

99-13 Invocation - Rev. George Allan Bradley, Jefferson United Methodist Church.

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99-13 Pledge of Allegiance to the flag of the United States.

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99-13 Minutes of the Regular City Council Meeting for February 18, 1999 were approved.

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99-13 **CEREMONIAL ITEMS**

RECOGNITION OF 4 SAN ANTONIO (KMOL TV)

Mayor Peak stated that in 1949, San Antonio's first television broadcast was aired on WOAI TV, and today, 50 years later, the City is recognizing the station, now known as 4 San Antonio, for consistently being a good corporate citizen. He spoke briefly to the recent death of a local TV reporter, Michelle Lima, and her remembrance, then addressed 4 San Antonio's excellent coverage of the October 1998 flooding event in San Antonio and other special events as highlights deserving of recognition by this award. He read a special proclamation citing 4 San Antonio as a recipient of the Corporate Citizenship Award, then introduced Mr. Don Perry, General Manager, and presented the award to him.

Mr. Perry thanked the Mayor and City Council for the award and addressed the TV station's 50th anniversary. He stated that the station is proud of its reputation for community awareness, and presented each Council member with a young tree sapling to denote the growth of the community.

Individual City Council members congratulated Mr. Perry and the station for its many community contributions and addressed specifics of some of those contributions.

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SEXUAL ASSAULT AWARENESS MONTH

Mayor Peak spoke to the importance of this remembrance and introduced Ms. Jeanette Clark, President of the Board of Directors of the Rape Crisis Center. He then read the formal proclamation for "Sexual Assault Awareness Month" in San Antonio and presented it to Ms. Clark and her delegation.

Ms. Clark and members of her delegation then presented each Council member with a special green ribbon as a reminder of the impact of rape on a community, then thanked the Mayor and City Council for the proclamation and recognition. She noted that rape is the only major crime area that has increased over the past year in San Antonio, and addressed statistics and their impact.

Mayor Peak and individual members of City Council thanked the delegation for its sponsorship of this awareness month, and for bringing it to the attention of the entire community.

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99-13 CONSENT AGENDA - CITIZEN COMMENTS

Ms. Nancy Englebert, President, Heritage Neighborhood Association, spoke in comparison of the costs to produce her neighborhood newsletter and the newsletter being planned for the Coalition.

Mr. Faris Hodge, Jr., 140 Dora, spoke to each Consent Agenda item and expressed his belief that the newsletter costs for the Coalition are too high.

Mr. Jack Finger, P.O. Box 12048, asked Council members who have received political contributions from representatives of any firm involving in Consent Agenda ordinances to abstain from voting on that particular item.

99-13 CONSENT AGENDA

Mr. Marbut made a motion to approve Agenda Items 5 through 32g, constituting the Consent Agenda, with Items 5, 14 and 19 being pulled for individual consideration. Mr. Flores 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, Menéndez, Garza, Marbut, Bannwolf, Webster, Peak. **NAYS:** None. **ABSENT:** None.

AN ORDINANCE 89507

ACCEPTING THE LOW BID FROM JES-CO TO PROVIDE THE CITY OF SAN ANTONIO PARKS & RECREATION DEPARTMENT WITH AERIFICATION OF GOLF COURSE GREENS FOR A TOTAL AMOUNT OF \$24,198.00.

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AN ORDINANCE 89508

ACCEPTING THE LOW BID FROM CLOSNER EQUIPMENT COMPANY, INC. TO PROVIDE THE CITY OF SAN ANTONIO PARKS & RECREATION DEPARTMENT WITH A SELF-PROPELLED ASPHALT PAVER FOR A TOTAL AMOUNT OF \$32,955.00.

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AN ORDINANCE 89509

ACCEPTING THE LOW BIDS FROM Menco, Inc., D/B/A Gravelly Sales & Service Co., in the amount of \$33,519.00; and Greater Southwest Equipment, Inc. in the amount of \$28,470.00 to provide the City of San Antonio Public Works and Parks and Recreation Departments with turf mowing equipment for a total amount of \$61,989.00.

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AN ORDINANCE 89510

ACCEPTING THE LOW, QUALIFIED BIDS FROM GREATER SOUTHWEST EQUIPMENT, INC. IN THE AMOUNT OF \$6,580.00; AND ALAMO FORD NEW HOLLAND, INC. (MBE) IN THE AMOUNT OF \$137,900.00 TO PROVIDE THE CITY OF SAN ANTONIO PUBLIC WORKS AND PARKS & RECREATION DEPARTMENTS WITH TRACTOR MOWING EQUIPMENT FOR A TOTAL AMOUNT OF \$144,480.00.

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AN ORDINANCE 89511

ACCEPTING THE PROPOSAL BY AT & T WIRELESS SERVICES TO PROVIDE THE CITY OF SAN ANTONIO INFORMATION SERVICES DEPARTMENT WITH CELLULAR DIGITAL PACKET DATA SERVICE TO ALLOW CITY PERSONNEL TO ACCESS INFORMATION FOR DATABASE QUERIES OR TWO-WAY MESSAGING FROM WIRELESS PERSONAL LAPTOP COMPUTERS, FOR A TOTAL AMOUNT OF \$88,000.00 ANNUALLY.

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AN ORDINANCE 89512

SELECTING S.M. GALINDO ENGINEERS, INC. (MBE) TO PROVIDE ENGINEERING SERVICES IN CONNECTION WITH THE HILLSIDE ACRES DRAINAGE OUTFALL COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT; AUTHORIZING THE NEGOTIATION AND EXECUTION OF A 24TH YEAR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDED PROFESSIONAL SERVICES CONTRACT FOR AN AMOUNT NOT TO EXCEED \$33,000.00; AUTHORIZING \$3,300.00 FOR MISCELLANEOUS ENGINEERING CONTINGENCY EXPENSES; REVISING THE PROJECT BUDGET; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 89513

RATIFYING SERVICES AND ACCEPTING AN MPO/CITY FUNDED PROPOSAL FROM ROY F. WESTON, INC. TO PROVIDE A SUBSURFACE ENVIRONMENTAL INVESTIGATION AS REQUIRED IN CONNECTION WITH THE S. FLORES PROJECT FROM DURANGO TO FRANCISCAN IN AN AMOUNT NOT TO EXCEED \$15,230.00, AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 89514

AMENDING A PROFESSIONAL SERVICES CONTRACT WITH CIVIL ENGINEERING CONSULTANTS AND AUTHORIZING ADDITIONAL FUNDS IN AN AMOUNT NOT TO EXCEED \$19,078.00 FOR PLAN MODIFICATIONS (\$8,800.00); PAVEMENT DESIGN (\$3,278.00); DRAINAGE STUDY (\$3,000.00) AND RIGHT-OF-WAY PLATS AND FIELD NOTES (\$4,000.00) IN CONNECTION WITH THE PROBANDT - U.S. 90 TO MITCHELL PROJECT, LOCATED IN COUNCIL DISTRICT 3; AND PROVIDING FOR PAYMENT. (AMENDS ORD. NO. 85384 DATED 1-09-97.)

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AN ORDINANCE 89515

AUTHORIZING THE CITY MANAGER OR HIS DESIGNATED REPRESENTATIVE TO EXECUTE A SUBLEASE AGREEMENT EXTENSION WITH MAGIC FACILITY LLC FOR LEASE OF STORAGE AND OFFICE SPACE FOR THE CITY'S RECORDS FACILITY AT 120 CAMARON STREET ON A MONTH-TO-MONTH BASIS, BEGINNING JULY 1, 1999 AND ENDING NOT LATER THAN JANUARY 31, 2000, AT A MONTHLY LEASE COST OF \$7,901.83.

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AN ORDINANCE 89516

AUTHORIZING THE EXECUTION OF AN AGREEMENT CONSENTING TO THE ASSIGNMENT OF A CERTAIN SAN ANTONIO INTERNATIONAL AIRPORT LEASE AGREEMENT BY PG&E TEXAS PIPELINE, L. P. TO CLEAR CHANNEL COMMUNICATIONS, INC. FOR A TERM ENDING ON AUGUST 31, 2018, FOR A TOTAL ANNUAL RENTAL OF \$71,265.60.

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AN ORDINANCE 89517

AUTHORIZING PAYMENT IN THE AMOUNT OF \$12,324.02 PAYABLE TO ECKMANN, GROLL, RUNYAN & WATERS, INC. FOR APPRAISAL SERVICES IN CONNECTION WITH THE HI-LIONS DRAINAGE PROJECT #80, PHASES III & V (\$2,400.00); WURZBACH, PARKWAY PROJECT (\$845.00); BABCOCK ROAD AT HILLCREST DRIVE INTERSECTION PROJECT (\$8,279.02); FREDERICKSBURG ROAD RECONSTRUCTION PROJECT - SANDOVAL TO WOODLAWN (\$400.00); AND THE QUINTANA ROAD DRAINAGE NO. 64 EXTENSION PROJECT (\$400.00); THE AMOUNT OF \$10,840.00 TO DUGGER, CANADAY, GRAFE & WOELFEL, INC. FOR THE BABCOCK ROAD AT HILLCREST INTERSECTION PROJECT (\$4,070.00); BASSE ROAD AT SAN PEDRO PROJECT (\$2,970.00); AND THE WURZBACH AT I.H. 10 & IRONSIDE INTERSECTIONS PROJECT (\$3,800.00); AND THE AMOUNT OF \$750.00 TO JOE SCATES REALTY FOR THE GOLIAD ROAD - PECAN VALLEY TO MILITARY DRIVE PROJECT (\$550.00); AND THE MISSION TRAILS PARKWAY - PACKAGE 2 PROJECT (\$200.00); FOR A TOTAL SUM OF \$23,914.02; APPROPRIATING FUNDS AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 89518

AUTHORIZING PAYMENT IN THE AMOUNT OF \$19,288.68 TO DAVIDSON & TROILO, P.C. FOR LEGAL SERVICES IN CONNECTION WITH THE BABCOCK ROAD AT HILLCREST INTERSECTION PROJECT (\$13,092.10); THE PINN ROAD RECONSTRUCTION PROJECT - W. COMMERCE TO U.S. 90 WEST (\$90.00); THE BASSE ROAD AT SAN PEDRO INTERSECTION PROJECT (\$400.40); THE BABCOCK ROAD INTERSECTIONS PROJECT (\$3,810.41); THE NACOGDOCHES ROAD - BROADWAY TO N. NEW BRAUNFELS PROJECT (\$244.00); AND THE

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MISSION TRIALS PARKWAY, PACKAGE 2 PROJECT (\$1,651.77);
APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 89519

APPROVING THE PRICE, TERMS, AND CONDITIONS OF SALE BY THE URBAN RENEWAL AGENCY OF THE CITY OF ONE (1) PARCEL OF REAL PROPERTY LOCATED WITHIN THE BELLE EAST SELECT HOUSING TARGET AREA (SHTA) COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT AREA FOR A TOTAL AMOUNT OF \$27,000.00; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 89520

AUTHORIZING THE CITY MANAGER TO MAKE APPLICATION FOR STATE/FEDERAL ASSISTANCE IN THE AMOUNT OF \$775,538.00 THROUGH THE TEXAS STATE LIBRARY AND ARCHIVES COMMISSION FOR THE PURPOSE OF PUBLIC LIBRARY DEVELOPMENT IN THE ALAMO AREA LIBRARY SYSTEM, WHICH SYSTEM ASSISTS FORTY-TWO (42) PUBLIC LIBRARIES IN TWENTY-ONE (21) CONTIGUOUS COUNTIES.

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AN ORDINANCE 89521

AUTHORIZING STANDARD CITY OPERATING AGENCY CONTRACTS WITH TWELVE (12) COMMUNITY BASED ORGANIZATIONS TO OPERATE TWENTY-THREE (23) OF THE TOTAL ONE HUNDRED AND THIRTY-TWO (132) SUMMER RECREATION SITES IN CONNECTION WITH THE DEPARTMENT OF PARKS AND RECREATION'S 1999 SUMMER RECREATION PROGRAM FOR A TOTAL OF \$100,000.00; AUTHORIZING PAYMENT TO THE ORGANIZATIONS FOR SERVICES PROVIDED UNDER SAID CONTRACTS; AUTHORIZING A LEASE AGREEMENT WITH OUR LADY OF SORROWS CHURCH FOR TEMPORARY USE OF OFFICE SPACE FOR PROGRAM ACTIVITIES; AND AUTHORIZING THE PAYMENT OF \$3,800.00 FOR OFFICE SPACE RENTAL COSTS FOR SAID PROGRAM.

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AN ORDINANCE 89522

AUTHORIZING THE SUBMISSION OF A \$575,835.00 GRANT APPLICATION TO THE TEXAS DEPARTMENT OF HUMAN RESOURCES SERVICES FOR THE 1999 SUMMER FOOD SERVICE PROGRAM OPERATED BY THE DEPARTMENT OF PARKS AND RECREATION; AUTHORIZING THE ACCEPTANCE OF THE GRANT IF AWARDED; APPROPRIATING FUNDS; APPROVING A BUDGET AND PERSONNEL COMPLEMENT; AUTHORIZING THE PAYMENT OF \$8,000.00 IN DUMPSTER FEES IN CONNECTION WITH THIS PROJECT; AND AUTHORIZING THE ACCEPTANCE OF ADDITIONAL FOOD SUPPORT IF AWARDED DURING THE TERM OF THIS PROJECT.

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AN ORDINANCE 89523

AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO PURCHASE THE CITY'S AIRPORT LIABILITY INSURANCE FROM ACE USA THROUGH J & H MARSH & MCLENNON, INC., THE CITY'S BROKER OF RECORD, AT A COST OF \$53,413.00 FOR A PERIOD BEGINNING MARCH 31, 1999 AND ENDING MARCH 31, 2000, WITH AN OPTION TO RENEW AND EXTEND FOR TWO (2) ADDITIONAL YEARS.

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AN ORDINANCE 89524

AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO PURCHASE THE CITY'S HELICOPTER HULL AND LIABILITY INSURANCE FROM ACE USA THROUGH J & H MARSH & MCLENNON, INC., THE CITY'S BROKER OF RECORD, AT A COST OF \$84,456.00 FOR A PERIOD BEGINNING MARCH 31, 1999 AND ENDING MARCH 31, 2000.

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AN ORDINANCE 89525

AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO PURCHASE THE CITY'S EXCESS WORKERS' COMPENSATION INSURANCE FROM GENERAL REINSURANCE CORPORATION (GENESIS) THROUGH J & H MARSH & MCLENNON, INC., THE CITY'S BROKER OF RECORD, AT A COST OF \$242,420.00 FOR A ONE-YEAR PERIOD BEGINNING MARCH 31, 1999 AND ENDING MARCH 31, 2000.

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AN ORDINANCE 89526

AUTHORIZING THE ACCEPTANCE OF FUNDS IN THE AMOUNT OF \$78,335.00 FROM THE FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA), THROUGH THE DIVISION OF EMERGENCY MANAGEMENT OF THE TEXAS DEPARTMENT OF PUBLIC SAFETY AS REIMBURSEMENT OF ONE-HALF OF THE CITY'S EMERGENCY MANAGEMENT OFFICE ADMINISTRATIVE COSTS.

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AN ORDINANCE 89527

AUTHORIZING THE TEMPORARY CLOSURE OF KENTUCKY STREET BETWEEN ZARZAMORA STREET AND ELMENDORF STREET ON SATURDAY, APRIL 17, 1999 FROM 6:00 A.M. UNTIL SUNDAY, APRIL 18, 1999 AT 10:00 P.M. IN ORDER FOR LITTLE FLOWER SCHOOL TO HOLD ITS ANNUAL FRIENDSHIP FESTIVAL, AS REQUESTED BY LITTLE FLOWER SCHOOL.

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AN ORDINANCE 89528

AUTHORIZING THE TEMPORARY CLOSURE OF PIKE ROAD BETWEEN ROCK HILL STREET AND URBAN CREST STREET ON SATURDAY, APRIL 17, 1999 BEGINNING AT 2:00 P.M. UNTIL 8:00 P.M. IN ORDER FOR NORTHWOOD ELEMENTARY SCHOOL TO HOLD ITS ANNUAL SCHOOL CARNIVAL; AS REQUESTED BY NORTHWOOD ELEMENTARY SCHOOL.

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AN ORDINANCE 89529

APPROVING A PARADE PERMIT AND AUTHORIZING THE TEMPORARY CLOSURE OF CERTAIN STREETS IN CONNECTION WITH THE STAND FOR CHILDREN WALK BEGINNING AT 9:00 A.M. UNTIL 11:30 A.M. ON SATURDAY, MAY 1, 1999; SPONSORED BY THE CITY OF SAN ANTONIO, COMMUNITY INITIATIVES DEPARTMENT.

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AN ORDINANCE 89530

APPROVING A PARADE PERMIT AND AUTHORIZING THE TEMPORARY CLOSURE OF LINDEMAN FROM THE CARRILLO ELEMENTARY SCHOOL PARKING LOT (500 PRICE) TO MAYFIELD, MAYFIELD FROM LINDEMAN TO SPINDLE, SPINDLE FROM MAYFIELD TO PRICE, PRICE FROM SPINDLE TO END AT SAID PARKING LOT, IN CONNECTION WITH THE CARRILLO ELEMENTARY SCHOOL PARADE FROM 12:30 P.M. UNTIL 2:30 P.M. ON FRIDAY, APRIL 16, 1999, AS REQUESTED BY CARRILLO ELEMENTARY SCHOOL.

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AN ORDINANCE 89531

APPOINTING ELIZABETH BENAVIDES MELSON (DISTRICT 7) AND BENJAMIN F. YOUNGBLOOD (DISTRICT 8) TO THE ETHICS REVIEW BOARD FOR TERMS OF OFFICE TO EXPIRE ON FEBRUARY 21, 2000 AND FEBRUARY 21, 2001, RESPECTIVELY.

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AN ORDINANCE 89532

APPOINTING EDWARD DE LA GARZA (DISTRICT 7) TO THE HOUSING TRUST FUND BOARD OF TRUSTEES FOR A TERM OF OFFICE TO EXPIRE ON MAY 30, 2001.

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AN ORDINANCE 89533

REAPPOINTING PAUL SILBER (DISTRICT 10) TO THE PLUMBING APPEALS AND ADVISORY BOARD FOR A TERM OF OFFICE TO EXPIRE ON MARCH 20, 2001.

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AN ORDINANCE 89534

APPOINTING HECTOR MANUEL SAENZ (DISTRICT 6) TO THE DISABILITY ACCESS ADVISORY COMMITTEE FOR A TERM OF OFFICE TO EXPIRE ON JUNE 30, 2000.

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AN ORDINANCE 89535

APPOINTING RUTH AGATHER (MAYOR) TO THE SAN ANTONIO PUBLIC LIBRARY BOARD OF TRUSTEES FOR A TERM OF OFFICE TO EXPIRE ON SEPTEMBER 30, 2000.

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AN ORDINANCE 89536

APPOINTING DELICIA HERRERA (DISTRICT 6) TO THE SMALL BUSINESS ECONOMIC DEVELOPMENT ADVOCACY ADVISORY COMMITTEE FOR A TERM OF OFFICE TO EXPIRE ON NOVEMBER 20, 2000.

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AN ORDINANCE 89537

APPOINTING CARLOS OMAR GONZALEZ (DISTRICT 1) TO THE CABLE TELEVISION ADVISORY COMMITTEE FOR A TERM OF OFFICE TO EXPIRE ON DECEMBER 31, 2000.

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

Mr. John German, Director of Public Works, spoke to specifics of the proposal of San Antonio Water System to oversize the water mains in the Wild Horse tract and to the reasons for that action, including the projection of future growth in that area.

Mr. Prado spoke to the City Council's discussions with SAWS in today's "B" Session relative to the responsibility for sewer service laterals under City streets, and Council's direction to have the issue placed on City Council's agenda for the April 29th meeting to establish SAWS' responsibility for those laterals and the costs to repair them. He spoke to the proposal to establish lines of responsibility for repair of such laterals, and establish that homeowners will not be responsible for any such repairs outside their own property lines.

Mayor Peak then spoke in amplification of Council's direction to City staff relative to 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, Menéndez, Garza, Marbut, Bannwolf, Webster, Peak; **NAYS:** None; **ABSENT:** None.

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99-13 The Clerk read the following Ordinance:

AN ORDINANCE 89540

AUTHORIZING PAYMENT IN THE AMOUNT OF \$11,474.89 TO STRASBURGER & PRICE, L.L.P., FOR LEGAL SERVICES IN CONNECTION WITH THE HI-LIONS DRAINAGE PROJECT #80 (\$105.00); SOUTH FLORES DRAINAGE PROJECT #70-70A (\$487.50); OCTAVIA PLACE DRAINAGE PROJECT #63 (\$1,035.37); WURZBACH PARKWAY PROJECT (\$1,393.99); BLANCO ROAD AT JACKSON-KELLER PROJECT (\$735.90); BASSE ROAD AT SAN PEDRO INTERSECTION PROJECT (\$1,093.56); CALLAGHAN ROAD - OLD U.S. HWY. 90 TO COMMERCE PROJECT (\$64.00); LEONHARDT AT LOW WATER CROSSING PROJECT (\$3,835.33) AND THE HILDEBRAND AVENUE - I.H. 10 TO BREEDEN PROJECT (\$2,724.24); APPROPRIATING FUNDS AND PROVIDING FOR PAYMENT.

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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 Ordinances, prevailed by the following vote: **AYES:** Salas, Guerrero, Prado, Vásquez, Menéndez, Garza, Marbut, Webster, Peak; **NAYS:** None; **ABSTAIN:** Bannwolf; **ABSENT:** Flores.

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99-13 ITEMS FOR INDIVIDUAL CONSIDERATION-CITIZEN
COMMENTS

Mr. Jack Finger, P.O. Box 12048, spoke to his concern for a lack of information about the Airport Shuttle Service item, specifically a lack of data on Star Shuttle. He also asked Council members who received political contributions from representatives of Star Shuttle to abstain from the vote on this issue. He also spoke concerning the Agreed Order on the Alamodome dirt issue.

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99-13 The Clerk read the following Ordinance:

AN ORDINANCE 89541

APPOINTING PRESIDING AND ALTERNATE ELECTION JUDGES FOR THE JOINT AND BOND ELECTION TO BE HELD ON SATURDAY, MAY 1, 1999, AND PROVIDING FOR MINIMUM TRAINING STANDARDS AND COMPENSATION FOR THESE JUDGES.

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

City Clerk Norma S. Rodriguez briefly explained the ordinance appointing Presiding and Alternate Judges for the May 1, 1999 elections.

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

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99-13 The Clerk read the following Ordinance:

AN ORDINANCE 89544

AUTHORIZING THE TEMPORARY CLOSURE OF CERTAIN STREETS IN CONNECTION WITH THE 1999 FIESTA SAN ANTONIO CELEBRATION; APPROVING THE LOCATIONS, DATES AND TIMES FOR THE FIESTA CARNIVAL, AND RELATED REQUIREMENTS AND CONDITIONS; APPROVING THE FIESTA PARADE ROUTES; AND AMENDING ORDINANCE NO. 87566, PASSED ON MARCH 26, 1998, TO REFLECT SUCH CHANGES.

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

Mr. Travis Bishop, Assistant to the City Manager, narrated a brief video presentation relative to the Fiesta celebration in April, including street closures, the Fiesta carnival, and parade routes.

Mayor Peak thanked members of City staff and the Fiesta Committee, chaired by Mr. Flores, for their work on this matter.

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

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99-13 It was the consensus of City Council members present to temporarily bypass Agenda Item 37 for consideration later in the meeting.

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99-13 The Clerk read the following Ordinance:

AN ORDINANCE 89545

AUTHORIZING ACQUISITION OF FEE SIMPLE TITLE TO ONE (1) PARCEL OF LAND IN THE AMOUNT OF \$90,000.00 PAYABLE TO TICOR TITLE AGENCY OF SAN ANTONIO AS ESCROW AGENT FOR MARGARET JEAN RATLIFF IN CONNECTION WITH THE BRIARGLEN DRIVE FLOOD AREA PROJECT; AND PROVIDING FOR PAYMENT.

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

Mr. John German, Director of Public Works, narrated a video presentation, a copy of which is made a part of the papers of this meeting. He noted that the City is nearing completion of its purchase of properties in the Briarglen Drive Flood Area Project, with only the commercial property occupied by a Stop 'n Go store remaining in negotiation. He stated that the City's actions will remove some 28 structures from the flood zone at a cost of some \$1.1 million thus far.

Mr. Marbut pointed out that this action does not include the Diamond Shamrock property.

In response to a question by Mr. Webster, Mr. German stated that additional lighting is being installed in the area.

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

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99-13 THIRD AND FINAL READING: TELEPORT COMMUNICATIONS
HOUSTON, INC. FRANCHISE AGREEMENT

The Clerk read the following Ordinance:

AN ORDINANCE 89337

GRANTING TELEPORT COMMUNICATIONS HOUSTON, INC. A TWO (2) YEAR, TWO (2) MONTH FRANCHISE AGREEMENT, WITH A ONE (1) YEAR RENEWAL OPTION, TO ERECT, CONSTRUCT, RECONSTRUCT, REPLACE, MAINTAIN AND OPERATE A TELECOMMUNICATIONS SYSTEM THAT UTILIZES THE CITY'S PUBLIC RIGHTS-OF-WAY, FOR A TOTAL MINIMUM ANNUAL CONSIDERATION OF \$35,000.00 BASED UPON THE CITY'S STANDARD FEE PER LINE STRUCTURE; PROVIDING FOR THREE (3) READINGS AND A PUBLIC HEARING; SETTING THE EFFECTIVE DATE SIXTY (60) DAYS AFTER THE THIRD AND FINAL READING OF THIS ORDINANCE; AUTHORIZING THE CITY MANAGER TO ENTER INTO A FRANCHISE AGREEMENT WITH TELEPORT COMMUNICATIONS HOUSTON, INC.; AND TERMINATING THE INTERIM

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LICENSE AGREEMENT UPON THE EFFECTIVE DATE OF THIS FRANCHISE AGREEMENT.

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

Mr. Octavio Peña, Director of Finance, explained the Third and Final Reading of the franchise Ordinance, which he noted takes effect in 60 days.

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

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99-13 The Clerk read the following Ordinance:

AN ORDINANCE 89546

AUTHORIZING THE NEGOTIATION OF A CONTRACT WITH BUSINESS AND PROFESSIONAL SERVICE TO PROVIDE THE BILLING AND COLLECTION OF EMERGENCY MEDICAL SERVICE FEES OR IN THE ALTERNATIVE, WITH THE NEXT HIGHEST QUALIFIED RESPONDENT.

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

Mr. Octavio Peña, Director of Finance, narrated a video presentation on the proposed contract, a copy of which presentation is made a part of the papers of this meeting. He explained the recommendation of Business and Professional Service by a City staff committee, and addressed the reasons for its recommendation, speaking to a summary of the committee's overall ratings. He spoke to the contractor fee schedule and collection ratio guarantees of the five competing firms who were asked to make presentations, and noted that City staff now has seven days in which to negotiate a more favorable contractor fee and collection rate guarantee. He stated that, should those negotiations fail, the City will negotiate with the next-best firm in line, according to the ratings.

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The following citizen(s) appeared to speak:

Mr. Tom Benesch, representing Business and Professional Service, stated that the firm has held this contract with the City since 1992 and in that time has tripled the collection rate for Emergency Medical Service billing. He noted that his proposed collection rate is better than the firms doing similar work for the cities of Dallas and Houston. He also noted that some 70 per cent of his fee is the labor cost to hire the best people, and asked for Council approval of his proposed contract.

Ms. Margaret Morin, also representing the firm, stated that she is an 1-year employee, and spoke to her responsibilities at the firm.

Mr. Antonio Perez, also representing the firm, addressed the growth of the staff and its customer services.

Mr. Faris Hodge, Jr., 140 Dora, spoke to the need for more EMS equipment.

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Mayor Peak spoke in support for the City staff recommendation, and noted that its computer system is Year 2000-compliant. He also noted that the City Manager will arrange a City Council briefing on the matter of Year 2000 compliance by the City, and spoke to the need to get the right firm for this important job.

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

Mr. Marbut spoke in support for the Mayor's comments and concerns, and spoke to contractual desires.

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

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99-13 The Clerk read the following Ordinance:

AN ORDINANCE 89547

AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO EXECUTE A CONTRACT IN THE AMOUNT OF \$15,000.00, WITH HOLLAND & DAVIS L.L.C. TO FACILITATE THE 1999 CITY COUNCIL GOALS & OBJECTIVES WORKSESSION SCHEDULED FOR JUNE 17 AND 18, 1999.

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

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

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99-13 The City Clerk read a proposed ordinance authorizing and directing the City Manager to execute an agreement with Star Shuttle, Inc., Airport Shuttle Division, for the Airport Shuttle Service Concession at San Antonio International Airport for a primary term of three (3) years commencing May 1, 1999; the City will receive the greater of a minimum annual guarantee of \$75,000.00 or ten per cent of revenues generated at the Airport; and for the option to rent up to two (2) booth locations per terminal for \$280.00 per month each.

Mr. Frank Stromboe, Acting Director of Aviation, narrated a video presentation on the airport shuttle concession matter, a copy of which presentation is made a part of the papers of this meeting. He addressed the current shuttle service agreement and spoke to the firm's background.

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

Mr. Stromboe spoke to the revenues received from this concession since 1994, and addressed highlights of the proposed new contract. He explained the Request For Proposal process involved and the responses from both Star Shuttle and SATRANS. He then spoke to the evaluation criteria used and a comparison of the two proposals, including the reasons for recommending Star Shuttle.

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The following citizen(s) appeared to speak:

Mr. Robert Martinez, Star Shuttle driver, spoke to his firm's employee benefits.

Mr. Leroy Russell, also a Star Shuttle driver, noted that he has been with the firm since 1993, and addressed the firm's advantages.

Ms. Susan Almond, Star Shuttle sales manager, asked that the Council award the contract to her firm.

Mr. Rick Broman, representing the firm, spoke to its excellent employee benefits and caring management.

Mr. Edward J. Trevino, representing the firm, noted that the firm does a good job for the City, and asked that it be awarded the new contract.

Ms. Kelly Norwood, representing Star Shuttle, also spoke to the advantage of her firm, which she termed 'family-oriented'.

Mr. Dwayne Townsend, an original employee of Star Shuttle, spoke to the firm's philosophy and benefits.

Mr. Henry C. DeHost, representing the firm, spoke to the importance of making the first impression on visitors, and the experience of Star Shuttle.

Mr. John Walker, President of Star Shuttle, addressed a background history of the firm and the philosophy of both Advantage Rent-a-Car and Star Shuttle. He addressed the lack of complaints against the firm and its service and spoke to its advantages.

Mr. Frank Burney, attorney representing Star Shuttle, addressed the impressions made by Star Shuttle employees on visitors to San Antonio. He spoke to details of the firm's vehicle fleet and lack of complaints.

Mr. Joe Cruz, a Star Shuttle customer, spoke to the firm's help in meeting travel arrangements for his football team when another bus service failed to perform.

Mr. Doug Beach, partner with SATRANS, then spoke to a background of his firm and its experience in this type of transportation.

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Mr. Edward Torres, General Manager of San Antonio City Tours and a partner in SATRANS, stated his belief that his firm would set a new standard for transportation in San Antonio. He spoke to his proposed new fleet of vehicles and his firm's current track record of service. He then spoke to future plans, if awarded the contract.

* * * *

In response to a question by Mayor Peak, Mr. Stromboe stated his belief that experience was a major factor in the recommendation, although both firms, Star Shuttle and SATRANS, were close in evaluations.

Mr. Bannwolf stated that customer service is critical. He spoke to having used Star Shuttle last week in a personal test and stated his opinion that mini-buses would be preferable to vans in comfort. He also spoke to the importance of vehicles powered by propane in maintaining the city's air quality.

At this point, Mr. Bannwolf made a motion to select SATRANS for the Airport Shuttle Concession contract. Mr. Salas seconded the motion.

Mr. Webster questioned the timeliness of the RFP process and the lack of a point-analysis document in City Council's backup materials on this matter.

Discussion then took place concerning the six-week notice for SATRANS to begin service to International Airport.

Mr. Webster stated his preference for a one-week delay in this matter.

In response to a question by Mayor Peak, City Attorney Frank Garza stated that, because of how the current agenda item was written, the Council would need to direct City staff to delay this matter for a week and to re-post a new ordinance. He also spoke to the need to present backup data on SATRANS.

Mr. Garza spoke to the three areas of the RFP favoring SATRANS, in his opinion.

Mr. Flores discussed the vehicular requirements of the Americans with Disabilities Act (ADA), and spoke in favor of SATRANS.

Mr. Salas also spoke in support for SATRANS.

Mayor Peak stated that the current motion on the floor needs to be ruled out of order, and a new motion made to bring this matter back before City Council next week.

At this point, the maker and seconder of the pending motion agreed to withdraw that motion.

Mr. Bannwolf made a motion to direct City staff to bring back this item for City Council consideration next week as an item on the Individual agenda, to award the concession contract to SATRANS. Mr. Salas seconded the motion.

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

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99-13 **TRAVEL AUTHORIZATION:**

For Councilmembers Roger Flores, II (District 1), Raul Prado (District 4), Rick Vásquez (District 5), Ed Garza (District 7) and Jeff Webster (District 10) to meet with Bexar County Congressional Delegation and Federal Agency representatives regarding the City of San Antonio's 1999 Federal Initiatives Program in Washington, D.C. from Sunday, April 11, 1999 through Wednesday, April 14, 1999.

Mr. Salas made a motion to approve the proposed Travel Authorization. Mr. Prado 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, Menéndez, Garza, Marbut, Bannwolf, Webster, Peak; **NAYS:** None; **ABSENT:** None.

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99-13 The Clerk read the following Ordinance:

AN ORDINANCE 89548

AUTHORIZING THE TRANSFER OF \$9,550.00 FROM THE DISTRICT 8 CONTINGENCY FUND TO THE DISTRICT 8 ADMINISTRATIVE ASSISTANT FUND; AS REQUESTED BY COUNCILMAN ROBERT MARBUT.

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Mr. Salas 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:** Salas, Guerrero, Prado, Garza, Marbut, Webster, Peak; **NAYS:** None; **ABSENT:** Flores, Vásquez, Menéndez, Bannwolf.

— — —
99-13 The Clerk read the following Ordinance:

AN ORDINANCE 89549

AUTHORIZING REIMBURSEMENT FROM THE DISTRICT 4 BUDGET ACCOUNT IN THE TOTAL AMOUNT OF \$3,600.00 TO COUNCILMAN RAUL PRADO FOR AN ADMINISTRATIVE SERVICES CONTRACT WITH JANICE SMITH (\$1,800.00 PER MONTH) FROM APRIL 1, 1999 THROUGH MAY 31, 1999; AS REQUESTED BY COUNCILMAN RAUL PRADO.

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Mr. Prado 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:** Salas, Guerrero, Prado, Garza, Marbut, Webster, Peak; **NAYS:** None; **ABSENT:** Flores, Vásquez, Menéndez, Bannwolf.

— — —
99-13 The Clerk read the following Ordinance:

AN ORDINANCE 89550

AUTHORIZING THE PAYMENT OF \$150,000.00 TO THE ALAMODOME AREA ENVIRONMENTAL TRUST, C/O CAMINO REAL BANK IN CONNECTION WITH THE ALAMODOME AREA BEAUTIFICATION SUPPLEMENTAL ENVIRONMENTAL PROJECT, AS CLOSURE AND SETTLEMENT OF THE SUPPLEMENTAL ENVIRONMENTAL PROJECT PORTION OF THE AGREED ORDER BETWEEN THE TEXAS NATURAL RESOURCE CONSERVATION COMMISSION, VIA METROPOLITAN TRANSIT, AND THE CITY OF SAN ANTONIO PREVIOUSLY APPROVED BY ORDINANCE NO. 85431 ON JANUARY

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9, 1997; AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE UPON PASSAGE BY EIGHT AFFIRMATIVE VOTES.

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

Mr. John German, Director of Public Works, narrated a video presentation relative to the proposed ordinance on settlement of the Agreed Order between the Texas Natural Resources Conservation Commission, the City of San Antonio, and VIA Metropolitan Transit Authority. He explained the settlement involved, spoke to a background of the issue, and described the settlement details. He then summarized the \$14.2 million funding for environmental work and noted that the City has spent some \$11.6 million in this matter, to date.

Mayor Peak stated the significance of this issue.

Mr. Salas noted that cooperation was the key to completing this project and ending the issue of the dumping of contaminated soils from the Alamodome site by contractors. He spoke to the need to make such contractors obey the laws.

In response to a question by Mr. Menéndez, Mr. German noted that the new District 6 park is not affected by this issue.

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

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99-13 It was the consensus of City Council members present to undertake consideration of Agenda Item 37 at this time.

The Clerk read the following Ordinance:

AN ORDINANCE 89551

AUTHORIZING A LICENSE AGREEMENT WITH FIESTAS MARKET SQUARE, INC., A TEXAS NON-PROFIT CORPORATION, FOR THEIR OPERATION OF FIESTA DEL MERCADO IN THE CITY'S MARKET SQUARE IN 1999, 2000, 2001,

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2002 AND 2003 FOR AN ANNUAL CONSIDERATION OF \$50,000.00.

* * * *

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

Mr. Malcolm Matthews, Director of Parks & Recreation, stated that the most recent agreement with the three merchants associations at Market Square expired at the end of last year's Fiesta Week celebration, and spoke to the amount of revenues received by the City as a result of that agreement. He then spoke to details of the proposed new agreement.

Mr. Flores, Chairman of the Council's Fiesta Committee, spoke to the proposed new non-profit organization, Fiestas Market Square, Inc., and thanked the Cortez family and the League of United Latin American Citizens (LULAC) for their cooperation during past Market Square Fiesta Week events. He then spoke to the new idea for a partnership of shared areas in Market Square for Fiesta Week.

Mayor Peak thanked all involved for their spirit of cooperation in this matter.

The following citizen(s) appeared to speak:

Mr. Dario Chapa, representing LULAC, stated that his group is glad to participate with the El Mercado Association in this new Fiesta Week event.

Ms. Angie Garcia, LULAC state director, and Ms. Rosa Rosales, also a LULAC member, thanked all involved for the agreement.

* * * *

In response to a question by Mr. Garza, Mr. Matthews spoke to the non-profit arrangement in the "gateway area" beneath IH 35 next to Market Square, and noted that the for-profit firms located in Market Square itself will not be affected by this new agreement.

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

CITIZENS TO BE HEARD

MR. FARIS HODGE, JR.

Mr. Faris Hodge, Jr., 140 Dora, asked that lease agreement details be read aloud; addressed the taxicab controversy over USA Coach; spoke to his desire to see West Commerce Street named for Cesar Chavez; addressed the fact that VIA Metropolitan Transit will not support a new arena; spoke to the sports complex near Retama Park; and expressed his support for the Council's plans to have San Antonio Water System assume responsibility for sewer service laterals located outside property lines and under City streets.

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MR. NAZARITE RUBEN FLORES PEREZ

Mr. Perez addressed the City Council about today being the beginning of the celebration of the Jewish Holiday, Passover. He also referred to the recent death of television reported, Michele Lima, and his prayers over her death.

* * * *

MR. NICK CALZONCIT

Mr. Calzoncit spoke to the City Council about a proposed bill being presented to the Texas Legislature by the Texas Department of Health regarding smoking by teenagers. He urged the Council to attend a hearing on this bill as well as to consider the adoption of stronger ordinances than the state law which will be permitted by this proposed bill. A copy of the information is included with the papers of this meeting.

Mayor Peak asked that copies of the information be distributed to each Council member.

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EXECUTIVE SESSION

City Council recessed its regular meeting to convene in Executive Session at 4:50 p.m., for the purpose of discussing the following:

Attorney/Client consultation regarding the terms and conditions of a professional services contract with Kell, Muñoz, Wigodsky, for architectural services on the Convention Center Expansion Project.

City Council reconvened its regular session at 5:37 p.m., at which time, Mayor Peak announced that staff had discussed the above mentioned item, but had taken no official action.

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99-13 There being no further business to come before the Council, the meeting was adjourned at 5:38 p.m.

A P P R O V E D



HOWARD W. PEAK
M A Y O R

Attest:



NORMA S. RODRIGUEZ, CMC/AAE
City Clerk