

**REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO, HELD IN THE
COUNCIL CHAMBERS, MUNICIPAL PLAZA
BUILDING, THURSDAY, AUGUST 15, 1996**

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96-33 The City Council convened in an informal "B" Session at 10:00 a.m., Municipal Plaza Building, "B" Room, to consider the following items(s):

Staff Presentation On The Proposed Restricted Entry Access Ordinance. Council concurred that this item be brought to "A" Session in two weeks for formal consideration.

"B" Session adjourned at 10:35 a.m.

The Council members present were Flores, Avila, Ross, Marbut, Peak, Webster, Thornton. **ABSENT:** McClendon, Billa Burke, Solis, Herrera.

96-33 The regular meeting was called to order at 1:00 p.m. by the Presiding Officer, Mayor William E. Thornton, with the following members present: Flores, McClendon, Billa Burke, Avila, Solis, Herrera, Ross, Marbut, Peak, Webster and Thornton. **ABSENT:** None.

96-33 Invocation by Reverend Michael Chalk, St. Mark's Episcopal Church

96-33 Pledge of Allegiance to the flag of the United States.

96-33 CEREMONIAL ITEMS

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**RESOLUTION OF APPRECIATION - KELLY AIR FORCE BASE AND
EMILIO G. TORRES, ARTIST**

Mayor Thornton stated that the artwork for the City of San Antonio's ceremonial certificates prepared for visiting dignitaries, conventions, local individuals and organizations was designed many years ago by Mr. Emilio G. Torres, a civilian employee at Kelly Air Force Base. He noted that, over the years, the City has grown and added some new landmarks to its skyline; thus, Mr. Torres was approached to update the skyline. Instead, Mr. Torres has designed new artwork incorporating many of the City's well-known landmarks, and Kelly Air Force Base has been very generous in allowing Mr. Torres the time and resources to prepare this new artwork. He then introduced Ms. Joyce Sciortino of the Commander's Action Office, Kelly Air Force Base, representing Major General James S. Childress.

Mr. Torres and Ms. Sciortino presented the City with the new skyline artwork. Mayor Thornton then read the Resolution of Appreciation and presented it to Ms. Sciortino.

Mayor Thornton then read a Distinguished Citizen Award for Mr. Torres and presented it to him in appreciation for his excellent work. Individual City Council members offered their congratulations to Mr. Torres.

DISTINGUISHED CITIZEN AWARD - REVEREND R.A. CALLIES SR.

Mayor Thornton noted that the City is honoring a citizen who has worked tirelessly for many years toward the betterment of his community, and therefore truly deserving of this honor. He then introduced Reverend R.A. Callies, Sr., and asked Reverend Callies and his family to come forward. Ms. McClendon spoke to Reverend Callies' background and community activities, including re-naming of the Freedom Bridge and erection of the statue of Dr. Martin Luther King, Jr., as well as the creation of MLK Park, among other hallmarks of community progress. She then read the formal proclamation and presented it to Reverend Callies. Reverend Callies thanked the Mayor and City Council for the honor.

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CERTIFICATE OF APPRECIATION - FERIA ESCOLAR

Mayor Thornton noted that last Saturday, he was present for the distribution of school supplies to thousands of elementary school-aged children during Feria Escolar, held each year by KVDA-TV. He further noted that he had invited Mr. Arthur R. Emerson, Vice-President and General Manager, KVDA-TV, to be present today in Council chambers. He then spoke to the day-long Feria Escolar, and the 12,000-15,000 schoolchildren who took part in the event sponsored by several local businesses Mayor Thornton then introduced Mr. Emerson and Mr. Armando Solis, the fair's director, and asked them to come forward. Mr. Emerson spoke to the need for providing school supplies to any school-child who needs them, and he noted that Mr. Solis has organized Feria Escolar.

Mayor Thornton congratulated both men, then read the Certificate of Appreciation and presented it to them.

Individual Council members thanked Mr. Emerson and Mr. Solis for their community efforts on behalf of needy schoolchildren.

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**96-33 RESIGNATION OF COUNCILWOMAN RUTH JONES
MCCLENDON**

Mayor Thornton spoke to a letter of resignation offered by Councilwoman Ruth Jones McClendon, effective at the end of today's City Council meeting, and asked City Clerk Norma S. Rodriguez to read the letter, for the record.

The City Clerk read the letter into the record. Mayor Thornton spoke to the requirements of the City Charter relating to replacement of a resigned member of City Council, and asked Ms. McClendon to join him at the podium, along with her husband, Mr. Denver McClendon. He spoke of her impact upon the City Council during her years of service. Ms. McClendon spoke of her remembrances of her service on City Council and thanked her husband for his support, stating her

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desire that her successor as representative of District 2 continue the vision of District 2.

Mayor Thornton and other members of City Council discussed the City Charter requirements for replacement of a resigned member of City Council, and asked Ms. McClendon to recommend a possible successor. Mayor Thornton then invited any District 2 citizen who wished to apply for the position to do so by contacting City Council members or the City Clerk's office, to express their interest in serving.

Mr. Solis made a motion to accept the resignation of Councilwoman McClendon, effective at the end of today's City Council meeting. Mr. Avila seconded the motion.

After consideration, the motion prevailed by the following vote: **AYES:** Flores, McClendon, Billa Burke, Avila, Solis, Herrera, Ross, Marbut, Peak, Webster, Thornton. **NAYS:** None. **ABSENT:** None.

Individual Council members and City Manager Alexander E. Briseño then spoke to Ms. McClendon's accomplishments and wished her well.

Mr. Flores then presented Ms. McClendon with a bouquet of flowers, to mark the occasion.

State Rep. Bill Siebert spoke to state legislation of joint interest to himself and Ms. McClendon

State Sen. Jeff Wentworth stated that he welcomed her to the Bexar County legislative delegation, if selected by the Democratic Party precinct committee members involved in such selection.

Mayor Thornton addressed the possibility of legislation action relating to current high property appraisals, and noted that the City is holding the line on property taxes in this coming budget.

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NEW MAYOR PRO TEM

City Clerk Norma S. Rodriguez administered the Oath of Office to the new incoming Mayor Pro Tem, Ms. Billa Burke, and noted that she will take office tomorrow.

The Mayor and other City Council members congratulated Ms. McClendon for her serving as outgoing Mayor Pro Tem, and Ms. Billa Burke for her assumption of that office tomorrow.

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CONSENT AGENDA

Mr. Solis made a motion to approve Agenda Items 8 through 34b, constituting the Consent Agenda, with Items 8 and 33 being pulled for individual consideration. Mr. Avila seconded the motion.

After consideration, the motion, carrying with the passage of the following Ordinances, prevailed by the following vote: **AYES:** Flores, McClendon, Avila, Solis, Herrera, Ross, Marbut, Peak, Webster. **NAYS:** None. **ABSENT:** Billa Burke, Thornton.

(NOTE: LATER IN THE MEETING, THE CONSENT AGENDA WAS MOVED FOR RECONSIDERATION, AND THE MOTION PREVAILED, SO THAT AGENDA ITEM 14 COULD ALSO BE PULLED FOR INDIVIDUAL CONSIDERATION IN ORDER THAT MR. MARBUT MIGHT ABSTAIN FROM THE VOTE ON THAT PARTICULAR ITEM. ORDINANCE NO. 84529 IS VOID AND NOT USED, AND AGENDA NUMBER 14 FROM THE CONSENT AGENDA IS LISTED IN ITS FINALLY-ENACTED POSITION AS ORDINANCE NO. 84473 LATER IN THIS MEETING.)

After consideration, the motion carrying with it the passage of the following Ordinances, prevailed by the following vote: **AYES:** Flores, McClendon, Billa Burke, Avila, Solis, Herrera, Ross, Marbut, Peak, Webster, Thornton; **NAYS:** None; **ABSENT:** None

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AN ORDINANCE 84,524

ACCEPTING THE LOW, QUALIFIED BID OF APPLIED CONCEPTS, INC. TO PROVIDE THE CITY OF SAN ANTONIO POLICE DEPARTMENT FOR VEHICLE RADAR UNITS FOR A TOTAL OF \$19,950.00.

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AN ORDINANCE 84,525

ACCEPTING THE LOW, QUALIFIED BID OF EASY DRIVE/TRIMBLE NAVIGATION, LTD ON ITEM 1 FOR A TOTAL OF \$19,688.00 AND SOKKIA MEASURING SYSTEMS ON ITEM 2 FOR A TOTAL OF \$13,623.00 TO PROVIDE THE CITY OF SAN ANTONIO PUBLIC WORKS DEPARTMENT WITH AUTOMATED SURVEYING EQUIPMENT. (MBE/WBE)

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AN ORDINANCE 84,526

CANCELING THE CONTRACT OF ALL STAR CLEANING SERVICES FOR JANITORIAL SERVICES FOR THE MUNICIPAL COURTS BUILDING DETENTION CENTER, AND RATIFYING THE CONTRACT OF L. & V. JANITORIAL SERVICES FOR A TOTAL OF APPROXIMATELY \$2,800.00 MONTHLY. (MBE/WBE)

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AN ORDINANCE 84,527

ACCEPTING THE LOW, QUALIFIED BID OF E-Z BEL, CONSTRUCTION COMPANY, INC. IN THE AMOUNT OF \$517,753.72 IN CONNECTION WITH THE PICKFORD/PARAMOUNT - 34TH TO SAN JOAQUIN COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT; AUTHORIZING A CONSTRUCTION CONTRACT; REVISING THE PROJECT BUDGET; AUTHORIZING \$29,783.85 FOR MISCELLANEOUS CONSTRUCTION CONTINGENCY EXPENSES; AUTHORIZING AN ADDITIONAL \$11,270.00

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PAYABLE TO OVERBY DESCAMPS ENGINEERS, INC. FOR ENGINEERING SERVICES; AUTHORIZING AN ADDITIONAL \$2,500.00 PAYABLE TO VICKREY AND ASSOCIATES, INC. FOR ENGINEERING SERVICES; AUTHORIZING \$800.00 FOR ADVERTISING EXPENSES; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 84,528

ACCEPTING THE LOW, QUALIFIED BASE BID OF BARON-LONG CONSTRUCTION CO. IN THE AMOUNT OF \$169,000.00 FOR ADDITIONS TO THE LACKLAND TERRACE CENTER; AUTHORIZING A CONSTRUCTION CONTRACT; AUTHORIZING THE TRANSFER OF \$180,000.00 IN 1994 PARKS GENERAL OBLIGATION BOND FUNDS INTO THE PROJECT BUDGET; AUTHORIZING THE AMENDMENT OF THE PROJECT BUDGET; AUTHORIZING \$11,000.00 FOR CONSTRUCTION CONTINGENCY EXPENSES; ENCUMBERING FUNDS FOR THE CONSTRUCTION CONTRACT AND CONSTRUCTION CONTINGENCY EXPENSES; AND PROVIDING FOR PAYMENT.

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ORDINANCE NUMBER 84,529 IS VOID

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AN ORDINANCE 84,530

AUTHORIZING EXPENDITURE OF SAN ANTONIO WATER SYSTEM FUNDS FOR EXPENSES RELATED TO THE OVERSIZING OF A DEVELOPER CUSTOMER WATER MAIN EXTENSION ALONG FM LOOP 1604 IN CONNECTION WITH THE ANDERCHASE SUBDIVISION PROJECT (APPROXIMATELY \$27,600.00 OF THE ESTIMATED \$36,800.00 COST).

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AN ORDINANCE 84,531

AUTHORIZING PAYMENT IN THE AMOUNT OF \$400.00 TO CLEAN ENVIRONMENTS, INC. FOR ENVIRONMENT ASSESSMENT SERVICES ON THE WURZBACH PARKWAY PROJECT; AND APPROPRIATING FUNDS.

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AN ORDINANCE 84,532

AUTHORIZING PAYMENT IN THE AMOUNT OF \$385.00 TO STEWART TITLE COMPANY FOR TITLE SERVICES ON THE MICHIGAN AVENUE - CRAIG TO HILDEBRAND COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT; REVISING THE PROJECT BUDGET; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 84,533

AUTHORIZING PAYMENT IN THE AMOUNT OF \$600.00 TO JOE L. SCATES, MRA, MSA FOR REAL ESTATE APPRAISAL SERVICES IN CONNECTION WITH THE MICHIGAN AVENUE - CRAIG TO HILDEBRAND COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT; REVISING THE PROJECT BUDGET; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 84,534

AUTHORIZING PAYMENT IN THE AMOUNT OF \$1,295.00 TO BUCKLEY FENCE COMPANY FOR FENCE INSTALLATION SERVICES IN CONNECTION WITH THE BUSTILLOS DRIVE - KELLY TO ROOSEVELT COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT; REVISING THE PROJECT BUDGET; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 84,535

AMENDING THE TRAFFIC CONTROL DEVICES SCHEDULES ESTABLISHED BY CHAPTER 19 (TRAFFIC REGULATIONS), ARTICLE III (TRAFFIC CONTROL DEVICES), SECTION 19-68(B) TO INCLUDE CERTAIN ADDITIONS TO THE OFFICIAL TRAFFIC CONTROL DEVICE SCHEDULE FOR "STOP" SIGNS, "YIELD RIGHT-OF-WAY" SIGNS, "PROHIBITED PARKING AT ALL TIMES" SIGNS, AND "PROHIBITED TURN" SIGNS; AUTHORIZING THE PERMANENT INSTALLATION OF SAID DEVICES; DECLARING THEM AS OFFICIAL TRAFFIC CONTROL DEVICES OF THE CITY OF SAN ANTONIO; AND DECLARING VIOLATIONS OF THESE TRAFFIC REGULATIONS, EXCEPT THE CIVIL PARKING VIOLATIONS, TO BE MISDEMEANOR CRIMES PUNISHABLE BY A FINE OF NOT MORE THAN \$200.00, AND DECLARING VIOLATIONS OF THE CIVIL PARKING VIOLATIONS TO BE SUBJECT TO THE ENFORCEMENT PROVISIONS OF CITY CODE SECTION 19-225 (ADMINISTRATIVE ADJUDICATION OF STOPPING, STANDING, AND PARKING VIOLATIONS).

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AN ORDINANCE 84,536

AUTHORIZING THE HIRING OF A CASEWORKER II AND MODIFYING THE PERSONNEL COMPLEMENT FOR THE GANG REHABILITATION ASSESSMENT AND SERVICES PROGRAM GRANT FUNDED BY THE OFFICE OF JUVENILE JUSTICE AND DELINQUENCY PREVENTION, U.S. DEPARTMENT OF JUSTICE.

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AN ORDINANCE 84,537

AUTHORIZING PAYMENT AND ENCUMBERING FUNDS IN THE AMOUNT NOT TO EXCEED \$17,720.00 FOR COMMUNITY RESEARCH ASSOCIATES, INC. TO PRESENT COMMUNITY POLICING TRAINING DURING THE 1997 IN-SERVICE FOR POLICE MANAGERS AND SUPERVISORS.

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AN ORDINANCE 84,538

AUTHORIZING THE ACCEPTANCE OF \$25,437.00 FROM THE TEXAS DEPARTMENT OF HEALTH (TDH) TO CONTINUE FUNDING THE HOUSING OPPORTUNITIES FOR PERSONS WITH AIDS (HOPWA) PROJECT OF THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT (SAMHD); AUTHORIZING THE EXECUTION OF CONTRACT CHANGE NOTICE NO. 04, COMPRISED OF ATTACHMENT NO. 08 TO CONTRACT 7460020708 97 WITH TDH; REVISING THE BUDGET FOR THE PUBLIC HEALTH STATE SUPPORT PROJECT 1996/97 ESTABLISHED IN ORDINANCE NO. 83917, PASSED AND APPROVED ON APRIL 11, 1996.

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AN ORDINANCE 84,539

AUTHORIZING THE EXECUTION OF A CONTRACT IN THE AMOUNT OF \$17,880.00 WITH REGISTER TAPES UNLIMITED, INC. TO PROVIDE ADVERTISING SPACE FOR THE WIC PROJECT OF THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT ON CASH REGISTER RECEIPTS AT TWENTY-FOUR (24) H.E.B. SUPERMARKET LOCATIONS AND APPROVING PAYMENTS TO THE CONTRACTOR IN CONNECTION WITH THIS SERVICE.

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AN ORDINANCE 84,540

AUTHORIZING THE CITY MANAGER TO EXECUTE AN AMENDMENT TO THE EMERGENCY SHELTER GRANT CONTRACT WITH THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT AUTHORIZED BY ORDINANCE NO. 80857, PASSED AND APPROVED ON SEPTEMBER 29, 1994 TO REPROGRAM \$2,824.31 FROM THE CITY'S SERVICE PROVIDER THE SALVATION ARMY AND THE HOUSE OF HOPE, TO THE SAN

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ANTONIO METROPOLITAN MINISTRY CENTER; AND TO EXECUTE DELEGATE AGENCY CONTRACT AMENDMENTS TO ACCOMPLISH SAID REPROGRAMMING OF FUNDS.

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AN ORDINANCE 84,541

AUTHORIZING THE ACCEPTANCE OF A GRANT IN THE AMOUNT OF \$200,002.00 FROM THE TEXAS DEPARTMENT OF HEALTH TO CONTINUE THE MEDICAL TRANSPORTATION SERVICES PROVIDED BY THE SUPPORTIVE SERVICES FOR THE ELDERLY PROJECT OF THE DEPARTMENT OF COMMUNITY INITIATIVES FROM SEPTEMBER 1, 1996 TO AUGUST 31, 1997; APPROVING A BUDGET; APPROVING A PERSONNEL COMPLEMENT; AND AUTHORIZING THE TRANSFER OF UNEXPENDED FY 95/96 FUNDS.

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AN ORDINANCE 84,542

AUTHORIZING THE ACCEPTANCE OF A GRANT IN THE AMOUNT OF \$400,000.00 FROM THE TEXAS REHABILITATION COMMISSION TO CONTINUE OPERATION OF THE PERSONAL ATTENDANT SERVICES PROGRAM IN THE DEPARTMENT OF COMMUNITY INITIATIVES, ELDERLY AND DISABLED SERVICES DIVISION FROM SEPTEMBER 1, 1996 TO AUGUST 31, 1997; AUTHORIZING THE ACCEPTANCE OF \$24,000.00 IN CLIENT FEES TO CONTINUE OPERATION OF THE PROGRAM; APPROVING A BUDGET; APPROVING A PERSONNEL COMPLEMENT; AND AUTHORIZING THE TRANSFER OF UNEXPENDED FY 95/96 FUNDS.

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AN ORDINANCE 84,543

AUTHORIZING THE ACCEPTANCE OF A GRANT IN THE AMOUNT OF \$1,419,432.00 FROM THE TEXAS DEPARTMENT OF HUMAN SERVICES FOR CONTINUATION OF THE ELDERLY AND DISABLED SERVICES DIVISION'S CLIENT MANAGED PROGRAM OF THE DEPARTMENT OF COMMUNITY INITIATIVES FOR THE PERIOD BEGINNING SEPTEMBER 1, 1996 THROUGH AUGUST 31, 1997; AUTHORIZING THE ACCEPTANCE OF \$12,000.00 IN CLIENT FEES FOR THE CONTINUATION OF THE PROGRAM; APPROVING A BUDGET AND PERSONNEL COMPLEMENT FOR THE PROGRAM; AND AUTHORIZING THE TRANSFER OF UNEXPENDED FY 95/96 FUNDS.

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AN ORDINANCE 84,544

AUTHORIZING THE RENEWAL OF A CONTRACT WITH SEDGWICK JAMES OF TEXAS, INC. AS THE CITY'S SOLE BROKER OF RECORD, TO ACQUIRE EXCESS OR DIFFICULT-TO-PLACE INSURANCE COVERAGES AND TO SERVE AS A CONSULTANT ON INSURANCE AND OTHER BROKER-RELATED ISSUES AT A COST NOT TO EXCEED \$127,000.00, FOR THE PERIOD FROM SEPTEMBER 1, 1996 THROUGH AUGUST 31, 1997; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 84,545

AUTHORIZING PAYMENT IN THE AMOUNT OF \$168,577.08, PLUS COURT COSTS AND POST-JUDGMENT INTEREST OF \$34.17 PER DAY FROM AUGUST 15, 1996 UNTIL PAID, IN THE JUDGMENT OF CAUSE NO. 94-CI-08405, HAZEL FRANKLIN, INDIVIDUALLY, AND AS NEXT FRIEND OF KIMBERLY FRANKLIN, A MINOR VS. CITY OF SAN ANTONIO.

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AN ORDINANCE 84,546

AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES CONTRACT WITH RCC CONSULTANTS, INC. FOR AN AMOUNT NOT TO EXCEED \$368,960.00 OF WHICH THE CITY'S PORTION IS NOT TO EXCEED \$295,168.00, THE REMAINDER OF WHICH IS BEING COMMITTED AS BEXAR COUNTY'S PORTION, TO ESTABLISH PHASE II DEVELOPING A RADIO STUDY AND COMPREHENSIVE COMMUNICATION PLAN.

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AN ORDINANCE 84,547

APPROVING A PARADE PERMIT AND AUTHORIZING THE TEMPORARY CLOSURE OF CERTAIN STREETS FROM 9:00 A.M. UNTIL 3:00 P.M., SATURDAY, SEPTEMBER 14, 1996 IN CONNECTION WITH THE DIEZ Y SEIS PARADE, SPONSORED BY THE AVENIDA GUADALUPE ASSOCIATION.

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AN ORDINANCE 84,548

APPOINTING ORALIA MARTINEZ (DISTRICT 4) AND HELEN ATHERTON (DISTRICT 7) TO THE CLEAN-UP CITY COMMISSION FOR TERMS OF OFFICE TO EXPIRE ON FEBRUARY 24, 1999.

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AN ORDINANCE 84,549

APPOINTING MARY DUNAGAN (MAYOR) TO THE DISABILITY ACCESS ADVISORY COMMITTEE FOR A TERM OF OFFICE TO EXPIRE ON JUNE 30, 1998.

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The Clerk read the following Ordinance:

AN ORDINANCE 84,550

ACCEPTING THE LOW BID OF CATO ELECTRIC COMPANY TO PROVIDE THE CITY OF SAN ANTONIO PARKS & RECREATION DEPARTMENT WITH SECURITY PARK LIGHTING FOR HASKIN AND HIGHLAND PARKS FOR A TOTAL OF \$33,800.00; AND APPROPRIATING FUNDS IN THE AMOUNT OF \$16,500.00.

In response to a question by Mr. Webster, Mr. Ron Darner, Director of Parks & Recreation, noted that the light package for the two City parks is in cooperation with the neighborhood associations involved.

Mr. Webster 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:** Flores, McClendon, Avila, Solis, Herrera, Ross, Marbut, Peak, Webster, Thornton; **NAYS:** None; **ABSENT:** Billa Burke.

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The Clerk read the following Ordinance:

AN ORDINANCE 84,551

AUTHORIZING THE TEMPORARY CLOSURE OF THE NORTH SIDE OF NUEVA STREET BETWEEN ALAMO AND PRESA STREETS, ALSO PRESA STREETS BETWEEN NUEVA AND MARKET STREETS FROM 12:01 A.M., TUESDAY, AUGUST 27, 1996 UNTIL 6:00 A.M., TUESDAY, SEPTEMBER 3, 1996 IN CONNECTION WITH THE LAS FERIA'S DE SEPTIEMBRE CELEBRATION, SPONSORED BY THE CHARRO ASSOCIATION.

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Mr. John German, Director of Public Works, briefly described the street closure request on behalf of the Charro Association.

The following individual appeared to speak:

Ms. Sherry Didier, President, La Villita Tenants Association, stated that La Villita is highly-used by visitors, and tenants are concerned with some many street closures that block off access to La Villita, a figure that is up to 28 thus far this year. She stated that La Villita tenants depend upon revenues generated by visitors who come by tour bus, trolley and other means, which cannot deliver those visitors when streets in the area are closed in connection with an on-going event. She spoke in opposition to the proposed Ordinance, but noted that the promoters of Las Ferias de Septiembre Celebration have assured her that tour buses will be allowed to reach La Villita departure stations during this particular event. She also noted that Mr. Darner has stated that the City will allow for the parking of two tour buses on Alamo Street, next to La Villita, during this event.

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Mr. Flores also voiced his concern about the many street closures adjacent to La Villita, and asked Mr. Darner to look into the situation.

Mr. Avila 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:** Flores, McClendon, Avila, Herrera, Ross, Marbut, Peak, Thornton; **NAYS:** None; **ABSENT:** Billa Burke, Solis, Webster.

Mr. Peak introduced State Senator Jeff Wentworth and Commissioner Tommy Scherer; and asked Council members to consider expert testimony to be given during this briefing.

Commissioner Scherer spoke to everyone's need for water, and addressed the matter of cloud-seeding and current developments in that industry. He then introduced Mr. George Bonner, meteorologist, Texas Natural Resources Conservation Commission; Mr. Ed Spring; Mr. Dale Bates, San Antonio, President of a local water district in West Texas; and Mr. Mike Mahoney of Evergreen Water district.

Mr. George Bonner, TNRCC, stated that he has worked with 'cloud-seeding' operations for some 21 years, and narrated a series of video slide presentations illustrating the impact of 'cloud-seeding' production of rainfall. A copy of his presentation is made a part of the papers of this meeting. He noted that certain clouds can be enhanced to produce rainfall, and spoke to the need to have 'cloud-seeding' as a long-term technology, not one used only during times of drought. He stated that this may be one way to produce the necessary water for Texas' population needs, which population is projected to double in the next 35 years.

Senator Wentworth stressed the efficacy of new developments in weather-modification and the need to do this every year, not only during droughts.

Mr. Bates invited Council members interested to see the current "cloud-seeding" operations underway in west Texas.

Mr. Peak spoke to the need to develop all methods of producing more water, and stated his opinion that this method has promise.

Mr. Ross spoke to the need to examine every alternative to produce more water, and spoke to plans by the Alamo Area Council of Governments to look into "cloud-seeding".

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Mr. Webster spoke to the need to examine this method of producing more rainfall, but urged the Council not to abandon whatever recommendations that are produced by the Mayor's Water Policy Committee.

Mr. Peak stated his belief that this all is a complimentary process.

In response to a question by Mr. Webster, Mr. Bonner addressed the optimum times for "cloud-seeding".

96-33 It was the consensus of City Council members present to undertake consideration of Agenda Item 35 at this time.

The Clerk read the following Ordinance:

AN ORDINANCE 84,552

NAMING THE BASEBALL DIAMOND IN THE RUSTY LYONS SPORTS COMPLEX IN HONOR OF COACH ARTHUR BAIN FOR HIS CONTRIBUTIONS TO YOUTH BASEBALL PROGRAMS IN THE CITY OF SAN ANTONIO, AS APPROVED BY THE PARKS AND RECREATION ADVISORY BOARD.

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Mr. Ron Darner, Director of Parks & Recreation, briefly explained the request to name a baseball diamond in the Rusty Lyons Sports Complex for longtime San Antonio baseball coach, Arthur Bain.

Mr. Flores made a motion to approve the proposed Ordinance. Mr. Peak seconded the motion.

After consideration, the motion carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Solis, Herrera, Ross, Peak, Webster, Thornton; **NAYS:** None; **ABSENT:** McClendon, Billa Burke, Avila, Marbut.

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CHANGE OF COMMITTEE CHAIRPERSONS

Mayor Thornton spoke to the resignation of Councilwoman Ruth Jones McClendon, and addressed the need to take action to name new chairpersons for the Council committees currently chaired by Ms. McClendon. He asked that an Ordinance be prepared naming Mr. Peak the new chair of the Council Ethics Committee; Mr. Flores the new chair of the Municipal Court Committee; and Mr. Webster the new chair of the Street Maintenance Committee.

Mr. Peak made a motion to place on the Council agenda next week an Ordinance naming new committee chairs as outlined by Mayor Thornton, above, to fill the vacancies created by the resignation of Councilwoman McClendon. Mr. Solis seconded the motion.

After consideration, the motion prevailed by the following vote: **AYES:** Flores, Billa Burke, Solis, Herrera, Ross, Peak, Webster, Thornton. **NAYS:** None. **ABSENT:** McClendon, Avila, Marbut.

Mayor Thornton noted that important issues face the City Council, and Ms. McClendon's recommendation for a successor will be made shortly. He stated his opinion that others may apply for the unexpired term, also, if they wish, and suggested that the interview process take place next Thursday.

Mr. Peak made a motion that City Council accept presentations from individuals interested in filling the unexpired term of Councilwoman Ruth Jones McClendon, with interview presentations to be made at 1:30 P.M. next Thursday, August 22, 1996, and the appointment of a successor to take place at the Council meeting of August 29, 1996. Mr. Webster seconded the motion.

Ms. McClendon stated that she will recommend a possible successor tomorrow, and expressed her belief that District 2 needs representation, noting that budget matters are pressing at this time.

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Mr. Peak's motion prevailed by the following vote: **AYES:** Flores, McClendon, Billa Burke, Solis, Herrera, Ross, Marbut, Peak, Webster, Thornton. **NAYS:** None. **ABSENT:** Avila.

96-33 It was the consensus of City Council members present at this time to undertake consideration of Agenda Item 43.

STATUS REPORT ON WATER-RELATED ISSUES

Mr. Joe Aceves, President, San Antonio Water system, narrated a video presentation, a copy of which is made a part of the papers of this meeting, outlining SAWS' water usage and planning efforts, including:

- (1) San Antonio's aquifer management plan, including water usage and the large number of water-main breaks
- (2) J-17 test well levels since January 1996, stating his opinion that the Edwards Aquifer levels will remain near current levels and begin to recover in September
- (3) per-capita water usage from 1984 to the current time, noting that San Antonio has achieved sufficient water conservation savings
- (4) a summary of the three Critical Period Plans: the Aquifer Management Plan, the plan of the Edwards Aquifer Authority, and the federal court plan, stating his belief that the Edwards Aquifer Authority is the proper authority to regulate aquifer water, not the federal courts
- (5) spoke to the EAA's planning process, including a possible declaration of water emergency
- (6) the Court Monitor's Emergency Plan and its planning process, noting that Judge Bunton favors a voluntary compliance

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(7) a comparison of the City's Aquifer Management Plan and the plan presented by the federal court

- (8) recommendations to continue work with the EAA and submit concerns and recommendations to the federal court.

Mr. Aceves spoke to just who is most affected by any stringent cutbacks in the use of water from the Edwards Aquifer, and stated that he has problems with the Federal Court Monitor's plan, since it suggests that pumping from the aquifer has affected springflow. He stated his belief that three separate factors affect springflow, and pumping is only one of them.

The following individual appeared to speak:

Mr. Kirk Patterson, member of the Mayor's Water Policy Committee, asked the Council to allow the Edwards Aquifer Authority to do its work, stating his belief that it will be the homeowners, not industry, which feels the brunt of any water cutbacks. He also expressed his belief that the emergency plan is more stringent than the Sierra Club's, and that one augmentation well would suffice to maintain springflow. He also stated his belief that the Federal Court Monitor's plan will not work, but the EAA plan will do so, including augmenting wells. He then spoke to the long-term solution to the water problem and urged Council not to ask the court for unnecessary restrictions or an emergency plan.

In response to a question by Mayor Thornton, Mr. Russ Johnson, general counsel, SAWS, noted that the Sierra Club lawsuit is the reason that the federal court is involved in the water situation today, and it is the federal judge's opinion that he has the authority under the Endangered Species Act.

Mayor Thornton and Mr. Johnson then discussed the federal judges' alleged authority in this issue and how an appeals court might view this.

Mayor Thornton encouraged the Edwards Aquifer Authority to draft its management plan, as opposed to the federal court's plan. He stated his belief that the federal judge is managing the City's business, yet is not accountable to the community. He also stated his opinion that the best hope for a regional water plan will come from the Edwards Aquifer Authority.

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In response to a question by Mr. Ross, Mr. Aceves noted that the aquifer recharges even without immediate rainfall, and expressed his belief that springflow will not go much lower, noting that the lack of agricultural pumping to the west now lessens the drain on the aquifer's "west to east" flow.

Mr. Ross noted that downstream water users are not cutting their water usage, yet they want San Antonio to sacrifice more. He feels that San Antonio will appeal the federal judge's ruling all the way to the Supreme Court, if necessary.

Discussion then ensued concerning inviting representation from the Edwards Aquifer Authority to the City Council meeting.

Mr. Ross asked SAWS to re-examine its Critical Period Surcharge, stating his belief that it penalizes the necessary usage of water, as well.

Mr. Peak spoke to the current status of the entire water matter and the federal court's plan, noting that everyone is in this together. He spoke to the need to look at all options to produce water, and expressed his concern with putting people, investments and jobs in jeopardy.

Mr. Webster addressed his concerns with the Critical Period Surcharge.

Mr. Aceves spoke to how the funds received from that Surcharge are being used, and stated he would report to the City Council on that matter next week. He spoke to its current usage for (1) repair of broken water-mains, (2) conservation matters, (3) work by the Mayor's Water Policy Committee, and (4) credits to those reducing their water usage.

Mr. Webster also asked for a breakdown of water usage, by City area.

Mr. Aceves stated that SAWS has received hundreds of requests for exemption from the Surcharge, and stated that SAWS is going after water-wasters, primarily commercial users. He noted that some 60 cases are now in process.

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In response to a question by Mr. Webster, Mr. Johnson discussed the "interstate commerce" argument for intervention of the federal courts into this matter.

Mr. Marbut urged that SAWS avoid a "public relations nightmare" concerning the Surcharge by communicating with the public, and he spoke in support of "cloud-seeding".

Discussion then took place concerning possible modification of the Surcharge Ordinance.

Mayor Thornton asked SAWS representatives to extend the invitation for representatives of the Edwards Aquifer Authority to appear before City Council.

96-33 1996-97 BUDGET PRESENTATION

Mayor Thornton stated that the City Manager's proposed budget for fiscal year 1996-97 reflects the City Council's budget priorities, and expresses his gratification to see that no tax increase is being sought. He thanked the City Manager and all other City staff involved in the budget effort for their good work.

Mr. Alexander E. Briseño, City Manager, then narrated a video presentation on the 1996-97 City budget, a copy of which presentation is made a part of the papers of this meeting.

Mayor Thornton noted that for the fourth consecutive year, the City's tax rate has either remained the same or has declined. He addressed the importance of the debt-management portion of that tax rate and the need to reduce the City's operating budget to maintain it. He spoke against adding any new programs onto this budget, and asked that Council work sessions deal with any major changes being proposed. He then discussed how budget amendments would be handled.

In response to a question by Mr. Marbut, Mr. Briseno estimated the growth of debt service funding for next year's budget, as compared to this budget, noting that San Antonio has the second-lowest tax rate in the state among major

cities, next to only Austin. He stated that a comparison can be made of other major cities as to tax rates.

Mr. Marbut noted that the tax rates of independent school districts are well above the City's tax rate, and lauded the report of a budget surplus for the Alamodome for the third straight year. He then spoke to the need to possibly realign the Code Compliance Department.

Mr. Briseño noted that some 69 per cent of San Antonio's citizens over the age of 65 pay no City taxes, due to City's \$60,000 exemption on homesteads for senior citizens. He then discussed the impact that abatement has on City taxes.

Mr. Ross asked for a multi-year matrix of expenditures, and spoke to the need for a cautious use of mandated programs and their effects upon future budgets. He then spoke to several reduction concerns in parks maintenance, library books, and the lack of a recommended cost-of-living increase for the City's civilian employees, in view of mandated raises for firemen and police officers.

Mr. Briseño reminded the Council that each one per cent cost-of-living increase will cost some \$900,000.

Mr. Webster noted that the employee benefits of City workers are a definite "plus", along with performance measures.

Mr. Solis noted that the recommended budget continues to stress public safety and streets, and spoke to the need to consider a cost-of-living increase for civilian employees and "people programs" such as the Education Partnership. He then spoke to the City's mission statement

Ms. McClendon spoke in support for public safety and streets funding, and the possible use of increased revenues from City Public Service for such programs as the Education Partnership and others. She also asked the City Manager to look into increasing the allocation for Project Quest to \$1 million, and addressed the need for more cemetery maintenance.

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

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Mr. Peak thanked the staff for its hard work on the budget, and spoke to its key areas.

Mr. Flores stated his desire that any employees who lost their current jobs because of budgetary matters will be able to find other City jobs.

Mr. Avila spoke in support for public safety allocations and funding for such programs as the Education Partnership.

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

96-33 The Clerk read the following Resolution:

A RESOLUTION 96-33-27

SETTING PUBLIC HEARINGS ON THE FISCAL YEAR 1996-97 CONSOLIDATED OPERATING AND CAPITAL BUDGETS FOR TUESDAY, AUGUST 27, 1996 AT 7:00 P.M. AND THURSDAY, SEPTEMBER 19, 1996 AT 3:00 P.M. IN THE CITY COUNCIL CHAMBERS, 103 MAIN PLAZA AND SETTING A PUBLIC HEARING ON THE 1996 PROPOSED TAX RATE FOR THURSDAY, SEPTEMBER 5, 1996 AT 3:00 P.M. IN THE CITY COUNCIL CHAMBERS, 103 MAIN PLAZA.

Ms. McClendon made a motion to approve the proposed Resolution. Mr. Solis seconded the motion.

After consideration, the motion carrying with it the passage of the Resolution, prevailed by the following vote: **AYES:** Flores, McClendon, Billa Burke, Avila, Solis, Herrera, Ross, Marbut, Peak, Webster, Thornton; **NAYS:** None; **ABSENT:** None

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96-33 MAJOR ANNOUNCEMENT CONCERNING JOBS FOR KELLY AIR FORCE BASE

Mayor Thornton stated that he had just spoken by phone with Mr. Rudy de Leon, Undersecretary of the Air Force, concerning jobs for Kelly Air Force Base. He stated that a major announcement to that effect will be made in Washington, DC tomorrow.

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

96-33 CITIZENS TO BE HEARD

(Mayor Pro Tem McClendon, Presiding)

MARIA DOMINGUEZ Spoke to the Council regarding her concerns with the budget priorities set out by the Council and City staff. She also spoke about her concerns with the condition of the VIA buses.

HECTOR RODRIGUEZ, 1010 West Martin Street, President of the Resident Nutrition Program at Palacio Del Sol complained about the meals being served at the Nutrition site. He also expressed concern that he was removed from his position because of his previous complaint. He asked for an advocate to help them with this problem. Mrs. McClendon directed Mr. Rodriguez to Mr. Bono, Assistant City Manager.

TREY ELLISON presented the City Council with prepared statements on the following:

1. Statements on nuclear waste coming through San Antonio
2. Letter from Charles Mattox to Governor Bush

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3. Letter from Margaret Day, Board Member, River Road Neighborhood Association.

(Copies of these documents are on file with the papers of this meeting.)

RODRIGO GARCIA, JR., 746 S.W. 38th Street, spoke of his meetings with representatives of the Chairman of the Board of the Union Pacific Railroad. He stated that he has been meeting with these representatives and wants to set up a team to work with this company and help bring jobs to San Antonio. He will also be meeting with General Paul Roberson.

Councilman Herrera stated that Union Pacific Railroad representatives have already met with Kelly representatives.

Mr. Garcia presented a prepared statement, a copy of which is on file with the papers of this meeting.

96-33 At this time, Mr. Marbut made a motion to reconsider the Consent Agenda, enacted earlier in the meeting, in order that the Council might act on Agenda Item 14 individually, and that he might abstain from the vote on Agenda Item 14. Mr. Solis seconded the motion.

The motion to reconsider the Consent Agenda prevailed by the following vote: **AYES:** Flores, McClendon, Billa Burke, Avila, Solis, Herrera, Ross, Marbut, Peak, Webster. **NAYS:** None. **ABSENT:** Thornton.

(At this time, Mayor Thornton returned to the meeting, but did not preside, relinquishing that duty to Mayor Pro Tem McClendon.)

Mr. Webster then made a motion to approve the consent agenda as previously enacted, with the exception that Agenda Item 14 be also removed for individual consideration. Mr. Solis seconded the motion, which motion was approved by the following vote: **AYES:** Flores, McClendon, Billa Burke, Avila,

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Solis, Herrera, Ross, Marbut, Peak, Webster, Thornton. **NAYS: None. ABSENT: None.**

96-33 Mr. Webster made a motion to approve Agenda Item 14. Mr. Solis seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: **AYES: Flores, McClendon, Billa Burke, Avila, Solis, Herrera, Ross, Peak, Webster, Thornton. NAYS: None. Abstain: Marbut. ABSENT: None.**

The Clerk read the following Ordinance:

AN ORDINANCE 84,553

AUTHORIZING EXPENDITURE OF SAN ANTONIO WATER SYSTEM FUNDS FOR EXPENSES RELATED TO THE OVERSIZING OF A DEVELOPER CUSTOMER WATER MAIN EXTENSION ALONG REGENCY ROAD BETWEEN FM LOOP 1604 AND UTSA BOULEVARD IN CONNECTION WITH THE REGENCY ROW DEVELOPMENT PROJECT (APPROXIMATELY \$163,913.00 OF THE ESTIMATED \$306,000.00 COST).

* * * *

Mayor Pro Tem McClendon declared the Public Hearing to be open.

Mr. Octavio Peña, Office of Internal Review, narrated a video presentation of this Second Reading of an Ordinance granting Metro Access Networks, Inc. (MAN) a franchise, outlining the details of the proposed franchise agreement.

There being no citizens signed to speak to this matter, Mayor Pro Tem McClendon declared the Public Hearing to be closed.

(At this point, Mayor Thornton took the chair to preside.)

96-30 The Clerk read the following Ordinance for the third and final time:

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AN ORDINANCE 84,473

GRANTING METRO ACCESS NETWORKS, INC. (MAN), A FRANCHISE TO ERECT, CONSTRUCT, MAINTAIN AND OPERATE A FIBER OPTIC TELECOMMUNICATIONS SYSTEM THAT UTILIZES THE CITY'S PUBLIC RIGHTS-OF-WAY; PROVIDING FOR THREE PUBLIC READINGS; SETTING THE EFFECTIVE DATE SIXTY (60) DAYS AFTER THE THIRD AND FINAL READING OF THIS ORDINANCE; AND TERMINATING MAN'S CURRENT LICENSE AGREEMENT TO ERECT AND CONSTRUCT A FIBER OPTIC SYSTEM UPON THE EFFECTIVE DATE OF THE FRANCHISE.

* * * *

Mr. Webster 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:** Flores, McClendon, Billa Burke, Avila, Solis, Herrera, Marbut, Peak, Webster, Thornton; **NAYS:** None; **ABSENT:** Ross

96-33 It was the consensus of City Council members present to undertake consideration of Agenda Item 38 at this time.

The Clerk read the following Ordinance:

AN ORDINANCE 84,554

AUTHORIZING THE CITY MANAGER TO APPLY FOR A ONE (1) YEAR PROBLEM SOLVING GRANT IN THE AMOUNT OF \$102,605.00 FUNDED BY THE OFFICE OF COMMUNITY ORIENTED POLICING SERVICES (COPS), U.S. DEPARTMENT OF JUSTICE.

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Captain Tyrone Power, San Antonio Police Department, explained the grant to fund three new Code Compliance officers to work with the Police Department's SAFFE Program.

Mr. Avila made a motion to approve the proposed Ordinance. Mr. Marbut seconded the motion.

After consideration, the motion carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, McClendon, Billa Burke, Avila, Solis, Herrera, Marbut, Peak, Webster, Thornton; **NAYS:** None; **ABSENT:** Ross

96-33 The Clerk read the following Ordinance:

AN ORDINANCE 84,555

AUTHORIZING THE CITY MANAGER TO ACCEPT A TEXAS AUTOMOBILE THEFT PREVENTION AUTHORITY (ATPA) GRANT FOR \$1,507,813.00 IN FINANCIAL ASSISTANCE TO AUGMENT THE SAN ANTONIO POLICE DEPARTMENT'S EFFORT IN REDUCING AUTO THEFT.

* * * *

Deputy Police Chief Albert Ortiz briefly explained the proposed grant to reduce auto theft.

Mr. Billa Burke 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:** Flores, McClendon, Billa Burke, Avila, Solis, Herrera, Marbut, Peak, Webster, Thornton; **NAYS:** None; **ABSENT:** Ross

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96-33 The Clerk read the following Ordinance:

AN ORDINANCE 84,556

AUTHORIZING THE EXPENDITURE OF \$330.00 FROM THE DISTRICT 7 CONTINGENCY ACCOUNT FUND TO ASSIST THE LOMA TERRACE NEIGHBORHOOD ASSOCIATION PURCHASE CELLULAR ON PATROL NEIGHBORHOOD WATCH SIGNS, AS REQUESTED BY COUNCILMAN BOB ROSS.

* * * *

Mr. Avila 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:** Flores, McClendon, Billa Burke, Avila, Solis, Herrera, Marbut, Peak, Webster, Thornton; **NAYS:** None; **ABSENT:** Ross

96-33 The Clerk read the following Ordinance:

AN ORDINANCE 84,557

AUTHORIZING THE EXPENDITURE OF \$200.00 FROM THE DISTRICT 4 CONTINGENCY ACCOUNT FUND TO OFFSET THE COST OF BOXING EQUIPMENT AND ASSIST YOUTH WITH REGISTRATION FOR OUT OF TOWN TRIPS FOR AMATEUR BOXING AT VILLAR BOXING CLUB, AS REQUESTED BY COUNCILMAN HENRY AVILA.

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Mr. Marbut made a motion to approve the proposed Ordinance. Mr. Herrera seconded the motion.

After consideration, the motion carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, McClendon, Billa Burke, Avila, Solis, Herrera, Marbut, Peak, Webster, Thornton; **NAYS:** None; **ABSENT:** Ross

96-33 The Clerk read the following Ordinance:

AN ORDINANCE 84,558

AUTHORIZING THE EXPENDITURE OF \$150.00 FROM THE DISTRICT 4 CONTINGENCY ACCOUNT FUND TO ASSIST WITH THE TRANSPORTATION AND HOTEL COSTS FOR THE LADY UNKNOWN SOFTBALL TEAM TO TRAVEL TO COLORADO FOR A NATIONAL SOFTBALL TOURNAMENT, AS REQUESTED BY COUNCILMAN HENRY AVILA.

*** * * ***

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

After consideration, the motion carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, McClendon, Billa Burke, Avila, Solis, Herrera, Marbut, Peak, Webster, Thornton; **NAYS:** None; **ABSENT:** Ross

96-33

The Clerk read the following Ordinance:

AN ORDINANCE 84,559

AUTHORIZING THE CITY MANAGER TO EXECUTE A CERTIFICATE AND AGREEMENT CONFIRMING AND CONSENTING TO THE ASSIGNMENT BY SAN ANTONIO 2000 LTD., A TEXAS LIMITED PARTNERSHIP, AS "BORROWER" AND OWNER OF THE HYATT RIVERWALK HOTEL, TO NOMURA ASSET CAPITAL CORPORATION, AS "PERMANENT LENDER," OF ALL OF THE BORROWER'S RIGHTS, AS LESSEE, UNDER A FIVE-YEAR LEASE AGREEMENT DATED SEPTEMBER 22, 1994 FOR REAL PROPERTY AND IMPROVEMENTS AT 126 PASEO DEL ALAMO, TO ALSO INCLUDE THE ADJACENT PATIO AREA, RIVER WALK AND PUBLIC ACCESSWAY ("ELEVATOR"), AND ADDITIONAL RIVER WALK SPACE UNDER A SEPARATE LEASE AGREEMENT DATED OCTOBER 16, 1990, AS PART OF REFINANCING OF A LOAN.

* * * *

In response to a question by Mr. Peak, Mr. Roland Lozano, Director of Asset Management, briefly explained the portion of the RiverWalk involved in this matter.

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

After consideration, the motion carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, McClendon, Billa Burke, Avila, Solis, Herrera, Marbut, Peak, Webster, Thornton; **NAYS:** None; **ABSENT:** Ross

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The Clerk read the following Ordinance:

AN ORDINANCE 84,560

APPROVING A BUDGET FOR THE RELOCATION OF THE MAINFRAME PROCESSOR; THE REMOVAL AND INSTALLATION OF POWER DISTRIBUTION UNITS; THE RELOCATION AND UPGRADE OF DIRECT ACCESS STORAGE EQUIPMENT; THE RELOCATION OF REMAINDER COMPUTER PERIPHERAL EQUIPMENT; THE INSTALLATION OF FIBER OPTIC EQUIPMENT AND CABLE WITHIN THE COMPUTER ROOM; THE RELOCATION OF MISCELLANEOUS OFFICE AND COMPUTER EQUIPMENT; PURCHASING NEW OFFICE FURNITURE FOR 125 OFFICES AT THE PUBLIC SAFETY TECHNOLOGY CENTER LOCATED AT 515 S. FRIO; ALLOCATING \$704,885.00; AND AUTHORIZING PAYMENT ACCORDING TO CITY GUIDELINES.

* * * *

Mr. Frank Stromboe, Director of Information Services, briefly explained the relocation of his department and its equipment to the new Public Technology Center on South Frio Street.

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

After consideration, the motion carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, McClendon, Billa Burke, Avila, Solis, Herrera, Marbut, Peak, Webster, Thornton; **NAYS:** None; **ABSENT:** Ross

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The Clerk read the following Ordinance:

AN ORDINANCE 84,561

AUTHORIZING THE CITY MANAGER TO ENTER INTO A PROFESSIONAL SERVICES CONTRACT WITH THE ATKINS AGENCY AS THE OFFICIAL ADVERTISING, MARKETING AND PUBLIC RELATIONS AGENCY FOR THE CONVENTION AND VISITORS BUREAU FOR A TWO YEAR TERM WITH A RENEWAL OPTION FOR AN ADDITIONAL TWO YEARS BEGINNING OCTOBER 1, 1996.

* * * *

Mr. Steve Moore, Director of the Convention & Visitors Bureau, narrated a video presentation on the proposed contract with the Atkins Agency as the official advertising, marketing and public relations agency for the Bureau. He addressed a brief history of the process of selection, including scoring comparisons of the two agencies making formal presentations to a selection committee.

Mr. Manuel Longoria, Assistant Director, Economic Development Department, spoke to small, minority and women-owned business aspects of the respective proposals.

Mr. Moore then summarized the presentation and staff recommendations.

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

After consideration, the motion carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, McClendon, Billa Burke, Avila, Solis, Herrera, Marbut, Peak, Webster, Thornton; **NAYS:** None; **ABSENT:** Ross

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96-33 It was the consensus of City Council members present to at this time undertake consideration of Agenda items 36 and 37.

The Clerk read the following Ordinance:

AN ORDINANCE 84,562

AUTHORIZING THE EXECUTION OF A CONTRACT RENEWAL AMENDMENT WITH THE TEXAS WORKFORCE COMMISSION (TWC) TO EXTEND ADMINISTRATION OF THE CHILD CARE MANAGEMENT SERVICES (CCMS) PROGRAM FOR THE PERIOD SEPTEMBER 1, 1996 THROUGH AUGUST 31, 1997 WHICH WILL PROVIDE PROJECTED FUNDING LEVELS OF \$23,341,791.00; AUTHORIZING THE EXECUTION OF A CONTRACT WITH THE ALAMO AREA COUNCIL OF GOVERNMENTS (AACOG) FOR AN AMOUNT NOT TO EXCEED \$84,401.00 TO PROVIDE SERVICES IN CONNECTION WITH THE CHILD CARE MANAGEMENT SERVICES (CCMS) PROGRAM; AUTHORIZING THE ACCEPTANCE OF \$187,333.00 IN CHILD CARE DEVELOPMENT BLOCK GRANT (CCDBG) FUNDS FROM THE TWC FOR THE EARLY CHILDHOOD DEVELOPMENT RESOURCES PROJECT (ECDR); AUTHORIZING THE ACCEPTANCE OF AN ADVANCE PAYMENT OF CHILD CARE SERVICES; AUTHORIZING THE EXECUTION OF STANDARD-FORM VENDOR CONTRACTS WITH DESIGNATED CHILD CARE AGENCIES; AUTHORIZING THE REIMBURSEMENT TO PARENTS QUALIFYING FOR SELF-ARRANGED CARE UNDER TWC GUIDELINES FOR CHILD CARE ARRANGEMENTS; AND AMENDING ORDINANCE NO. 82883, PASSED AND APPROVED ON SEPTEMBER 28, 1995 TO APPROVE A CCMS BUDGET AND PERSONNEL COMPLEMENT FOR FISCAL YEAR 1997.

* * * *

Mr. Rolando Morales, Acting Director, Department of Community Initiatives, briefly explained the contract renewal amendment with the Texas Workforce Commission.

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

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After consideration, the motion carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, McClendon, Billa Burke, Avila, Solis, Herrera, Ross, Marbut, Peak, Webster, Thornton; **NAYS:** None; **ABSENT:** None

96-33 The Clerk read the following Ordinance:

AN ORDINANCE 84,563

AUTHORIZING AN AGREEMENT BETWEEN THE CITY OF SAN ANTONIO AND HARLANDALE INDEPENDENT SCHOOL DISTRICT TO PROVIDE CHILD CARE MANAGEMENT SERVICES FOR PRE-KINDERGARTEN PARTICIPANTS AND AMENDING THE CCMS BUDGET AS AMENDED BY ORDINANCE NO. 82883, PASSED AND APPROVED ON SEPTEMBER 28, 1995 TO ACCEPT PAYMENT IN AN AMOUNT NOT TO EXCEED \$34,821.00 IN COMPENSATION IN ORDER TO DRAW DOWN FEDERAL CHILD CARE FUNDS.

* * * *

Mr. Ross made a motion to approve the proposed Ordinance. Mr. Flores seconded the motion.

After consideration, the motion carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, McClendon, Billa Burke, Avila, Solis, Herrera, Ross, Marbut, Peak, Webster, Thornton; **NAYS:** None; **ABSENT:** None

96-33 There being no further business to come before the Council, the meeting was adjourned at 6:35 p.m.

A P P R O V E D



**WILLIAM E. THORNTON
MAYOR**

Attest:



**NORMA S. RODRIGUEZ
City Clerk**

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