

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO, HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY, SEPTEMBER 12, 1991.

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

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91-39 Invocation - Reverend Guadalupe Fonseca of South Zarzamora Baptist Church.

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91-39 Pledge of Allegiance to the flag of the United States.

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91-39 Minutes of the August 1, 1991 Regular City Council Meeting were approved.

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91-39 "AT YOUR SERVICE" AWARD

Mr. Alex Briseno, City Manager, introduced Mr. Jimmy Kitchens, Building Maintenance Electrician, Public Works Department, this month's recipient of the "At Your Service" Award, and spoke briefly to his work and background.

A videotape presentation outlined Mr. Kitchens' work for the City.

Mr. Briseno and Mayor Wolff jointly presented the award to Mr. Kitchens, who thanked the Mayor, City Council members and City Manager for the honor.

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91-39 DEFENSE LANGUAGE SCHOOL STUDENTS

Mayor Wolff recognized the presence in the audience today of a group of students from the Defense Language School, Lackland Air Force Base, and welcomed them to City Hall.

91-39 CONSENT AGENDA

Mr. Thompson made a motion to approve Agenda Items 9 through 36A, constituting the Consent Agenda, with Item 17 to be pulled for individual consideration. Mr. Labatt seconded the motion.

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

AN ORDINANCE 74,255

ACCEPTING THE LOW QUALIFIED BIDS OF GAYLORD BROTHERS AND DEMCO, INC. TO FURNISH THE CITY OF SAN ANTONIO PUBLIC LIBRARY WITH LIBRARY SUPPLIES FOR A TOTAL OF \$5,532.34.

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AN ORDINANCE 74,256

ACCEPTING THE LOW BID OF PUMPS UNLIMITED, INC. TO FURNISH THE CITY OF SAN ANTONIO WASTEWATER MANAGEMENT DEPARTMENT WITH PUMPS AND MOTORS FOR A TOTAL OF \$3,675.00.

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AN ORDINANCE 74,257

ACCEPTING THE LOW BID OF EMSI, INC. TO FURNISH THE CITY OF SAN ANTONIO WASTEWATER MANAGEMENT DEPARTMENT WITH FLOW MEASURING EQUIPMENT FOR A TOTAL OF \$15,780.00.

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AN ORDINANCE 74,258

ACCEPTING THE LOW BID OF WINGO EQUIPMENT COMPANY, INC. TO FURNISH THE CITY OF SAN ANTONIO WASTEWATER MANAGEMENT DEPARTMENT WITH WASTEWATER SAMPLERS FOR A TOTAL OF \$7,548.00.

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AN ORDINANCE 74,259 .

ACCEPTING THE LOW QUALIFIED BIDS OF STORAGE EQUIPMENT COMPANY, INC. AND ALZAR CORPORATION TO FURNISH AND INSTALL INDUSTRIAL SHELVING FOR THE CITY OF SAN ANTONIO WASTEWATER MANAGEMENT DEPARTMENT FOR A TOTAL OF \$7,048.48.

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AN ORDINANCE 74,260 .

ACCEPTING THE LOW BID OF TEXAS EQUIPMENT COMPANY TO FURNISH THE CITY OF SAN ANTONIO PARKS AND RECREATION DEPARTMENT WITH A TRAILER MOUNTED GENERATOR FOR A TOTAL OF \$16,600.00; AND DECLARING AN EMERGENCY.

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AN ORDINANCE 74,261 .

ACCEPTING THE LOW BID OF TEXAS SPACESAVING SYSTEMS, INC. TO FURNISH THE CITY OF SAN ANTONIO POLICE DEPARTMENT WITH AN OPEN FILE SYSTEM FOR A TOTAL OF \$6,198.00.

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AN ORDINANCE 74,262 .

ACCEPTING THE BID OF GENERAL NEON SIGN COMPANY FOR REFURNISHING OF AIRPORT PARKING RATE SIGNAGE FOR A TOTAL OF \$4,428.89.

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AN ORDINANCE 74,263 .

ACCEPTING THE BID OF TEXAS SCENIC COMPANY, INC. FR THE REPAIR AND RESTORATION OF THE LILA COCKRELL THEATER FLY SYSTEM FOR A TOTAL OF \$64,998.00.

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AN ORDINANCE 74,264 .

ACCEPTING THE LOW BIDS OF COMPUTER MARKETING, C & S CABLE ASSEMBLIES, DATACOM INTERNATIONAL, INC., INSIGHT DISTRIBUTOR NETWORK, MIDWEST LAN AND SEARS BUSINESS CENTER TO FURNISH THE CITY OF SAN ANTONIO INFORMATION RESOURCES AND HEALTH DEPARTMENTS WITH

COMPUTER NETWORK PARTS & SOFTWARE FOR A TOTAL OF
\$26,420.42.

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AN ORDINANCE 74,265

ACCEPTING THE BID OF TOP OF THE TABLE TO FURNISH THE
CITY OF SAN ANTONIO DEPARTMENT OF COMMUNITY
INITIATIVES WITH A DISHMACHINE AND BOOSTER HEATER
FOR A TOTAL OF \$5,725.00.

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AN ORDINANCE 74,266

ASSIGNING THE CONTRACTS OF PIONEER CONCRETE OF
TEXAS, INC. TO REDLAND PRODUCTS COMPANY FOR CERTAIN
STREET MATERIALS.

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AN ORDINANCE 74,267

ACCEPTING THE BIDS OF VARIOUS VENDORS TO FURNISH THE
CITY OF SAN ANTONIO WITH VARIOUS MATERIALS AND
SERVICES ON AN ANNUAL CONTRACT BASIS FOR A TOTAL OF
APPROXIMATELY \$600,000.

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AN ORDINANCE 74,268

ACCEPTING THE LOW, QUALIFIED BID OF V. K. KNOWLTON
PAVING CONTRACTOR, INC. IN THE AMOUNT OF
\$1,889,130.71 IN CONNECTION WITH THE ENGLEWOOD AREA
STREETS PROJECT - PHASE II; AUTHORIZING A CONTRACT;
REVISING THE PROJECT BUDGET; AUTHORIZING \$80,716.24
FOR CONSTRUCTION CONTINGENCIES, \$67,801.64 FOR
PROJECT OVERSIGHT COSTS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 74,269

AUTHORIZING AN ADDITIONAL \$3,372.22 IN COMMUNITY
DEVELOPMENT BLOCK GRANT (CDBG) FUNDS FOR
ARCHITECTURAL FEES PAYABLE TO FLORES & ASSOCIATES IN
CONNECTION WITH THE ELLA AUSTIN COMMUNITY CENTER
RENOVATIONS PROJECT; AND REVISING THE BUDGET.

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AN ORDINANCE 74,270

ACCEPTING THE LOW, QUALIFIED BID OF ROBINSON CONSTRUCTION, INC. IN THE AMOUNT OF \$89,374.00 IN COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS IN CONNECTION WITH THE COPERNICUS PARK IMPROVEMENTS PROJECT; AUTHORIZING A CONTRACT; REVISING THE PROJECT BUDGET; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 74,271

AUTHORIZING AN ADDITIONAL \$61,513.79 PAYABLE TO K.M. NG AND ASSOCIATES FOR ENGINEERING SERVICES IN CONNECTION WITH THE SCIENCE PARK #58 H, I & J DRAINAGE PROJECT; APPROPRIATING G.O. DRAINAGE BOND FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 74,272

AUTHORIZING THE EXECUTION OF A CONTRACT AMENDMENT TO THE CONSTRUCTION AND POST CONSTRUCTION CONTRACT WITH THE PDVA GROUP IN THE AMOUNT OF \$7,500.00 IN CONNECTION WITH THE LEON CREEK WASTEWATER TREATMENT PLANT FLOW EQUALIZATION PROJECT; APPROPRIATING SEWER REVENUE BOND FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 74,273

AUTHORIZING THE EXECUTION OF A CONTRACT AMENDMENT TO THE CONSTRUCTION AND POST CONSTRUCTION CONTRACT WITH THE PDVA GROUP IN THE AMOUNT OF \$7,500.00 IN CONNECTION WITH THE SALADO CREEK WASTEWATER TREATMENT PLANT FLOW EQUALIZATION PROJECT; APPROPRIATING SEWER REVENUE BOND FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 74,274

AUTHORIZING THE CITY MANAGER TO EXECUTE A REVISED JOINT FUNDING AGREEMENT WITH THE U.S. DEPARTMENT OF THE INTERIOR GEOLOGICAL SURVEY IN THE AMOUNT OF

\$319,740.00, A REDUCTION OF \$57,450.00 IN THE CITY'S CONTRIBUTION TO THIS AGREEMENT.

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AN ORDINANCE 74,275

AUTHORIZING THE EXPENDITURE OF THE SUM OF \$8,576.78 OUT OF GENERAL OBLIGATION BONDS FOR THE PURPOSE OF ACQUIRING TITLE TO TWO PARCELS AND PAYING FOR TITLE CHARGES IN CONNECTION WITH THE HI-LIONS DRAINAGE PROJECT #80; ACQUIRING TITLE TO A PARCEL IN CONNECTION WITH THE ASHLEY ROAD RECONSTRUCTION PROJECT - BASCUM BLVD. TO S. FLORES; AND ACQUIRING TITLE TO A PARCEL IN CONNECTION WITH THE WEST AVENUE IMPROVEMENT PROJECT - FREDERICKSBURG ROAD TO I.H. 10.

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AN ORDINANCE 74,276

AUTHORIZING THE SALE OF THREE (3) CITY-OWNED PROPERTIES OBTAINED THROUGH TAX FORECLOSURE TO THE HIGHEST BIDDERS FOR A CONSIDERATION BEING IN EXCESS OF THE APPRAISED FAIR MARKET VALUE OF EACH PROPERTY WHICH ARE LEGALLY DESCRIBED AS LOT 30, BLOCK 3, NCB 3207 LOCATED AT 218 FAIRVIEW FOR A CONSIDERATION OF \$3,600.00, LOT 2, BLOCK 22, NCB 11462 LOCATED AT 4907 BLESSING FOR A CONSIDERATION OF \$3,100.00, AND LOTS 33 AND 34, BLOCK 4, NEW CITY BLOCK 7314 LOCATED AT 215 JOY STREET FOR A CONSIDERATION OF \$4,051.00, ALL OF SAID LOTS BEING SITUATED IN SAN ANTONIO, BEXAR COUNTY, TEXAS; AND AUTHORIZING THE EXECUTION OF THREE (3) QUITCLAIM DEEDS TO THE HIGHEST BIDDERS.

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AN ORDINANCE 74,277

AUTHORIZING THE CITY MANAGER TO ACCEPT A GRANT FROM THE TEXAS STATE LIBRARY AND ARCHIVES COMMISSION IN THE AMOUNT OF \$10,060.00 IN LIBRARY SERVICES CONSTRUCTION ACT TITLE I FUNDS.

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AN ORDINANCE 74,278

AUTHORIZING THE CITY MANAGER TO ACCEPT A GRANT FROM THE TEXAS STATE LIBRARY AND ARCHIVES COMMISSION IN

THE AMOUNT OF \$64,087.00 IN LIBRARY SERVICES
CONSTRUCTION ACT TITLE I FUNDS.

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AN ORDINANCE 74,279

EXTENDING THE PROCUREMENT OUTREACH PROGRAM (POP)
PERIOD FROM SEPTEMBER 30, 1991 THROUGH DECEMBER 31,
1991 AND APPROVING CERTAIN BUDGET ADJUSTMENTS IN
CONNECTION THEREWITH.

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AN ORDINANCE 74,280

CLOSING A PORTION OF CLOWER STREET ON SUNDAY,
OCTOBER 6, 1991, FROM 6:00 A.M. UNTIL MIDNIGHT IN
ORDER FOR ST. MARY MAGDALEN CATHOLIC CHURCH TO HOLD
ITS ANNUAL FESTIVAL.

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AN ORDINANCE 74,281

APPOINTING DR. JAMES E. REVELEY TO SERVE ON THE
SAN ANTONIO CENTRO 21 TASK FORCE FOR A TERM OF
OFFICE TO EXPIRE ON DECEMBER 31, 1993.

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91-39 The Clerk read the following Resolution:

A RESOLUTION NO. 91-39-53

AUTHORIZING THE CITY OF SAN ANTONIO TO PARTICIPATE
IN THE STATE PURCHASING AND GENERAL SERVICES
COMMISSION COOPERATIVE PURCHASING PROGRAM.

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

Mr. Archie Titzman, Director of Purchasing & General Services,
explained the need for this proposed Resolution in order to participate
in state purchasing contracts.

After consideration, the motion, carrying with it the passage

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

91-39 The Clerk read the following Ordinance:

AN ORDINANCE 74,282

AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT AMENDMENT TO THE CONSTRUCTION AND POST CONSTRUCTION PHASE ENGINEERING SERVICES CONTRACT WITH THE PDVA GROUP IN THE AMOUNT OF \$50,000.00 IN CONNECTION WITH THE DOS RIOS WASTEWATER TREATMENT PLANT FLOW EQUALIZATION PROJECT; APPROPRIATING SEWER REVENUE BOND FUNDS; AND PROVIDING FOR PAYMENT.

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

Mr. Willie Horton, Assistant Director, Wastewater Management, explained the need for funds as outlined in this proposed ordinance, and spoke to plans to recoup expenses through liquidated damages from the contractor involved.

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.

91-39 The Clerk read the following Ordinance:

AN ORDINANCE 74,283

AUTHORIZING THE CITY MANAGER OR ASSISTANT CITY MANAGER TO EXECUTE A PROFESSIONAL SERVICES CONTRACT IN THE AMOUNT OF \$84,219.25 WITH O'NEILL, CONRAD OPPELT ARCHITECTS, INC.; AUTHORIZING \$16,843.85 FOR AN ARCHITECTURAL CONTINGENCY AND \$200.00 FOR ADVERTISING EXPENSES IN CONNECTION WITH THE NEW BAZAN BRANCH LIBRARY.

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

Mr. Joe Aceves, Director of Public Works, briefly explained

the ordinance and spoke to the status of property acquisition involved.

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

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91-39 The Clerk read the following Ordinance:

AN ORDINANCE 74,284

AUTHORIZING THE INSTALLATION OF A TRAFFIC SIGNAL AT NACOGDOCHES AND WAYWARD; AND AUTHORIZING THE APPROPRIATION AND EXPENDITURE OF \$50,000.00 FROM SURPLUS BOND FUNDS AUTHORIZED FOR DISTRICT 10.

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

Mr. Joe Aceves, Director of Public Works, noted that City staff cannot recommend this because it does not meet the warrants.

Mr. Larson noted that some 200 area residents feel that the light is necessary for traffic safety in the area, and he recommends it.

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.

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91-39 The Clerk read the following Ordinance:

AN ORDINANCE 74,285

APPROVING A RUN PERMIT FOR THE AMERICAN RED CROSS RUN SCHEDULED TO BE HELD SATURDAY, SEPTEMBER 14, 1991; CLOSING A PORTION OF MISSION ROAD FROM 7:30 A.M. TO 9:00 A.M. IN CONNECTION WITH SAID RUN; AND DECLARING AN EMERGENCY.

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Mr. Thompson 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: Perez, Pierce, Wing, Thompson, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Billa Burke, Martinez, Vera.

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

91-39 The Clerk read the following Ordinance:

AN ORDINANCE 74,286

AUTHORIZING PAYMENT OF BACKPAY AND BENEFITS IN THE NET AMOUNT OF \$13,647.40 TO POLICE OFFICER RICHARD GARRO; AND DECLARING AN EMERGENCY.

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Mr. Perez 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, Wing, Martinez, Thompson, Thornton, Labatt, Larson; NAYS: None; ABSENT: Billa Burke, Vera, Wolff.

91-39 The Clerk read the following Resolution:

A RESOLUTION NO. 91-39-54

SUPPORTING TWO HIGHWAY IMPROVEMENT PROJECTS FOR INTERSTATE IN THE SAN MARCOS, TEXAS AREA; AND PROVIDING AN EFFECTIVE DATE.

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Mr. Pierce made a motion to approve the proposed Resolution. Mr. Martinez seconded the motion.

Ms. Rebecca Q. Cedillo, Director of Planning, explained the IH35 improvements that are planned by the state.

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, Thornton, Labatt, Larson; NAYS: None; ABSENT: Vera, Wolff.

91-39 The Clerk read the following Ordinance:

AN ORDINANCE 74,287

APPROPRIATING FUNDS FROM COUNCIL DISCRETIONARY ACCOUNTS IN THE AMOUNT OF \$750.00 TO ASSIST THE SAN ANTONIO MARATHON ASSOCIATION WITH ITS 1991 SAN ANTONIO MARATHON AS REQUESTED BY COUNCILMEMBER FRANK WING.

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

Several City Council members also contributed funds out of their discretionary accounts to the marathon during the course of discussion on the proposed ordinance. These changes were then noted in the ordinance.

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; NAYS: None; ABSENT: Vera, Wolff.

91-39 The Clerk read the following Ordinance:

AN ORDINANCE 74,288

APPROPRIATING \$488.61 FROM THE DISTRICT 6 DISCRETIONARY FUND TO ASSIST THE GOOD NEIGHBOR PROGRAM IN MEETING COSTS ASSOCIATED WITH PROGRAM BROCHURES AS REQUESTED BY COUNCILMEMBER THOMPSON.

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Mr. Thompson 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, Thompson, Thornton, Labatt, Larson; NAYS: None; ABSENT: Martinez, Vera, Wolff.

91-39 Travel Authorization Request for Councilwoman Lynda Billa Burke to be part of the Association of South Texas Communities

Delegation from September 17, 1991 through September 19, 1991 in Washington, D.C.

Mr. Thompson made a motion to approve the Travel Authorization. Mr. Labatt seconded the motion.

After consideration, the motion, to approve the Travel Authorization Request, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Wing, Thompson, Thornton, Labatt, Larson; NAYS: None; ABSENT: Martinez, Vera, Wolff.

91-39 The Clerk read the following Ordinance:

AN ORDINANCE 74,289

ACCEPTING THE LOW BID OF SAN ANTONIO DETECTIVE & SECURITY FOR SECURITY SERVICE AT INTERNATIONAL AIRPORT FOR A TOTAL OF APPROXIMATELY \$18,000.00 PER MONTH.

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Mr. Labatt made a motion to approve the proposed Ordinance. Mr. Pierce 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; NAYS: None; ABSENT: Vera, Wolff.

91-39 City Council recessed its Regular Meeting at 1:45 P.M. and reconvened at 2:00 P.M. The Mayor then announced that the City Council would convene into Executive Session and discuss the following:

1. Consultation concerning attorney-client matters (real estate, litigation, contracts, personnel and security).

91-39 The Council reconvened the "A" Session at 3:00 P.M. and Mayor Wolff announced that the City Council had been briefed in Executive Session and had given staff direction to proceed.

91-39 PUBLIC HEARING AND ORDINANCE 1991-92 BUDGET

Mayor Wolff declared the Public Hearing on the 1991-92

City Budget to be open.

Mr. Alex Briseno, City Manager, presented a brief overview of his proposed budget for fiscal year 1991-92, and outlined the budget process to be decided upon by City Council today.

The following persons appeared to speak on the budget:

Ms. Rosa Rosales, National Association of Government Employees, spoke in behalf of a payraise for non-uniformed City employees, and noted the great disparity in City employee pay, occasioned by the 10 per cent payraises to be granted fire and police uniformed personnel under terms of their current contract with the City. She spoke in favor of pay parity for all City employees.

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Mr. Sparky Anderson, representing Clean Water Action, spoke in favor of continuing the curbside recycling program, and he addressed problems with diminishing landfill space.

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Mr. Nick Pena, El Mercado Merchants Association, stated that the El Mercado shops had closed their doors today in order that their owners might come to City Hall and speak concerning the budget. He spoke of the city management study of Farmers Market, the Love & Dugger Report, and noted that its contents have just been revealed to the merchants of El Mercado. He addressed his concerns that the study proposes raising rents in Farmers Market beyond reason, and City staff apparently will not correct this matter. He asked for time to study the report before its recommendations are implemented, and spoke in favor of having longer-term contracts in Farmers Market and El Mercado, rather than the three-year contracts, presently used. He then spoke to alleged disparities in budget considerations, and asked for split rates for tenants of Farmers Market, summer and winter, as well as other considerations.

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Mr. Rick Arzola, Farmers Market Association, spoke to alleged problems in management of the farmers market and addressed what he considered disparities in the Love & Dugger Report. He spoke to the \$100,000 taken from the Farmers Market parking funds to balance the City budget, yet never returned, and addressed what he considered to be concerns with the staffing at the Farmers Market.

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There being no other citizens to speak concerning the budget matters, Mayor Wolff declared the Public Hearing to be closed.

The City Clerk read the following Ordinance:

AN ORDINANCE 74,290

ADOPTING THE ANNUAL CAPITAL AND OPERATING BUDGETS FOR THE CITY OF SAN ANTONIO FOR THE FISCAL YEAR 1991-92, BEGINNING OCTOBER 1, 1991 AND ENDING SEPTEMBER 30, 1992, APPROPRIATING FUNDS IN ACCORDANCE WITH SAID BUDGET, FIXING THE AUTHORIZED NUMBER OF EMPLOYEES IN EACH FUND, APPROVING AND AUTHORIZING CONTRACTS WITH OUTSIDE AGENCIES, SETTING THE 1991-92 HOLIDAY SCHEDULE FOR CITY EMPLOYEES, AND APPROVING THE 1991/92-1996/97 CAPITAL IMPROVEMENTS PROGRAM FOR THE CITY OF SAN ANTONIO.

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Mr. Wing moved to approve the proposed budget as presented by the City Manager. Ms. Billa Burke seconded the motion.

Mr. Wing then made an amendment to effect the following budget/cost savings: purchase one-half the radios for the Police Department, \$429,050.00; reduce the Fiesta Carnival from 14 to 11 days to reduce Police Department overtime costs, \$96,000.00; eliminate two paddy wagons, \$53,130.00; Dwyer Street revenue reduction, \$150,000.00; reduce tree-trimming, \$37,350.00; and charge for the use of City streets for the Fiesta Carnival, \$48,075.00. Mr. Thornton seconded the motion.

Mr. Thornton thanked the Police Department for agreeing to the cut in purchase of a portion of its new radios.

Ms. Vera then moved a second amendment to reduce structure demolitions at a savings of \$50,000.00; reduce the Building Maintenance Capital Improvements Reserve Fund by \$100,000.00; eliminate purchase of dictaphones, \$67,000.00; add a Management Coordinator to the City Manager's Office at a cost of \$50,000.00; add \$100,000.00 to the budget for International Relations; and maintain the Stress Manager in the Fire Department, \$54,000.00. Mr. Pierce seconded the motion.

Mr. Wing spoke against the second amendment as effecting encumbrances against future budgets.

In response to a question by Mr. Larson, Mayor Wolff and Mr. Rolando Bono, Assistant City Manager, addressed the need for a Management Coordinator in order to more effectively handle overtures toward Mexico, especially as it relates to new offices for San Antonio in Monterey and Guadalajara. A Council discussion ensued on this matter.

Mr. Thornton addressed the need for action toward implementation of the coming Free Trade Agreement.

Mr. Thompson spoke in support of the first amended motion.

After discussion, the second amendment as proposed by Ms. Vera prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Thompson, Vera, Thornton, Labatt, Larson, Wolff; NAYS: Wing; ABSENT: Martinez.

Following further discussion, the first amendment as proposed by Mr. Wing prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Wing, Martinez, Thompson, Vera, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: None.

A brief discussion ensued concerning the City Manager's alternative budget proposals.

Mr. Larson stated his belief that City government can operate as a business, and noted that no property tax increase would be necessary this year, had not the City Council agreed to current fire and police contracts that have major pay raises mandated. He spoke in support for a three per cent pay raise for non-uniformed City employees. Mr. Larson then offered moved an amendment to grant a three per cent pay raise for non-uniformed City employees in the 1991-92 fiscal year budget, with a further three per cent pay raise the following fiscal year. The motion died for lack of a second.

Mr. Larson offered an amendment to completely eliminate the recommended purchase of additional police radios, at an additional savings of \$431,000.00, since a savings of \$429,050.00 has already been achieved by purchasing only one-half the planned number of police radios as approved in a previous amended motion today, and that Drug Confiscation funds be used for this purchase, rather than funds from the City's General Fund. Mr. Thompson seconded the motion.

Mr. Lloyd Garza, City Attorney, stated his opinion that drug confiscation funds may not be allowable for such purchases.

A discussion followed concerning whether or not negotiators for the Police Association might agree to the complete elimination of the purchase of new police radios, during which Council members also discussed the radios' importance and impact of any cuts in their purchase.

Following discussion, the pending amendment failed to carry by the following vote: AYES: Larson; NAYS: Perez, Pierce, Billa Burke, Martinez, Thompson, Vera, Thornton, Labatt, Wolff; ABSENT: Wing.

Mr. Larson moved an amendment that security for Market Square during Fiesta be handled by Market Square, at a savings of \$150,000.00. The motion died for lack of a second.

Mr. Larson moved an amended motion to reduce the Capital Improvements Reserve Transfer fund from \$296,000.00 to \$200,000.00. The

motion died for lack of a second.

Mr. Larson moved an amended motion to eliminate funding in the Fire Department budget for two (2) Deputy Fire Chief positions. Mr. Labatt seconded the motion.

Mr. Thompson discussed Fire Department manning shortfalls and the need to beef-up the staffing of Fire Station 36 with these saved funds.

Mr. Thornton asked that these saved management funds be used to supplement firefighting operations.

Mr. George K. Noe, Director of Management Services, spoke to the "bumping" process that will occur because of this action, by state law, and noted that the dollar savings of this action will be in the neighborhood of some \$50,000.00.

Mr. Briseno spoke of possibly asking the City's blue ribbon committee to look at this proposed action for the following fiscal year, rather than cutting the budget today.

Ms. Vera spoke in support for a move to fully staff and equip Fire Station 36, through this action.

Mayor Wolff noted that the proposed action would eliminate two Deputy Fire Chiefs, bringing on a "bumping" process, with resultant savings to remain in the Fire Department budget and be used to boost funding for Fire Station 36.

Fire Chief Raul Losoya noted that elimination of his two Deputy Fire Chief positions will leave him with a leadership vacuum in his headquarters, and he urged the Council to wait until an Assistant Fire Chief retires in December, at which time the moves can be made, coupled with the vacancy of yet another Assistant Fire Chief position which had been scheduled to be cut from the budget.

Mr. Labatt made a substitute amended motion to eliminate one Deputy Fire Chief position effective October 1, 1991; eliminate a second Deputy Fire Chief position effective December 31, 1991; and maintain the resultant cost savings in the Fire Department budget for other uses, with a report to come back to City Council as to the use of those funds. Ms. Vera seconded the motion.

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

Mr. Martinez spoke to his concern for the monetary loss effect this action will have on the two current Deputy Fire Chiefs, both of whom have long tenure in position and many years of service with the department. He stated that he cannot support this substitute motion, as a result.

Mr. Wing spoke in agreement with Mr. Martinez' comments and stated his belief that there are other ways to staff lower Fire Department levels.

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

The substitute amended motion, as made by Mr. Labatt and seconded by Ms. Vera, then prevailed by the following vote: AYES: Perez, Pierce, Thompson, Vera, Thornton, Labatt, Larson, Wolff; NAYS: Billa Burke, Wing, Martinez; ABSENT: None.

The pending amendment, as substituted, then prevailed by the following vote: AYES: Perez, Pierce, Thompson, Vera, Thornton, Labatt, Larson, Wolff; NAYS: Billa Burke, Wing, Martinez; ABSENT: None.

Mr. Larson moved an amendment to eliminate one Attorney I position in Municipal Court, at a savings of \$43,566.00. The motion died for lack of a second.

Mr. Larson moved an amendment to eliminate two Public Health Nurse positions at an annual savings of \$60,471.00. The motion died for lack of a second.

Mr. Larson moved an amendment to eliminate two vacant Health Department Sanitarian positions. The motion died for lack of a second.

Mr. Larson moved an amendment to convert one fulltime Market Square position to a part-time position. The motion died for lack of a second.

Mr. Larson moved an amendment to leave open the soon-to-be-vacant position of Assistant Director of Planning, at a savings of \$38,568.00. The motion died for lack of a second.

Mr. Larson moved an amendment to eliminate the position of Downtown Promotions, at a savings of \$36,080.00. The motion died for lack of a second.

Mr. Larson moved an amendment to eliminate four vacant Park Ranger positions, at a savings of \$110,476.00. The motion died for lack of a second.

Mr. Labatt moved an amendment to eliminate Fire Department District 7, at a savings of \$503,747.00. Mr. Larson seconded the motion.

After discussion, the proposed amendment to eliminate Fire Department District 7 failed by the following vote: AYES: Labatt, Larson; NAYS: Perez, Pierce, Billa Burke, Wing, Martinez, Thompson, Vera, Thornton, Wolff; ABSENT: None.

In response to a question by Mr. Thornton, Mr. Joe Aceves, Director of Public Works, discussed the garbage recycling programs of the City and its effects. He also discussed streets maintenance expenditures and projections, noting that while some \$13 million has been budgeted, \$45 million will be needed each year to maintain City streets.

Mr. Larson spoke to the funding for arts and cultural affairs, and the attendance at such events. He spoke of his concern with the proposed cuts in budget funding for the Symphony Society.

Mayor Wolff stated that the Council needs time to assess the impact of the budget cuts on the Symphony Society, noting that the Council may need to re-assess its position in three to six months.

A discussion then took place concerning arts and cultural funding, and the impact of any possible funds restoration in the future for certain individual agencies.

Council also discussed holding a future "B" Session on the process used to determine funding for arts and cultural affairs.

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

91-39 Mayor Wolff declared a Public Hearing to be open.

No citizen appeared to speak to this matter.

Mayor Wolff declared the Public Hearing to be closed.

The City Clerk read the following Ordinance:

AN ORDINANCE 74,291

LEVYING AN AD VALOREM TAX FOR THE SUPPORT OF THE CITY GOVERNMENT OF THE CITY OF SAN ANTONIO, FIXING THE RATE OF \$.35638 PER \$100.00 OF VALUATION, SAID TAXES BEING LEVIED FOR THE TAX YEAR BEGINNING JANUARY 1, 1991 AND ENDING DECEMBER 31, 1991.

* * * *

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

Mr. George K. Noe, Director of Management Services, briefly discussed the recommended tax rate for governmental services, reflecting

actions taken by City Council earlier in this meeting, relative to the budget for FY 1991-92.

A brief discussion ensued concerning the reduced tax rate.

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, Labatt, Wolff; NAYS: Larson; ABSENT: Thornton.

91-39 Mayor Wolff declared a Public Hearing to be open.

No citizen appeared to speak to this matter.

Mayor Wolff declared the Public Hearing to be closed.

The City Clerk read the following Ordinance:

AN ORDINANCE 74,292

LEVYING AN AD VALOREM TAX TO PAY THE PRINCIPAL AND INTEREST ON THE FUNDED DEBT OF THE CITY AND TO CREATE A SINKING FUND THEREFOR; FIXING THE RATE OF \$.22617 PER \$100.00 OF VALUATION; SAID TAXES BEING LEVIED FOR THE TAX YEAR BEGINNING JANUARY 1, 1991 AND ENDING DECEMBER 31, 1991.

* * * *

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

In response to a question by Mr. Larson, Mr. George K. Noe, Director of Management Services, explained the debt service obligations of the City to be serviced by these taxes, including some \$600 million in outstanding debt.

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

91-39 The Clerk read the following Resolution:

A RESOLUTION NO. 91-39-55

EXPRESSING CITY COUNCIL SUPPORT OF A PROPOSED

EMPLOYMENT AND TRAINING PILOT PROJECT.

* * * *

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

Mr. Alex Briseno, City Manager, briefly explained the pilot program worked out with representatives of Communities Organized for Public Service and the Metro Alliance. He discussed its ramifications for training and training programs of the City, locally, and noted that he will be asking the Governor to seek matching state funds for these job training funds.

Mr. Wing then moved an amendment to the Resolution as follows "that this is a first step of a goal of \$2 million that I and a majority of this City Council is committed to in the future as this excellent job proposal develops in the next few months." Ms. Billa Burke seconded the motion.

Father Will Waters, representing the Metro Alliance, spoke in support for creation of the Human Development fund, as proposed in the pending Resolution, and he spoke to its impact. He also noted that the local business community supports this program.

Ms. Cynthia Livar, representing COPS, spoke to specifics of the program and of her hopes to attract matching state funds for job training, noting that the funding goal for the program is \$2 million.

Mayor Wolff spoke to the importance of his model program for the economic good of San Antonio, and stated that the City is committed to making the program work.

Mr. Wing stated that this program is a model for other similar programs to come in the future, and he urged that the current guidelines for the Job Training Partnership Act (JTPA) be changed.

Other Council members also spoke in support of this longterm "client-driven" program for job training.

Mr. Kevin Moriarty, Director of Community Initiatives, briefly explained details of this program and how it will work.

After consideration, the amendment to the Resolution 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 main motion, as amended, 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.

91-39 (At this point, Mayor Wolff was obliged to leave the meeting. Mr. Larson presided in the temporary absence of the Mayor Pro Tem).

91-39 The Clerk read the following Ordinance:

AN ORDINANCE 74,293

AMENDING THE CITY CODE, CHAPTER 32, AUTHORIZING ADJUSTMENTS TO CERTAIN EXISTING FEES; AND ESTABLISHING STANDARD RENTAL RATES AND DURATION OF LEASE AGREEMENTS AND CONDITIONS FOR THE CITY-OWNED PROPERTY AT MARKET SQUARE.

* * * *

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

Mr. Perez spoke to modifications made to contracts in various areas of Market Square, as recommended by the Love & Dugger report involving independent study of the downtown area and consultations with contractors in Market Square. He noted that all Market Square contracts will be based on fair market value.

A discussion then ensued concerning the La Margarita parking lot and its contractual points, and Fiesta Week revenues from Market Square.

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

Mr. Perez asked that a "B" Session be scheduled in two weeks on Fiesta Week revenues from Market Square, and he addressed the "stairstep" approach to lease rates, and longer terms for those leases.

Mr. Nick Pena, representing the El Mercado Merchants Association, asked the Council to consider having the El Mercado merchants pay only one-half the cost of their utilities for the next three years.

Mr. Martinez urged that contracts in Market Square be stabilized.

Mr. Perez made an amendment to the motion that Market Square contracts be for six-year terms with a CPI escalator. Mr. Martinez seconded the motion.

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

After consideration, the main motion, as amended 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.

91-39 The Clerk read the following Ordinance:

AN ORDINANCE 74,294

REVISING CERTAIN LICENSE AND SERVICE FEES AND ESTABLISHING NEW LICENSE AND SERVICE FEES FOR VARIOUS ACTIVITIES IN THE HEALTH DEPARTMENT.

* * * *

Mrs. Billa Burke 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: Perez, Billa Burke, Wing, Martinez, Thompson, Vera, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Pierce.

91-39 The Clerk read the following Ordinance:

AN ORDINANCE 74,295

ESTABLISHING A \$250.00 PER HOUR FEE WHEN A FIREFIGHTING UNIT IS REQUESTED ON A STAND BY BASIS.

* * * *

Mr. Martinez 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, Billa Burke, Wing, Martinez, Thompson, Vera, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Pierce.

91-39 The Clerk read the following Ordinance:

AN ORDINANCE 74,296

AMENDING SECTION 11-17 OF CITY CODE CHAPTER 11 SO AS TO REVISE CERTAIN FEES AND ESTABLISH NEW FEES FOR VARIOUS ACTIVITIES IN THE FIRE DEPARTMENT.

* * * *

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

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.

91-39 The Clerk read the following Ordinance:

AN ORDINANCE 74,297

AMENDING SECTION 15-3 OF THE CITY CODE TO CHANGE SERVICE FEE CHARGES FOR EMERGENCY MEDICAL SERVICES CALL RESPONSES BY ELIMINATING ITEMS (1) THROUGH (19) OF THE CURRENT ITEMIZED FEE SCHEDULE AND ADOPTING A FLAT FEE OF \$27.50 FOR NON-TRANSPORT CALLS AND \$200.00 FOR TRANSPORT CALLS.

* * * *

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

A discussion took place concerning proposed new Emergency Medical Services fees relative to transporting of patients to hospitals, and the matter of medical service rendered, but without transport to hospital.

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

91-39 The Clerk read the following Ordinance:

AN ORDINANCE 74,298

AMENDING SECTION 15-3 OF THE CITY CODE OF THE CITY

OF SAN ANTONIO BY INCREASING THE FEE FOR THE
TRANSPORTATION OF DECEASED PERSONS TO THE MORGUE
FROM \$50.00 TO \$70.00.

* * * *

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

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

- - -
91-39 The Clerk read the following Ordinance:

AN ORDINANCE 74,299

AMENDING CERTAIN SECTIONS OF CHAPTER 7, CEMETERIES,
OF THE CITY CODE TO INCREASE THE PRICE OF LAND SALES
AND CERTAIN SERVICE FEES AND CHARGES.

* * * *

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

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.

- - -
91-39 The Clerk read the following Ordinance:

AN ORDINANCE 74,300

REVISING CERTAIN FEES IN THE PUBLIC WORKS DEPARTMENT
PARKING OPERATIONS FUND AND AMENDING CITY CODE
SECTIONS TO ACCOMPLISH THE SAME.

* * * *

Mr. Wing 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: Perez, Billa

Burke, Wing, Martinez, Thompson, Vera, Thornton, Labatt, Larson, Wolff;
NAYS: None; ABSENT: Pierce.

91-39 The Clerk read the following Ordinance:

AN ORDINANCE 74,301

ESTABLISHING CERTAIN NEW FEES AND REVISING SOLID WASTE COLLECTION AND DISPOSAL SERVICE CHARGES FOR ALL CUSTOMER CLASSIFICATIONS; AMENDING PREVIOUS CITY CODE SECTIONS TO ACCOMPLISH SAME.

* * * *

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

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

91-39 The Clerk read the following Ordinance:

AN ORDINANCE 74,302

AMENDING SECTION 3-42 OF CHAPTER 3 OF THE CODE OF ORDINANCES TO REVISE THE SHORT TERM DAILY MAXIMUM PARKING RATE FROM \$6.00 TO \$7.00 AT THE SAN ANTONIO INTERNATIONAL AIRPORT.

* * * *

Mr. Wing 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, Billa Burke, Wing, Martinez, Thompson, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Pierce, Vera.

91-39 The Clerk read the following Ordinance:

AN ORDINANCE 74,303

AUTHORIZING A THIRD AMENDMENT TO THE DOWNTOWN SAN ANTONIO RIVER BOATS AND BARGES CONCESSION CONTRACT, SAID AMENDMENT BEING TO INCREASE THE PRICE OF ADULT TICKETS FOR TAXI AND TOUR BOAT RIDES FROM THE PRESENT \$2.00 CHARGE TO \$2.50.

* * * *

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

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

91-39 The Clerk read the following Ordinance:

AN ORDINANCE 74,304

INCREASING THE UNIFIED DEVELOPMENT CODE SUBSCRIPTION SERVICE FEE AND AMENDING THE UNIFIED DEVELOPMENT CODE BY INCREASING THE NOTIFICATION LIST FEE AND MINOR PLAT FEE.

* * * *

Mayor Wolff declared a Public Hearing to be open.

No citizen appeared to speak to this matter.

Mayor Wolff declared the Public Hearing to be closed.

Mr. Wing 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: Perez, Billa Burke, Wing, Martinez, Thompson, Thornton, Labatt, Larson, Wolff; NAYS: None; ABSENT: Pierce, Vera.

91-39 Mayor Wolff declared the 3:00 P.M. Public Hearing to be open on the Downtown Improvements Supplemental Assessment District.

No citizen appeared to speak to this matter.

Mr. Frank Perry, Assistant Director of Planning, noted that the City has received one written protest to the new supplemental special tax rate within this downtown zone, and asked that the Council provide him direction, asking them to uphold by vote the staff recommendation for new assessments.

Mr. Thompson made a motion to approve staff recommendations. Mr. Pierce seconded the motion.

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

91-39

CITIZENS TO BE HEARD

MR. MARIO C. CASTILLO

Mr. Mario C. Castillo, 1819 San Fernando Street, spoke to the City Council regarding the need to advertise the Citizens To Be Heard segment throughout the city. He also spoke against the ordinance regarding junked vehicles. He stated that the ordinance is unconstitutional.

* * * *

MR. JOE JIMENEZ, JR.

Mr. Jimenez spoke to the Council again regarding his workmen's compensation case.

* * * *

SALADO CREEK ISSUE

A group of citizens living in the Salado Creek area appeared to speak to the Council regarding the capping of the well at that location.

Mr. Jim Burke, 4414 Pecan Grove, spoke to the capping of the Well J #21 at Salado Creek. He mentioned that the City Council had asked the Edwards Underground Water District through Resolution to do a complete scientific study prior to capping of the well. He stated that the EUWD did not do this and proceeded to permanently cap the well. Mr. Burke explained that the cap has caused the Salado Creek to dry up in certain areas and has caused great damage to areas along the route of the Salado Creek. He stated that they had been negotiating with the EUWD until the negotiations broke down and now the EUWD has completely isolated itself. They asked that the City Council be responsive to the over 30,000 people being affected.

Mayor Wolff urged Mr. Burke and others to contact the Sierra Club members about the impact to the wildlife.

In response to Ms. Billa Burke, Mr. Ron Darner detailed the various park lands affected by the Salado Creek and the procedure previously used when creek beds have dried up.

Mrs. Dotti Parkam, 4510 Pecan Grove, expressed concern about the action of the EUWD and the impact to the neighborhoods since the capping of the well.

Mayor Wolff also asked that the Metropolitan Health District investigate the situation.

Mr. Burke stated that they are investigating the filing of a class action suit against the EUWD. He asked for the city's assistance in this matter.

Mrs. Jeanette Bierschwale, 4422 Pecan Grove, stated that they are long time residents of this area and explained what the capping of the well has meant to this area. She also stated that they will be pushing for a class action suit.

Mr. Frank Granieri, 3851 Roland, also expressed his concern over the capping of the well.

Mr. Bill Cryar, 949 Drexel, reiterated the statements made by previous speakers. He stated that the Eastside of San Antonio is being destroyed.

Mr. Al Rohde, also expressed concern over what this action of the EUWD has done to the area, including the wild life and the environment. He stated that he has offered property to the Edwards so that another well can be dug and the damage be addressed as soon as possible.

Mr. Labatt urged the citizens to investigate the filing of the class action suit. He also expressed concern about the possibility of plugging up the wells at Brackenridge Park. He also stated that the EUWD Board doesn't have the interest of Bexar County in mind.

In response to Mr. Wing's comments, City Attorney Garza stated that every property owner has a right to file suit if they feel that a nuisance has been created, and even the City has the right to sue.

Mr. Wing suggested that the City Council indicate its interest and concern through perhaps a Resolution.

Mayor Wolff asked that the Parks and Recreation Department look into this issue along with Metro Health and that a meeting with the EUWD Chairman be arranged to discuss these issues, especially the offer made by Mr. Rohde.

Mr. Thompson stated that a strategy needs to be developed to be applied to these issues in view of the Edwards Aquifer. He feels that it is inappropriate for the city to take individual action until the overall strategy is finalized.

Mr. Rohde distributed a copy of a letter written to Mr. Masters regarding this issue, a copy of which is on file with the papers of this meeting.

* * * *

REVEREND R. A. CALLIES

Rev. R.A. Callies, 643 Rice Road, spoke to the City Council regarding the progress of the city's cemeteries project, a copy of which is on file with the papers of this meeting. He stated that Assistant City Attorney Hubbard has also been working on this issue. He stated that today's presentation is a partial report and a file report will be forthcoming and the council.

Mr. Thompson commended Rev. Callies for all the work he has done. He also stated that the work which Rev. Callies is doing is the cemetery clean-up and maintenance should be applauded.

Mr. Frank Pierce also commended Rev. Callies. He also stated that he has been working with neighborhood groups on this issue and he asked Rev. Callies to meet with city staffer, Mr. Bill Baurman in the Planning Department, who has been working on this issue.

- - -
91-37 There being no further business to come before the Council, the meeting was adjourned at 8:00 P.M.

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

Attest: *Anna S. Rodriguez*
C I T Y C L E R K

Anna S. Rodriguez
September 12, 1991
jd

