

REGULAR MEETING OF THE CITY COUNCIL  
OF THE CITY OF SAN ANTONIO, HELD IN  
THE COUNCIL CHAMBER, CITY HALL, ON  
THURSDAY, JANUARY 5, 1989.

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The meeting was called to order by the presiding officer, Mayor Henry Cisneros, with the following members present: BERRIOZABAL, WEBB, DUTMER, WING, MARTINEZ, THOMPSON, VERA, LABATT, HASSLOCHER, CISNEROS. Absent: WOLFF.

89-01

HOUSING TRUST FUND

Mayor Cisneros introduced members of the Housing Trust Fund and their two allied committees, the Neighborhood Advisory Committee and the Downtown Advisory Committee, all present in the audience to be sworn in by the City Clerk. The Mayor spoke of the duties of all three groups and of the importance to San Antonio and he introduced each board or committee member present in the audience after which each group in turn stood and took the oath of office and the loyalty oath administered by City Clerk Norma Rodriguez.

Mayor Cisneros then briefly described each of the three groups and spoke of the new housing opportunities in San Antonio and of the City Council's responsibilities in finding funds to fuel these new housing opportunities both downtown and in San Antonio's neighborhoods.

89-01

RESOLUTION OF RESPECT

Mayor Cisneros introduced members of the family and close friends of the late Arthur "Hap" Veltman who are present in the audience to hear and to accept a copy of Resolution of Respect No. 89-01-01 in his honor. Mayor Cisneros then read the following Resolution:

A RESOLUTION NO. 89-01-01

WHEREAS, life came to an untimely close on December 3, 1988, for Arthur P. "Hap" Veltman, and

WHEREAS, Veltman over the years developed a deep love for San Antonio, particularly the downtown area and, refusing to follow his peers toward the suburbs, chose instead to make his mark in the heart of the City, and

WHEREAS, his undying belief in the resurgence of downtown San Antonio into a viable "people place" led him into the leadership on a number of key projects which invariably would benefit all of San Antonio, and

WHEREAS, as a result, downtown San Antonio is much the richer in historic preservation and re-development successes, and well on the way to re-establishment as the true central core of a historic San Antonio, and

WHEREAS, even though Hap Veltman will be missed by all San Antonio, his legacy and vision for downtown San Antonio will remain long after other monuments to his life are gone.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. that with the passing of Mr. Arthur P. "Hap" Veltman, the City of San Antonio has lost a true friend and valuable asset to its past, present and future.

SECTION 2. that this City Council joins with his family and friends in their sorrow over his death, and extends its sincerest sympathy and prayer of comfort to those who were near him.

SECTION 3. and it is hereby directed that a copy of this Resolution be spread upon the minutes of this meeting and a copy thereof presented to his family as a token of our deepest sympathy.

\* \* \* \*

Mr. Hasslocher made a motion to approve the proposed Resolution. Ms. Berriozabal seconded the motion.

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

Mayor Cisneros then asked members of the family and close friends to come to the podium and he spoke of the late Mr. Veltman's many contributions to San Antonio and especially the downtown area. He then spoke of Rivercenter as originally Mr. Veltman's idea.

Mayor Cisneros and members of the City Council then jointly presented the Resolution of Respect to the late Mr. Veltman's mother.

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89-01

MARTIN LUTHER KING, JR.

Mayor Cisneros spoke of the upcoming anniversary of the birth of Dr. Martin Luther King, Jr. and read a proclamation proclaiming the period of January 6 - 16, 1989 as a memorial to Martin Luther King, Jr. and urging all citizens to rededicate themselves to the principles of justice and equality for all.

He then took note of the presence in the audience of Ms. Nancy Bohman and Ms. Marlene Garden, both members of the Martin Luther King, Jr. Commission.

Ms. Nancy Bohman then spoke briefly of the events to be held during the celebration.

Ms. Marlene Garden spoke of the "Freedom Trail" to link the various historic sites of San Antonio in honor of the City's varied ethnicities. She then presented a special historical marker to Mayor Cisneros to identify the various markers that will be placed at each historic site along the "Freedom Trail."

Mayor Cisneros presented the proclamation to members of the group and congratulated them on their fine program in honor of Dr. Martin Luther King, Jr.

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89-01

BIRTH DEFECTS PREVENTION MONTH

Mayor Cisneros noted the presence in the audience of Ms. Susan Hallmark, 1989 South Central Texas Chapter Chairperson, March of Dimes, who was present in the audience to accept a proclamation in recognition of January, 1989 being Birth Defects Prevention Month in San Antonio. Mayor Cisneros then read the proclamation and presented it to Ms. Hallmark.

Ms. Susan Hallmark formally accepted the proclamation and thanked the Mayor and Council for the honor.

89-01

1988 YEAR IN REVIEW

Mayor Cisneros distributed copies of his analysis of the year 1988, the year in Review (a copy of which is made a part of the papers of this meeting). He then spoke to the various highlights of the year 1988.

89-01

1989 CHALLENGES

Mayor Cisneros distributed a list of the ten most important challenges he sees for the year 1989 in San Antonio as well as a second ten most important challenges (a copy of which is made a part of the papers of this meeting).

89-01

1989 - "YEAR OF INDEPENDENCE"

Mayor Cisneros distributed a list of five steps in affirming San Antonio's independence during the year 1989 (a copy of which is made a part of the papers of this meeting).

89-01

E-911 SYSTEM

Mr. Hasslocher, Chairman of the City's 911 Committee, spoke of plans for the advent of the new E-911 Emergency System and the so-called hot test of the system. He then spoke to an example of the new identification system working to help capture a rapist through the identification of the telephone from which the call for help originated. He then spoke to how E-911 will work and he thanked the City Council members for their strong support of the \$2.4 million E-911 system.

89-01

The minutes of the City Council meeting of December 15, 1988 were approved.

89-01

CONSENT AGENDA

Ms. Berriozabal made a motion to approve Agenda Items 5 - 42, constituting the Consent Agenda, with Items 14, 15, 20, 26, 30, 36, 39, 40, 41, and 42 to be pulled for individual consideration. Mr. Webb seconded the motion.

January 5, 1989  
mlr

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

AN ORDINANCE 68,562

ACCEPTING THE LOW QUALIFIED BID OF AUSTIN FIREFIGHTING & EMERGENCY EQUIPMENT COMPANY TO FURNISH THE CITY OF SAN ANTONIO FIRE DEPARTMENT WITH FIREFIGHTING GLOVES FOR A TOTAL OF \$4,143.30.

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AN ORDINANCE 68,563

ACCEPTING THE LOW QUALIFIED BID OF PERSENAIRE PARK & PLAYGROUND TO FURNISH THE CITY OF SAN ANTONIO PARKS & RECREATION DEPARTMENT WITH A POOL LIFT FOR A TOTAL OF \$5,500.

\* \* \* \*

AN ORDINANCE 68,564

ACCEPTING THE LOW BID OF PERSENAIRE PARK AND PLAYGROUND TO FURNISH THE CITY OF SAN ANTONIO PARKS & RECREATION DEPARTMENT WITH PLAYGROUND EQUIPMENT FOR A TOTAL OF \$3,698.48.

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AN ORDINANCE 68,565

ACCEPTING THE PROPOSAL OF ACCELERATED INDEXING SYSTEMS INTERNATIONAL, INC. TO FURNISH THE CITY OF SAN ANTONIO PUBLIC LIBRARY WITH GENEALOGY ON MICROFILM FOR A TOTAL OF \$4,498.20.

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AN ORDINANCE 68,566

ACCEPTING THE PROPOSAL OF INFORMATION ACCESS COMPANY FOR THE RENEWAL OF A GOVERNMENT PUBLICATION AND MAGAZINE INDEX SUBSCRIPTION FOR THE CITY OF SAN ANTONIO PUBLIC LIBRARY FOR A TOTAL OF \$4,217.25.

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AN ORDINANCE 68,567

ACCEPTING THE LOW BID OF ROMCO COMPANY TO FURNISH THE CITY OF SAN ANTONIO WITH TRAILER MOUNTED AIR COMPRESSORS FOR A TOTAL OF \$23,300.

\* \* \* \*

AN ORDINANCE 68,568

ACCEPTING THE LOW BID OF HUNT OFFICE EQUIPMENT TO FURNISH THE CITY OF SAN ANTONIO DEPARTMENT OF ECONOMIC AND EMPLOYMENT DEVELOPMENT WITH CLASSROOM FURNITURE FOR A TOTAL OF \$4,080.

\* \* \* \*

AN ORDINANCE 68,569

ACCEPTING THE LOW BID OF TRI-COUNTY SALES AND SERVICE TO FURNISH THE CITY OF SAN ANTONIO WITH CALCULATORS FOR A TOTAL OF APPROXIMATELY \$3,239.00.

\* \* \* \*

AN ORDINANCE 68,570

ACCEPTING THE LOW BID OF TEHCO, INC. FOR THE REMOVAL OF TWO UNDERGROUND FUEL STORAGE TANKS FOR THE CITY OF SAN ANTONIO FOR A TOTAL OF \$3,900 PLUS \$18 A CUBIC YARD FOR IMPORTED BORROW (FILL MATERIAL).

\* \* \* \*

AN ORDINANCE 68,571

ACCEPTING THE LOW QUALIFIED BIDS OF SANTEX INTERNATIONAL TRUCKS AND GRANDE FORD TRUCK SALES, INC. TO FURNISH THE CITY OF SAN ANTONIO WITH MEDIUM AND HEAVY DUTY TRUCKS FOR A TOTAL OF APPROXIMATELY \$1,010,794.04.

\* \* \* \*

AN ORDINANCE 68,572

ACCEPTING THE LOW BID OF GRAYBAR ELECTRIC COMPANY TO FURNISH THE CITY OF SAN ANTONIO POLICE DEPARTMENT WITH TELEPHONE CABLE FOR A TOTAL OF \$17,760.

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January 5, 1989

mlr

AN ORDINANCE 68,573

ACCEPTING THE PROPOSAL OF SOFTWARE AG OF NORTH AMERICA, INC. TO FURNISH THE CITY OF SAN ANTONIO INFORMATION RESOURCES WITH DATA BASE MANAGEMENT SYSTEM SOFTWARE UPGRADE FOR A TOTAL OF \$42,300.

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AN ORDINANCE 68,574

ACCEPTING ANNUAL CONTRACTS TO FURNISH THE CITY OF SAN ANTONIO WITH VARIOUS MATERIALS AND SERVICES FOR THE 1988-89 FISCAL YEAR.

\* \* \* \*

AN ORDINANCE 68,575

AUTHORIZING FIELD ALTERATION NO. 8 IN THE AMOUNT OF \$21,317.44 PAYABLE TO HEATH CONSTRUCTORS, INC., IN CONNECTION WITH THE MARTINEZ CREEK SMALL CULVERT STRUCTURES PROJECT.

\* \* \* \*

AN ORDINANCE 68,576

AUTHORIZING FIELD ALTERATION NO. 20 IN THE AMOUNT OF \$1,353.00 PAYABLE TO SOUTH TEXAS CONSTRUCTION COMPANY, IN CONNECTION WITH THE SPRIGGS DALE, ETC. STREET RECONSTRUCTION PROJECT.

\* \* \* \*

AN ORDINANCE 68,577

AUTHORIZING FIELD ALTERATION NO. 1 IN THE AMOUNT OF \$13,975.50 PAYABLE TO WAGNER CONSTRUCTION CO., INC. IN CONNECTION WITH THE REPAIR BRIDGE, M.K.T. AT SOUTH ROLAND STREET PROJECT.

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AN ORDINANCE 68,578

ACCEPTING A PROPOSAL FROM HESSON, ANDREWS, SOTOMAYOR, ARCHITECTS, IN THE AMOUNT OF \$38,380.00 FOR ADDITIONAL ARCHITECTURAL FEES IN CONNECTION WITH THE NORTHWEST POLICE SUBSTATION PROJECT.

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AN ORDINANCE 68,579 .

AUTHORIZING FIELD ALTERATION NO. 6 IN THE AMOUNT OF \$14,990.00 PAYABLE TO JOHN YANTIS COMPANY, IN CONNECTION WITH THE DE ZAVALA FROM I.H. 10 EAST TO CITY LIMITS PROJECT.

\* \* \* \*

AN ORDINANCE 68,580 .

AUTHORIZING FIELD ALTERATION NO. 2 IN THE AMOUNT OF \$40,136.00 PAYABLE TO HEATH CONSTRUCTORS, INC., IN CONNECTION WITH THE MAYO, JEROME, MCDAVITT & ETC. STREETS PROJECT.

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AN ORDINANCE 68,581 .

ACCEPTING A GRANT, IN THE AMOUNT OF \$29,205.00, FROM THE FEDERAL AVIATION ADMINISTRATION FOR CONDUCTING A NOISE SURVEY AS PART OF THE NOISE COMPATIBILITY STUDY AT SAN ANTONIO INTERNATIONAL AIRPORT; AMENDING THE CONTRACT WITH TRANSPLAN, INC.; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

\* \* \* \*

AN ORDINANCE 68,582 .

AUTHORIZING THE CITY MANAGER TO EXECUTE FIELD ALTERATION NO. DEM-1 IN THE AMOUNT OF \$21,423.37 PAYABLE TO CLEARWATER CONSTRUCTORS, INC., PRIME CONTRACTOR FOR THE 201 CATEGORY 5 DOWNTOWN LATERALS AS PART OF THE DOWNTOWN TRIPARTY TRANSPORTATION IMPROVEMENTS PROJECT, FOR THE CONSTRUCTION OF APPROXIMATELY SIXTY-SIX (66') FEET OF EIGHT (8") INCH SEWER MAIN AND ONE (1) MANHOLE ON MARKET STREET WEST OF ST. MARY'S.

\* \* \* \*

AN ORDINANCE 68,583 .

AUTHORIZING THE EXPENDITURE OF THE SUM OF \$10,880.91 OUT OF VARIOUS FUNDS FOR THE PURPOSE OF ACQUIRING TITLE TO CERTAIN LANDS; ACCEPTING THE DEDICATION OF TITLE AND/OR EASEMENTS TO CERTAIN LANDS; ALL IN

CONNECTION WITH CERTAIN RIGHT-OF-WAY PROJECTS.  
(PACIFIC DRAINAGE PROJECT #66A; CHICAGO/FAIR/S.  
PRESA STREET PROJECT; HI-LIONS DRAINAGE PROJECT #80;  
DRIFTWOOD DRAINAGE PROJECT #39 D-F NORTH (CUPPLES  
ROAD); NORTH FORK OF MARTINEZ CREEK DRAINAGE  
PROJECT; NACOGDOCHES ROAD - I.H. 410 TO NEW  
BRAUNFELS PROJECT; COMAL STREET - TAMPICO TO  
RAILROAD PROJECT; CURTIS STREET OUTFALL PROJECT)

\* \* \* \*

AN ORDINANCE 68,584

APPROVING A LICENSE TO ENCROACH WITHIN CITY  
RIGHT-OF-WAY AIR RIGHTS BY INSTALLING A NEW ROOF  
OVERHANGING EXISTING BALCONY WITHIN LOT 9, NEW CITY  
BLOCK 340 WITHIN MARKET SQUARE, 110 PRODUCE ROW, SAN  
ANTONIO, BEXAR COUNTY, TEXAS AND AUTHORIZING THE  
CITY MANAGER OR HIS ASSISTANT TO EXECUTE A LICENSE  
AGREEMENT TO EMILIO CADENA, FOR A CONSIDERATION OF  
\$500.00.

\* \* \* \*

AN ORDINANCE 68,585

AUTHORIZING A BOUNDARY ADJUSTMENT AGREEMENT BETWEEN  
THE CITY OF HILL COUNTRY VILLAGE AND THE CITY OF SAN  
ANTONIO.

\* \* \* \*

AN ORDINANCE 68,586

REPEALING ORDINANCE 68079; DECLARING A PUBLIC  
NECESSITY FOR THE ACQUISITION OF FEE SIMPLE TITLE TO  
CERTAIN PRIVATELY OWNED REAL PROPERTY FOR THE  
CONSTRUCTION OF AN INGRESS AND EGRESS ROADWAY AND  
ELECTRIC, GAS, WATER, SEWER AND OTHER UTILITY  
FACILITIES EXTENDING FROM GROSENBACHER ROAD TO THE  
CAGNON ROAD ELECTRICAL SUBSTATION SITE, AND  
DECLARING AN EMERGENCY.

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AN ORDINANCE 68,587

AUTHORIZING THE CITY MANAGER TO SUBMIT APPLICATION  
TO THE STATE DEPARTMENT OF HIGHWAYS AND PUBLIC  
TRANSPORTATION - TRAFFIC SAFETY SECTION OF A GRANT

REQUEST FOR \$116,599.00 TO SUPPORT A "DWI ENFORCEMENT PROGRAM" AND AUTHORIZING ACCEPTANCE IF SAID GRANT IS TENDERED.

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AN ORDINANCE 68,588

BANNING ALCOHOLIC BEVERAGES ON A CITY-OWNED PARCEL OF LAND LOCATED AT THE INTERSECTION OF BANDERA ROAD AND QUILL DRIVE, SAID PROPERTY BEING USED FOR PARK PURPOSES, AND PROVIDING FOR A FINE OF NOT MORE THAN \$500 FOR VIOLATION OF THIS BAN.

\* \* \* \*

AN ORDINANCE 68,589

ESTABLISHING SPECIAL LOADING ZONES ON THE WEST SIDE OF NORTH FLORES JUST NORTH OF COMMERCE AND ON THE EAST SIDE OF MAIN AVENUE JUST NORTH OF COMMERCE TO ALLOW LOADING AND UNLOADING ONLY DURING THE HOURS OF 9:00 A.M. TO 11:00 A.M. AND FROM 1:00 P.M. TO 3:00 P.M. ALL OTHER TIMES, THESE ZONES BECOME NO PARKING ZONES.

\* \* \* \*

89-01 The Clerk read the following Ordinance:

AN ORDINANCE 68,590

ACCEPTING THE LOW QUALIFIED BIDS OF ANCIRA WINTON CHEVROLET COMPANY, INC., AND JORDAN FORD, INC. TO FURNISH THE CITY OF SAN ANTONIO WITH AUTOMOBILES FOR A TOTAL OF \$612,590.

\* \* \* \*

Mr. Martinez spoke to the rather large award being made to one local firm and he questioned its inclusion as a Small and Minority Business Enterprise.

Mr. Archie Titzman, Director of Purchasing and General Services, spoke to the four categorizations used by his department.

Mr. Labatt noted the City is required by law to accept the qualified lowest bidder regardless of their designation or category.

January 5, 1989  
mlr

Mr. Martinez stated that he wants the City to keep separate track of small, minority, and women-owned businesses in each of those three categories. He asked the City staff to adhere closely to the new goals being adopted by the City Council today and to keep close track of awards in order to benefit all San Antonio firms. He spoke of having made an indepth analysis of the ordinances being considered by City Council today and he spoke of the need to closely monitor these items.

Ms. Berriozabal stated that she would like to have such statistics kept and reported monthly to the City Council.

Mr. Titzman described the City's strategy in small and minority business awards and plans to monitor them monthly.

Mr. Stuart Summers, Director of the Department of Employment and Economic Development, stated that his staff was planning to maintain those records quarterly rather than monthly.

Mr. Labatt contrasted the various purchasing and construction contracts versus professional contracts, and spoke to the impact of the law in each category.

Mayor Cisneros stated that he is sympathetic to the desires being expressed by Mr. Martinez but he also spoke of what he sees as the danger of interjecting the spirit of the law and of holding City staff responsible for the so-called "spirit of the law" when it must adhere to the "letter of the law" itself. He noted that if changes are desired by the City Council, then the City Council should vote on it.

Mr. Wing stated that he agrees with the Mayor's comments and he spoke to the minority business enterprise firm receiving some 30% of the City's business in automobiles in this ordinance.

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

Mrs. Dutmer then contrasted small business with minority business and stated that she has a problem with setting quotas.

Mr. Martinez then briefly clarified his remarks stating that he is not complaining about City staff and its work and he agreed that the City must follow the "letter of the law" in its purchasing contracts. He then emphasized the need to assist small firms in San Antonio in every way possible.

In response to a question by Ms. Vera, Mr. Summers discussed the monthly versus quarterly reporting possibilities.

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

- - -  
89-01 The Clerk read the following Ordinance:

AN ORDINANCE 68,591

ACCEPTING THE LOW QUALIFIED BIDS OF ANCIRA WINTON CHEVROLET INC., BROADWAY DODGE, SAN ANTONIO TRUCK SALES, SMITH MOTOR SALES AND SUPERIOR PONTIAC-GMC TO FURNISH THE CITY OF SAN ANTONIO WITH LIGHT DUTY TRUCKS FOR A TOTAL OF \$977,397.37.

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

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

- - -  
89-01 The Clerk read the following Ordinance:

AN ORDINANCE 68,592

ACCEPTING THE PROPOSAL OF RABA-KISTNER CONSULTANTS, INC., IN THE AMOUNT OF \$3,800.00 RELATED TO ASBESTOS ABATEMENT IN THE EMERGENCY OPERATIONS CENTER PROJECT.

\* \* \* \*

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

In response to a question by Mr. Martinez, Mr. Joe Aceves, Director of Public Works, addressed the question of designation of this as a woman-owned business enterprise and he asked the question as he spoke to whether or not that designation would apply.

A brief discussion then took place concerning the 51% ownership of the firm by a woman.

In response to a question by Ms. Vera, Mr. Aceves described the firm's expertise in asbestos abatement, and he spoke of the possible acceleration of the asbestos removal from City buildings.

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

- - -  
89-01 The Clerk read the following Ordinance:

AN ORDINANCE 68,593

AUTHORIZING TRANSFER AND EXPENDITURE OF \$10,000.00 FROM DISTRICT 2 IMPROVEMENT & DISCRETIONARY FUND TO CONSTRUCT A SIDEWALK BY CITY CREWS ON WESTFALL AVENUE FROM PIEDMONT TO S. NEW BRAUNFELS ON THE SIDE OPPOSITE THE RAILROAD TRACKS.

\* \* \* \*

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

Mr. Webb briefly described the area where two people were killed in traffic recently because of a lack of a sidewalk and he addressed the plan to construct a sidewalk at this site.

Ms. Vera spoke of her concern that the City Council members discretionary funds are woefully inadequate for funding needed sidewalks in each district.

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

- - -  
89-01 The Clerk read the following Ordinance:

AN ORDINANCE 68,594

AUTHORIZING THE PAYMENT OF \$25,941.00 TO RABA-KISTNER CONSULTANTS, INC., FOR SERVICES

REQUIRED BY THE CITY OF SAN ANTONIO, DEPARTMENT OF ENVIRONMENTAL MANAGEMENT, MONITORING AND TESTING DIVISION IN ORDER TO COMPLY WITH ENVIRONMENTAL PROTECTION AGENCY MANDATES.

\* \* \* \*

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

In response to a question by Mrs. Dutmer, Mr. Frank Kiolbassa, Director of Environmental Management, briefly discussed the question of whether or not the same firm as questioned in Agenda Item 20 actually is a woman-owned firm.

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

- - -  
89-01 The Clerk read the following Ordinance:

AN ORDINANCE 68,595

AUTHORIZING THE CITY MANAGER TO SUBMIT APPLICATION TO THE STATE DEPARTMENT OF HIGHWAYS AND PUBLIC TRANSPORTATION - TRAFFIC SAFETY SECTION - OF GRANT REQUEST FOR \$157,841.00 TO SUPPORT A "NATIONAL 55 MPH SPEED COMPLIANCE PROGRAM" AND AUTHORIZING ACCEPTANCE IF SAID GRANT IS TENDERED.

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

Mrs. Dutmer stated that she would be voting against this ordinance since the federal government has established higher speed limits than 55 mph in some cases.

In response to a question by Mr. Thompson, Police Lieutenant Al Phillipus explained the program is designed for San Antonio itself and not for rural areas where the 55 mph speed limits may not be in effect in all cases. He spoke to the targeting of ten accident-prone areas for speed compliance and he identified each of the ten areas by name.

Mr. Thompson voiced his own concern with jailing people for a traffic offense when the jails already are overcrowded. He spoke against

such a program as this which stresses additional traffic citations.

Mr. Wing and Mr. Hasslocher both spoke in support of traffic enforcement including that called for in this special program.

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

- - -  
89-01 The Clerk read the following Ordinance:

AN ORDINANCE 68,596

AUTHORIZING THE CITY MANAGER TO WAIVE THE BUILDING FEES ASSOCIATED WITH THE UNIVERSITY OF TEXAS INSTITUTE OF BIOTECHNOLOGY (UTIB).

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

Ms. Berriozabal noted that the fee waiver could not be granted for "Habitat for Humanity" in recent weeks, yet City staff now is recommending the fee waiver for the University of Texas Institute of Biotechnology. She asked the difference between the two cases.

Mr. Stuart Summers, Director of the Department of Economic and Employment Development, spoke to the uniqueness of this project and he noted that the state is not generally required to comply with the City's codes for its buildings.

Mr. Louis J. Fox, City Manager, and Mr. Gene Camargo, Director of Building Inspections, noted that other governmental entities are exempt from the City's building codes.

A discussion then took place concerning various projects that have been exempted from City Code provision.

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

- - -  
89-01 The Clerk read the following Resolution:

January 5, 1989  
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A RESOLUTION NO. 89-01-02

ADOPTING THE ANNUAL RECOMMENDED GOALS FOR MBE/WBE/HBE PARTICIPATION FOR ALL CONTRACTING ACTIVITIES AND CREATING PERFORMANCE STANDARDS FOR PROFESSIONAL SERVICES AND DISCRETIONARY CONTRACT AREAS.

\* \* \* \*

Mrs. Lorraine Salazar-Bauer, Assistant Director of the Department of Economic and Employment Development, spoke to the recommendations from the Small and Minority Business Advisory Committee.

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

Dr. Damaso Oliva, committee chairman, thanked the City staff for its support and he noted that the committee had met seven times concerning its recommendations. He then spoke in support of Mr. Martinez's earlier comments on small and minority business enterprises and the "spirit of the law" involved. He then spoke of the need to keep a close eye on switching designations by firms in order to bring about compliance with women-owned business enterprises. He also spoke in support of monthly reports on city compliance with Council goals and directives in this area and he addressed percentages of recommended goals made by the committee.

Mrs. Dutmer stated that she feels setting goals implies that minorities cannot compete on an equal footing for business in San Antonio.

Mr. Martinez noted the pressure being applied to the City staff and he congratulated the staff for their hard work in this area. He then spoke to joint ventures involving minorities and the support for giving business to local firms.

Mr. Labatt noted that he has a philosophical difference with the matter of goal setting.

In response to a question by Mr. Labatt, Ms. Salazar-Bauer spoke to the impact of the City not meeting goals and of plans to encourage compliance with them.

A discussion then took place concerning several theoretical cases involving SMBE goals and non-compliance.

Mr. Labatt stated that he is not opposed to goals but will be voting against this resolution today. He then addressed the spirit of the City Council's direction on awarding contracts of \$200,000 or more and of the impact of minorities in non-MBE firms.

Mr. Webb spoke in support of the resolution, stating that the City Council, if it wishes, can adjust these goals later.

Ms. Berriozabal stated that she feels that SMBE compliance does not occur naturally and therefore goals are necessary.

Mr. Thompson noted that goals are to be something that is to be strived for and he spoke to the need to take a good look at these goals a year from now in order to check the results.

Mr. Martinez stated that he agrees the City Council needs to address the impact of minorities in non-MBE firms and of the need to avoid penalizing such firms simply because they are not minority-owned.

Mayor Cisneros stated that he feels San Antonio has been behind other Texas cities in SMBE work and he spoke of the hard work of the committee in this area. He stated that he feels there is no other way to do this but to set goals and he feels that economic growth of San Antonio will provide plenty of work for everyone if it can be sustained.

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

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

- - -  
89-01 The Clerk read the following Ordinance:

AN ORDINANCE 68,597

AUTHORIZING EXECUTION OF AN AGREEMENT WITH THE UNITED STATES DEPARTMENT OF THE INTERIOR GEOLOGIC SURVEY IN THE AMOUNT OF \$18,000.00 AND AUTHORIZING PAYMENT FOR WATER RESOURCES INVESTIGATIONS INVOLVING THE COLLECTION OF QUALITY OF EDWARDS AQUIFER WATER NEAR THE RECHARGE ZONE FOR THE PERIOD OF OCTOBER 1, 1988 TO SEPTEMBER 30, 1989.

\* \* \* \*

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

In response to a question by Mrs. Dutmer, Ms. Rebecca Q. Cedillo, Director of Water Resources Management, explained the water testing

efforts involved.

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

- - -  
89-01 The Clerk read the following Ordinance:

AN ORDINANCE 68,598

LESSENING THE MOWING REQUIREMENT OF TRACTS OVER THREE (3) ACRES IN SIZE TO THE FIRST ONE HUNDRED FIFTY (150) FEET FROM STREETS AND BUILDINGS; SHORTENING NUISANCE ABATEMENT NOTICE TO TEN (10) DAYS, DECLARING ALL WEEDY LOT VIOLATIONS WITHIN 500 FEET OF PUBLIC OR PRIVATE GRAMMAR SCHOOL OR HIGH SCHOOLS TO BE EMERGENCIES REQUIRING SUMMARY ABATEMENT BY THE CITY AT LANDOWNERS EXPENSE.

\* \* \* \*

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

Ms. Jeannine Reetz, 626 W. Elmira, asked that this matter be postponed so that the impact can be assessed by everyone, and she spoke of several specific concerns with the impact of illegal dumping leaving property owners responsible for cleaning up from such illegal dumping.

Mr. Martin Rodriguez, Code Compliance Manager, explained details of the ordinance and the results being sought. He then spoke of the importance of having a cleared "safety buffer" back from heavy brush for school children on their way to school.

Ms. Vera spoke to the problems the City is encountering with its current lot-clearing law.

Mrs. Dutmer asked that a similar law be drafted to deal with vacant buildings from a safety standpoint.

Mr. Fred Starke, Assistant City Attorney, described details of the proposed ordinance stating that the staff will be mindful of illegal dumpers as well.

Mrs. Dutmer objected to the ten day notice being given to involved persons as being too short a time period and stated that she feels the ordinance may not be enforceable because of a lack of

enforcement resources.

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

- - -

ZONING HEARINGS

49. CASE Z88197 - to rezone Lots 1,2,3,4,5, and Lot 9, Block 14, NCB 3868, 29<sup>08</sup> Broadway, from "G" Local Retail District to "B-3" Business District, located northeast of the intersection of Broadway and Humphrey Avenue, having 260' on Broadway and 150' on Humphrey Avenue.

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

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, Vera, Labatt, Cisneros; NAYS: None; ABSENT: Berriozabal, Wolff, Hasslocher.

(Agenda Item was later reconsidered by the City Council and repassed at a later time.)

- - -

50. CASE Z88190 - to rezone a 3.4389 acre tract of land out of Lot 48, Block 25, NCB 16496, from "R-3" Multiple Family Residence District to "B-2NA" Non-Alcoholic Business Sales District, and a 0.8281 acre tract of land out of Lot 48, Block 25, NCB 16496, from "R-3" Multiple Family Residence District to "O-1" Office District, located on the southside of Rough Oak, being 587.75' southeast of the intersection of Rough Oak and Henderson Pass, having 296.1' on Rough Oak with a depth of 638.30'.

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. 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, Labatt, Cisneros; NAYS: None; ABSENT: Berriozabal, Wolff, Hasslocher.

AN ORDINANCE 68,599

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 A 3.4389 ACRE TRACT OF LAND OUT OF LOT 48, BLOCK 25, NCB 16496, FROM "R-3" MULTIPLE-FAMILY RESIDENCE DISTRICT TO "B-2NA BUSINESS DISTRICT, NON ALCOHOLIC SALES AND A 0.8281 ACRE TRACT OF LAND OUT OF LOT 48, BLOCK 25, NCB 16496 FROM "R-3" MULTIPLE-FAMILY RESIDENCE DISTRICT TO "O-1" OFFICE DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00".

\* \* \* \*

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

51. CASE Z88191 - to rezone Parcel 100, save and except the east 50', NCB 10575, ~~3300~~ Block of Belgium Lane, from "B-3NA" Non-Alcoholic Sales District to "I-1" Light Industry District, located on the northside of Belgium Lane, being 186' west of the intersection of Willow Wood Drive and Belgium Lane, having 449' on Belgium Lane and a depth of 383.82'.

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

In response to a question by Mr. Webb, Mr. Phil Garay, Consultant to the requestor, briefly described the proposed use.

Mr. Andy Guerrero, Planner III, explained why City staff recommends approval in this case and he spoke to the buffer area next to the residential area.

Mr. Webb spoke to various reasons for his opposition to this rezoning request although he favors B-3NA in lieu of I-1 Industrial Zoning in order to force materials storage inside buildings rather than allowing outside storage.

Following a discussion of the case, Mr. Webb stated that he would support the rezoning request at this time.

Mr. Webb made a motion to approve the recommendation of the

Zoning Commission provided that 5-feet of dedication is given along Belgium Lane. Mr. Wing seconded the motion.

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

AN ORDINANCE 68,600

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 PARCEL 100, SAVE AND EXCEPT THE EAST 50', NCB 10575, IN THE 3300 BLOCK OF BELGIUM LANE, FROM "B-3NA" BUSINESS DISTRICT, NON-ALCOHOLIC SALES TO "I-1" LIGHT INDUSTRY DISTRICT, PROVIDED THAT 5-FEET OF DEDICATION IS GIVEN ALONG BELGIUM LANE. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00".

\* \* \* \*

52. CASE Z88199 - to rezone the east 43.35' of the west 52.05' of Lot 12, NCB 1506, 1812 Dakota Street, from "C" Apartment District to "B-2" Business District, located on the southside of Dakota Street, being 100' west of the intersection of Dakota Street and South Gevers Street, having 43.35' on Dakota Street and a depth of 70.66'.

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

Mr. Webb made a motion to approve the recommendation of the Zoning Commission provided that a six-foot solid screen fence is erected and maintained along the west property line. Mrs. Dutmer seconded the motion.

Mr. Webb spoke to the background of this rezoning request by Mrs. Baird's Bakery.

Mr. Dean Neugent, representing Mrs. Baird's Bakery spoke to the need for the rezoning in order to complete the firm's planned business expansion in order to keep from having to move from the area. He then spoke to the Alamo Community College District's new plans which, if they are followed through, will take his property for future expansion of ACCD property. He reiterated that his firm hopes to remain in this District 2 area.

Mr. Webb stated that he too hopes that the firm will be able to remain in the area and he addressed the question of whether or not the ACCD board of trustees is aware of the ACCD staff's plans to expand.

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

AN ORDINANCE 68,601

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 THE EAST 43.35' OF THE WEST 52.05' OF LOT 12, NCB 1506, 1812 DAKOTA STREET, FROM "C" APARTMENT DISTRICT TO "B-2" BUSINESS DISTRICT, PROVIDED THAT A SIX-FOOT SOLID SCREEN FENCE IS ERECTED AND MAINTAINED ALONG THE WEST PROPERTY LINE. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00".

\* \* \* \*

89-02 Mr. Webb made a motion to reconsider Agenda Item 49, being Case No. Z88197, which are Lots 1,2,3,4,5, and Lot 9, Block 14, NCB 3868, 2908 Broadway, from "G" Local Retail District to "B-3" Business District. Mrs. Dutmer seconded the motion.

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

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

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

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, Vera, Labatt, Cisneros; NAYS: None; ABSENT: Berriozabal, Wolff, Hasslocher.

AN ORDINANCE 68,602

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 LOTS 1,2,3,4,5, AND 9, BLOCK 14, NCB 3868, 2908 BROADWAY, FROM "G" LOCAL RETAIL DISTRICT TO "B-3" BUSINESS DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00".

\* \* \* \*

53. CASE Z88161-I - to rezone Lots 22 and 23, and the north triangle of Lot 24, Block 47, NCB 566, Industrial Building, 422 Chestnut Street, from "L" First Manufacturing District to Historic Significant (HS) "L" First Manufacturing District, located southeast of the intersection of Dawson Street and Chestnut Street, having 208.28' on Dawson Street and 127.6' on Chestnut Street.

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

Ms. Patricia Osborne, Historic Preservation Officer for the City, distributed photographs of the building and spoke of its historicity as an old creamery.

Mr. Bob Ross, 1149 Bandera Road, spoke to his firm's objections to the rezoning and the fact that five modifications were made to the original building. He stated that he feels the building has no architectural or historical significance at the moment; however, he volunteered to save the front facade of the historic portion of the building if necessary.

Ms. Osborne stated that she feels the unique older portion of the building could be saved by itself and the later additions torn down.

Mr. Webb made a motion to approve the proposed rezoning. Mr. Wing seconded the motion.

After consideration, the Council denied the rezoning by the following vote: AYES: Dutmer; NAYS: Berriozabal, Webb, Wing, Martinez, Thompson, Vera, Labatt, Hasslocher, Cisneros; ABSENT: Wolff.

CASE Z88161-I was denied.

89-01 The Clerk read the following Ordinance:

AN ORDINANCE 68,603

ACCEPTING THE HIGH BIDS RECEIVED IN CONNECTION WITH CITY FUNDS AVAILABLE FOR DEPOSIT IN INTEREST-BEARING CERTIFICATES OF DEPOSIT.

\* \* \* \*

Mr. Thompson 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: Berriozabal, Webb, Dutmer, Wing, Martinez, Thompson, Vera, Hasslocher, Cisneros; NAYS: None; DISQUALIFIED: Labatt; Absent: Wolff.

89-01 The Clerk read the following Ordinance:

AN ORDINANCE 68,604

AUTHORIZING THE PAYMENT OF \$159.75 FROM THE DISTRICT 7 DISCRETIONARY AND IMPROVEMENT FUNDS TO VILLITA FRAME SHOP FOR THE FRAMING OF 15 CERTIFICATES PRESENTED TO THE PLANNING TEAM MEMBERS INVOLVED IN THE GREATER JEFFERSON AREA NEIGHBORHOOD MASTER PLAN.

\* \* \* \*

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

89-01 The Clerk read the following Ordinance:

AN ORDINANCE 68,605

AUTHORIZING AN EXPENDITURE OF \$490.00 FROM THE DISTRICT 2 IMPROVEMENT AND DISCRETIONARY ACCOUNT TO ROSEMARY CATERING FOR CATERING SERVICES PROVIDED AT THE DISTRICT 2 BOARDS AND COMMISSIONS BRIEFING HELD

ON DECEMBER 9, 1988.

\* \* \* \*

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

- - -  
89-01 The Clerk read the following Ordinance:

AN ORDINANCE 68,606

RE-ESTABLISHING THE SAN ANTONIO CENTRO 21 TASK FORCE, PRESCRIBING IT'S MISSION, ACTION AREAS, DUTIES AND FUNCTIONS, AND SETTING FORTH RULES, AND APPOINTING AND REAPPOINTING MEMBERS.

\* \* \* \*

Mr. Randy Harig, Chairman of the Centro 21 Task Force, spoke to the changes made to the new proposed Ordinance and of implementation of certain action areas. He asked the City Council to withhold making its appointments to the Centro 21 Task Force for several weeks so that conversations can take place with each recommended appointee as to their commitments of time to do the job.

Mrs. Yolanda Ledesma, representing the City Clerk's office, noted that ten appointments are to be made today based on the City Council work session of some weeks ago.

A discussion then took place concerning the attendance of board members on the last Centro 21 Task Force.

Mrs. Dutmer asked to delete the name of Robert Rex as one of her appointments.

Mr. Labatt asked to replace Mr. Green, one of his appointments with Mr. Robert Dunlap of Rivercenter.

Following discussion of these changes, Mr. Labatt made a motion to approve the proposed Ordinance. Ms. Vera seconded the motion.

A discussion then took place concerning Section 3A of the proposed Ordinance which deals with endorsement of the domed stadium and

January 5, 1989  
mlr

whether or not that section should be deleted.

Ms. Berriozabal spoke against this particular goal but in support of others.

Mrs. Dutmer stated that she is concerned that the domed stadium goal was arrived at without both sides being heard by Centro 21.

There was an amendment offered at this time by Mrs. Dutmer to delete Section 3A. Ms. Berriozabal seconded the motion.

The amendment failed to pass by the following vote: AYES: Dutmer; NAYS: Berriozabal, Webb, Wing, Thompson, Vera, Hasslocher, Cisneros; ABSTAINED: Labatt; ABSENT: Martinez, Wolff.

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

89-01

CITY'S 1989 LEGISLATIVE PROGRAM

The Clerk read the following Resolution:

A RESOLUTION NO. 89-01-03

ADOPTING THE 1989 LEGISLATIVE PROGRAM.

\* \* \* \*

Mr. Wayne Fleenor, Coordinator of the City's 1989 Legislative Program, explained the 1989 program and addressed specific legislative items that the City of San Antonio will be pursuing when the legislature convenes next week.

In response to a question by Mayor Cisneros, Mr. Fleenor noted that water matters are being treated as a completely separate area because of their extreme importance. He noted that as new items surface during the legislative session, the City staff will ask the City Council for its decision on whether or not to support such legislation.

Mr. Labatt stated that he would brief interested City Council members on the current status of the proposed water legislation as they request it.

A discussion then took place concerning the matter of state legislation prevailing over a city's charter provisions and vice versa in some cases.

January 5, 1989  
mlr

Mr. Gerald Henckel, Legislative Consultant, discussed how legislation is sought in the legislature.

Mr. Labatt spoke against City Legislative Program No. 6, "Minority Business Development," if it means preempting San Antonio's City Charter.

Mrs. Dutmer addressed the Texas Municipal League's supported legislation, being recommended by the City dealing with taxation.

(At this point Mayor Cisneros was obliged to leave the meeting. Mayor Pro Tem Labatt presided.)

Ms. Berriozabal spoke in support of the City's package of legislative items especially the matter of low-income day care. She stated that she wants to add to the package her two items on day care.

Ms. Berriozabal offered an amendment to include finding alternative sources of financing for day care (such as proposed program through Department of Agriculture which would allow some of their funds to be used for day care services for persons working in the Texas agriculture industry) and increase the availability of diverse forms of day care such as family day homes and group homes. Mr. Webb seconded the motion.

Ms. Berriozabal also voiced concern for the absence of support for educational financing in the City's package.

Mr. Fleenor stated that such legislation is being developed in Austin now and the City will be asked to support it by later resolution.

Ms. Berriozabal offered a second amendment which stated that equity in financing and increased funding for education in Texas must be a top priority of our legislative agenda. Mr. Martinez seconded the motion.

Mrs. Dutmer discussed her concerns with the treatment of AIDS patients at the San Antonio Chest Hospital other than those who contracted AIDS other than at their own hand.

Mr. Webb urged a meeting of the members of the City Council with the Bexar County legislative delegation in order to discuss various issues.

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

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

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

- - -  
89-01

VIA BOARD APPOINTMENTS

Mrs. Yolanda Ledesma, representing the City Clerk's Office, noted that Mr. Warren Wilkinson, a member of the VIA Metropolitan Transit Board, a City appointee to that board, has now resigned and needs to be replaced.

A brief discussion then took place concerning possible nominations to replace Mr. Wilkinson.

At the request of Mrs. Dutmer, it was the concensus of the Council that appointment to this Board be postponed until a full Council can discuss it.

- - -  
89-01 The Clerk read the following Ordinance:

AN ORDINANCE 68,607

APPOINTING MARIO M. SALAS TO SERVE ON THE AFFIRMATIVE ACTION ADVISORY COMMITTEE FOR A TERM TO EXPIRE ON JANUARY 31, 1991.

\* \* \* \*

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

- - -  
89-01 The Clerk read the following Ordinance:

AN ORDINANCE 68,608

APPOINTING SISTER MARGARET PATRICE SLATTERY TO SERVE ON THE HIGHER EDUCATION AUTHORITY FOR A TERM TO

EXPIRE ON DECEMBER 15, 1990.

\* \* \* \*

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

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

- - -  
89-01 The Clerk read the following Ordinance:

AN ORDINANCE 68,609

APPOINTING DR. LOUIS AGNESE TO SERVE ON THE SAN ANTONIO COMMISSION ON LITERACY FOR A TERM TO EXPIRE ON SEPTEMBER 15, 1990.

\* \* \* \*

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

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

- - -  
89-01

CITIZENS TO BE HEARD

EDITH B. MOLNAR

Mrs. Edith B. Molnar, Alamo Carriage Service, spoke to the Council regarding the ordinance approved by the City Council on December 15, 1988. She stated that they have not been given the new routes and also related the details of her arrest by the police. She then stated that none of her wedding route permits have been approved.

Mr. Roger Ibarra, Public Utilities Supervisor, stated that each case is to be considered individually and all rules and regulations must be met before permits are approved.

Mrs. Dutmer expressed concern about cruelty to animals as reported recently in the newspaper. She also stated that the ordinance

should be written to be understood by the operators and strictly adhered to. She is very concerned with all the complaints pro and con on this issue.

\* \* \* \*

At 5:45 P.M. the City Council recessed the Regular City Council meeting to convene a "B" Session on theatre and arena improvements, reconvening the Regular Session for continuation of the meeting.

89-01

CITY TOWING PROBLEMS

The City Council undertook a brief discussion concerning the matter of the impoundment of a large number of wrecker vehicles belonging to City Towing Company, the City's franchise towing service. A discussion was then held on the impact on the firm's ability to fulfill its commitments to the City.

Following discussion, a decision was made to hold an Executive Session on this matter in order to be briefed closely by City staff concerning this entire matter.

There being no further business to come before the Council, the meeting was adjourned at 6:29 P.M.

A P P R O V E D



M A Y O R

ATTEST:   
C i t y C l e r k