

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO, HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY, APRIL 29, 1993.

* * * *

The meeting was called to order by the Presiding Officer, Mayor Nelson W. Wolff, with the following members present: PEREZ, PIERCE, BILLA BURKE, NIETO, SOLIS, AYALA, THORNTON, LABATT, LARSON, WOLFF. Absent: VERA.

- - -
93-18 Invocation - Reverend Dwayne Willougby, Shearer Hills Baptist Church.

- - -
93-18 Pledge of Allegiance to the flag of the United States.

- - -
93-18 NATIONAL TOURISM WEEK

Mayor Wolff read the formal proclamation designating "National Tourism Week" in San Antonio and presented it to the group.

Mr. Steve Moore, Director of the San Antonio Convention & Visitors Bureau, spoke to the importance of the hotel/motel industry to the success of San Antonio's tourism industry.

Mr. Keith Harward, General Manager, Embassy Suites Airport, co-chairman of the bureau's Tourism Marketing Committee, spoke briefly to the planned events of the week.

Mr. Charlie Jarrell, Department of Arts & Cultural Affairs, spoke to details of the National Tourism Week poster contest. He noted that works were submitted in four categories: middle school, high school, college and open categories, with one overall winner declared. Each artist is to receive a cash award at the National Tourism luncheon to be held May 5, 1993, with the monies for those awards raised from tourism industry leaders in San Antonio.

Mr. Jarrell then introduced each winner, to wit:

First place in the Middle School category - Theodore T. Shierk III, who is home-schooled.

First place in the High School category - Juan Chavez from Lanier High School.

First place in the College category - Christopher Sanchez from San Antonio College.

First Place in the Open category - Beatrice Brooks.

Overall Winner - Fatima Ronquillo, age 16, from Holmes Business Careers High School.

Each winner then came forward to display their poster art work and to describe it for the City Council.

Mayor Wolff and members of City Council congratulated each of the contest winners.

Mr. Pierce spoke to the importance of the Convention & Visitors Bureau, and noted the increasing number of national groups planning to hold their national conferences in San Antonio.

Mr. Thornton asked that all the winners be hosted by the bureau at outings to Sea World and Fiesta Texas.

- - -

93-18 LEGISLATIVE BRIEFING ON EDWARDS AQUIFER LEGISLATION

Mayor Wolff spoke to the progress of the Edwards Aquifer legislation now before the State Legislature in Austin, and introduced a group of San Antonio area mayors, present in the audience to hear this briefing, since it also affects each of their respective cities.

Mr. Cliff Morton, Chairman, San Antonio Water System, addressed a brief review of what SAWS and others sought to accomplish by seeking this proposed Edwards Aquifer legislation. He stated his belief that this legislation will require creation of a new agency to oversee all facets of the proposed compromise aquifer legislation. He then summarized the contents of a three-page memorandum handed to City Council members, outlining the compromise legislation hammered out last Tuesday by all parties concerned. (A copy of the memorandum is made a part of the papers of this meeting.)

He stated his belief that the State Senate will act on this proposed legislation next week, after which it goes to the House of Representatives, if approved. He spoke to the strong support given the proposed legislation by Lt. Gov. Bob Bullock and other legislative leaders, including House Speaker Pete Laney. He then thanked Senator Armbrister and Representatives Libby Linebarger and Robert Puente for their help in this legislation.

Mr. Russ Johnson, attorney, then spoke to details of the proposed legislation and what it is designed to do.

GOVERNANCE

He addressed the creation, under the proposed legislation, of a nine-member Edwards Aquifer Authority covering all areas over the aquifer. He noted that three of those members will come from the two western counties, three from the eastern counties and downstream interests, and three members from San Antonio and Bexar County. He noted that City Council would appoint two of the three members from San Antonio and Bexar County area, while County Commissioners Court would appoint the third member.

Mr. Johnson then spoke to reasons why the board members will not be elected, rather than appointed, at this time, including the matter of timeliness and the need for balanced representation of all three interest-areas.

FINANCES

Mr. Johnson noted that, under the proposed legislation, the Edwards Aquifer Authority would be financed by user fees, not tax monies, and he addressed the restraints upon the uses allowed for those user fees.

PERMITTED RIGHTS

He then addressed the two guarantees involved in the matter of permitted rights to water from the Edwards Aquifer.

DEMAND MANAGEMENT

Mr. Johnson spoke to plans for water demand management and a drought management plan.

LIMITATIONS ON WATER MARKET

He then addressed the proposed limits to be placed upon the impact of 'water brokers' on the new Authority, which he stated would be the sole authority able to acquire permitted water rights, under the proposed legislation.

MEASURING

He addressed the methods to be used in fitting all permitted water wells with measuring devices.

COMPREHENSIVE MANAGEMENT PLAN

Mr. Johnson spoke to the obligation of the Edwards Aquifer Authority to develop a Comprehensive Management Plan.

In summary, he stated his belief that the proposed legislation is a true compromise.

In response to a question by Mayor Wolff, Mr. Morton stated his belief that this is a good compromise bill, one which calls for local appointment of board members and which meets the minimum requirements of the Endangered Species Act. He stated that Secretary of the Interior Bruce Babbitt, who oversees enforcement of the Act, will be asked to 'buy off' on this plan, as soon as possible.

Mr. Thornton spoke to the commitments of high state officials to this compromise.

In response to a question by Mr. Thornton, Mr. Morton gave his opinion as to how the compromise legislation will affect other water concerns of this area, including re-use water and possible water-exchanges in order to recharge the aquifer.

Mr. Thornton stressed the importance of having a predictable water supply.

Mr. Morton spoke to the continued reticence of the agricultural interests in the two western counties concerning achievement of this proposed compromise. He expressed his opinion that these agricultural interests always will contend that they have the right of 'unlimited take' from the aquifer. He further stated his belief that the legislative interests representing this group want to impose limits on pumpage from the aquifer for San Antonio and Bexar County, and to mandate surface water supplies as San Antonio's principal water supply.

Mr. Labatt thanked SAWS and Mr. Johnson for their diligent efforts in this matter.

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

In response to a question by Mr. Labatt, Mr. Joe Aceves, President and Chief Executive Officer, San Antonio Water System, spoke to reasons for excluding Kinney County from the compromise, at their own request, even though a portion of the aquifer lies under that county.

In response to a question by Mr. Labatt, Mr. Johnson discussed recharge and augmentation possibilities.

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

Ms. Ayala congratulated the SAWS board and attorneys for their work on this matter.

In response to a question by Ms. Ayala, Mr. Morton outlined the nine-member board and spoke to the appointing authorities for that board. He noted that separate legislation would need to be enacted in order to mandate election of the three members of the Authority board representing San Antonio and Bexar County.

Mayor Wolff urged the suburban mayors, present in the audience, to meet with Mr. Morton and attorneys concerning details of the compromise legislation.

260

93-18 CONSENT AGENDA

Ms. Billa Burke made a motion to approve Agenda Items 8-17, constituting the Consent Agenda, with Item 14 earlier removed from consideration by the City Manager and Item 12 being pulled for individual consideration. Mr. Solis seconded the motion.

Mr. Thornton called attention to the success of the small business firm involved in Agenda Item 11, and asked that the Council's Small Business Committee to take note of that success.

After discussion, the motion, carrying with it the passage for the following ordinances, prevailed by the following vote: AYES: Pierce, Billa Burke, Nieto, Solis, Ayala, Thornton, Labatt, Larson, Wolff. NAYS: None. ABSENT: Perez, Vera.

AN ORDINANCE 77,833

ACCEPTING THE LOW BID OF COMMUNICATION PROFESSIONALS TO FURNISH THE CITY OF SAN ANTONIO WITH TWO-WAY RADIOS FOR A TOTAL OF \$61,653.91.

* * * *

AN ORDINANCE 77,834

RATIFYING PAYMENT TO NATHAN ALTERMAN ELECTRIC COMPANY FOR EMERGENCY REPAIRS TO AN ELECTRICAL SWITCH AT THE CONVENTION CENTER FOR A TOTAL OF \$18,259.15.

* * * *

AN ORDINANCE 77,835

ACCEPTING THE LOW QUALIFIED BIDS OF ADVANTAGE RENT-A-CAR, ANCIRA-WINTON CHEVROLET, INC., AND ENTERPRISE RENT-A -CAR COMPANY OF TEXAS FOR THE LEASE OF SIXTEEN AUTOMOBILES AND TRUCKS FOR USE BY THE SAN ANTONIO POLICE DEPARTMENT FOR A TOTAL OF \$38,618.76.

* * * *

AN ORDINANCE 77,836

ACCEPTING THE LOW QUALIFIED BID OF B BRAND COMPUTERS, INC. TO FURNISH THE CITY OF SAN ANTONIO

INFORMATION SERVICES DEPARTMENT WITH MICROCOMPUTER NETWORK ACCESS ADAPTERS FOR A TOTAL OF \$10,865.00.

* * * *

AN ORDINANCE 77,837

AUTHORIZING THE EXECUTION OF FIELD ALTERATION NO. 18 IN THE AMOUNT OF \$56,729.90 WITH S.A. WINCO, INC. IN CONNECTION WITH THE LEAL STREET - N.W. 26TH TO MARTINEZ CREEK PROJECT.

* * * *

AN ORDINANCE 77,838

AUTHORIZING THE EXECUTION OF A CONTRACT WITH NICK'S CATERING SERVICE TO PROVIDE CATERING SERVICES IN CONNECTION WITH THE ANNUAL EMPLOYEE SERVICE AWARDS PICNIC TO BE HELD ON MAY 21, 1993 AT A COST NOT TO EXCEED \$4,000.000; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

* * * *

AN ORDINANCE 77,839

APPOINTING MOLLY GREEN (DISTRICT 9) TO THE ANIMAL CONTROL ADVISORY BOARD TO REPLACE KATHLEEN WALTHALL FOR A TERM OF OFFICE TO EXPIRE ON APRIL 31, 1995.

* * * *

AN ORDINANCE 77,840

APPOINTING REAGAN GREER (DISTRICT 10) AS AN ALTERNATE MEMBER TO THE BOARD OF ADJUSTMENT FOR A TERM OF OFFICE TO EXPIRE ON FEBRUARY 22, 1995.

* * * *

AN ORDINANCE 77,841

REAPPOINTING ARMANDO ARANDA (MAYOR) TO THE CABLE TELEVISION ADVISORY COMMITTEE FOR A TERM OF OFFICE TO EXPIRE ON DECEMBER 31, 1994.

* * * *

AN ORDINANCE 77,842

REAPPOINTING JAMES WHITEAKER (MAYOR) TO THE PLUMBING APPEALS AND ADVISORY BOARD FOR A TERM OF OFFICE TO EXPIRE ON MARCH 20, 1994.

* * * *

AN ORDINANCE 77,843

REAPPOINTING ROBERT DUNLOP (MAYOR) TO THE CENTRO 21
TASK FORCE FOR A TERM OF OFFICE TO EXPIRE ON
DECEMBER 31, 1994.

262

* * * *

AN ORDINANCE 77,844

REAPPOINTING MARTIN BARTLETT (MAYOR) TO THE
TRANSPORTATION ADVISORY BOARD FOR A TERM OF OFFICE
TO EXPIRE ON JANUARY 26, 1994.

* * * *

AN ORDINANCE 77,845

APPOINTING MARY ELLEN O'NEILL AND VEATRICE WILLIAMS
TO THE SMALL AND MINORITY BUSINESS ADVOCACY ADVISORY
COMMITTEE FOR A TERM OF OFFICE TO EXPIRE ON NOVEMBER
1995.

* * * *

AN ORDINANCE 77,846

CLOSING A PORTION OF WEST ASHBY STREET ON JUNE 6,
1993, SO THAT IT MAY BE USED BY ST. ANN'S CATHOLIC
CHURCH FOR ITS CHURCH FESTIVAL.

* * * *

93-18 The Clerk read the following Ordinance:

AN ORDINANCE 77,847

ACCEPTING THE PROPOSAL OF ADVANCED HEARING &
COMMUNICATIONS TO FURNISH THE CITY OF SAN ANTONIO
WITH SPECIAL SOUND SYSTEMS TO ALLOW HEARING-IMPAIRED
PATRONS TO PARTICIPATE IN ACTIVITIES AT CERTAIN CITY
FACILITIES FOR A TOTAL OF \$48,714.31.

* * * *

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

Archie Titzman, Director of Purchasing and General Services, explained the reasons for the staff recommendation to accept the proposal of Advanced Hearing and Communications for special sound systems for hearing-impaired patrons of City facilities.

The following discussion then took place:

Mr. Larry M. Correu, representing the Alamodome Technical Advisory Committee, stated his belief that the needs of the some 75,000 hearing-impaired persons in Bexar County area being well-considered by City staff in this matter. However, he noted that the low bidder being recommended by the staff is not the system recommended by Alamodome architects, though the low bidder does meet the bid specifications. He spoke to his concern that the system involved was not tested by hearing-impaired persons, beforehand. He expressed his belief that the optimum system would include definite channels that could be individually selected by users, and he spoke to the differences between optimum systems and less-desirable systems that may not fully meet the needs of hearing-impaired and visually-impaired persons. He asked the City Council to delay approval of this contract and permit tests of the recommended system by his committee. He then lauded the Alamodome for its accessibility.

Mr. Herb Dickson, representing Phonic Ear, Inc., Austin, spoke to the Alamodome demonstrations of the various systems involved, and addressed the advantages of a more expensive narrow-band system which would be less affected by any outside interference. He then contrasted his system versus the staff-recommended system, and asked for a re-evaluation by a hearing-impaired representative.

Ms. Nancy Smith, representing Advanced Hearing and Communications, noted that the Telex brand, recommended by City staff for this contract, meets all bid specifications, and she spoke briefly to its advantages. She then described her system's channel-lock capability.

Mr. Steven Simpson, representing Southwest Sound, described the 'lockable cap' that is placed over the tuner in the Telex unit, once the channel selection is made. He spoke in support for the Telex system and its low bid.

Ms. Barbara Hunter, 6126 Golden Valley, representing Self-Help For Hard-of-Hearing People, stated her opinion that the recommended system will not meet the needs of all hearing-impaired persons, and asked that the Telex system be tested in the Alamodome before hearing-impaired persons.

Mr. Edward C. Garcia, Director of Convention Facilities, noted that the Telex system was not tested by hearing-impaired persons, but he spoke to its advantages and planned uses in the Alamodome. He noted further that the Alamodome Technical Advisory Committee did not recommend a specific piece of equipment.

In response to a question by Mr. Thornton, Mr. Garcia noted that both systems being discussed here today are in use across the nation, and stated his opinion that it will not adversely affect completion of the Alamodome by allowing sufficient time for system testing, if the Council desires. He then described how his staff allots channels for usage in a particular meeting area, including the dedication of a specific channel for use by the visually-impaired. He spoke to how the Alamodome staff would 'lock in' certain channels for certain areas.

In response to a question by Mr. Thornton, Mr. Correu stated that he still would like to have hearing-impaired persons test the system, first.

Mr. Garcia addressed the advantage of the Telex system, and stated his opinion that both systems under discussion are comparable.

In response to a question by Mr. Thornton, Ms. Judy Babbitt, Disability Access Office, Department of Planning, addressed the history of sound system development for the Alamodome, and spoke in agreement with the staff recommendation.

Mr. Labatt stated his belief that the recommended system meets the needs of the City, but understands the concerns of the hearing-impaired. He spoke in support for the staff recommendation.

In response to a question by Mr. Solis, Mr. Garcia spoke to the adequacy and portability of the recommended system.

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

- - -

93-18 The Clerk read the following Ordinance:

AN ORDINANCE 77,848

CLOSING, VACATING, ABANDONING AND QUITCLAIMING A PORTION OF AN UNIMPROVED ALLEY AND AN UNIMPROVED PORTION OF SOUTH CHUPADERAS STREET BETWEEN TAMPICO STREET AND APACHE CREEK, AS REQUESTED BY THE SAN ANTONIO INDEPENDENT SCHOOL DISTRICT (COOPER MIDDLE SCHOOL), THE ADJACENT PROPERTY OWNER, IN ORDER TO PROPERLY PLAT THE EXISTING SCHOOL SITE.

* * * *

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.

Mr. Bill Toudouze, Real Estate Division, Public Works Department, explained the request to close an unimproved alley and an unimproved portion of South Chupaderas Street for Cooper Middle School.

Mr. Solis 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, Nieto, Solis, Thornton, Labatt, Wolff; NAYS: None; ABSENT: Vera, Ayala, Larson.

93-18 The Clerk read the following Ordinance:

AN ORDINANCE 77,849

GRANTING AN EXCEPTION TO THE MORATORIUM ON THE ISSUANCE OF SIGN PERMITS, CERTIFICATES OF OCCUPANCY, AND ZONING CHANGES IN THE FREDERICKSBURG ROAD PROJECT AREA IN ORDER TO ALLOW MR. MICHAEL J. WOERNER TO APPLY FOR THE DEVELOPMENT-RELATED PERMITS NEEDED TO OCCUPY THE PROPERTY LOCATED AT 1812 FREDERICKSBURG ROAD AS A COMMUNICATIONS EQUIPMENT RETAIL SHOP.

* * * *

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.

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

Mr. Gene Camargo, Director of Building Inspections, explained the request for an exception to the moratorium in the Fredericksburg Road Project Area, and noted that City staff recommends approval of that request.

Mr. Solis 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, Nieto, Solis, Thornton, Labatt; NAYS: None; ABSENT: Vera, Ayala, Larson, Wolff.

AN ORDINANCE 77,850

GRANTING AN EXCEPTION TO THE MORATORIUM ON THE ISSUANCE OF SIGN PERMITS, CERTIFICATES OF OCCUPANCY, AND ZONING CHANGES IN THE FREDERICKSBURG ROAD PROJECT AREA IN ORDER TO ALLOW MR. KENNETH L. BROWNE TO APPLY FOR THE DEVELOPMENT-RELATED PERMITS NEEDED TO OCCUPY THE PROPERTY LOCATED AT 1732 FREDERICKSBURG ROAD AS A STAMP COMPANY.

* * * *

Mr. Labatt, presiding in the absence of the Mayor and Mayor Pro Tem, declared the Public Hearing to be open.

No citizen appeared to speak to this matter.

Mr. Labatt declared the Public Hearing to be closed.

Mr. Gene Camargo, Director of Building Inspections, explained the request for an exception to the moratorium in the Fredericksburg Road Project Area, and noted that City staff recommends approval of that request.

Ms. Solis 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, Nieto, Solis, Labatt; NAYS: None; ABSENT: Vera, Ayala, Thornton, Larson, Wolff.

93-18 With Mr. Labatt presiding in the absence of the Mayor and Mayor Pro Tem, the regular meeting was recessed at 3:34 P.M. for the purpose of holding an Executive Session as follows:

D. Briefing on the status of negotiations regarding the Memorandum of Understanding relating to the Rivercenter Mall. (Other Executive Session items on page 21 of the minutes.)

93-18 City Council reconvened in regular session at 4:00 P.M., then recessed at 4:01 P.M., convening as the Board of Directors of the City of San Antonio Industrial Development Authority (CSAIDA), adjourning that meeting at 4:07 P.M. in order to reconvene in regular session of the City Council.

Clerk read the following Resolution:

A RESOLUTION NO: 93-18-39

APPROVING A RESOLUTION OF THE CITY OF SAN ANTONIO INDUSTRIAL DEVELOPMENT AUTHORITY AUTHORIZING ASSIGNMENT AND ASSUMPTION OF OBLIGATIONS ON VARIABLE RATE DEMAND INDUSTRIAL DEVELOPMENT REVENUE REFUNDING BONDS, SERIES 1989 (RIVERCENTER ASSOCIATES PROJECT) IN THE MAXIMUM AGGREGATE PRINCIPAL AMOUNT OF \$15,700,000.00, IN CONNECTION WITH THE SALE OF RIVERCENTER MALL TO KEYSTONE-TEXAS PROPERTY HOLDING CORP.; RELEASING RIVERCENTER ASSOCIATES IN FULL FROM ALL OF THE OBLIGATIONS AND LIABILITIES UNDER THE LOAN AGREEMENT IN CONNECTION WITH SAID BONDS; AND DECLARING AN EMERGENCY.

* * * *

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

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

93-18 The Clerk read the following Ordinance:

AN ORDINANCE 77,851

ACCEPTING THE LOW BID OF PIPER INDUSTRIES TO FURNISH THE CITY OF SAN ANTONIO PUBLIC WORKS DEPARTMENT WITH 65,000 CURBSIDE RECYCLING CONTAINERS FOR A TOTAL OF \$184,600.00.

* * * *

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

Mr. John German, Director of Public Works, explained the proposed purchase of some 65,000 curbside recycling containers, each bearing the logo of H.E.B. Foodstores in return for a \$25,000.00 contribution to the purchase of the containers. He noted that the containers are scheduled to be distributed to target recycling areas in late June, in preparation for a July start of the recycling program.

In response to a question by Mr. Larson, Mr. German spoke to developing contracts with markets for recycled paper, plastics, etc.

Mr. Dan Cardenas, Supervisor of Solid Waste Division, Department of Public Works, noted that contracts on the recycled materials will be signed before the actual pickup begins in July.

Mr. Thornton and Mr. Labatt both spoke in support for the City's recycling program.

Mr. Labatt discussed the need for a composting program, as well, noting that 17 per cent of each load being dumped at City landfills is made up of grass and tree clippings.

In response to a question by Mr. Solis, Mr. German stated that the recycling program will expand next year into the city's east and west sides, with the programs tied to the City service centers in those areas. He noted that the program will expand into the city's south side in two years.

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

93-18 The Clerk read the following Ordinance:

AN ORDINANCE 77,852

MANIFESTING A CONTRACT WITH THE JOINT VENTURE OF MARTINEZ, MENDOZA, & COMPANY, P.C. AND KPMG PEAT MARWICK, PUBLIC ACCOUNTANTS FOR AUDITS OF CITY OF SAN ANTONIO FINANCIAL STATEMENTS FOR THE FISCAL YEARS 1993 THROUGH 1995.

* * * *

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

Ms. Nora Chavez, Director of Finance, spoke to the City's outside audit program.

Mr. Robert W. Douglas, 536 South W.W.White Road, spoke to his concerns with the outside audit contract, and thanked the City for its minority business development efforts.

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



Clerk read the following resolution:

A RESOLUTION NO: 93-18-40

EXPRESSING CITY COUNCIL'S INTENTION TO COOPERATE WITH THE SAN ANTONIO CAROUSEL FOUNDATION BY PROVIDING SPACE IN HEMISFAIR PARK FOR INSTALLATION OF A CIRCA 1917 C. W. PARKER GRAND JUBILEE CAROUSEL, SAID CAROUSEL BEING CURRENTLY RESTORED BY THE SAN ANTONIO CAROUSEL FOUNDATION.

* * * *

Mr. Ron Darner, Director of Parks & Recreation, detailed plans to allow erection of the historic circa 1917 C.W. Parker Grand Jubilee Carousel in HemisFair Park, to be donated by San Antonio Carousel Foundation, noting that the carousel in question once was a highlight of old Playland Park.

Dr. Morris Franklin, representing San Antonio Carousel Foundation, described his group's intent to restore the historic old carousel, and addressed its proposed new location in the southwestern portion of HemisFair Park.

Mr. Labatt spoke to the history of the old carousel.

Dr. Franklin noted that this is the only remaining carousel of the four constructed in 1917.

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

93-18 The Clerk read the following Resolution:

A RESOLUTION NO: 93-18-41

CONSENTING TO THE ISSUANCE OF BONDS IN THE AMOUNT OF \$16,000,000.00 BY THE BELL COUNTY HEALTH FACILITIES DEVELOPMENT CORPORATION TO FINANCE THE PURCHASE BY LUNCH, INC. OF A HEALTH FACILITY IN SAN ANTONIO.

* * * *

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

Mr. Clint Bolden, Director of Economic Development, explained the need for the City of San Antonio's official consent for the Bell County Health Facilities Development Corporation to complete the purchase of the Normandy Terrace Nursing Home on Rice Road.

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

270

93-18 The Clerk read the following Ordinance:

AN ORDINANCE 77,853

AUTHORIZING THE CITY OF SAN ANTONIO TO ACT AS CO-APPLICANT WITH THE TEXAS RESEARCH AND TECHNOLOGY FOUNDATION AND CTRF RESEARCH FOUNDATION, ("THE FOUNDATIONS") FOR A GRANT IN THE AMOUNT OF \$1,500,000.00 FROM THE U.S. DEPARTMENT OF COMMERCE, ECONOMIC DEVELOPMENT ADMINISTRATION ("EDA") FOR THE DEVELOPMENT OF THE GOOD MANUFACTURING PRACTICES PLANT; AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH THE FOUNDATIONS IN CONNECTION WITH THE GRANT; AND DECLARING AN EMERGENCY.

* * * *

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

Mr. Clint Bolden, Director of Economic Development, described the proposed development of the Good Manufacturing Practices Plant, designed to manufacture a new cancer-fighting drug. He noted that the plant will create some 400 new jobs for San Antonio, and will be located in the Texas Research Park area. He further noted that the initial phase of the plant will cost some \$3 million, with half that amount coming from sale of Economic Development Administration (EDA) bonds.

Mayor Wolff and Mr. Labatt spoke to this as being an excellent program for the Texas Research Park.

In response to a question by Mr. Thornton, Mr. Bolden noted that San Antonio, as a co-applicant, has an excellent chance to receive this EDA grant.

A discussion then took place concerning development of a cancer treatment drug and its commercial application.

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

93-18

The Clerk read the following Ordinance:

AN ORDINANCE 77,854

ESTABLISHING THE 1993 SUMMER RECREATION PROGRAM AT FIFTY LOCATIONS; DESIGNATING \$440,612.63 IN GENERAL FUNDS AND 1992 SUMMER PROGRAM CARRYOVER FUNDS FOR SAID PROGRAM; AUTHORIZING THE USE OF CARRYOVER FUNDS; AND APPROVING A PERSONNEL COMPLEMENT.

* * * *

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

Mr. Ron Darner, Director of Parks & Recreation, spoke to the Summer Recreation program, to be held at some 50 locations.

In response to a question by Mr. Perez, Mr. Darner addressed the hours of operation for the various recreation sites and centers, and spoke to details of the Nite Owl programs.

Discussion then took place concerning possible later opening and closing hours for some of the Nite Owl program sites, and the possibility for later funding of additional sites.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Pierce, Billa Burke, Nieto, Solis, Ayala, Thornton, Labatt, Larson, Wolf; NAYS: None; ABSENT: Vera.

93-18

The Clerk read the following Ordinance:

AN ORDINANCE 77,855

AUTHORIZING THE EXECUTION OF A THREE-MONTH LEASE AGREEMENT FOR THE PERIOD OF MAY 24, 1993 THROUGH AUGUST 27, 1993 TO RENT OFFICE SPACE FROM OUR LADY OF SORROWS CHURCH FOR AN AMOUNT NOT TO EXCEED \$3,300.00 IN CONNECTION WITH THE ADMINISTRATION OF THE 1993 SUMMER RECREATION PROGRAM.

* * * *

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

Mr. Ron Darner, Director of Parks & Recreation, explained the annual lease of this facility for the administration of the Summer Recreation Program.

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

272

93-18 The Clerk read the following Ordinance:

AN ORDINANCE 77,856

APPROPRIATING \$435,220.38 FROM FUND NO. 75, ACCOUNT 06-01-09, OBJECT CODE 04-258, INDEX ACCOUNT 500-512 AND AUTHORIZING PAYMENT OF \$232,863.00 FOR LEGAL EXPENSES AND \$181,116.53 FOR RELATED EXPENSES FOR A TOTAL OF \$413,979.53 TO THE LAW OFFICES OF SOULES & WALLACE, \$19,850.82 FOR LEGAL SERVICES TO GARCIA & SIEFFERT, P.C. AND \$1,319.75 FOR LEGAL SERVICES AND \$70.28 FOR RELATED EXPENSES FOR A TOTAL OF \$1,390.03 TO DENTON, MCKAMIE & NAVARRO IN CONNECTION WITH THE TRIAL OF CAUSE NO. 91-CI-10839, VAN DE WALLE AGRICULTURAL PROPERTIES, LTD. VS. CITY OF SAN ANTONIO.

* * * *

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

Mr. Lloyd Garza, City Attorney, explained that this proposed ordinance was discussed with City Council in Executive Session last week.

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

93-18 The Clerk read the following Ordinance:

AN ORDINANCE 77,857

AUTHORIZING THE TEMPORARY STREET CLOSURE OF A PORTION OF MAURY STREET BETWEEN NOGALITOS AND LUBBOCK, FROM 6:00 P.M. UNTIL 10:00 P.M., THURSDAY, APRIL 29, 1993, FOR THE PURPOSE OF HOLDING A CAMPAIGN RALLY, AND 8:00 A.M. UNTIL MIDNIGHT, SATURDAY, MAY 1, 1993, FOR ELECTION DAY; AND DECLARING AN EMERGENCY, AS REQUESTED BY COUNCILMAN JUAN F. SOLIS, III.

* * * *

Ms. Billa Burke 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, Nieto, Solis, Ayala, Thornton, Labatt, Wolff; NAYS: None; ABSENT: Vera, Larson.

93-18 The Clerk read the following Ordinance:

AN ORDINANCE 77,858

AUTHORIZING THE TEMPORARY STREET CLOSURE OF THE 1700 BLOCK OF CLOWER BETWEEN BRAD AND THE SOUTHBOUND EXCESS ROAD OF IH-10 ON MAY 2, 1993, FROM 6:00 A.M. TO MIDNIGHT IN CONNECTION WITH THE ST. MARY MAGDALENE SCHOOL FROLIC FESTIVAL; AND DECLARING AN EMERGENCY; AS REQUESTED BY COUNCILWOMAN YOLANDA VERA.

* * * *

Mr. Perez made a motion to approve the proposed Ordinance. Mr. Solis 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, Nieto, Solis, Ayala, Thornton, Labatt, Wolff; NAYS: None; ABSENT: Vera, Larson.

93-18 Agenda item 28, being a proposed ordinance authorizing the use of Council Discretionary funds for students of the Gifted and Talented Program at Tafolla Middle School for their field trip to Fiesta Texas, as requested by Councilman Roger A. Perez, was earlier removed from consideration by the City Manager.

93-18 The Clerk read the following Ordinance:

AN ORDINANCE 77,859

ADOPTING A PARKING DECAL PROGRAM APPLICABLE TO PROPERTIES WITHIN THE ALAMODOME NEIGHBORHOODS; ESTABLISHING THREE PERSONNEL POSITIONS WITHIN THE PUBLIC WORKS PARKING DIVISION; AND APPROPRIATING \$106,794.00 OF PROGRAM OPERATING FUNDS FOR THIS FISCAL YEAR.

* * * *

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

Mr. John German, Director of Public Works, explained the four elements of the parking decal program applicable to properties within the Alamodome neighborhood, including plans also to increase the event parking rates in City parking facilities.

Miss Mary Alvarado, 120 Camargo, representing the Gateway to South HemisFair Neighborhood Association, stated her belief that her neighborhood will be inundated by vehicles during Alamodome events, and addressed the lack of planned decals for visitors to neighborhood homes. She then presented the Council with petitions bearing 28 signatures of area residents, against the proposed decal program.

Mr. Pierce spoke to the success of similar decal programs in areas surrounding domes in other major cities, and noted that the City will have a strong public information program for this decal program.

Mr. Joe Rodriguez, Assistant Director of Public Works, in charge of the Alamodome parking program, stated that he is forming an office that can provide more parking decals for visitors to neighborhood areas, etc.

Mr. Perez spoke to his confidence that the decal program will respect the integrity of the neighborhood, and be a good start in addressing the parking program for the Alamodome.

(At this point, Mayor Wolff was obliged to leave the meeting.
Mr. Larson presided.)

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

93-18

CITIZENS TO BE HEARD

MS. LYDIA GARZA

Ms. Lydia Garza distributed a packet of information to the City Council, a copy of which is on file with the papers of this meeting. She spoke to the Council about a number of subjects including her experiences as a client of JTPA. She also spoke of the need to do something positive for the youth in our community.

MR. ALAN HERNANDEZ

Mr. Alan Hernandez, accompanied by a group of dancers from FANDANGO, stated that this dance troupe had been invited by the German government to visit Germany. He stated that they will be representing the United States and San Antonio as Ambassadors of Goodwill. He then solicited assistance from the Council for the cost of the airfare for the dancers which will be approximately \$10,000. He spoke of their present fundraising activities and stated that any assistance would be appreciated.

Mayor Wolff asked that the City staff, namely Jose Luis Garcia, International Relations Director, work with this group to see if private sector groups can be contacted for assistance.

MRS. NINFA CARDENAS

Mrs. Ninfa Cardenas asked for an investigation on the manner in which the lottery system for the food booths at Market Square during Fiesta Week was operated. She complained particularly about certain food booths as well as the fresh fruit drink booths.

Mayor Wolff asked that Mr. Robert Tagle, Market Square Director, visit with Mrs. Cardenas on these issues.

MRS. MARIA SALAS

Mrs. Maria Salas thanked all the Council members for their efforts during these past few years. She particularly singled out outgoing Councilmembers Vera and Labatt. She then wished all the Council candidates good luck in their upcoming elections and urged everyone to exercise their right to vote.

MR. DON WILKINS CASTILLO

Mr. Don Wilkins Castillo took issue with the U.S. Constitution not being on display in the Council Chamber. He also objected to prayer not being allowed in public schools.

PRAYER IN PUBLIC SCHOOLS

A group of citizens appeared to speak to the City Council urging them to approve a Resolution (No. 93-R-2) which has been

approved by a number of cities throughout Texas. This Resolution urges that prayer be returned to public schools and that cities across the State of Texas join in this effort. (A copy of the Resolution is on file with the papers of this meeting.)

The following persons spoke in favor of the Resolution:

Mr. Cliff Lindsay
Ms. Lynda Escareno
Rev. Richard Tankerson
Rev. Murrell Johnson
Rev. A. Sheppard
Rev. I.V. Tolbert
Mr. Fred Montgomery
Ms. Elsie Cooper
Mr. Edward Cooper
Ms. Katy Ball

* * * *

A discussion then took place among the City Council on whether this resolution should be brought up for a vote. After much discussion, Mayor Wolff asked Mr. Pierce to draft a resolution which would be ecumenical in nature and circulate it for signatures to determine whether to place it on the "A" Session for formal adoption.

93-18 City Council recessed its regular meeting at 6:20 p.m. for dinner and reconvened at 7:05 P.M., in order to hold an Executive Session for the purpose of:

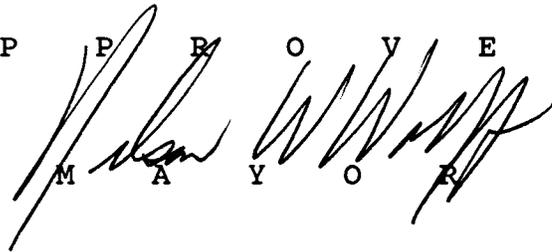
- A. Briefing on proposed settlement of Oscar A. Hernandez vs. City of San Antonio, et al, Cause No. 90-CI-03817;
- B. Briefing on proposed settlement of Lucila Rendon vs. City of San Antonio, et al, Cause No. 91-CI-177441;
- C. Briefing on the following proposed claim settlements:
 - 1) Dagny Vara, Fermin Rosas, Ariel Rosas, & Alexander Rosas, Claim No. 10008-13739-AB-01;
 - 2) Kathy A. Anderson, Claim No. 010008-013501-AB-01.
 - 3) Francisco Imperial, Claim No. 010008-013911-AB-01.

* * * *

Mayor Wolff at 7:05 P.M. announced that the City Council had been briefed in Executive Session and had not taken any action. The City Council then recessed into "B" Session to hear a briefing on a presentation of the Alamodome Neighborhood Plan.

93-18 There being no further business to come before the Council, the meeting was adjourned at 7:11 P.M.

A P P R O V E D



Attest: *Norma S. Rodriguez*
CITY CLERK

277