke to the necessity for true consolidation.

Ms. Kay Turner stated her belief that the proposed action is premature, and expressed her belief that the real problem is that City Water Board is, in her opinion, out of control, especially in relation to the lawsuit against the City over the Applewhite Reservoir matter.

Mr. William Pittman, representing the Greater San Antonio Homebuilders Association, spoke to his organization's recommendations on qualifications for membership on the new board.

Mr. Mark Brown, representing Professional Engineers in Private Practice, quoted from a letter of support for consolidation of water agencies under an independent board.

Ms. Mary Wallace spoke in support for consolidation of major water agencies, stating her opinion that such agencies need to speak with one voice and operate at arm's-length from the City.

Mr. Ed Harrington, Chairman, Alamo Water Re-use and Conservation District board, stated that his board members are concerned with the proposed action on consolidation, and noted that he supports consolidation, but not at the expense of the death of AWRCD, formed by the City Council in 1989 to foster re-use of wastewater. he spoke to the major works of AWRCD during its brief lifespan to date and asked the Council to place wastewater re-use where it feels it will be most effective, but urged the Council not to destroy the concept.

Ms. June Kachtik spoke in support for consolidation of water agencies under one entity.

Mr. Howard Peak spoke in support for water agency consolidation into one agency, with one board. He addressed the need to build-in greater accountability for the new board, as well.

Mr. Dominic Pisano, representing the North San Antonio Chamber of Commerce, spoke in support for consolidation of water agencies under a single board.

Mr. Mike Harris read from a report of the Blueribbon Committee on possible consolidation, and spoke against a unified board.

Mr. Phil Barshop, City Water Board trustee, stated that he is appearing today to speak for himself only, as an individual. He spoke in support for naming the new board, but stated that he also feels the need for a reconstituted water agency. He spoke in favor of refinancing of outstanding water and wastewater bonds while the interest rates are low, and addressed the need to direct the City Manager to come up with a consolidation plan.

Mr. Marc Ross urged the Council to vote against the proposed ordinance.

Mayor Wolff stated his opinion that this proposed action, in his opinion, is a step toward water coordination for San Antonio, and he spoke to the need for consolidation in order to have sufficient funds available to do what needs to be done for water in San Antonio.

Mr. Labatt reiterated the Mayor's comments and stated his belief that this proposed action will not harm the re-use effort. He then discussed the policy and operational authorities of the proposed new Water Re-Use Department and urged Council to support the motion.

Mr. Thornton expressed concern with the loss of jobs involved and noted that the business community, which today has endorsed the proposed consolidation, is the community responsible for creating jobs. He then noted that, under terms of the proposed action, only three persons currently working with AWRCD would be affected until total consolidation takes place. He then pledged his efforts to work with AFSCME to minimize job difficulties.

Ms. Vera noted that the San Antonio Apartment Association has not endorsed this proposed action at this time, and expressed concern about how this consolidation will be completed. She expressed her belief that the unified board does not accomplish the purpose of consolidation, and instead addressed consolidation of water policy, not just elimination of boards and agencies. She spoke in favor of an interlocking board to best accomplish this objective.

Mr. Thompson discussed possible implications of the proposed action and its impact upon both AWRCD and City Water Board employees, urging a smooth transition without adverse impact upon operations of either agency.

Ms. Billa Burke, speaking in support, addressed the need for leadership in this effort.

Mr. Perez, also speaking in support, spoke to the need to maintain the momentum of AWRCD.

Mr. Larson, speaking in support, noted that the citizens want this, in his opinion, to stop the fragmentation of water direction.

Mr. Pierce voiced his concern with employee issues and the impact upon AWRCD progress, but nevertheless supports creation of the new board.

Mr. Wing stated his belief that this is a time of urgency in water matters, and he spoke in support of the motion.

Mr. Martinez stated that he would reluctantly support the motion, and addressed the need to insure forward movement in wastewater matters and issues left undone.

Ms. Vera spoke to the need to communicate actions on this issue to the citizens.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Wing, Martinez, Thompson, Vera, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: None.

Mr. Labatt noted that the second step in this process now is for the City Manager to prepare a detailed plan of consolidation.

Mr. Aceves stated that he could have the information back to City Council by February 13, 1992.

Mayor Wolff spoke to the need for a plan for refunding outstanding bonds as rapidly as possible, perhaps even sooner than the February 13, 1992 date.

After discussion, Mr. Labatt made a motion to instruct the City Manager to prepare a detailed plan to be presented to the City Council for discussion of the consolidation of water agencies and departments under a new board by February 13, 1992, and to develop a process for public input through a public hearing process. Ms. Billa Burke seconded the motion.

The motion prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Wing, Martinez, Thompson, Vera, Thornton, Labatt, Larson, Wolff. NAYS: None.

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91-55

CITIZENS TO BE HEARD

MR. TOM MORGAN

Mr. Morgan, representing Bexar County Cabdrivers Association, stated that the City's current contract with Supervan Shuttle expired in September, and asked that the City not renew Supervan's permits because the service does not abide by City ordinances, and continues to violate those ordinances. He also took issue with statements made by some City Council members concerning representation on the Transportation Advisory Board. He stated his opinion that more members of the taxicab industry should be included on that board.

A discussion then took place concerning the status of litigation involving Supervan Shuttle.

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91-55 City Council recessed its regular meeting at 6:00 P.M. for dinner, reconvening at 6:44 P.M., then recessing into Executive Session to discuss:

A) Appointment of Judges for Municipal Courts, which may include a general discussion on the performance, appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of Municipal Court personnel.

B) Consultation concerning the Airport Food and Beverage Contract and possible litigation in connection thereof.

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99-55 City Council reconvened in regular session at 7:14 P.M. at which time the Mayor announced that the City Council had been briefed on the above stated topics.

It was the concensus of Council members to undertake consideration of agenda item 24 at this time.

91-55 City Clerk Norma S. Rodriguez read the list of Municipal Court Judges and Magistrates to be included, then read the following Ordinance:

AN ORDINANCE 74,984

APPOINTING MUNICIPAL COURT JUDGES. (STELLA KYLE, BRIGID SHERIDAN, ROGER SEGURA AND HOMER WALLS, MUNICIPAL COURT JUDGES; RUSSELL MITCHELL, KIRK SHERMAN, GABRIEL QUINTANILLA, MUNICIPAL COURT JUDGES (MAGISTRATES))

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

Mr. Wing, Chairman of the Council Municipal Court Committee, spoke to the process of selection of new Municipal Court Judges and Magistrates, and provided a brief biographical sketch on each selection. He noted that 63 applications were submitted for these positions, and all of those selection have agreed to forego their private law practices following their seating on Municipal Court. He further noted that some of the selectees may have to take time to rid themselves of their private law practices.

Mr. Perez spoke of this as a new era in Municipal Court.

Mr. Larson stated that he feels the seven individuals selected were all well-qualified, and that all will be watched for the next two years.

Ms. Vera spoke to the thoroughness of the selection process and Mr. Wing's leadership of the committee.

Mr. Thompson spoke to the allegiance to the City by the new Municipal Court judges and magistrates.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Wing, Martinez, Thompson, Vera, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: None.

Following discussion, it was agreed that the new Judges and Magistrates would be present at the January 9, 1992 City Council meeting for a ceremonial swearing-in.

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91-55

WORLD TRADE MAGAZINE

Mayor Wolff noted that the current edition of "World Trade Magazine" contains an article on the "10 best U.S. cities for international trade", and San Antonio is among the 10 cities listed. He then spoke briefly to details of the reasons for San Antonio's selection, and distributed copies of the magazine to members of the City Council.

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91-55 The Clerk read the following Ordinance:

AN ORDINANCE 74,985

ENDORSING ACTION TAKEN BY THE SAN ANTONIO WORKS BOARD IN ITS APPROVAL OF SIX EMPLOYMENT AND TRAINING GOALS FOR THE ALAMO SERVICE DELIVERY AREA.

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

Mr. Kevin Moriarty, Director of Community Initiatives, explained the new direction taken by the new board for the Alamo Service Delivery Area, and spoke to the six new employment and training goals developed by the committee.

A discussion took place concerning outside monitoring of selected outside clients and the new intake system to be implemented by the City.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Wing, Martinez, Thompson, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Vera.

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91-55 The Clerk read the following Ordinance:

AN ORDINANCE 74,986

APPROVING SAN ANTONIO WORKS BOARD'S PLAN OF ACTION FOR IMPLEMENTATION OF ITS STRATEGIC GOALS TO IMPROVE EMPLOYMENT AND TRAINING PROGRAMS IN THE ALAMO SERVICE DELIVERY AREA AND AUTHORIZING THE

December 19, 1991

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SOLICITATION OF BIDS FROM QUALIFIED PROVIDERS TO CONDUCT THE PERFORMANCE REVIEW AUDIT OF THE JOB TRAINING PARTNERSHIP ACT PROGRAM FOR PROGRAM YEAR 1991.

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Wing, Martinez, Thompson, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Vera.

91-55 The Clerk read the following Ordinance:

AN ORDINANCE 74,987

AUTHORIZING THE EXECUTION OF AN AMENDMENT TO THE COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY AND LOCAL 624 INTERNATIONAL ASSOCIATION OF FIRE FIGHTERS ESTABLISHING A SINGLE PRE-FUNDED RETIREES HEALTH PLAN COVERING BOTH POLICE OFFICERS AND FIRE FIGHTERS.

* * * *

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

Mr. George S. Noe, Director of Management Services, explained the aim of achieving a single pre-funded retiree health plan for both fire and police personnel.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Billa Burke, Wing, Martinez, Thompson, Vera, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Pierce.

91-55 The Clerk read the following Resolution:

A RESOLUTION NO. 91-55-71

ADOPTING POLICY PARAMETERS AND PROCEDURAL GUIDELINES FOR COLLECTIVE BARGAINING DISCUSSIONS WITH THE SAN

ANTONIO POLICE OFFICERS' ASSOCIATION AND THE SAN ANTONIO PROFESSIONAL FIREFIGHTERS LOCAL 624 AS REQUESTED BY MAYOR WOLFF.

* * * *

Mrs. Billa Burke made a motion to approve the proposed Resolution. Mr. Wing seconded the motion.

Mayor Wolff briefly outlined the parameters he envisions regarding collective bargaining with the San Antonio Police Officers Association and the San Antonio Local 624, Firefighters Association.

Mr. George K. Noe, Director of Management Services, stated that certain key information will be developed and transmitted to the City Council prior to any proposed Council action on fire and/or police bargaining issues.

Mr. Wing spoke in favor of taking these issues to the public so that citizens are informed of key bargaining points.

After consideration, the motion, carrying with it the passage of the Resolution, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Wing, Martinez, Thompson, Vera, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: None.

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91-55 The Clerk read the following Ordinance:

AN ORDINANCE 74,988

AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT WITH BEXAR COUNTY TO RECEIVE HEALTH SERVICES PAYMENTS FROM THE BEXAR COUNTY HOSPITAL DISTRICT TOTALING \$937,500.00.

* * * *

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

Mr. Marc Rodriguez, Director of Intergovernmental Relations, explained details of the proposed ordinance, including the payment of some three years and nine months' worth of past-due payments to the City from the Bexar County Hospital District for health services performed.

Mr. Wing thanked the City staff and the City-County Coordination Committee for this agreement.

A brief discussion of the settlement involved then took place.

After consideration, the motion, carrying with it the passage

of the Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Wing, Martinez, Thompson, Vera, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: None.

91-55 The Clerk read the following Ordinance:

AN ORDINANCE 74,989

AUTHORIZING THE CITY MANAGER TO EXECUTE A ONE YEAR TERM CONTRACT WITH THE BEXAR COUNTY HOSPITAL DISTRICT FOR EMS SERVICES TO UNINCORPORATED BEXAR COUNTY.

* * * *

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

Mr. Marc Rodriguez, Director of Intergovernmental Relations, spoke to the agreement for a one-year extension of the present three-year contract for EMS services to unincorporated areas of Bexar County.

A discussion ensued concerning the formula used in the negotiations, and the various cities with Bexar County which do not at present utilize the City's EMS service.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Wing, Martinez, Thompson, Vera, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: None.

91-55 The Clerk read the following Ordinance:

AN ORDINANCE 74,990

RATIFYING AND APPROVING A THREE-YEAR CONTRACT WITH BEXAR COUNTY FOR LIBRARY SERVICES, INCLUDING A 1991-1992 PAYMENT OF \$1,259,760.00.

* * * *

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Wing, Martinez, Thompson, Vera, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: None.

91-55 The Clerk read the following Ordinance:

AN ORDINANCE 74,991

RATIFYING AND APPROVING A THREE YEAR CONTRACT WITH BEXAR COUNTY FOR THE PROVISION OF HEALTH SERVICES TO CITIZENS OF UNINCORPORATED BEXAR COUNTY FOR A 1991-1992 FEE OF \$340,240.00.

* * * *

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

Mr. Marc Rodriguez, Director of Intergovernmental Relations, explained the negotiated terms on the three-year contract for health services to citizens of unincorporated Bexar County, and the financial aspects of that contract.

A discussion then took place concerning the possible equalizing of payments to the EMS system by all citizens of Bexar County, during which it was noted that citizens of San Antonio, who also pay county taxes, pay for the EMS system, in effect, twice.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Wing, Martinez, Thompson, Vera, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: None.

91-44 The Clerk read the following Ordinance:

AN ORDINANCE 74,992

APPROPRIATING FUNDS AND AUTHORIZING PAYMENT OF OUTSTANDING FEES AND EXPENSES IN THE AMOUNT OF \$13,072.90 FOR THE CASE STYLED NELDA WEATHERLY ET AL V. CITY OF SAN ANTONIO AND RELATED ACTIVITIES.

* * * *

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Wing, Martinez, Thompson, Vera, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: None.

91-55 The Clerk read the following Ordinance:

AN ORDINANCE 74,993

AUTHORIZING THE CITY MANAGER AND THE CITY ATTORNEY TO SETTLE A LAWSUIT STYLED WALTER E. LARSON AND BARBARA LARSON V. CITY OF SAN ANTONIO AND JAMES EIGNER, CAUSE NO. 90-CI-08667, IN THE 225TH JUDICIAL DISTRICT COURT ARISING FROM A VEHICULAR ACCIDENT INVOLVING A POLICE DEPARTMENT VEHICLE IN THE TOTAL SUM OF \$205,000.00.

* * * *

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Wing, Martinez, Thompson, Vera, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: None.

91-55 The Clerk read the following Ordinance:

AN ORDINANCE 74,994

AUTHORIZING THE COMPROMISE AND SETTLEMENT OF FRANK THOMAS, ET UX., V. THE CITY OF SAN ANTONIO, ET AL, CAUSE NO. 90-CI-07330 IN THE 150TH DISTRICT COURT IN THE TOTAL AMOUNT OF \$140,000.

* * * *

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Wing, Martinez, Thompson, Vera, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: None.

91-55 The Clerk read the following Ordinance:

AN ORDINANCE 74,995

DIRECTING THE CITY MANAGER TO PREPARE A REQUEST FOR PROPOSAL FOR THE DEVELOPMENT OF A PRELIMINARY PROPOSAL TO ESTABLISH A BANKING COMMUNITY DEVELOPMENT CORPORATION.

* * * *

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

Mr. Clint Bolden, Director of Economic Development, explained plans for creation of a new corporation serving small businesses.

Mr. Martinez noted that the Council's Small Business Committee spearheaded this effort, and he explained plans to hire a consultant to develop the program.

Mr. Pierce spoke to having attended a panel discussion at the recent National League of Cities Conference that outlined this type of program.

Mr. Larson described the success of this type of small-business program in both Dallas and Houston.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Wing, Martinez, Thompson, Vera, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: None.

91-55 City Council recessed its regular session at 8:22 P.M. to convene in informal "B" Session for the following purpose:

Presentation of a plan for waterscaped and landscaped pedestrian linkage between the north channel of the San Antonio River and Market Square.

91-55 There being no further business to come before the Council, the meeting was adjourned at 9:02 P.M.

A P P R O V E D
Robert W. Wolff
M A Y O R

Attest: *Norma S. Rodriguez*
c i t y c l e r k