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REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF SAN ANTONIO, HELD IN THE COUNCIL CHAMBERS, MUNICIPAL PLAZA BUILDING, THURSDAY, MARCH 5, 1998.

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98-09 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):

**A) Convention Center Expansion Project Quarterly Update-**

City Council directed staff to proceed with the Request for Proposal (R.F.P.); provide answers to Mr. Bannwolf's questions before publishing R.F.P.; and agreed with staff recommendations as presented.

The Council members present were: Flores, Guerrero, Prado, Vásquez, Menendez, Garza, Marbut, Bannwolf, Webster and Peak. **ABSENT:** Salas.

The "B" Session adjourned at 11:45 A.M.

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98-09 The regular meeting was called to order at 1:00 P.M. by the Presiding Officer, Mayor Howard W. Peak, with the following members present: Flores, Salas, Guerrero, Prado, Vásquez, Menendez, Garza, Marbut, Bannwolf, Webster and Peak; **ABSENT:** None.

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98-09 Invocation by Reverend I.V. Tolbert, Emmanuel African Methodist Episcopal Church.

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98-09 Pledge of Allegiance to the flag of the United States.

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98-09 Approval of the Minutes of the Regular City Council Meeting for January 29, 1998.

Mr. Flores made a motion to approve the Minutes. Ms. Guerrero seconded the motion.

The following citizen(s) appeared to speak:

Mr. Jack M. Finger, P.O. Box 12048, spoke to his desire to have a verbatim account of what every citizen has to say in regard to an item in the January 29, 1998, minutes where several citizens' names were listed as speaking in opposition or approval of an ordinance.

After consideration, the motion to approve the Minutes prevailed by the following vote: **AYES:** Flores, Salas, Guerrero, Prado, Vásquez, Menendez, Garza, Marbut, Bannwolf, Webster, Peak; **NAYS:** None; **ABSENT:** None.

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98-09            CONSENT AGENDA

Mr. Flores made a motion to approve Agenda Items 5 through 22f, constituting the Consent Agenda, with items 5, 14, 19, 20, and 21, 22a-f having been pulled for individual consideration and item 15 having been removed from consideration previously by the City Manager. Mr. Webster seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinances, prevailed by the following vote: **AYES:** Flores, Salas, Guerrero, Prado, Vásquez, Menendez, Garza, Marbut, Bannwolf, Webster, Peak; **NAYS:** None; **ABSENT:** None.

AN ORDINANCE 87452

ACCEPTING THE LOW BID OF WASHING EQUIPMENT OF TEXAS TO PROVIDE THE CITY OF SAN ANTONIO PUBLIC WORKS DEPARTMENT WITH A TRAILER MOUNTED CLEANER/RECOVERY SYSTEM, FOR A TOTAL OF \$17,750.00.

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AN ORDINANCE 87453

ACCEPTING THE LOW BIDS OF DAVIS TRUCK & EQUIPMENT OF SAN ANTONIO, INC. AND ALAMO FORD NEW HOLLAND, INC. TO PROVIDE THE CITY OF SAN ANTONIO PUBLIC WORKS DEPARTMENT WITH SEVEN (7) TRAILERS FOR USE IN BRUSH AND RIVER MAINTENANCE AND HAULING OF STREET MATERIALS AND EQUIPMENT, FOR A TOTAL OF \$193,850.00.

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AN ORDINANCE 87454

ACCEPTING THE LOW BID OF PAK-MOR MANUFACTURING COMPANY TO PROVIDE THE CITY OF SAN ANTONIO PUBLIC WORKS DEPARTMENT WITH TWENTY-THREE (23) REFUSE COLLECTION BODIES TO BE MOUNTED ON CITY FURNISHED TRUCKS, FOR A TOTAL OF \$480,550.50.

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AN ORDINANCE 87455

SELECTING MAESTA & BAILEY, INC. TO PROVIDE ENGINEERING SERVICES IN CONNECTION WITH THE EVERS AT WURZBACH RD. INTERSECTION PROJECT, LOCATED IN COUNCIL DISTRICT 8; AUTHORIZING THE NEGOTIATION AND EXECUTION OF A PROFESSIONAL SERVICES CONTRACT IN THE AMOUNT OF \$37,839.00; AUTHORIZING \$3,783.00 FOR MISCELLANEOUS ENGINEERING CONTINGENCY EXPENSES; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT. (MBE)

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AN ORDINANCE 87456

ACCEPTING THE LOW, QUALIFIED BASE BID OF BENZ & KLUMB LUMBER CO., INC. IN THE TOTAL AMOUNT OF \$55,900.00 FOR THE ADDITION OF A NEW PLAYGROUND FOR JOE WARD PARK; AUTHORIZING A CONSTRUCTION CONTRACT; REVISING THE JOE WARD COMMUNITY CENTER IMPROVEMENTS PROJECT BUDGET; AUTHORIZING THE ALLOCATION OF 1994 PARKS GENERAL OBLIGATION BOND FUNDS INTO THIS PROJECT BUDGET; AUTHORIZING \$8,385.00 FOR CONSTRUCTION CONTINGENCY EXPENSES; AUTHORIZING \$1,370.00 FOR ADVERTISING EXPENSES; AUTHORIZING \$390.00 FOR PROJECT RELATED STATE ARCHITECTURAL BARRIERS FEE EXPENSES; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 87457

AUTHORIZING PREVIOUSLY PERFORMED ESTIMATING SERVICES BY LEONARD SMITH AND ASSOCIATES, INC. IN CONJUNCTION WITH THE HENRY B. GONZALEZ CONVENTION CENTER EXPANSION PROJECT

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RENOVATION PHASE; AND APPROPRIATING FUNDS IN THE AMOUNT OF \$3,200.00 FOR SAID SERVICES.

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AN ORDINANCE 87458

ESTABLISHING THE SAN ANTONIO GARDEN CENTER ADA PROJECT BUDGET; AND AUTHORIZING THE TRANSFER OF \$11,960.00 IN FISCAL YEAR 1996/97 SPECIAL REVENUE RESERVE FUNDS INTO THIS PROJECT BUDGET TO FUND THE ADDITION OF AN AMERICAN WITH DISABILITIES ACT (ADA) ACCESS RAMP AT THE CITY'S SAN ANTONIO GARDEN CENTER.

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AN ORDINANCE 87459

EXECUTING AN AGREEMENT IN THE AMOUNT OF \$8,057.00 WITH THE CENTER FOR ARCHAEOLOGICAL RESEARCH AT THE UNIVERSITY OF TEXAS AT SAN ANTONIO FOR ARCHAEOLOGICAL SURVEY SERVICES FOR LEON CREEK PARK; REVISING THE DISTRICT 7 LEON CREEK PARK LAND ACQUISITION 1994 PARK BOND ISSUE PROJECT BUDGET; TRANSFERRING BOND FUNDS INTO THIS PROJECT BUDGET; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 87460

AUTHORIZING THE ACCEPTANCE OF ADDITIONAL IN-KIND VACCINE SUPPORT TOTALING \$353,332.00 FROM THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, U.S. PUBLIC HEALTH SERVICE TO AUGMENT THE OPERATION OF THE 1998 CHILDHOOD IMMUNIZATION PROJECT BY THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT; AND REVISING THE PROJECT BUDGET ORIGINALLY APPROVED IN ORDINANCE NO. 87313, PASSED AND APPROVED ON FEBRUARY 5, 1998.

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AN ORDINANCE 87461

AUTHORIZING THE EXECUTION OF A SUBCONTRACT IN THE AMOUNT OF \$36,696.00 BETWEEN ABT ASSOCIATES, INC. AND THE CITY OF SAN ANTONIO TO CONTINUE FUNDING THE ARRESTEE DRUG ABUSE MONITORING (ADAM) PROGRAM IN THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT (SAMHD) FOR THE PERIOD OF JANUARY 1, 1998 THROUGH JUNE 30, 1998; ESTABLISHING A FUND AND ADOPTING A PROJECT BUDGET.

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AN ORDINANCE 87462

AUTHORIZING THE ACCEPTANCE OF GRANTS FROM SIX (6) INDEPENDENT SCHOOL DISTRICTS FOR A TOTAL AMOUNT OF \$73,640.00 FOR SUPPORT OF THE SAN ANTONIO EDUCATION PARTNERSHIP; ESTABLISHING A GRANT FUND ACCOUNT AND BUDGET FOR USE OF THESE FUNDS IN SUPPORT OF CURRENT FISCAL YEAR OPERATIONS; ESTABLISHING A PERSONNEL COMPLEMENT; AND AUTHORIZING THE TRANSFER OF UNEXPENDED FY 96/97 FUNDS.

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98-09 On a point of personal privilege, Mr. Flores requested that the Council move to consideration of items 26 and 27 at this time.

The Clerk read the following Ordinance:

AN ORDINANCE 87463

AUTHORIZING RUN/WALK PERMIT IN CONNECTION WITH THE CESAR CHÁVEZ MARCH FOR JUSTICE PARADE AND AUTHORIZING THE TEMPORARY CLOSURE OF TWO LANES OF THE FOLLOWING STREETS FROM 9:00 A.M. UNTIL 11:30 A.M., SATURDAY, MARCH 28, 1998 FOR SAID EVENT: COMMERCE FROM THE FOOT BRIDGE (BETWEEN COMMERCE & MARKET IN THE VICINITY OF RIVER CENTER MALL), MAIN FROM COMMERCE TO SAN FERNANDO CATHEDRAL, COMMERCE FROM MAIN TO MILAM PARK.

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Mr. Salas made a motion to approve the proposed Ordinance. Ms. Guerrero seconded the motion.

The following citizen(s) appeared to speak:

Mr. Faris Hodge, Jr., 140 Dora, spoke in support of the Ordinance and to the achievements of Cesar Chavez.

\* \* \* \*

Mr. Garza commended the organizers of the event who were present in the audience for their work. He also spoke to keeping the legacy of Cesar Chavez alive.

Mr. Salas spoke to the achievements of Cesar Chavez and to his belief that Mr. Chavez is a man on equal footing with Martin Luther King, Jr.

Mr. Menendez thanked members of the League of United Latin American Citizens and everyone who played a part in remembering Mr. Chavez. He also gave special thanks to Mr. Flores for spearheading this issue.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Salas, Guerrero, Prado, Vásquez, Menendez, Garza, Marbut, Bannwolf, Webster, Peak; **NAYS:** None; **ABSENT:** None.

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98-09 The Clerk read the following Ordinance:

AN ORDINANCE 87464

AUTHORIZING THE TRANSFER OF \$2,000.00 FROM THE DIEZ Y SEIS BUDGET LINE ITEM TO THE CESAR CHÁVEZ MARCH FOR JUSTICE PARADE; AS REQUESTED BY COUNCILMEMBERS ROGER FLORES, II, MARIO SALAS, DEBRA GUERRERO AND JOSE MENENDEZ.

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

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Mr. Jaime P. Martinez, Cesar Chavez March for Justice, thanked the Council for their support and then spoke to his personal experiences working with Mr. Cesar Chavez. Mr. Martinez gave a brief history of Mr. Chavez' never-ending struggle for justice, using photos and newspaper clippings. He also requested the support of Council for future marches.

Ms. Martha Von Ellenreider, Coordinadora 2000, spoke to the struggle of farm workers today and used photos from the 1940's to illustrate the struggles of Mexican Americans who looked for work in San Antonio. Ms. Von Ellenreider also spoke to Mr. Chavez as a good role model because of his non-violent methods of fighting for justice.

Mr. Gabriel Quintas Velasquez, representing Metaform Collaborative, spoke about his work with the Chicano community to educate the youth about the history of Cesar Chavez.

Mr. Ernest Martinez, 9211 Ridge Bay, spoke to the events planned for Cesar Chavez Week.

Mr. Roland Rodriguez, M.E.X.A. organization, spoke in support of naming a street after Mr. Chavez.

Ms. Rosa Rosales, Chair of L.U.L.A.C., thanked Council for supporting this Ordinance and spoke to several examples of Mr. Chavez' humanist actions. Ms. Rosales also spoke to the possibility of incorporating a fund in the City's budget to help support Cesar Chavez events on an annual basis.

Ms. Angie Garcia, L.U.L.A.C., thanked Council for their support of the March. Ms. Garcia also spoke to her organization's desire to have a street named after Cesar Chavez.

Mr. Faris Hodge, Jr., 140 Dora, spoke to the achievements of Cesar Chavez and compared his merits to those of Martin Luther King, Jr.

Mr. Elias Castillo, International Union of Electricians, expressed his support of the Cesar Chavez March for Justice.

Mr. Henry Rodriguez, 1967 W. Huisache, spoke to his membership with L.U.L.A.C. and to the events planned in recognition of Mr. Chavez. He also expressed his desire to create a scholarship fund for the children of migrant farm workers. Mr. Rodriguez also stated his opinion that the Express-News did not properly recognize the significance of Cesar Chavez' death.

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Father Jim Kammerer thanked Council for their support of the Ordinance. Father Kammerer also spoke to Mr. Chavez' role as a consumer advocate.

The following councilmembers spoke:

Ms. Guerrero spoke to Council's action as one example of what the City can do to recognize the accomplishments of Cesar Chavez. She then assured the supporters that she would do what she can to include the "Cesar Chavez March for Justice" as part of the general fund.

Mr. Prado commended his colleagues for bringing the item forward and stated that he is in support of funding any future Cesar Chavez events.

Mr. Salas spoke to his experience working as a bodyguard for Mr. Chavez when he spoke at Kennedy High School. He also compared Mr. Chavez' work to the work of Martin Luther King, Jr. and Ghandi who devoted their lives to representing the needs of those less fortunate.

Mr. Menendez reiterated his colleagues' statements and offered his support of a street named in Cesar Chavez' honor.

Mr. Flores thanked his colleagues for their support of the Ordinance. He stated that he will work to include funding into next year's budget and offered his support of a street name change.

Mayor Peak spoke to the accomplishments of Cesar Chavez and offered his support of the Ordinance.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Salas, Guerrero, Prado, Vásquez, Menendez, Garza, Marbut, Bannwolf, Webster, Peak; **NAYS:** None; **ABSENT:** None.

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98-09 At this point, Mr. Dick Porter, Assistant City Clerk, requested that the Council move to item 28.

**TRAVEL AUTHORIZATION - Granted:**

For Mr. Roger Flores, II, and Debra Guerrero to travel to Washington, D.C., from March 6<sup>th</sup>-10<sup>th</sup>, 1998, for the purpose of attending the National League of Cities Annual Congressional City Conference.

Mr. Salas made a motion to approve the proposed Travel Authorization. Ms. Guerrero seconded the motion.

After consideration, the motion, carrying with it the passage of the Travel Authorization, prevailed by the following vote: **AYES:** Flores, Salas, Guerrero, Prado, Vásquez, Menendez, Garza, Marbut, Bannwolf, Webster, Peak; **NAYS:** None; **ABSENT:** None

98-09 The Clerk read the following Ordinance:

AN ORDINANCE 87465

ACCEPTING THE BID OF FREEMAN DECORATING COMPANY TO PROVIDE THE CITY OF SAN ANTONIO ALAMODOME WITH RENTAL AND INSTALLATION OF DECORATING AND EXHIBIT EQUIPMENT FOR THE PRESENTATION OF THE NCAA FINAL FOUR BASKETBALL TOURNAMENT, FOR A TOTAL OF \$29,532.00.

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Mr. Salas made a motion to approve the proposed Ordinance. Ms. Guerrero seconded the motion.

The following citizen(s) appeared to speak:

Mr. Faris Hodge, Jr., 140 Dora, spoke in support of the Ordinance and to the Final Four event.

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After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Salas, Guerrero, Prado, Vásquez, Menendez, Marbut, Bannwolf, Webster, Peak; **NAYS:** None; **ABSENT:** Flores, Garza.

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98-09 The Clerk read the following Ordinance:

AN ORDINANCE 87466

ACCEPTING THE PROPOSAL OF THE CENTER FOR ARCHAEOLOGICAL RESEARCH AT THE UNIVERSITY OF TEXAS AT SAN ANTONIO FOR \$14,013.00 IN ARCHAEOLOGICAL SURVEY SERVICES FOR SAN PEDRO PARK; REVISING THE SAN PEDRO PARK REHABILITATION 1994 PARK BOND ISSUE PROJECT BUDGET; TRANSFERRING BOND FUNDS INTO THE PROJECT BUDGET; AND PROVIDING FOR PAYMENT.

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Mr. Salas made a motion to approve the proposed Ordinance. Ms. Guerrero seconded the motion.

The following citizen(s) appeared to speak:

Mr. Faris Hodge, Jr., 140 Dora, spoke to his desire to have the swimming pool at the park renovated.

Mayor Peak referred him to the Parks and Recreation Department for further explanation.

Mr. Michael Idrogo, 317 Rosewood, gave a brief presentation regarding the history of archeological research in the park. He also addressed his concern with the removal of item 15 from the agenda.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Salas, Guerrero, Prado, Vásquez, Marbut, Bannwolf, Webster, Peak; **NAYS:** None; **ABSENT:** Flores, Menendez, Garza.

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After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Guerrero, Vásquez, Garza, Marbut, Bannwolf, Webster, Peak; **NAYS:** None; **ABSENT:** Flores, Salas, Prado, Menendez.

98-09 The Clerk read a proposed ordinance amending Chapter 35, Section 35-3065, entitled "Termination of Nonconforming Uses," of the City of San Antonio City Code by providing methods to terminate and amortize nonconforming uses.

Ms. Guerrero made a motion to approve the proposed Ordinance. Mr. Vásquez seconded the motion.

Mr. Steve Arronge, Deputy City Attorney, explained the proposed ordinance and the amendments to the City Code.

The following citizen(s) appeared to speak:

Mr. Faris Hodge, Jr., 140 Dora, stated that he doesn't understand the ordinance. He then addressed the issue of pornography being available through the internet at the Main Library.

Mr. Michael Idrogo, 317 Rosewood, expressed his opinion that the proposed ordinance is too vague.

Mr. Vásquez spoke in favor of the ordinance and used the San Antonio Shoe Factory fire, which occurred over the previous weekend, as an example why this ordinance is necessary.

In response to a question from Mr. Vasquez, Mr. Gene Camargo, Director of Building Inspections, explained that there is no need to add to the staff to enforce these changes to the City Code.

Mr. Vásquez stated that he plans to initiate a six signature memo to enforce compliance with this ordinance on certain companies in his district.

Mr. Webster concurred with Mr. Vásquez' statements and made a substitute motion to postpone action on this proposed ordinance for two weeks so that the language of the ordinance can be addressed. Mr. Prado seconded the motion.

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Mr. Vásquez offered his support of the substitute motion and directed staff to include two versions of the proposed ordinance to be brought back to Council in two weeks; one which will have only the changes made to the language.

After consideration, the substitute motion prevailed by the following vote: **AYES:** Flores, Salas, Guerrero, Prado, Vásquez, Garza, Marbut, Webster, Peak; **NAYS:** None; **ABSENT:** Menendez, Bannwolf.

After consideration, the main motion, as substituted, prevailed by the following vote: **AYES:** Flores, Salas, Guerrero, Prado, Vásquez, Menendez, Garza, Marbut, Bannwolf, Webster, Peak; **NAYS:** None; **ABSENT:** None.

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98-09 The Clerk read the following Ordinance:

AN ORDINANCE 87469

REAPPOINTING ANGELA GARCIA (DISTRICT 4) TO THE AFFIRMATIVE ACTION ADVISORY COMMITTEE FOR A TERM OF OFFICE TO EXPIRE ON JANUARY 31, 1999.

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Mr. Prado made a motion to approve the proposed Ordinance. Ms. Guerrero seconded the motion.

The following citizen(s) appeared to speak:

Mr. Faris Hodge, Jr., 140 Dora, spoke to items 22a-f regarding their placement on the agenda. He then addressed various other concerns he has with the board appointment process.

Mr. Michael Idrogo, 317 Rosewood, spoke to the reappointments of certain board members and expressed his desire to see different people to the boards.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Salas, Guerrero, Vásquez, Garza, Marbut, Webster, Peak; **NAYS:** None; **ABSENT:** Prado, Menendez, Bannwolf.

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98-09 The Clerk read the following Ordinance:

AN ORDINANCE 87472

APPOINTING JOSE V. CORTEZ (DISTRICT 1) AS THE DIRECTOR TO THE SAN ANTONIO LOCAL DEVELOPMENT COMPANY FOR A TERM OF OFFICE TO EXPIRE ON MAY 9, 2000.

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Ms. Guerrero made a motion to approve the proposed Ordinance. Mr. Salas seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Salas, Guerrero, Vásquez, Garza, Marbut, Webster, Peak; **NAYS:** None; **ABSENT:** Prado, Menendez, Bannwolf.

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98-09 The Clerk read the following Ordinance:

AN ORDINANCE 87473

APPOINTING SUZANNE MCANELLY (DISTRICT 9) TO THE TRANSPORTATION ADVISORY BOARD FOR A TERM OF OFFICE TO EXPIRE ON JANUARY 26, 2000.

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Ms. Guerrero made a motion to approve the proposed Ordinance. Mr. Bannwolf seconded the motion.

Mr. Bannwolf noted that he had considered Mr. Faris Hodge for the appointment, but since Mr. Hodge turned down the nomination, he nominated Ms. McAnnely instead.

Mr. Faris Hodge, Jr., 140 Dora, expressed his support of Mr. Bannwolf's nomination of Ms. McAnnely.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Salas, Guerrero, Vásquez, Garza, Marbut, Bannwolf, Webster, Peak; **NAYS:** None; **ABSENT:** Prado, Menendez.

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98-09 The Clerk read the following Ordinance:

AN ORDINANCE 87474

REAPPOINTING JAMES C. HASSLOCHER AND HEBERTO GUTIERREZ AS THE CITY OF SAN ANTONIO REPRESENTATIVES TO THE BEXAR METRO 9-1-1 NETWORK DISTRICT BOARD OF DIRECTORS FOR TERMS OF OFFICE TO EXPIRE ON FEBRUARY 28, 2000.

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Ms. Guerrero 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, Salas, Guerrero, Vásquez, Garza, Marbut, Bannwolf, Webster, Peak; **NAYS:** None; **ABSENT:** Prado, Menendez.

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98-09 The Clerk read the following Ordinance:

AN ORDINANCE 87475

AUTHORIZING THE ALLOCATION OF EXPENDITURES TO FIFTEEN (15) AGENCIES FOR THE FIRST QUARTER REQUESTS IN THE AMOUNT UP TO \$63,270.00 FOR THE SENIOR SERVICES PROGRAM WITH AWARDS RANGING FROM \$780.00 TO \$10,000.00; ESTABLISHING ACCOUNT FUNDS; AND AUTHORIZING THE EXECUTION OF AGREEMENTS WITH RECEIVING AGENCIES.

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Ms. Dianne Quaglia, Acting Director of Community Initiatives, made a presentation outlining the details of the Senior Services Program. (A copy of the presentation is made part of the papers of this meeting.) In response to a question from Mr. Salas, Ms. Quaglia listed the items for which the District 2 monies have been allocated.

Mr. Salas expressed his gratitude for how the monies have be allocated to the centers in his district.

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Mr. Vásquez thanked Ms. Quaglia and her staff and noted that this item is one that Council was in support of at the beginning of his term.

Mr. Bannwolf thanked Ms. Quaglia and the department for bringing this program to his attention.

Mr. Prado spoke to his support of the Ordinance.

Ms. Guerrero spoke to her experience of scouting her district for centers to allocate the funds. She explained to her constituents that there is money available for other programs and agencies, but requests must be made in order to be considered.

Mr. Garza clarified that the funds are not solely for use of funding nutrition centers. He explained that if any interested agencies serve senior citizens, in some capacity, they too are eligible for receiving funds.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Salas, Guerrero, Prado, Vásquez, Garza, Marbut, Bannwolf, Webster, Peak, **NAYS:** None; **ABSENT:** Flores, Menendez.

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98-09 The Clerk read the following Ordinance:

AN ORDINANCE 87476

AUTHORIZING THE ACCEPTANCE FROM THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) UPON AWARD, SECTION 108 LOAN FUNDS IN AN AMOUNT UP TO \$38,700,000.00; AUTHORIZING A HUD SECTION 108 LOAN TRANSACTION WITH THE GREATER KELLY DEVELOPMENT CORPORATION (GKDC) TO FUND CERTAIN IMPROVEMENTS IN REAL PROPERTY TO BE LEASED AT KELLY AIR FORCE BASE BY THE BOEING COMPANY; APPROVING THE TERMS AND CONDITIONS AND AUTHORIZING THE EXECUTION OF RELATED DOCUMENTS; AND ESTABLISHING A FUND TO ACCOUNT FOR THE TRANSACTION.

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Mr. Bannwolf made a motion to approve the proposed Ordinance. Mr. Prado seconded the motion.

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Mr. Clinton Bolden, Director of Economic Development, gave the first part of a two-part report outlining the terms of the Ordinance.

Mr. Paul Roberson, Executive Director of the Greater Kelly Development Corporation, narrated a video presentation which further explained the details of the lease agreement with Boeing. (A copy of the presentation is made part of the papers of this meeting.)

Mr. Bolden continued the presentation by detailing the terms and conditions of the loan transaction with GKDC.

Mayor Peak spoke in support of the Ordinance and to the great opportunity it will provide for the displaced Kelly workers.

Mr. Garza noted that this partnership is a perfect example of public and private entities working together for a common goal.

In response to a question from Mr. Garza, Mr. Bolden explained that the portions of the \$38.7 million is specific to Boeing, although there will be numerous other investments forthcoming.

Mr. Garza commended Mr. Roberson for his work on this partnership.

Mr. Vasquez expressed his anticipation of seeing this partnership move forward.

Mr. Prado thanked staff for drafting this Ordinance with safeguards included as directed by Council. He then spoke to the efforts of the Mayor in bringing Boeing to the City and the job opportunities it will create.

The following citizen(s) appeared to speak:

Mr. Jack M. Finger, P.O. Box 12048, spoke to an article in the Express News which stated that in making the deal with Boeing the displaced workers were not included in the agreement.

Mayor Peak spoke the Council's position as an elected authority and explained their responsibility to the public is to make decisions based on the good of the entire community. He stated that he sees this deal with Boeing as a good opportunity for economic growth within our city.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Prado, Garza, Bannwolf, Webster, Peak; **NAYS:** None; **ABSENT:** Salas, Guerrero, Vásquez, Menendez, Marbut.

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98-09 The Clerk read the following Ordinance:

AN ORDINANCE 87477

RATIFYING THE SELECTION OF BARTON & SCHNEIDER, L.L.P. TO PROVIDE LEGAL SERVICES IN CONNECTION WITH THE CITY OF SAN ANTONIO'S ANTICIPATED RECEIPT OF SECTION 108 LOAN FUNDS FROM THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) AND SUBSEQUENT LOAN OF SUCH FUNDS TO THE GREATER KELLY DEVELOPMENT CORPORATION (GKDC) FOR THE PURPOSE OF ASSISTING IN THE REHABILITATION OF FACILITIES AT KELLY AIR FORCE BASE; AUTHORIZING THE CITY MANAGER AND THE CITY ATTORNEY TO NEGOTIATE AND EXECUTE A PROFESSIONAL SERVICES CONTRACT WITH SAID LAW FIRM; AND APPROPRIATING FUNDS IN AN AMOUNT NOT TO EXCEED \$25,000.00 FOR THESE SERVICES.

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Ms. Guerrero made a motion to approve the proposed Ordinance. Mr. Prado seconded the motion.

Mr. Frank Garza, City Attorney, explained the Ordinance and presented details of the contract.

(At this time Mayor Peak was obliged to leave the meeting. Mayor Pro Tem Webster presided.)

The following citizen(s) appeared to speak:

Mr. Jack M. Finger, P.O. Box 12048, spoke in opposition to the Ordinance.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Guerrero, Prado, Vásquez, Garza, Marbut, Bannwolf, Webster; **NAYS:** None; **ABSENT:** Flores, Salas, Menendez, Peak.

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The Clerk read the following Resolution:

A RESOLUTION 98-09-06

EXPRESSING CITY COUNCIL'S SUPPORT OF THE CONGRESSIONAL VOTE ON H.R. 856 AND SENATE BILL 472, THE "UNITED STATES-PUERTO RICO POLITICAL STATUS ACT," WHICH WOULD PROVIDE THE PEOPLE OF PUERTO RICO THE OPPORTUNITY TO CHOOSE THEIR FUTURE POLITICAL STATUS; AS REQUESTED BY COUNCILMAN ROGER FLORES, II.

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Mr. Flores made a motion to approve the proposed Resolution. Ms. Guerreo seconded the motion.

The following citizen(s) appeared to speak:

Mr. Michael Idrogo, 317 Rosewood, requested that consideration of this item be postponed until the next Council meeting.

Mr. Frank Garza, City Attorney, explained that this item is not an action item; it merely recognizes the Council's support of the action by Congress.

Mr. Flores reiterated Mr. Garza's statements and offered his support of the Resolution.

After consideration, the motion, carrying with it the passage of the Resolution, prevailed by the following vote: **AYES:** Flores, Salas, Guerrero, Prado, Vásquez, Garza, Marbut, Bannwolf, Webster; **NAYS:** None; **ABSENT:** Menendez, Peak.

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98-09

**EXECUTIVE SESSION**

City Council recessed its regular meeting to convene in Executive Session at 3:27 P.M., for the purpose of discussing the following:

- A) Attorney/Client consultation regarding the status of legal issues in connection with the ownership and leasing of property located on the San Antonio Riverwalk.**

City Council reconvened its regular session at 3:50 P.M., at which time, Mayor Peak announced that staff had discussed the above-mentioned item and had given staff direction, but had taken no formal action.

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98-09

**CITY MANAGER'S REPORT**

**REPORT FROM THE METROPOLITAN HEALTH DISTRICT:  
STREPTOCOCCAL VIRUS**

Dr. Fernando Guerra, Director of the Metropolitan Health District, gave a presentation outlining the dangers and mode of transmission of the streptococcal virus. He explained that if the virus is present in a patient it is then transmitted by direct contact with an open sore by an uninfected person.

Mayor Peak spoke to the efforts of the Metropolitan Health District in informing the public to hopefully reduce the chance of contagion.

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**EARNED INCOME TAX CREDIT**

Ms. Dianne Quaglia, Acting Director of Community Initiatives, gave a presentation outlining the Volunteer Income Tax Assistance program and also the Earned Income Tax Credit. (A copy of her presentation is made part of the papers of this meeting.)

Mayor Peak thanked Ms. Quaglia for her informative presentation. He also spoke to the benefits the Tax Assistance program offers individuals and the entire community.

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98-09 At 4:04 P.M. the Regular Session recessed.

98-09 The meeting reconvened at 5:00 P.M.

**CITIZENS TO BE HEARD**

**MS. ROZELLA C. MIEX**

Ms. Rozella C. Miex, 205 Dumoulin Ave., spoke in opposition to the renaming of the R.A. Callies Freedom Bridge to its original name.

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**MS. DORIS M. CALLIES**

Ms. Doris Callies, 622 Rice Rd., stated several reasons why she believes that the Council should not approve the renaming of the bridge. She also noted that there will be a certified petition submitted to the Council on Rev. Callies' behalf.

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**REV. R. A. CALLIES, SR.**

Rev. Callies, 123 Brusk, addressed Council and spoke to his own history of helping the community and compared his own work with that of Martin Luther King, Jr. He also noted that he was the primary caretaker of the M.L.K. Plaza for the last thirty-plus years without pay.

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**REV. L.R. HAYES, III**

Rev. Hayes, 4310 Silver Lake Dr., appealed to the Council on behalf of Rev. Callies to reconsider their decision to change the name of the bridge. He also stated that the procedure of naming structures is at fault.

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**MR. EUGENE COLEMAN**

Mr. Coleman, 3315 Willow Wood, expressed his discontent with the Council's action to rename the Rev. Callies Freedom Bridge.

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**REV. JOHN HALL**

Rev. Hall, 214 Preston, spoke to Rev. Callies' accomplishments from a witness perspective and to the Council's decision to remove his name from the bridge.

Councilman Salas addressed the history of the Freedom Bridge by referring to specific Ordinances passed by previous Councilmembers. He then read the original Ordinance naming it the "Freedom Bridge," and pointed out an error made in the body of the Ordinance. He further explained that the action passed by this Council is merely trying to correct that previous mistake. He also noted that he is in the process of drafting a ordinance which will clearly define the process of renaming structures. Mr. Salas offered to name a street in Rev. Callies' honor and in recognition of all that he has done and continues to do for his community.

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**MR. NICK CALZONCIT**

Mr. Calzoncit, representing the Mexican American Advocate Project, displayed for the Council a mural illustrating the problem with children smoking and especially to tobacco advertising that is geared toward hispanic children. He also requested permission to display the mural at various City facilities.

Mayor Peak referred him to a staff member to help him with his request.

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**MR. NAZARITE R. F. PEREZ**

Mr. Nazarite R. F. Perez, 627 Hearne Ave., referred to the minutes of the January 29<sup>th</sup> meeting and then reiterated his comments made at that time regarding the non-discrimination resolution.

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**MR. AND MRS. JOSE GARCIA**

Mr. Jose Garcia, 3835 San Fernando, spoke to the Council regarding the eviction of his family from the Menchaca Courts. He explained that the reason for the eviction is based on an incident allegedly involving their son.

Councilman Roger Flores explained to the couple that the San Antonio Housing Authority has a strict one-strike policy. He also advised the couple to retain a lawyer to plead their case to S.A.H.A.

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**MR. FARIS HODGE, JR.**

Mr. Faris Hodge, Jr., 140 Dora, thanked the Council for postponing action on the item concerning non-conforming uses. He then spoke to various other issues including pornography, taxi drivers, and the false alarm Ordinance.

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**MR. MICHAEL IDROGO**

Mr. Michael Idrogo, 317 Rosewood, gave a presentation outlining his strong opposition to the transformation of Sunset Depot into a saloon

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**MR. PAUL T. GARDUNO**

Mr. Garduno, representing the Sun Taxi Association, Inc., spoke to the problems faced by his company in trying to get permits for his drivers. He stated that he feels that the Ground Transportation Department is misinterpreting their governing laws set out in the City Code.

In response to a question from Mr. Salas, Police Capt. Bill Smith, Supervisor of Ground Transportation Division of S.A.P.D., explained permit granting procedures, which is governed by the Transportation Advisory Board, and noted that the next time for applications to be reviewed will be some time in July. Capt. Smith also clarified that the applicants submitted incomplete applications.

Mayor Peak gave direction to staff to help resolve this matter and bring their findings back to Council at a later time.

Mr. Flores spoke to the application process and explained to the applicants that they must question the decisions of the authorities before their deadline is reached.

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**MR. JOHN CARTER**

Mr. John Carter, 374 C. R. 574, spoke in opposition of any tax breaks given to the San Antonio Shoe company in response to the fire at their plant over the weekend. He explained that the company has a plant in Mexico which is taking jobs away from the City.

Mayor Peak clarified that the tax breaks are intended to keep the company in San Antonio instead of the company rebuilding their plant somewhere else.

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**MR. ROBERT BELTRAN**

Mr. Robert Beltran, 1639 Highland Blvd., commended Mr. Salas on his rebuttal statements to the many citizens opposed to his actions to rename the Freedom Bridge. He then spoke to his job of teaching the English language and gave examples of people he has taught who are employed by S.A.S and how they will be affected if the company decides to move. He further lauded the Mayor's decision in granting tax breaks to the company and to his decisions regarding Kelly, for it will attract other large businesses to the City. He then spoke to his concerns regarding, in his opinion, the slow speed at which the City has been filling its vacant positions. Mr. Beltran spoke to other issues regarding code amendments and street erosion.

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(At this time, Mayor Peak was obliged to leave the Meeting.)

**MR. JACK M. FINGER**

Mr. Jack M. Finger, P.O. Box 12048, spoke to his opposition to the legal advice given regarding item #31. He believes that it was in violation of the Open Meetings Act.

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98-09 There being no further business to come before the Council, the meeting was adjourned at 6:46 P.M.

**A P P R O V E D**



**HOWARD W. PEAK**  
M A Y O R

Attest:   
**NORMA S. RODRIGUEZ, CMC/AE**  
City Clerk