

REGULAR MEETING OF THE CITY COUNCIL,
OF THE CITY OF SAN ANTONIO, HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY, JULY 20, 1989.

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The meeting was called to order by the Presiding Officer, Mayor Lila Cockrell, with the following members present: WEBB, DUTMER, WING, MARTINEZ, THOMPSON, VERA, WOLFF, LABATT, HASSLOCHER, COCKRELL. Absent: BERRIOZABAL.

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89-31 The invocation was given by Reverend Dennis Darilek, St. Paul's Catholic Church.

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89-31 The City Council and the audience joined in the Pledge of Allegiance to the flag of the United States.

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89-31 The minutes of the City Council meeting of July 6, 1989 were approved.

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89-31 JUNIOR OLYMPICS

Mr. Bob Coleman, representing San Antonio Sports Foundation, thanked the Mayor and City Council members for their support of the 23rd Junior Olympics to be held in San Antonio August 5 - 12, 1989, and which will bring to the City some 142 athletic events; 17,000 visitors; and perhaps \$20 million in spending in the local economy. He stated his belief that support for the Junior Olympics shows that San Antonio now is a major world Olympic city, and spoke of the planned presence in San Antonio of several international Olympic officials, to be on hand for the Junior Olympics. He then presented complimentary tickets to the Junior Olympics to the Mayor and Council members.

Mayor Cockrell spoke of the importance of the San Antonio Sports Foundation, and urged San Antonio citizens to attend the 23rd Junior Olympic events.

CONSTRUCTION OF THE HANDICAP ACCESS AND COMMERCE
STREET BRIDGE IMPROVEMENTS PROJECT.

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AN ORDINANCE 69,837 .

AUTHORIZING FIELD ALTERATION NO. 5 IN THE AMOUNT OF
\$16,608.00, PAYABLE TO S. A. WINCO, INC., IN
CONNECTION WITH THE CURTIS STREET DRAINAGE PROJECT.

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AN ORDINANCE 69,838 .

AUTHORIZING A PROFESSIONAL SERVICES CONTRACT FOR
ARCHITECTURAL SERVICES WITH FISHER, HECK, IMBIMBO,
ASSOCIATED ARCHITECTS, IN CONNECTION WITH THE EMILIE
& ALBERT FRIEDRICH PARK, HANDICAPPED ACCESSIBILITY
IMPROVEMENTS PROJECT AND APPROPRIATING
\$12,280.00 FOR ARCHITECTURAL FEES.

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AN ORDINANCE 69,839 .

AUTHORIZING THE CITY MANAGER TO ENTER INTO A
PROFESSIONAL SERVICES CONTRACT WITH MBC AND
ASSOCIATES, INC., TO PROVIDE A PRELIMINARY "PHASE A"
REPORT THROUGH THE "DESIGN PHASE" REPORT FOR THE
HIGHLAND PARK EXTENSION SANITARY SEWER
REHABILITATION PROJECT IN THE AMOUNT OF \$70,125.00;
AND AUTHORIZING AN ADDITIONAL \$10,518.75 FOR THE
ENGINEERING CONTINGENCY.

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AN ORDINANCE 69,840 .

AUTHORIZING THE CITY MANAGER TO EXECUTE CHANGE ORDER
NO. 1 IN THE AMOUNT OF \$94,500.00, PAYABLE TO JOHN
YANTIS COMPANY, FOR THE FAR WEST AREA LUCAS CREEK
SANITARY SEWER OUTFALL PROJECT, SEGMENTS 1 & 2, AND
AUTHORIZING THE CITY MANAGER TO EXECUTE AGREEMENT
AMENDMENT NO. 2 WITH THE PD VA GROUP, IN THE AMOUNT
OF \$6,000.00, ON THE WASTEWATER FACILITY
IMPROVEMENTS TEXAS RESEARCH PARK/W. BEXAR COUNTY
DESIGN/PERMIT ENGINEERING CONTRACT.

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July 20, 1989
mlr

AN ORDINANCE 69,841

AUTHORIZING THE CITY MANAGER TO ENTER INTO A PROFESSIONAL SERVICES CONTRACT WITH BROWN ENGINEERING CO.. TO PROVIDE ENGINEERING DESIGN SERVICES FOR THE AIR FORCE VILLAGE II WASTEWATER TREATMENT PLANT ABANDONMENT PROJECT, IN THE AMOUNT OF \$18,750.00, AND AUTHORIZING AN ADDITIONAL \$1,950.00 FOR THE ENGINEERING CONTINGENCY AND \$250.00 FOR BID ADVERTISING.

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AN ORDINANCE 69,842

AWARDING A CONSTRUCTION CONTRACT TO S.A. WINCO, INC., FOR THE BEL MEADE SEWER REHABILITATION PROJECT, IN THE AMOUNT OF \$628,483.65, WITH AN ADDITIONAL \$73,352.99 FOR A CONSTRUCTION CONTINGENCY, AND APPROPRIATING FUNDS IN THE AMOUNT OF \$7,151.92, PAYABLE TO AMNER, INC. FOR CONSTRUCTION SUPERVISION.

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AN ORDINANCE 69,843

AWARDING A CONSTRUCTION CONTRACT TO HOBAS USA, INC., FOR THE SALADO CREEK OUTFALL REHABILITATION PHASE I PROJECT, IN THE AMOUNT OF \$911,986.00, WITH AN ADDITIONAL \$136,797.90 FOR A CONSTRUCTION CONTINGENCY; AND APPROPRIATING FUNDS IN THE AMOUNTS OF \$11,285.83 AND \$10,000.00 PAYABLE TO SEDA CONSULTING ENGINEERS, INC. FOR CONSTRUCTION SUPERVISION SERVICES AND CONSTRUCTION INSPECTION SERVICES RESPECTIVELY.

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AN ORDINANCE 69,844

ACCEPTING A PROPOSAL FROM KEI CONSULTANTS, INC., FOR PROFESSIONAL SERVICES RELATED TO THE EISENHOWER PARK PUBLIC WATER WELL PROJECT, IN AN AMOUNT NOT TO EXCEED \$4,950.00 AND AUTHORIZING PAYMENT TO THE CONSULTANT FOR THESE SERVICES.

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AN ORDINANCE 69,845 .

ACCEPTING A PROPOSAL FROM CHARLES H. RANDALL, ARCHITECT, FOR PROFESSIONAL SERVICES RELATED TO IMPROVEMENTS AT SAN FERNANDO GYM, IN THE AMOUNT OF \$3,850.00; APPROPRIATING FUNDS, ESTABLISHING A \$250.00 ARCHITECTURAL CONTINGENCY, AND AUTHORIZING PAYMENTS TO THE CONSULTANT.

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AN ORDINANCE 69,846 .

ACCEPTING THE PROPOSAL OF HEERY PROGRAM MANAGEMENT, IN THE AMOUNT OF \$132,599.72, FOR CONTINUATION OF THEIR PROJECT COORDINATION SERVICES THROUGHOUT THE DOS RIOS ENHANCEMENT PROJECTS.

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AN ORDINANCE 69,847 .

APPROVING A LEASE AGREEMENT WITH WESLEY COMMUNITY CENTER FOR OPERATION OF SEVERAL PUBLIC AND HEALTH SERVICE PROGRAMS AT THE NEWLY-CONSTRUCTED HEALTH SERVICES FACILITY LOCATED ADJACENT TO THE VILLA CORONADO PARK COMMUNITY CENTER; AND AUTHORIZING THE CITY MANAGER TO EXECUTE SAID LEASE AGREEMENT.

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AN ORDINANCE 69,848 .

ABANDONING A CERTAIN WATER PIPELINE EASEMENT NOT FURTHER REQUIRED BY THE CITY WATER BOARD AND AUTHORIZING THE GENERAL MANAGER OF THE CITY WATER BOARD TO EXECUTE ANY AND ALL INSTRUMENTS REQUIRED TO RELEASE SAID EASEMENT.

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AN ORDINANCE 69,849 .

ACCEPTING THE RESIGNATION OF GRANVILLE B. HUMPHRIES AS MANAGER OF RIVERSIDE MUNICIPAL GOLF COURSE, TERMINATING MR. HUMPHRIES' PROFESSIONAL SERVICES CONTRACT FOR MANAGEMENT OF SAID GOLF COURSE, AND AUTHORIZING A FIVE-YEAR PROFESSIONAL SERVICES

CONTRACT WITH ROY L. TRUESDELL FOR MANAGEMENT OF RIVERSIDE MUNICIPAL GOLF COURSE.

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AN ORDINANCE 69,850 .

AUTHORIZING A FIVE-YEAR PROFESSIONAL SERVICES CONTRACT TO RUDY BALMARES FOR MANAGEMENT OF SOUTHSIDE MUNICIPAL GOLF COURSE.

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AN ORDINANCE 69,851 .

PROHIBITING THE POSSESSION OF GLASS CONTAINERS AND THE SALE, POSSESSION CONSUMPTION AND DISTRIBUTION OF ALCOHOLIC BEVERAGES AT CITY-OWNED OAK HAVEN PARK LOCATED AT 16400 PARKSTONE, AND PROVIDING FOR A FINE OF NOT MORE THAN \$500.00 FOR VIOLATION OF THIS BAN.

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AN ORDINANCE 69,852 .

DESIGNATING FIVE RESERVED CURB-SIDE PARKING SPACES ON THE EAST SIDE OF THE COURT HOUSE ON MAIN PLAZA FOR USE BY CERTAIN COUNTY OFFICIALS.

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AN ORDINANCE 69,853 .

AUTHORIZING A MODIFICATION OF THE CITY'S LIEN POSITION WITH REGARDS TO REFRIGERATION EQUIPMENT TO BE PLEDGED AS SECURITY IN CONNECTION WITH THE \$200,000.00 LOAN OF COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS TO GONZALEZ BROTHERS INVESTMENTS IN SUPPORT OF THE RIVER CITY PRODUCE COMPANY, INC. WAREHOUSE FACILITY PROJECT AT THE CORNER OF SOUTH SAN MARCOS AND SOUTH LAREDO STREETS; AND AUTHORIZING THE CITY MANAGER TO EXECUTE ANY AND ALL DOCUMENTS NECESSARY TO CLOSE AND FUND SAID \$200,000.00 LOAN.

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AN ORDINANCE 69,854 .

AUTHORIZING PAYMENT OF THE ANNUAL MEMBERSHIP DUES FOR THE CITY OF SAN ANTONIO TO THE TEXAS MUNICIPAL

LEAGUE IN THE AMOUNT OF \$28,647.00.

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89-31 The Clerk read the following Ordinance:

AN ORDINANCE 69,855

ACCEPTING THE PROPOSAL OF THE STATE PURCHASING & GENERAL SERVICES COMMISSION FOR THE RENEWAL OF THE PRESENT CONTRACT FOR INTERCITY LONG DISTANCE TELEPHONE SERVICE ON THE STATE TELECOMMUNICATIONS SYSTEM (STS).

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

In response to questions by Mrs. Dutmer, Mrs. Janie Cantu, Purchasing Agent, explained that funds for this long distance telephone function are only encumbered by the using departments as they actually use the system. She noted that the City last year actually spent less in use-time than the guaranteed \$39,000 fee.

Mrs. Dutmer spoke on her opposition to having to pay the guaranteed fee price when use-time costs less than that figure, according to last year's records.

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

89-31 The Clerk read the following Ordinance:

AN ORDINANCE 69,856

DECLARING A PUBLIC NECESSITY FOR THE ACQUISITION OF FEE SIMPLE TITLE OVER AND ACROSS A PORTION OF NEW CITY BLOCK 6850 IN SAN ANTONIO, BEXAR COUNTY, TEXAS FOR A PUBLIC PURPOSE, TO WIT: THE LOCATION, CONSTRUCTION, OPERATION, RECONSTRUCTION, IMPROVEMENT, REPAIR AND MAINTENANCE OF FAIR AVENUE.

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July 20, 1989
mlr

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

In response to a question by Mrs. Dutmer, Mr. Joe Aceves, Director of Public Works, explained the condemnation case involved.

Mr. Tom Finlay, Assistant City Attorney, spoke to the need to condemn this property in order to proceed with the Fair Avenue project.

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

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89-31 The Clerk read the following Ordinance:

AN ORDINANCE 69,857

REPEALING ORDINANCE #69687 APPROVED ON JUNE 22, 1989 WHICH AUTHORIZED THE CLOSURE OF EAST MITCHELL BETWEEN KALTEYER AND ROOSEVELT STREET ON JULY 30, 1989 FOR A BLOCK PARTY.

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

Mr. Joe Aceves, Director of Public Works, explained the background of plans for a 'block party' sponsored by an area bar, to which several nearby residents now have objected. He further noted that the proponent now wishes to cancel the street closure approved by City Council last week, in the wake of such objections.

Mrs. Ethel Nation, 139 Felisa, spoke of her hopes that the neighborhood will be kept as quiet as possible for residents.

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

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89-31 Agenda Item 30, being a proposed ordinance accepting the high bids received in connection with City funds available for deposit in

interest-bearing Certificates of Deposit, was pulled earlier by the City Manager from consideration.

89-31 Agenda Item 31, being a proposed ordinance approving the Lackland City Water Company's five percent water and sewer rate increase, was taken up at this time.

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

Mr. Roger Ibarra, Supervisor of Public Utilities, reviewed the history of the requested five per cent rate increase of Lackland City Water Company, and spoke in support of the request following staff analysis of all factors involved. He noted that both water and gas charges are involved. He also recommended that the company perform a rate study before requesting another rate increase request.

Mr. Richard Lafolle, 5891 Castle Run, stated that he represents some 931 area homeowners who are against another water rate increase by Lackland City Water Company. He noted that his subdivision was annexed into the City of San Antonio in portions and that, as a result, about half of the subdivision has had difficulty in securing City of San Antonio (City Water Board) water service. He then spoke of other more distant subdivisions that have received City Water Board water service since, and stated further that he feels that Lackland City Water Company does not properly repair streets damaged by work performed on their water lines in the area. He also stated that he feels that water rates should be frozen at their March 31, 1989 level until City Water Board takes over the water service in this area from Lackland City Water Company.

In response to question by Mr. Thompson, Mr. Bill Finck, attorney representing Lackland City Water Company, addressed the requested five per cent water rate increase and noted that the firm has no plans currently in place to sell its water service in this area to the City Water Board. He noted that City Water Board first seeks approval for funds to purchase water systems such as Lackland City Water Company's service to San Antonio areas such as this, usually in a bond issue, and then works out arrangement with the water purveyor for the purchase. He denied that Lackland City Water Company's water rates subsidize the firm's wastewater system.

A discussion then took place concerning City Water Board's policy of not budgeting funds for purchasing such water systems' acquisition until City Council approves bond funds for such a purchase.

Mr. Webb then made a motion to postpone further consideration of this item until after the posted 1:30 P.M. sale of General Improvement Bonds and Certificates of Obligation. Mr. Hasslocher seconded the motion.

July 20, 1989
mlr

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

(This agenda item was brought back for further discussion and action later in this meeting. See Page 14.)

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89-31 CITY OF SAN ANTONIO GENERAL IMPROVEMENT BONDS, SERIES 1989

Mayor Cockrell referred to the opening of bids in the City Clerk's office at 11:00 A.M. Eight bids were received in connection with this bond sale, the best being the bid of Chase Securities, Inc. with a 6.8815% interest rate.

The bids received were as follows:

CHEMICAL SECURITIES, INC.

Total Interest Cost	\$31,480,338.29
Less Premium	7,315.00
Net Interest Cost	\$31,473,023.29

Effective Interest Rate 6.93932%

BEAR, STEARNS & CO., INC.

Total Interest Cost	\$31,522,771.11
Less Premium	120.10
Net Interest Cost	\$31,522,651.01

Effective Interest Rate 6.95025%

DILLON, READ & CO., INC.

Total Interest Cost	\$31,483,337.78
Less Premium	210.35
Net Interest Cost	\$31,483,127.43

Effective Interest Rate 6.941544%

July 20, 1989
mlr

CHASE SECURITIES, INC.

Total Interest Cost	\$31,214,504.17
Less Premium	3,435.00
Net Interest Cost	\$31,211,069.17

Effective Interest Rate 6.8815%

MERRILL LYNCH

Total Interest Cost	\$31,501,286.67
Less Premium	177.05
Net Interest Cost	\$31,501,109.62

Effective Interest Rate 6.945509%

NCNB TEXAS

Total Interest Cost	\$31,467,923.89
Less Premium	
Net Interest Cost	\$31,467,923.89

Effective Interest Rate 6.938192%

KIDDER, PEABODY & CO.

Total Interest Cost	\$31,513,421.39
Less Premium	158.05
Net Interest Cost	\$31,513,263.34

Effective Interest Rate 6.948189%

CLAYTON BROWN & ASSOCIATES, INC.

Total Interest Cost	\$31,258,646.52
Less Premium	5,424.24
Net Interest Cost	\$31,253,222.28

Effective Interest Rate 6.890853%

The Clerk then read the following Ordinance:

AN ORDINANCE 69,858

AN ORDINANCE BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO, TEXAS AUTHORIZING THE ISSUANCE OF

July 20, 1989
mlr

\$26,695,000 "CITY OF SAN ANTONIO, TEXAS GENERAL IMPROVEMENT BONDS, SERIES 1989"; LEVYING A CONTINUING DIRECT ANNUAL AD VALOREM TAX FOR THE PAYMENT OF THE BONDS; PRESCRIBING THE FORM, TERMS, CONDITIONS, AND RESOLVING OTHER MATTERS INCIDENT AND RELATED TO THE ISSUANCE, SALE, AND DELIVERY OF THE BONDS, INCLUDING THE APPROVAL AND DISTRIBUTION OF AN OFFICIAL STATEMENT PERTAINING THERETO; AUTHORIZING THE EXECUTION OF A PAYING AGENT/REGISTRAR AGREEMENT; AND DECLARING AN EMERGENCY. (CHASE SECURITIES)

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Mr. Hasslocher made a motion to approve the proposed ordinance. Mr. Webb seconded the motion.

Mr. Carl White, Director of Finance, noted that the City had received eight bids for purchase of some \$26,695,000 in General Improvement Bonds, and that Chase Securities had submitted the apparent low bid. He also briefly addressed the three bids received in connection with the \$7,295,000 in Combination Tax and Revenue Certificates of Obligation for which action is requested in the following Ordinance. Mr. White stated that he feels that the bids were good ones, and he compared them to the current market bond sale averages.

Mayor Cockrell stated that she is pleased that San Antonio was able to retain its good bond rating from the two major bond rating houses in New York recently, despite the City's budgetary problems, and noted that the City compares favorably with other major cities in bond ratings.

In response to a question by Mr. Martinez, Mr. White addressed the projects to be funded by the bonds and spoke to minority participation in this latest bond sale.

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

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89-31 CITY OF SAN ANTONIO COMBINATION TAX AND REVENUE CERTIFICATES OF OBLIGATION

Mayor Cockrell referred to the opening of bids in the City Clerk's office at 11:00 A.M. Three bids were received in connection with this certificates sale, the best being the bid of Chemical Securities, Inc. with a 6.97948% interest rate.

The bids received were as follows:

CHEMICAL SECURITIES, INC.

Total Interest Cost	\$8,643,037.68
Less Premium	57.40
Net Interest Cost	\$8,642,980.28

Effective Interest Rate 6.97948%

MERRILL LYNCH

Total Interest Cost	\$8,656,254.44
Less Premium	24.40
Net Interest Cost	\$8,656,230.04

Effective Interest Rate 6.990176%

KIDDER, PEABODY & COMPANY

Total Interest Cost	\$8,704,241.22
Less Premium	40.90
Net Interest Cost	\$8,704,200.32

Effective Interest Rate 7.028913%

The Clerk read the following Ordinance:

AN ORDINANCE 69,859

AN ORDINANCE AUTHORIZING THE ISSUANCE OF \$7,295,000 "CITY OF SAN ANTONIO, TEXAS COMBINATION TAX AND REVENUE CERTIFICATES OF OBLIGATION, SERIES 1989"; PROVIDING FOR THE PAYMENT OF THE CERTIFICATES BY THE LEVY OF AN AD VALOREM TAX UPON ALL TAXABLE PROPERTY WITHIN THE CITY AND FURTHER SECURING THE CERTIFICATES BY A LIEN ON AND PLEDGE OF THE PLEDGED REVENUES; PROVIDING THE TERMS AND CONDITIONS OF THE CERTIFICATES AND RESOLVING OTHER MATTERS INCIDENT AND RELATING TO THE ISSUANCE, PAYMENT, SECURITY, SALE, AND DELIVERY OF THE CERTIFICATES, INCLUDING THE APPROVAL AND DISTRIBUTION OF AN OFFICIAL STATEMENT; AUTHORIZING THE EXECUTION OF A PAYING AGENT/REGISTRAR AGREEMENT; AND DECLARING AN EMERGENCY. (CHEMICAL SECURITIES)

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July 20, 1989
mlr

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

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

89-31 LACKLAND CITY WATER COMPANY RATE INCREASE REQUEST (CONTINUED)

In response to a question by Mr. Webb, Mr. Ibarra spoke to the matter of split collections for water and sewer service between two companies, yet which are reflected on a single bill. He then addressed the average water bill at present and what it is projected to be, once the five per cent rate increase is approved. He noted that Lackland City Water Company bills are cheaper, compared to City Water Board bills for comparable service.

A discussion then took place concerning the fact that San Antonio's wastewater rates are higher than those of Lackland City Water company.

In response to another question by Mr. Webb, Mr. Tippe, an area resident, noted that his portion of the subdivision receives water service from Lackland City Water Company, but sewer service from the City of San Antonio.

Mr. Webb spoke of his desire to help these 931 constituent homes, and also spoke of his desire to move along to fruition the proposed purchase of water service in this subdivision by City Water Board from Lackland City Water Company. He also spoke of the need for better streets in this area.

Mr. Finck noted that Lackland City Water Company would entertain a proposal for a buyout from City Water Board for water service to this area of San Antonio.

A discussion then took place concerning the ramifications of possible City Council rejection of the requested five per cent rate increase for water in this area.

Mr. Webb stated that he wants a gentlemen's agreement made today on the sale of this portion of Lackland City Water Company's system to City Water Board.

Mr. Wolff stated that he feels that the rate increase being sought today is warranted, noting that it would be the first such increase

July 20, 1989

mlr

since 1984. He also stated his desire that City Water Board review its policies in such cases as this.

Mr. Labatt asked for data on similar cases elsewhere in San Antonio.

Mr. Finck asked that the City look into the matter of some of its citizens who have no water service at all.

Mr. Thompson stated his opinion that overall coordinated water and sewer policy guidance should come from the City Council in order to deal with areas yet to be annexed.

Mayor Cockrell asked the City Manager to schedule a "B" Session briefing for the City Council on areas lacking water or sewer service and the overall question of providing water and sewer service.

Mr. Wing warned that current ratepayers should not bear the expense of this action.

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

AN ORDINANCE 69,860

APPROVING THE LACKLAND CITY WATER COMPANY'S FIVE PERCENT WATER AND SEWER RATE INCREASE.

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Mr. Webb then offered a motion that the City staff be directed to speak with City Water Board to initiate the purchase of that portion of the Lackland City Water Company system presently servicing these 931 homes inside the City of San Antonio. Mr. Wolff seconded the motion.

Several members of the City Council urged the Council to look at the overall picture before acting on this one specific case, while several spoke in favor of the pending motion.

The motion failed to carry by the following vote: AYES: Webb, Dutmer, Wolff; NAYS: Wing, Thompson, Vera, Labatt, Hasslocher, Cockrell; ABSENT: Berriozabal, Martinez.

89-31 Agenda Item 32, being a proposed ordinance approving the price, terms and conditions of sale by the Urban Renewal Agency of the City of San Antonio of Parcel 1473-C-1, containing approximately 24,602 square

July 20, 1989
mlr

feet and located within the New Braunfels Corridor Community Development Project, was taken up for consideration at this time.

Mr. Webb, on a point of personal privilege, stated that he would leave the Council chambers at this point and will not take part in any discussion or decision on the agenda item in question. At this point, Mr. Webb left the chambers.

Mr. Wing made a motion to approve the proposed ordinance. Mr. Wolff seconded the motion.

Mrs. Dutmer stated her opinion that San Antonio Development Agency should reconsider its recommendation for sale of this parcel of land, noting that the adjoining property owner was not formally notified of the proposed sale of the property so that he could bid on it. She further noted that owners of the property removed from the Urban Renewal area should nevertheless have the opportunity to purchase property within the area and for sale. She again noted that the adjoining property owner was out of town and thus was not formally notified of the particular property's sale status.

Mrs. Dutmer made a substitute motion to reject all bids and return the matter to SADA for further consideration and action. Mr. Labatt seconded the motion.

In response to a question by Mr. Labatt, Mr. Andrew Cameron, Community Development Officer for the City, stated his opinion that the sale of the property was properly advertised in newspapers. He also noted that notification of the proposed property sale, made to nearby property owners, did not go to the adjoining property owner, who is outside the Urban Renewal area concerned.

Mr. Labatt stated his contention that it is only equitable that the adjoining property owner should be notified of the proposed sale.

In response to a question by Mr. Wing, Mr. Cameron stated that the City's Community Development staff held this proposed sale for approximately 30 days while seeking clarification of the bid process from SADA. He noted that no legal reason exists to further delay bringing the proposed sale before City Council for action.

Mr. Wing noted that the first offering of this property for sale was overturned on a technicality, and he also noted that the adjoining property owned by Mr. Finch was outside the Urban Renewal area involved. He stated that a sign was prominently posted on the property for some time concerning the sale of the property, and he could determine no legal reason why an adjoining property owner should be given 'first refusal' on the property.

Mrs. Dutmer noted that the Department of Housing and Urban Development feels that an adjoining property owner should be given first-refusal on purchase of urban renewal property, and she also noted that the Finch property was not included in the Urban Renewal area concerned because it was up-to-standard already. She also stated her opinion that discrepancies have occurred in this bid matter and how it was handled.

In response to a question by Mr. Labatt, Mr. Tom Finlay, Assistant City Attorney, noted that anyone can bid on Urban Renewal property, not simply someone in the Urban Renewal area concerned. Mr. Finlay stated that he feels that the process involved followed the legal requirements, and he is unaware of any SADA policies that run counter to HUD regulations on purchase of Urban Renewal property.

Mr. Martinez spoke in support of Mr. Wing's comments.

In response to a question by Mr. Martinez, Mr. Cameron stated that City staff forwarded this case to City Council for action because no legal reason exists, in his opinion, to delay it. He then briefly discussed the background of this case.

A discussion then took place concerning the advertising of this property for sale and the two opposing views of the issue.

In response to questions by Mayor Cockrell, Mr. Finlay stated his opinion that if the matter is sent back to SADA, it should be to ask that a policy be adopted to offer such properties first to adjoining property owners. He reaffirmed his contention that no legal reason exists for not going forward with the sale of the property in this case.

Mr. Thompson stated his opinion that 'construction notice' of the proposed property sale by way of legal advertisement is sufficient to meet requirements of the law, whereas 'actual notice' would be difficult to enforce.

Mr. Wolff made a substitute motion to postpone consideration of this issue for one week. Mr. Labatt seconded the motion.

On a Point of Order, Mrs. Dutmer stated her contention that since the substance of this issue already has been debated, it cannot therefore be postponed. Mayor Cockrell ruled that the motion is germane.

A motion to overrule the decision of the chair failed by voice vote.

The motion to postpone failed to carry by the following vote:
AYES: Wolff, Cockrell; NAYS: Dutmer, Wing, Martinez, Thompson, Vera, Labatt, Hasslocher; ABSENT: Berriozabal, Webb.

A discussion then took place concerning City policy on notification of such property sales, requiring only published notice.

The substitute motion to reject all bids and send back to SADA failed to carry by the following vote: AYES: Dutmer, Vera, Labatt, Hasslocher; NAYS: Wing, Martinez, Thompson, Wolff, Cockrell; ABSENT: Berriozabal, Webb.

The main motion failed to carry by the following vote: AYES: Wing, Martinez, Thompson, Wolff, Cockrell; NAYS: Dutmer, Vera, Labatt, Hasslocher; ABSENT: Berriozabal, Webb.

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89-31 The Clerk read the following Ordinance:

AN ORDINANCE 69,861 .

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WAIVING FEES IN THE AMOUNT OF \$250.00 FOR USE OF THE GILBERT GARZA PARK FACILITIES ON SATURDAY, AUGUST 19, 1989 AND SUNDAY, AUGUST 20, 1989, BY THE WOODLAWN HILLS NEIGHBORHOOD ACTION COMMITTEE TO HOLD A RUMMAGE SALE, PROCEEDS OF WHICH WILL GO TOWARD THE CONSTRUCTION OF A PARK IN THE AREA.

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

Mr. Labatt spoke against waiving of the fees.

Ms. Vera explained circumstances surrounding a similar fee-waiver case which allowed use of City property for an event to raise funds for a new park.

Mr. Ron Darner, Director of the Parks and Recreation Department, explained the possible new park location and the channelling of funds received.

Mayor Cockrell asked that the Council's Policies and Plans Committee review this type matter.

Mrs. Dutmer offered to provide the necessary \$250 from her own Council district discretionary fund, if needed.

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

Vera, Labatt, Hasslocher, Cockrell; NAYS: Dutmer; ABSENT: Berriozabal, Wing, Thompson, Wolff.

- - -
89-31 The Clerk read the following Ordinance:

AN ORDINANCE 69,862 .

.
ESTABLISHING A SAN ANTONIO-KUMAMOTO, JAPAN YOUTH EXCHANGE PROGRAM FUND; ACCEPTING PRIVATE CONTRIBUTIONS AND AUTHORIZING CONTRIBUTIONS FROM CITY COUNCIL DISTRICTS 3, 6 AND 7 DISCRETIONARY FUNDS TO SAID YOUTH EXCHANGE PROGRAM.

* * * *

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

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

- - -
89-31 The Clerk read the following Ordinance:

AN ORDINANCE 69,863 .

.
ALLOCATING \$4,166.68 TO BE APPLIED TO ONE (1) FULL-TIME ADMINISTRATIVE ASSISTANT FOR THE PERIOD OF JULY 17, 1989 TO SEPTEMBER 30, 1989, FROM THE DISTRICT 5 DISCRETIONARY ACCOUNT.

* * * *

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

- - -
July 20, 1989

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89-31 The Clerk read the following Ordinance:

AN ORDINANCE 69,864 .

.
REAPPOINTING COL. RON SHAMBLIN TO SERVE ON THE
AIRPORT ADVISORY COMMITTEE FOR A TERM TO EXPIRE ON
DECEMBER 15, 1991.

* * * *

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

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

- - -
89-31 The Clerk read the following Ordinance:

AN ORDINANCE 69,865 .

.
REAPPOINTING MEMBERS TO THE BOARD OF APPEALS FOR
TERMS TO EXPIRE ON JULY 31, 1991.

* * * *

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

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

- - -
89-31 The Clerk read the following Ordinance:

AN ORDINANCE 69,866 .

.
APPOINTING MEMBERS TO THE COMMISSION FOR CHILDREN
AND FAMILIES.

* * * *

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

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

- - -
89-31 The Clerk read the following Ordinance:

AN ORDINANCE 69,867 .

.
APPOINTING MEMBERS TO THE ELECTRICAL EXAMINING AND SUPERVISING BOARD.

* * * *

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

- - -
89-31 The Clerk read the following Ordinance:

AN ORDINANCE 69,868 .

.
APPOINTING MEMBERS TO THE HANDICAPPED ACCESS ADVISORY COMMITTEE.

* * * *

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

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

89-31 The Clerk read the following Ordinance:

AN ORDINANCE 69,869

APPOINTING MEMBERS TO SERVE ON THE HOME IMPROVEMENT
ADVISORY BOARD.

* * * *

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

89-31 The Clerk read the following Ordinance:

AN ORDINANCE 69,870

APPOINTING MEMBERS TO THE PLANNING COMMISSION.

* * * *

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

89-31 The Clerk read the following Ordinance:

AN ORDINANCE 69,871

APPOINTING MEMBERS TO THE URBAN RENEWAL AGENCY FOR
TERMS OF OFFICE TO EXPIRE ON SEPTEMBER 18, 1991.

* * * *

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

89-31 The Clerk read the following Ordinance:

AN ORDINANCE 69,872

APPOINTING REPRESENTATIVES TO THE CONVENTION AND VISITORS BUREAU ADVISORY COMMITTEE.

* * * *

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

Mr. Webb spoke of his concern for the lack of blacks on this board, and noted that he had nominated Mr. Valree Thompson for the board.

Mrs. Yolanda Ledesma, Boards and Commissions Coordinator, City Clerk's Office, noted that Mr. Thompson's name was received after the City Council had voted on the new members of this board in a recent work session.

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

Following further discussion, Mrs. Dutmer offered a motion to direct City staff to prepare for Council consideration next week an Ordinance increasing the membership of the Convention and Visitors Bureau Advisory Committee by one member, and placing the name of Mr. Valree Thompson in nomination for the new position. Mr. Labatt seconded the motion.

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

July 20, 1989
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89-31 The Clerk read the following Ordinance:

AN ORDINANCE 69,873

APPOINTING TRUSTEES TO THE HOUSING TRUST FUND BOARD
OF TRUSTEES.

* * * *

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

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

89-31 The Clerk read the following Ordinance:

AN ORDINANCE 69,874

REAPPOINTING MEMBERS TO SERVE ON THE HOUSING TRUST
FUND-DOWNTOWN ADVISORY COMMITTEE.

* * * *

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

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

89-31 The Clerk read the following Ordinance:

AN ORDINANCE 69,875

APPOINTING MEMBERS TO SERVE ON THE HOUSING TRUST
FUND-NEIGHBORHOOD ADVISORY COMMITTEE.

* * * *

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

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

- - -
89-31 The Clerk read the following Ordinance:

AN ORDINANCE 69,876 .

.
DESIGNATING MS. GLORIA PARRA AS CHAIRMAN OF THE
MUNICIPAL CIVIL SERVICE COMMISSION.

* * * *

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

- - -
89-31 The Clerk read the following Ordinance:

AN ORDINANCE 69,877 .

.
APPOINTING CITY COUNCIL MEMBERS TO SERVE ON CERTAIN
COUNCIL SUB-COMMITTEES, ON CERTAIN BOARDS AND
COMMISSIONS, AND TO SERVE AS MILITARY LIAISONS TO
THE VARIOUS MILITARY ESTABLISHMENTS.

* * * *

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

89-31 The Clerk read the following Ordinance:

AN ORDINANCE 69,878

CREATING THE OPEN SPACE ADVISORY BOARD AND
APPOINTING MEMBERS.

* * * *

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

89-31 The Clerk read the following Ordinance:

AN ORDINANCE 69,879

APPOINTING THE MEMBERS OF THE BOARD OF DIRECTORS OF
THE ALAMO CONSERVATION AND REUSE DISTRICT.

* * * *

Mr. Labatt noted that City staff had recommended a list of four nominees for the four positions on the Board of Directors for Alamo Conservation and Reuse District.

Mr. Labatt made a motion to approve the 4 names recommended by City staff. Mr. Wolff seconded the motion.

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

ZONING HEARINGS

37. CASE Z89117 - to rezone Lot 7, Block 4, NCB 18284, 7850 Culebra Road, from Temporary "R-1" One Family Residence District to "B-3" Business District, located on the southwest side of Culebra, being approximately 455.0 feet southeast of the intersection of Culebra Road and Pipers Creek, having 90.0 feet on Culebra Road with a maximum depth of 250.0 feet.

The Zoning Commission has recommended that this request of change of zone be approved by the City Council.

Ms. Vera made a motion to approve the recommendation of the Zoning Commission. Mr. Thompson seconded the motion.

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

AN ORDINANCE 69,880

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 7, BLOCK 4, NCB 18284, 7850 CULEBRA ROAD, FROM TEMPORARY "R-1" ONE-FAMILY RESIDENCE DISTRICT TO "B-3NA" NON-ALCOHOLIC SALES BUSINESS DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00".

* * * *

89-31 The Clerk read the following Resolution:

A RESOLUTION NO. 89-31-63

OFFICIALLY EXTENDING AN INVITATION TO THE HONORABLE GEORGE BUSH, PRESIDENT OF THE UNITED STATES, TO HOST THE 1990 ECONOMIC SUMMIT IN SAN ANTONIO AND OFFERING THE FULL SUPPORT OF THE CITY COUNCIL AND CITY STAFF.

* * * *

Mrs. Dutmer made a motion to approve the proposed Resolution. Mr. Wolff seconded the motion.

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

89-31

CITY MANAGER'S REPORT - WATER CONSERVATION

Mr. Alex Briseno, Assistant City Manager, spoke of the progressive drop in the levels of the Edwards Aquifer test well, and noted that when that level reaches the 625 foot level, voluntary water conservation measures become automatic.

Ms. Rebecca Q. Cedillo, Director of Planning, stated that letters have been sent to area cities and other water users concerning water conservation measures. She then spoke to the current public-awareness campaign on water conservation which is underway to urge such conservation.

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The Regular Session of the City Council meeting was recessed at 4:53 P.M. to hold an Executive Session on Encore Sheraton litigation, reconvening at 5:06 P.M., but immediately recessing for a Special City Council meeting called at 5:07 P.M. The Regular Meeting was then reconvened at 5:09 P.M. for Citizens to be Heard.

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89-31

CITIZENS TO BE HEARD

E. L. RICHEY

Mr. E. L. Richey voiced his concern for street problems in his area, especially potholes that have been inadequately repaired. He also spoke of his concern for speeding automobiles in the area.

* * * *

ROSA ROSALES

Ms. Rosa Rosales, National Association of Government Employees, noted that her union held a recent meeting at which some 300 City of San Antonio workers were in attendance. She voiced her concern for proposed layoffs of City employees and asked the City Council for a statement of its plans and intentions in this regard. She asked for justice for the non-uniformed employees of the City and spoke of the lack of benefits for this group of employees. She stated that NAGE is prepared to take the City to court because of certain disparities and asked that the Council give non-uniformed City employees a cost-of-living raise and institute merit raises. She also asked for a commitment that no City employees will be laid off in the budget considerations.

* * * *

FATHER SHERRILL SMITH

Father Sherrill Smith asked Council to have compassion on the poor and defenseless among its City employees, asking that all be treated with dignity. He also asked that their grievances be heard and recognized.

Mayor Cockrell spoke of the serious budgetary problems and the fact that personnel costs are some 70 per cent of the City budget. She stated that the City Manager plans to look at personnel cuts on a vertical basis, and noted that the Council must balance needs of all citizens, including taxpayers and City employees.

Mr. Martinez stated that Father Davis' comments have been taken into consideration. Mr. Martinez stated that their cause is legitimate and the inequities need to be addressed.

* * * *

BARBARA THOMAS

Mrs. Barbara Thomas, 8907 Lost Bend, spoke to the City Council regarding the Police & Fire Pension Bill. She stated that the City Manager and the former Mayor have attempted to take over the Police Association. She also spoke against the Police Substations and stated that they serve no purpose.

* * * *

MARIA DOMINGUEZ

Mrs. Maria Dominguez stated that a police officer named, Sgt. Timmons, did so much to help the community. She commended him for his efforts. She stated that police equipment, including police cars, should not be part of the police budget. She also stated that the substations are not necessary.

* * * *

MR. CONCEPCION ELIZONDO

Mr. Concepcion Elizondo, 943 San Angelo, presented a copy of a Resolution signed by B. A. Miller, President of the National Association of Letter Carriers. He stated that Ben Foster, who represents the City of San Antonio in labor negotiations, resides in Alamo Heights. He suggested that the City Council adhere to the "Buy San Antonio" campaign. He then stated that the Council consider seeking alternate financial resources such as a 10% surcharge for City Water Board's service and City Public Service's gas and light to suburban cities and that the City Council have work-sharing concepts instead of laying off City workers.

Mayor Cockrell stated that the City Council appreciates suggestions which are made by the citizens and she will be forwarding these suggestions to the City staff.

* * * *

PHILIP M. ROSS

Mr. Philip M. Ross, Interim President of the Aquifer Protection Association, presented a copy of the Texas Water Commission's Water Quality certification concerning the Applewhite Reservoir Project, a copy of which is on file with the papers of this meeting. He referred to comments which have appeared in the daily newspapers regarding the Edwards Aquifer.

* * * *

REZONING OF 5002 CYNTHIA LINN

Mr. Robert Villafranco spoke in opposition to the action taken by the City Council and the Council representative from District 3 in rezoning the property at 5002 Cynthia Linn. He stated that the bar which the homeowner had opposed is not a nuisance to the neighborhood and that the homeowner had never attempted to contact the neighborhood association on this issue. He asked that the City Council reconsider this issue and place it on a future agenda.

In response to Mayor Cockrell, the City Attorney stated that reconsideration can only take place during the meeting.

Mayor Cockrell explained that the City Council has the perogative of upholding the recommendation of the Zoning Commission or overruling the recommendation.

Mr. John Mettke, 2615 Stratford Court, also spoke in opposition to the rezoning of 5002 Cynthia Linn. He opposed the "O-1" zoning and feels it is an encroachment on the residential character of their neighborhood. He asked Mrs. Dutmer to request a rehearing of this case.

Mr. R. B. Lashley, 2607 Sally Gay, reiterated the statements made by the previous speaker. A copy of a petition signed by residents of the neighborhood is on file with the papers of this meeting.

Mrs. Dutmer spoke to the adverse conditions under which the neighbors to the bar are forced to live. She stated that these citizens who appeared to speak are not willing to live under the same conditions. She stated that she feels that it was proper rezoning and will alleviate the persons who live in back of the bar.

Mayor Cockrell stated that the issue was presented and there is no action contemplated by the Council at this time. She stated she was concerned that the citizens were not present to present their views at last week's Council meeting.

Mrs. Dutmer stated that she will continue to review the case and, if new facts are presented, she will take it under consideration.

- - -
89-31 The Clerk read the following Letter:

July 12, 1989

Honorable Mayor and Members of the City Council of the City of San Antonio

The following petition was received in my office and forwarded to the City Manager for investigation and report to the City Council.

July 6, 1989

Petitions submitted by Jack and Ernie Baumgartner, et al, 12222 Madrigal, San Antonio, Texas 78233, requesting reconstruction of the back fence on 5219 La Barranca.

* * * *

/s/Norma S. Rodriguez
City Clerk

- - -
There being no further business to come before the City Council, the meeting was adjourned at 6:10 P.M.

- - -
A P P R O V E D

Lien Cockrell

M A Y O R

ATTEST: *Norma S. Rodriguez*
City Clerk

July 20, 1989
mlr

