

REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF SAN ANTONIO, HELD IN THE COUNCIL CHAMBERS, MUNICIPAL PLAZA BUILDING, THURSDAY, SEPTEMBER 4, 1997.

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97-36 The City Council convened in an informal "B" Session at 10:00 A.M., Municipal Plaza Building, "B" Room, to consider the following items(s):

Budget Presentations of the following departments:

Community Initiatives; Health; Library; Housing and Community Development.

The budget presentation for the Neighborhood Action Department was postponed until 7:00 P.M.

The Council members present were: Flores, Salas, Guerrero, Prado, Vásquez, Menendez, Garza, Marbut, Bannwolf, Webster and Peak. **ABSENT:** None.

The "B" Session adjourned at 12:20 P.M.

97-36 The regular meeting was called to order at 1:00 P.M. by the Presiding Officer, Mayor Pro Tem Garza, acting in the temporary absence of Mayor Peak, with the following members present: Flores, Salas, Guerrero, Prado, Vásquez, Menendez, Marbut, Bannwolf, Webster and Peak. **ABSENT:** None.

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97-36 Invocation - Chaplain Ron Adams, San Antonio Fire Department.

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97-36 Pledge of Allegiance to the flag of the United States.

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CEREMONIAL ITEMS

SWEARING IN OF MUNICIPAL COURT JUDGES

Mrs. Norma S. Rodriguez, City Clerk, administered the oath of office to newly appointed Municipal Court Judges.

Mrs. Stella Kyle, Presiding Judge, spoke to the history and duties of judges, and then introduced each judge.

Councilmembers spoke in support of Councilman Flores, Chairman of the Selection Committee, and commended the work of the Committee.

Mayor Pro Tem Garza thanked Judge Kyle for her patience and diligence, stating mandates make the neighborhoods safer.

Councilwoman Guerrero recognized Judge Gonzales in the audience.

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PRESENTATION: ARNOLD SCHWARZENEGGER'S
VISIT TO SAN ANTONIO

Mayor Pro Tem Garza announced that on Sunday, September 7th, Arnold Schwarzenegger will visit San Antonio to promote the Inner City Games, and that Mr. Schwarzenegger will be arriving at Planet Hollywood on a Yanaguana river barge, accompanied by randomly selected participants of the Inner City Games. He then introduced Ms. Jeanne Philippus, Chair, Advisory Committee, Inner City Games.

Ms. Philippus asked that Councilmembers assist in randomly drawing names of participants to determine who will be riding in the barge with Arnold Schwarzenegger.

Councilmembers thanked Jeanne Philippus and the committee for their time and energy expended over the last 2 ½ years toward this goal.

97-36 Mayor Pro Tem Garza introduced Brother Stanley Culotta, Principal of Holy Cross High School, who was in attendance in the audience.

Brother Stanley Culotta spoke to the 40 year anniversary of the high school, stating it opened in 1957. He then introduced Chuck Hernandez, Student Council President, who invited Councilmembers to their celebration on Saturday, September 6th, 1:00 - 5:00 P.M.

97-36 **CONSENT AGENDA**

Ms. Guerrero made a motion to approve Agenda Items 6 through 34, constituting the Consent Agenda, with items 14, 21, 29, and 30 having been pulled for individual consideration. Mr. Salas seconded the motion.

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

AN ORDINANCE 86525

ACCEPTING THE LOW BID OF PARKER SYSTEMS INCORPORATED TO PROVIDE THE CITY OF SAN ANTONIO CONVENTION & VISITORS BUREAU WITH CLEAR PLASTIC BADGES WITH NAME INSERTS TO BE DISTRIBUTED TO ATTENDEES AT VARIOUS CONVENTIONS, FOR A TOTAL OF \$54,112.50.

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AN ORDINANCE 86526

ACCEPTING THE LOW, QUALIFIED BID OF AMERICAN LIGHT TO PROVIDE THE CITY OF SAN ANTONIO CONVENTION FACILITIES DEPARTMENT WITH 102 REPLACEMENT ELECTRIC LIGHT FIXTURES DESIGNED FOR INTERIOR LIGHTING AT THE CONVENTION CENTER, FOR A TOTAL OF \$23,965.92.

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AN ORDINANCE 86527

ACCEPTING THE BIDS OF VARIOUS COMPANIES TO PROVIDE THE CITY OF SAN ANTONIO WITH VARIOUS MATERIALS AND SERVICES ON AN ANNUAL CONTRACT BASIS FOR THE 1997-98 FISCAL YEAR FOR A TOTAL OF APPROXIMATELY \$652,000.00. (COPIES OF BID PACKETS ARE AVAILABLE FOR REVIEW IN THE PURCHASING DEPARTMENT AND A LIST OF SUCCESSFUL BIDDERS ARE AVAILABLE FOR REVIEW IN THE CITY CLERK'S OFFICE)

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AN ORDINANCE 86528

AMENDING THE WITTE MUSEUM SCIENCE & EDUCATION BUILDING PROJECT BUDGET TO REFLECT THE ALLOCATION OF THE FINAL \$500,000.00 IN 1994 PARKS GENERAL OBLIGATION BOND FUNDS FOR THIS PROJECT; AND AUTHORIZING THE REIMBURSEMENT OF THE WITTE MUSEUM ASSOCIATION FOR THE FINAL \$500,000.00 IN PROJECT CONSTRUCTION COSTS.

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AN ORDINANCE 86529

ACCEPTING THE LOW, QUALIFIED BASE BID, AND ADDITIVE ALTERNATES 1 & 2, OF SAN ANTONIO ROOFING & CONSTRUCTION CO., IN THE TOTAL AMOUNT OF \$144,135.00 FOR ROOF REPLACEMENT AND REPAIR FOR FIVE (5) DEPARTMENT OF PARKS AND RECREATION FACILITIES, AUTHORIZING A CONSTRUCTION CONTRACT; ESTABLISHING THE PARK FACILITIES ROOF REPAIR AND REPLACEMENT PROJECT BUDGET; AUTHORIZING THE TRANSFER OF 1996/97 SPECIAL REVENUE RESERVE FUNDS INTO THIS PROJECT BUDGET; AUTHORIZING \$28,827.00 FOR CONSTRUCTION CONTINGENCY EXPENSES; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 86530

RATIFYING THE CONTRACT WITH JOHNSON CONTROLS, INC. IN THE AMOUNT OF \$80,880.00 FOR SERVICES INVOLVED IN MAINTAINING THE HEATING, AIR CONDITIONING AND VENTILATION SYSTEM AT THE CENTRAL LIBRARY BY RENEWING THE PROFESSIONAL SERVICES CONTRACT; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 86531

ACCEPTING THE LOW, QUALIFIED BID OF E-Z BEL CONSTRUCTION COMPANY, INC. IN THE AMOUNT OF \$570,957.33 IN CONNECTION WITH THE KEITHA AREA STREETS, PHASE I COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT, AUTHORIZING A CONSTRUCTION CONTRACT; AUTHORIZING \$29,412.00 FOR MISCELLANEOUS CONSTRUCTION CONTINGENCY EXPENSES; AUTHORIZING AN AMOUNT NOT TO EXCEED \$12,000.00 PAYABLE TO CIVIL ENGINEERING CONSULTANTS FOR ENGINEERING EXPENSES; AUTHORIZING \$15,441.07 FOR PROJECT OVERSIGHT COSTS; AUTHORIZING \$800.00 FOR ADVERTISING EXPENSES; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 86532

ACCEPTING THE LOW, QUALIFIED BID OF A.E. CONSTRUCTION CO., INC. IN THE AMOUNT OF \$94,804.00 IN CONNECTION WITH THE DISTRICT 7 SIDEWALKS PROJECT-MAIDEN LANE, MARSHWOOD, W. BROADVIEW AND CAMINO SANTA MARIA; AUTHORIZING A CONSTRUCTION CONTRACT; AUTHORIZING \$9,352.00 FOR MISCELLANEOUS CONSTRUCTION CONTINGENCY EXPENSES; AUTHORIZING \$800.00 FOR ADVERTISING EXPENSES; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 86533

AUTHORIZING THE EXECUTION OF A THIRTY-FOUR (34) MONTH LEASE AGREEMENT WITH GMRI, INC. D/B/A THE OLIVE GARDEN RESTAURANT, NO. 1117, FOR APPROXIMATELY 1,172.90 SQUARE FEET OF PUBLIC SPACE ON THE SAN ANTONIO RIVER WALK FOR OUTDOOR DINING SERVICES FOR AN ANNUAL PAYMENT OF \$35,187.00 IN YEAR ONE, \$42,224.40 IN YEAR TWO, AND \$41,051.50 IN YEAR THREE (10 MONTHS).

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AN ORDINANCE 86534

DECLARING A PUBLIC NECESSITY FOR THE ACQUISITION OF FEE SIMPLE TITLE TO 69.5 SQUARE METERS (748 SQUARE FEET) OF LAND OUT OF LOT 7, BLOCK 2, NEW CITY BLOCK 15853, BEACON CIRCLE INDUSTRIAL SUBDIVISION UNIT 7, SAN ANTONIO, BEXAR COUNTY, TEXAS FOR A PUBLIC PURPOSE, NAMELY THE CONSTRUCTION OF THE WEST AVENUE INTERSECTIONS METROPOLITAN PLANNING ORGANIZATION PROJECT, AND AUTHORIZING THE CITY ATTORNEY TO FILE EMINENT DOMAIN PROCEEDINGS.

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AN ORDINANCE 86535

AUTHORIZING THE EXPENDITURE OF THE SUM OF \$54,661.00 FOR A TEMPORARY EASEMENT IN CONNECTION WITH THE HI-LIONS DRAINAGE PROJECT #80; ACQUIRING FEE SIMPLE TITLE TO THREE PARCELS IN CONNECTION WITH THE NACOGDOCHES ROAD - BROADWAY TO N. NEW BRAUNFELS METROPOLITAN PLANNING ORGANIZATION PROJECT; ACQUIRING FEE SIMPLE TITLE TO TWO PARCELS IN CONNECTION WITH THE MISSION TRAILS PARKWAY PROJECT, PACKAGE I METROPOLITAN PLANNING ORGANIZATION PROJECT; AND ACCEPTING THE PERMANENT EASEMENT DEDICATION IN CONNECTION WITH THE EVERS ROAD - GLEN RIDGE TO DAUGHTRY METROPOLITAN PLANNING ORGANIZATION PROJECT; LOCATED IN COUNCIL DISTRICT 9.

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AN ORDINANCE 86536

APPROVING THE PRICE, TERMS, AND CONDITIONS OF SALE BY THE URBAN RENEWAL AGENCY OF THE CITY OF SAN ANTONIO OF ONE PARCEL OF REAL PROPERTY LOCATED WITHIN THE COLONIA ROMERO SELECT HOUSING TARGET AREA (SHTA) COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT AREA FOR A TOTAL AMOUNT OF \$500.00; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 86537

APPROVING THE PRICE, TERMS AND CONDITIONS OF SALE BY THE URBAN RENEWAL AGENCY OF THE CITY OF SAN ANTONIO OF ONE PARCEL OF REAL PROPERTY LOCATED WITHIN THE COLONIA SAN ALFONSO SELECT HOUSING TARGET AREA (SHTA) COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT AREA FOR A TOTAL AMOUNT OF \$2,450.00; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 86538

RATIFYING INSURANCE COVERAGE PROVIDED BY SEDGWICK JAMES OF TEXAS, INC. FOR THE 1997 NCAA MIDWEST REGIONAL CHAMPIONSHIP GAMES IN THE ALAMODOME ON MARCH 20 AND MARCH 22, 1997; AND PROVIDING FOR PAYMENT OF \$6,300.00 FOR SAID INSURANCE COVERAGE.

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AN ORDINANCE 86539

AMENDING ORDINANCE NO. 85916, AND AUTHORIZING THE REALLOCATION OF \$68,555.00 IN COMMUNITY SERVICES BLOCK GRANT (CSBG) FUNDS; AUTHORIZING AN ADDITIONAL AMOUNT OF \$18,555.00 TO AVANCE; AUTHORIZING THE EXECUTION OF A DELEGATE AGENCY CONTRACT WITH CITY YEAR IN THE AMOUNT OF \$50,000.00; AND APPROVING AN AMENDED BUDGET.

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AN ORDINANCE 86540

AUTHORIZING THE ACCEPTANCE OF A GRANT IN THE AMOUNT OF \$1,386,006.00 FROM THE TEXAS DEPARTMENT OF HUMAN SERVICES FOR CONTINUATION OF THE DEPARTMENT OF COMMUNITY INITIATIVES, ELDERLY AND DISABLED SERVICES DIVISION, CLIENT MANAGED PROGRAM, FOR THE PERIOD BEGINNING SEPTEMBER 1, 1997 THROUGH AUGUST 31, 1998; APPROVING A BUDGET AND PERSONNEL COMPLEMENT FOR THE PROGRAM; AND AUTHORIZING THE TRANSFER OF REMAINING FUNDS.

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AN ORDINANCE 86541

AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO ACCEPT A GRANT FROM THE TEXAS REHABILITATION COMMISSION IN THE AMOUNT OF \$400,000.00 ALONG WITH \$24,000.00 IN CLIENT FEES TO CONTINUE OPERATION OF THE PERSONAL ATTENDANT SERVICES PROGRAM IN THE DEPARTMENT OF COMMUNITY INITIATIVES' ELDERLY AND DISABLED SERVICES DIVISION FROM SEPTEMBER 1, 1997 TO AUGUST 31, 1998; APPROVING A BUDGET; APPROVING A PERSONNEL COMPLEMENT; AND AUTHORIZING THE TRANSFER OF UNEXPENDED 96/97 FUNDS.

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AN ORDINANCE 86542

AUTHORIZING THE USE OF \$77,878.31 FROM THE 1989 GENERAL OBLIGATION LIBRARY LEARNING CENTERS BOND FUNDS, TO PURCHASE EDUCATIONAL SOFTWARE FOR THE 20-STATION COMPUTER ASSISTED INSTRUCTION SYSTEM (CAIS) AT THE ST. PHILIP'S LEARNING CENTER; AND PROVIDING FOR THE PURCHASE OF ADDITIONAL WORKSTATIONS, MATERIALS AND SERVICES WHICH WILL ENHANCE SERVICES AT THE LEARNING CENTER.

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AN ORDINANCE 86543

AUTHORIZING AN AGREEMENT BETWEEN THE CITY OF SAN ANTONIO AND HARLANDALE INDEPENDENT SCHOOL DISTRICT TO PROVIDE CHILD CARE MANAGEMENT SERVICES FOR PRE-KINDERGARTEN PARTICIPANTS AND AMENDING THE CCMS BUDGET AS AMENDED BY ORDINANCE NO. 86425, PASSED AND APPROVED ON AUGUST 14, 1997 TO ACCEPT PAYMENT IN AN AMOUNT NOT TO EXCEED \$34,821.00 IN COMPENSATION IN ORDER TO DRAW DOWN FEDERAL CHILD CARE FUNDS.

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AN ORDINANCE 86544

AUTHORIZING THE EXECUTION OF A FOUR (4) YEAR LEASE AGREEMENT WITH THE MEXICAN CULTURAL INSTITUTE FOR THE KAMPMANN HOUSE IN HEMISFAIR PARK FOR ADMINISTRATIVE OFFICE SPACE, THE DISPLAY OF ART AND FOR THE OPERATION OF A GIFT SHOP; IN CONSIDERATION FOR SAID LEASE THE MEXICAN CULTURAL INSTITUTE WILL PROVIDE FOR ALL OPERATIONAL COSTS AND MAKE AN ANNUAL PAYMENT OF \$300.00 IN YEAR ONE; \$600.00 IN YEAR TWO, \$2,400.00 IN YEAR THREE AND \$3,000.00 IN YEAR FOUR.

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AN ORDINANCE 86545

AUTHORIZING PAYMENT TO THE MEXICAN CULTURAL INSTITUTE FOR EXPENSES TO BE INCURRED IN RELOCATING TO THE KAMPMANN HOUSE, A HISTORIC STRUCTURE IN HEMISFAIR PARK, AND FOR HVAC AND LIGHTING EQUIPMENT WORK ASSOCIATED WITH THE CONVENTION CENTER EXPANSION PROJECT IN AN AMOUNT NOT TO EXCEED \$40,000.00; AND AMENDING ORDINANCE NO. 78834, PASSED AND APPROVED ON SEPTEMBER 30, 1993, WHICH ADOPTED THE CAPITAL IMPROVEMENT PLAN TO DESIGNATE THE MEXICAN CULTURAL INSTITUTE AS A RELATED FACILITY FOR THE CONVENTION CENTER EXPANSION PROJECT.

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AN ORDINANCE 86546

AUTHORIZING THE EXECUTION OF A CONTRACT WITH JOHN RIESS, ATTORNEY AT LAW FOR AN AMOUNT NOT TO EXCEED \$30,000.00, WHICH INCLUDES RATIFYING THE EXPENDITURE OF \$5,337.16, TO ASSIST THE CITY IN THE RESOLUTION OF AUDIT FINDINGS RELATED TO THE DEPARTMENT OF TRANSPORTATION OFFICE OF INSPECTOR GENERAL AUDIT OF THE CITY'S AVIATION FUND.

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AN ORDINANCE 86547

AUTHORIZING THE TEMPORARY CLOSURE OF BELKNAP STREET BETWEEN ODELL AND AGNES STREETS FROM 12:00 NOON UNTIL 12:00 MIDNIGHT, SATURDAY, SEPTEMBER 20, 1997; AS REQUESTED BY MR. HECTOR MARTINEZ AT 402 ODELL STREET FOR A PRIVATE FAMILY FUNCTION LOCATED IN COUNCIL DISTRICT 9.

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AN ORDINANCE 86548

AUTHORIZING THE TEMPORARY CLOSURE OF ALAMO STREET BETWEEN HOUSTON STREET AND EAST CROCKETT STREET ON SEPTEMBER 23, 1997 FROM 1:00 P.M. UNTIL 5:00 P.M. IN CONNECTION WITH AN ADDRESS BY GOVERNOR GEORGE BUSH.

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AN ORDINANCE 86549

AUTHORIZING THE TEMPORARY CLOSURE OF EAST CROCKETT STREET BETWEEN THE MENGER HOTEL PARKING GARAGE AND ALAMO PLAZA FROM 7:00 P.M. UNTIL 12:00 MIDNIGHT ON BOTH MONDAY, SEPTEMBER 15, 1997 AND TUESDAY, SEPTEMBER 16, 1997 IN CONNECTION WITH THE NATIONAL PUBLIC RADIO AND KPAC RADIO, BROADCASTING AND RECORDING OF A RADIO PROGRAM CALLED "PERFORMANCE TODAY," FROM ALAMO HALL.

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(At this time Mayor Peak arrived in Council Chambers to preside.)

97-36 The Clerk read the following Ordinance:

AN ORDINANCE 86550

APPROVING FIELD ALTERATION NOS. 4, 5, 6 AND 8 IN THE TOTAL AMOUNT OF \$63,965.00 PAYABLE TO SHANNON-MONK, INC. IN CONNECTION WITH THE CONSTRUCTION AND INSTALLATION OF GAS RECOVERY SYSTEM AT RIGSBY ROAD AND WEST AVENUE LANDFILLS PROJECT; AUTHORIZING \$60,000.00 FOR ADDITIONAL MISCELLANEOUS CONSTRUCTION CONTINGENCY EXPENSES; AUTHORIZING AN ADDITIONAL \$15,365.00 PAYABLE TO ROY F. WESTON, INC. FOR ENGINEERING SERVICES; AND PROVIDING FOR PAYMENT.

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

The following citizen(s) appeared to speak:

Mr. Faris Hodge, Jr., 140 Dora, spoke with regard to safety and a buffer guard.

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Mayor Peak stated this action today is intended to make the area safer.

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

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

Mr. Clinton Bolden, Director of Economic Development, made a presentation, a copy of which is on file with the papers of this meeting.

The following citizen(s) appeared to speak:

Mr. Jack Finger, P.O. Box 12048, spoke against the project.

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Mayor Peak stated he took issue with comments made and explained the focus of the Ordinance.

In response to Mr. Vásquez, Mr. Jesse Lopez of the GKDC staff explained the different uses and re-uses of the water used at Kelly AFB. He further explained that recycled water will be used for industrial purposes while the rest of the potable water has not been decided as of yet, but Council will be apprised of the fate of the water operations.

Mr. Vásquez stated water rights need to be taken into consideration by GKDC to see there's no justification for a duplication of another water purveyor. Mr. Vásquez continued on not setting up new quasi-governmental agencies to serve the different functions of Kelly AFB.

Mr. Menendez reiterated the statements made by Mr. Vásquez about using existing facilities.

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

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

Mr. John German, Director of Public Works, explained the reason for the Ordinance.

Ms. Frances Gonzalez, Director of Special Projects, explained details of this Parade of Homes, which includes 21 homes, and invited the City Council to attend.

The following citizen(s) appeared to speak:

Mr. Faris Hodge, Jr., 140 Dora, spoke in favor of the ordinance.

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Several Councilmembers spoke of the positive impact on the community.

Mr. Salas expressed thanks to Reverend Claude Black for his involvement with affordable housing.

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

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97-36 The Clerk read the following Ordinance:

AN ORDINANCE 86556

ACCEPTING AN AIRPORT IMPROVEMENT PROGRAM GRANT IN THE AMOUNT OF \$3,000,000.00 FROM THE FEDERAL AVIATION ADMINISTRATION IN SUPPORT OF THE NOISE ABATEMENT PROGRAM AT SAN ANTONIO INTERNATIONAL AIRPORT.

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

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Mr. Efren T. Gonzalez, Acting Director of Aviation, explained the Ordinance.

In response to Mr. Webster's questions, Mr. Gonzalez spoke to options and that the amount of the funding addresses neighborhood concerns over noise.

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

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97-36 The Clerk read the following Ordinance:

AN ORDINANCE 86557

AUTHORIZING THE CITY'S CONSENT TO THE MERGER BETWEEN METRO ACCESS NETWORKS, INC. (MAN) AND BROOKS FIBER COMMUNICATIONS OF TEXAS, INC. (BROOKS) IN ORDER TO TRANSFER TO BROOKS THE RIGHTS, DUTIES, RESPONSIBILITIES AND OBLIGATIONS AGREED TO BY MAN IN THE FRANCHISE AGREEMENT AUTHORIZING BY ORDINANCE NO. 84473, PASSED AND APPROVED ON JULY 25, 1996, AUGUST 15, 1996 AND SEPTEMBER 5, 1996.

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Mr. Octavio Peña, Director of Internal Review, explained details of the Ordinance.

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

In response to Mayor Pro Tem Garza, Mr. Peña spoke to the importance of continued enhancement of the neighborhoods, and expressed concerns about the maintenance of these large boxes associated with these type of agreements.

Mr. Peña stated that there is nothing specified about maintenance of these boxes, however, he is proposing to meet with all utility companies to participate with other entities, i.e. SAWS, CPS in Graffiti Abatement programs.

A discussion ensued concerning landscaping.

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

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(At this time Mayor Peak returned and presided.)
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97-36 **FIRST READING AND CONSIDERATION OF AN ORDINANCE:**
BROOKS FIBER COMMUNICATIONS OF TEXAS, INC.

The Clerk read the following Ordinance:

AN ORDINANCE 86558

GRANTING BROOKS FIBER COMMUNICATIONS OF TEXAS, INC. (BROOKS) A FIFTEEN (15) YEAR FRANCHISE AGREEMENT TO ERECT, CONSTRUCT, RECONSTRUCT, REPLACE, MAINTAIN AND OPERATE A TELECOMMUNICATIONS SYSTEM THAT UTILIZES THE CITY'S PUBLIC RIGHTS-OF-WAY; PROVIDING FOR THREE READINGS AND A PUBLIC HEARING; AND SETTING THE EFFECTIVE DATE SIXTY (60) DAYS AFTER THE THIRD AND FINAL READING OF THIS ORDINANCE; AND AUTHORIZING THE CITY MANAGER TO ENTER INTO A FRANCHISE AGREEMENT WITH BROOKS; AND TERMINATING THE CURRENT FRANCHISE AGREEMENT BETWEEN THE CITY AND BROOKS FOR THE USE OF THE CITY'S PUBLIC RIGHT-OF-WAY UPON THE EFFECTIVE DATE OF THIS FRANCHISE AGREEMENT.(TERMINATES ORDINANCE NO. 84473, DATED JULY 25, 1996, AUGUST 15, 1996, AND SEPTEMBER 5, 1996)

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

Mr. Octavio Peña, Director of Internal Review, explained details of the proposed Ordinance, a copy of which is on record.

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In response to Mr. Bannwolf, Mr. Peña explained the "Non-Monetary" compensation which will be provided by this franchisee.

Responding to a question by Mr. Garza, Mr. Peña explained that there will now be four competitions providing land exchange services for both residential and business customers.

Mr. Garza again urged the maintenance of the boxes which will be placed in the neighborhood.

Mr. Salas urged the need for satisfactory customer service and urged the staff to address this issue with the franchisees.

In response to Mr. Salas, Mr. Peña stated that the recapture provisions included in the ordinance is required by the City Charter. State law prohibits the City from owning and operating a telecommunication system. If this were ever to come to play, it would have to be settled in court.

In relation to questions by Mr. Salas, Mr. Peña stated commercial towers will be addressed in another ordinance.

In response to Mr. Menendez, Mr. Peña spoke to the payment of MCI and the City and spoke to the agreement with Western Union.

With reference to which Literacy Center will be installed with Video Conferencing capabilities, Mr. Peña stated that this proposal will first be presented to the Council's Social Services Committee.

In response to Mr. Bannwolf, it was noted that free access was not deducted.

Mr. Peña spoke to the "Smart City" concept and proposed this be discussed with City Council along with CPS.

Mr. Bannwolff stated he would prefer to see a delineation of those lines be included as part of non-monetary cooperation agreement.

Mr. Menendez reiterated statements made by Mr. Bannwolf.

In response to Mr. Menendez, Mr. Peña spoke to the yield of return in franchise fees from these types of agreements.

In response to Mr. Salas, Mr. Peña stated he can meet with the franchisees on the Council's concerns regarding "corporate" neighbors and its hiring process to non-discrimination claim.

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

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97-36 **FIRST READING AND CONSIDERATION OF ORDINANCE FOR**
MCI METRO ACCESS TRANSMISSION SERVICES, INC.

The Clerk read the following Ordinance:

AN ORDINANCE 86559

GRANTING MCI METRO ACCESS TRANSMISSION SERVICES, INC. (MCI) A FOUR (4) YEAR FRANCHISE AGREEMENT TO ERECT, CONSTRUCT, RECONSTRUCT, REPLACE, MAINTAIN AND OPERATE A TELECOMMUNICATIONS SYSTEM THAT UTILIZES THE CITY'S PUBLIC RIGHTS-OF-WAY; PROVIDING FOR THREE READINGS AND A PUBLIC HEARING; AND SETTING THE EFFECTIVE DATE SIXTY (60) DAYS AFTER THE THIRD AND FINAL READING OF THIS ORDINANCE; AND AUTHORIZING THE CITY MANAGER TO ENTER INTO A FRANCHISE AGREEMENT WITH MCI; AND TERMINATING THE CURRENT AGREEMENT BETWEEN THE CITY AND MCI FOR THE USE OF THE CITY'S PUBLIC RIGHT-OF-WAY UPON THE EFFECTIVE DATE OF THIS FRANCHISE AGREEMENT.(TERMINATES ORDINANCE NO. 62022, DATED NOVEMBER 4, 1985)

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

Mr. Octavio Peña, Director of Internal Review, explained details of the proposed Ordinance, explaining difference between this agreement and the previous one.

Mr. Salas spoke to the handling of customer complaints and made certain papers a part of this meeting.

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

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97-36 The Clerk read the following Ordinance:

AN ORDINANCE 86560

ACCEPTING THE PROPOSAL OF UNICCO SERVICE COMPANY AND AUTHORIZING THE CITY MANAGER TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT FOR THE ALAMODOME'S HOUSEKEEPING AND SUPPLEMENTAL CONVERSION SERVICES FOR THREE (3) YEARS, WITH TWO 1-YEAR RENEWAL OPTIONS, AT AN ANTICIPATED ANNUAL COST OF \$561,183.00, ALTHOUGH SUCH AMOUNT MAY VARY SUBJECT TO CHANGES IN EVENT PROGRAMMING.

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

Mr. Michael Abington, Director of the Alamodome, spoke to details of the Ordinance, and made a presentation, the papers being made a part of the minutes of this meeting.

In response to Mr. Flores, Mr. Abington stated this will be the first time that this particular area will be contracted out. Mr. Flores stated that if this saves the taxpayers money, he will be in support of this action.

Also, in response, Mr. Abington stated that present employees will have first option to work for this company.

In response to Mr. Webster, Mr. Abington, at this time, stated the staff is not recommending privatizing any other function of the Alamodome.

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

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AN ORDINANCE 86561

APPROVING THE RENEWAL OF THE CONTRACTS WITH THE FIRMS OF CHRISTOPHER S. SHIELDS, P.C. AND LLOYD, GOSSELINK, FOWLER, BLEVINS & MATHEWS, P.C. FOR STATE REPRESENTATION AT A MONTHLY FEE OF \$3,500.00 AND \$2,250.00, RESPECTIVELY, BEGINNING OCTOBER 1, 1997 THROUGH MAY 31, 1998; AND AUTHORIZING THE EXECUTION OF SAID EXTENSION.

* * * *

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

Mr. James Campbell, Intergovernmental Relations Manager, explained details of the Ordinance to renew contracts with certain firms and explained the Request For Qualifications.

Mr. Webster, Chairman of the City Council State Initiatives Committee, stated that the fee was reduced during the off-season and they need to be pro-active in the upcoming legislative session.

Mr. Flores reiterated Mr. Webster's statements.

Mr. Garza expressed concerns with making the extension now, and possible conflict of interest with the person representing us in Austin.

In response to Mr. Garza, Mr. Campbell stated this is the first time the City of San Antonio extends into the interim period, but explained the purpose for this, as well as what other cities do.

Mr. Garza asked for a report to the Council on a timely basis.

Mr. Salas also spoke to the need of continued monitoring, as well as ideas on how to strengthen our laws, i.e. Code Compliance.

In response, Mr. Campbell stated this is on the priority list.

Mr. Vásquez also spoke with regard to a possible conflict of interest with the restructuring of certain barriers in case these law firms represent other entities; i.e. CPS and SAWS.

Mayor Peak stated that Council is very interested and asked that through the Council's Committee a list of promotions be established and communicated to this firm and to the staff.

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

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97-36 **PUBLIC HEARING PROPOSED PROPERTY TAX RATE**
FOR FISCAL YEAR 1997-98.

Mayor Peak declared the Public Hearing to be open.

Ms. Terry Brechtel, Director of Budget & Management Analysis, reviewed the overall tax rate. A copy of the report is made a part of these records.

The following citizen(s) appeared to speak:

Mr. Jack Finger, P.O. Box 12048, expressed concern with high taxes, and asked that citizens of San Antonio be given a tax cut.

Mayor Peak referred to the last slide in the presentation by Ms. Brechtel that reflected the percentage of City taxes which are lower.

Mr. Faris Hodge, Jr., 140 Dora, stated he does not support cutting taxes. Instead, he suggested we hire more police and build more fire stations for emergency services.

* * * *

There being no further citizens signed to speak Mayor Peak declared the Public Hearing to be closed.

Mayor Peak referred again to the slide presentation that showed 68% of San Antonio senior citizens pay no property taxes. He stated he was glad we could give this break to our seniors.

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Mr. Webster stated that appraisal rates have gone up and the new state legislation, which became effective September 1, 1997, was capped at 10% of home evaluations and could not count on extra revenue protection.

Mr. Vásquez stated that he would support further tax exemptions for senior citizens.

Mr. Prado and Mr. Menendez reiterated Mr. Vásquez's statements.

Mr. Menendez spoke of the low tax rate of the City of San Antonio.

Mr. Salas reiterated the concern of senior citizens.

— — —
97-36 The Clerk read the following Ordinance:

AN ORDINANCE 86562

SELECTING TEXAS PERSPECTIVES, INC. TO PROVIDE PROFESSIONAL SERVICES IN CONNECTION WITH THE PROPOSED CONVENTION HEADQUARTERS HOTEL PROJECT BY CONDUCTING A COST-BENEFIT STUDY AND TO DEVELOP A MODEL TO BE USED FOR ANALYSIS IN FUTURE TAX PHASE-IN REQUESTS; AUTHORIZING THE CITY MANAGER TO NEGOTIATE A CONTRACT FOR AN AMOUNT NOT TO EXCEED \$62,625.00; AMENDING A PROFESSIONAL SERVICES CONTRACT WITH PKF CONSULTING (PREVIOUSLY APPROVED BY ORDINANCE NO. 84071 ON MAY 9, 1996 AND AMENDED BY ORDINANCE NO. 85739 ON MARCH 13, 1997) TO INCLUDE THE PROVISION OF UPDATED HOTEL MARKET INFORMATION NECESSARY FOR THE COST-BENEFIT STUDY FOR ADDITIONAL FEES NOT TO EXCEED \$4,000.00; APPROPRIATING FUNDS; AND AUTHORIZING PAYMENT.

* * * *

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

Mr. Clinton Bolden, Director, Economic Development Department, explained details of the ordinance. He also gave background and detailed the work of the Consultant Selection Committee, a copy of his report being made part of the minutes of this meeting.

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The following citizen(s) appeared to speak:

Mr. Jack Finger, P.O. Box 12048, spoke against the ordinance, stating the average citizen cannot get a tax abatement on their taxes.

Mayor Peak reiterated the benefits to the City for a full 68% of our senior citizens.

Mr. Faris Hodge, Jr., 140 Dora, questioned whether or not we have double standards for citizens and businesses.

* * * *

Mayor Peak explained the background, stating the tax phase-in is a tool to help in economic development, and that this is a model for future tax phase-ins. It was his conclusion that the City needs to show the community that tax phase-in requests are going to benefit the city in the future and will assure a profitable return to the City.

Mr. Vásquez spoke to the positive elements of this Ordinance.

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

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97-36 The Clerk read the following Ordinance:

AN ORDINANCE 86563

AUTHORIZING REIMBURSEMENT FROM THE DISTRICT 8 CONTINGENCY ACCOUNT FUND TO COUNCILMAN ROBERT MARBUT IN THE AMOUNT OF \$500.00 FOR AN ADMINISTRATIVE SERVICES CONTRACT WITH ALLISON WALLACE FROM AUGUST 25, 1997 UNTIL SEPTEMBER 30, 1997; AS REQUESTED BY COUNCILMAN ROBERT MARBUT.

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

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

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97-36 The Clerk read the following Ordinance:

AN ORDINANCE 86564

AUTHORIZING REIMBURSEMENT FROM THE DISTRICT 1 CONTINGENCY ACCOUNT FUND TO COUNCILMAN ROGER FLORES, II IN THE AMOUNT OF \$1,250.00 FOR AN ADMINISTRATIVE SERVICES CONTRACT WITH THOMAS AGUILLON FROM SEPTEMBER 1, 1997 THROUGH SEPTEMBER 30, 1997; AS REQUESTED BY COUNCILMAN ROGER FLORES, II.

* * * *

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

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

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97-36 The Clerk read the following Ordinance:

AN ORDINANCE 86565

AUTHORIZING THE SECOND AMENDMENT TO THE PROFESSIONAL SERVICES CONTRACT WITH KELL MUÑOZ WIGODSKY, INC. FOR ARCHITECTURAL/ENGINEERING SERVICES FOR THE HENRY B. GONZALEZ CONVENTION CENTER EXPANSION PROJECT ("PROJECT") TO PROVIDE ADDITIONAL TELECOMMUNICATIONS DESIGN SERVICES OF OTM ENGINEERING FOR THE PROJECT; AND APPROPRIATING FUNDS IN AN AMOUNT NOT TO EXCEED \$175,000.00 FOR SAID SERVICES.

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

Mr. Mark Webb, Special Projects Coordinator, Convention Center Expansion Office, spoke to the background and scope of work, making a presentation, the papers having been made a part of this meeting.

Mr. Flores spoke in favor of the Ordinance and stated that this will check on dual tracking process which is what the City Council was desiring.

Mr. Garza expressed an interest in the suggestion of developing a Request For Proposal that is flexible enough to latch on to the latest technology and that local provider will have an opportunity to participate in the outcome.

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

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97-36 The Clerk read the following Ordinance:

AN ORDINANCE 86566

AUTHORIZING AN EXTENSION OF THE TEMPORARY TELEPHONE SERVICES AT THE HENRY B. GONZALEZ CONVENTION CENTER PROVIDED BY DISTRIBUTED COMMUNICATION CORPORATIONS D/B/A RENT-TEL, FOR SIX MONTHS FROM DECEMBER 31, 1997 THROUGH JUNE 30, 1998 UNDER THE CURRENT TERMS AND CONDITIONS.

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

Mr. Edward C. Garcia, Director, Convention Facilities, explained details of the ordinance.

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

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97-36 ANNOUNCEMENT OF C5 WORKLOAD MOVE TO WARNER-ROBBINS AFB

At the request of Mayor Peak, Mr. Navarra Williams, Acting Chair, The Greater Kelly Development Agency, informed the Council that the C-5 workload will be moved to Warner-Robbins AFB in Georgia. This shows that the process validates the private/public competition process and that the workers are in a higher position to get the Jet Engine Propulsion Workload, and provide more head room under the 60/40 Plan. They were also planning to move out the workload within a year, which will fill space for continued communication of the remaining area.

Mr. Paul Roberson spoke of focusing on other areas now that the C-5 Workload is moving to Georgia.

Mayor Peak reiterated the comments made by Mr. Williams and Mr. Roberson, and stated that there are other contracts that we will be vying for and a dual lot of commercialization and privatization will be followed.

A general discussion took place on the transition time, movement of workers, the 60/40 ratio and plans to bid on other work-loads.

Mayor Peak recognized Judge Cooper's presence in the office on this issue.

Mr. Menendez thanked Mr. Paul Roberson for the work he accomplished and for seeking alternatives.

Mr. Vásquez spoke to the impact of this move to the city, especially to area businesses and citizens in his district. He spoke of the need to create high-wage jobs to replace those jobs which will be lost and the need to begin now to develop those jobs, and the need to renew HB92 and how it can help those citizens.

Mr. Bannwolf also spoke to the need to continue dual track effort of commercialization and privatization. He encouraged the Council to make good selections to the new position on the Greater Kelly Board.

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Mayor Peak introduced Mr. Tony Rivera, Chair of the Mayor's Privatization Committee.

Mr. Garza expressed concern about the workers' plight and the need to convey to them that we need them to stay at Kelly Air Force Base.

Mr. Prado reiterated Mr. Garza's comments and the need to prepare the work force which the commercialization effort will bring.

Mr. Marbut expressed concern about how complicated and difficult this issue is and the importance of all working together to make things work.

Mayor Peak acknowledged County Judge Cyndi Krier in the audience, who pledged continued support of the county to work for a shared consistency for finding good, well-paying jobs. She then presented a news release from Senator Kay Bailey Hutchison, a copy of which is part of these records.

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97-36 Mayor Peak stated there was now to be a press conference on this issue in the "B" Room, and invited all to join them there.
— — —

97-36 Mayor Peak announced at 4:25 p.m. that the Council would go into Executive Session immediately following the Press Conference in order to discuss an ordinance directing and authorizing the City Manager and the City Attorney to terminate the professional services contract with Bartlett Cocke-Incore-Hardin (BIH) for construction management services on the Convention Center Expansion Project.

At 5:40 P.M., Council reconvened the "A" Session, with Mayor Pro Tem Garza announcing that no action had been taken, but rather the Council will have to go back into Executive Session at a later time.

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AN ORDINANCE 86567

AMENDING ORDINANCE NO. 74025, PASSED AND APPROVED ON JULY 24, 1991, AND ORDINANCE NO. 79327, PASSED AND APPROVED ON DECEMBER 13, 1994, CODIFIED IN THE SAN ANTONIO CITY CODE, CHAPTER 21, ARTICLE V, SECTION 21-122, ENTITLED "OFFENSES," BY ESTABLISHING A CURFEW FOR MINORS TO PROHIBIT MINORS FROM BEING IN ANY PUBLIC PLACE BETWEEN THE HOURS OF 10:30 P.M. AND 6:00 A.M. ON SUNDAY THROUGH THURSDAY AND BETWEEN THE HOURS OF MIDNIGHT AND 6:00 A.M. ON FRIDAY AND SATURDAY; AND AMENDING ENFORCEMENT PROCEDURES CODIFIED IN THE SAN ANTONIO CITY CODE, SECTION 21-124, ENTITLED "ENFORCEMENT PROCEDURES"; AS REQUESTED BY COUNCILMEMBERS DEBRA GUERRERO (DISTRICT 3) AND RAUL PRADO (DISTRICT 4).

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

Mr. Sergio Soto, Director of Youth Initiatives, spoke to the details of the ordinance on juvenile curfew, his presentation becoming a part of the papers of this meeting.

(At this time Mayor Peak returned to the Chambers and presided.)

Deputy Police Chief Richard Gleinser spoke to police enforcement of the curfew law, with arrests being down now, expressing his belief that a stricter curfew law will cut down on first time offenders. He then gave details of violations and the difference between old ordinance elements and the new ordinance elements. He stated that they had studied 158 other cities before choosing the times for curfews here in San Antonio. He emphasized that a city-wide program is an additional tool for us to work with.

Mr. Soto thanked Deputy Chief Gleinser for his presentation.

Mr. Ray Hamilton, President, Northwest Neighborhoods Against Crime, spoke to the background of the ordinance.

Mr. Isabel Castillo, Chair, Youth Commission, spoke in support of the Ordinance.

The following citizen(s) appeared to speak:

Mr. Nazirite Perez, 627 Hearne Ave., agrees with the curfew, stating he did not find out until late in life how he should be.

Mr. Faris Hodge, Jr., 140 Dora, spoke in favor of the curfew, stating parents need help in raising children. He also feels that midnight basketball is not a helpful thing, teaching them to be out late rather than at home.

Mr. Antonio Diaz, Mestizos En Marcha, spoke against the 10:30 curfew, stating parents have the right to discipline their own children, without the children being criminalized. He wishes an alternative plan to be offered.

Mr. Adam Serrata, Jr., 2623 Commercial Ave., expressed concern about being a south-sider. He thanked Councilmembers Guerrero and Prado for doing their job.

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The following Councilmembers spoke:

Mr. Prado spoke to the origination of the ordinance beginning with the problem on S. W. Military Drive, and stated this ordinance should be a positive tool in correcting part of the problems in that area. He spoke of the potential of danger, and that even though responsibility does begin at home, times have changed in such ways that parents need assistance. He then explained the purpose of supporting this ordinance, and that it was not only about setting policy; but also making tough decisions for all, as this ordinance will affect all the city. He then stated that he takes exception to remarks made by Sheriff Lopez in the newspaper.

Mayor Peak stated he appreciated the Councilman's work on this ordinance.

Ms. Guerrero thanked the staff, Deputy Chief Gleinser and Police Chief Al A. Philipus, and the SAFFE officers who helped to amend this ordinance, which will be working for the young people, using it to alleviate congestion on S. W. Military Drive. An evening that ends earlier will help the youth, as thirty extra officers assigned to S. W. Military are thirty officers not protecting our neighborhoods.

Mayor Peak thanked Ms. Guerrero for her extra efforts.

Mr. Marbut thanked them for working through the system. He stated he is Chairman of the Crime Commission, and does support this ordinance, which he feels is an additional tool.

Members of the City Council spoke of their reasons for supporting this ordinance.

Mr. Garza suggested parenting classes would be good.

Mr. Menendez stated this only changes school-night hours.

Mr. Bannwolf stated times may have changed, but responsibility has not, and that parental responsibility is the same.

Mr. Salas stated he didn't think things had changed very much, that some parents need assistance with their children, and that this is a positive measure.

Mr. Flores reiterated that this is to keep them away from crime; not to criminalize them.

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

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97-36 Mayor Peak announced it was now 6:45 P.M. and that the Council would now recess into Executive Session to discuss the Attorney/Client consultation regarding Bartlett Cocke-Incore-Hardin (BIH) mediation proposals and legal implications involved in terminating the Construction Management Agreement between the City of San Antonio and BIH.

At 7:16 P.M., Council reconvened in the "A" Session and Mayor Peak announced that the Council had taken no action during Executive Session on the above stated matter, and that they were recessing for dinner and will reconvene in thirty minutes.

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97-36
Heard.

At 7:55 P.M. Council reconvened in the "A" Session to hear Citizens To Be

CITIZENS TO BE HEARD

Mayor Pro Tem Garza presided in the temporary absence of Mayor Peak

CAROL AVERY

Ms. Carol Avery, Fund for Animals Community Coordinator, spoke to the proposed program they will be implementing in San Antonio and distributed a copy of the press release to the City Council. (A copy of the press release is on file with the papers of this meeting.) She also stated that she would be meeting with each Council member on an individual basis.

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NAZIRITE R.F. PEREZ

Mr. Perez, 627 Hearne Ave., spoke to the Council asking that they ask the Department of Human Resources to develop a questionnaire which can be used to ascertain information from employees as they leave City employment.

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MR. FARIS HODGE, JR.

Mr. Faris Hodge, 140 Dora, spoke to the City Council on several issues including his suggestions that the Council replace those members on City boards who fail to attend their respective meetings. He spoke in particular of members on the VIA Board.

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MS. PENNY BOYER

Ms. Boyer, a member of SPARTS, invited the City Council to the Community Arts and Play Day to be held on Friday, September 5, 1997 at Burnet Elementary. She also spoke in favor of funding for the arts.

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MS. LAURA CADENA

Ms. Laura Cadena spoke in favor of continued funding for the arts and in particular the Esperanza Peace and Justice Center.

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ANTONIO DIAZ

Mr. Antonio Diaz, Mestizos En Marcha, spoke against the relocation of Fire Station No. 16, however if it is moved that it be moved very close to its present location.

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RUBEN ESPRONCEDA

Mr. Ruben Espronceda, Save our Stations organization, spoke to the make-up and history of this organization and posed the following questions:

1. Has the new site for Fire Station No. 16 been determined;
2. Who is the seller of the property of the new site;
3. What is the price of the land to be utilized;
4. What is the need for moving the Fire Station.

* * * *

JOSE G. SANCHEZ

Mr. Jose G. Sanchez, 7923 Hilltop Crest, expressed concern about any cuts to the Parks and Recreation Budget especially with regard to the City Dance program. (A copy of his handout is on file with the papers of this meeting.)

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BRAULIO VELOZ

Mr. Braulio Veloz spoke in favor of continued funding for the arts in particular the Esperanza Peace and Justice Center.

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TERRY IBANEZ

Ms. Terry Ibanez, a member of several boards, spoke to her concern with any cuts to funding for the arts and cultural programs.

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JUAN B. VELA

Mr. Juan B. Vela thanked the City Council for the opportunity to speak on the tragic loss and the sad occasion of the death of Princess Diana, of Great Britain.

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DANZA HISPANA

The following individuals appeared to speak expressing concern about any funding cuts to the arts and in particular the Danza Hispana program:

VINCENT J. JIMENEZ AND ISABEL WILLIAMS

— — —
97-36 At 8:45 p.m., Mayor Pro-Tem Garza recessed the A Session and convened the B Session to hear the budget presentations of the following departments:

1. NEIGHBORHOOD ACTION DEPARTMENT
2. ARTS & CULTURAL AFFAIRS DEPARTMENT
3. CONVENTION AND VISITORS BUREAU
4. CONVENTION FACILITIES
5. ALAMODOME

97-36 At 10:00 P.M., Mayor Pro-Tem Garza announced that the City Council would reconvene the A Session for the purpose of reconvening into Executive Session to continue the briefing on the BIH Contract.

At 10:12 P.M., Mayor Peak announced that the Council had been briefed in Executive Session and had not taken any official action.

97-36 The City Clerk read a proposed ordinance directing and authorizing the City Manager and the City Attorney to terminate the professional services contract with Bartlett Cocke-Incore-Hardin (BIH) for construction management services on the Convention Center Expansion Project.

Mr. Marbut moved to table the Ordinance. Mr. Webster seconded the motion. On voice vote, the motion to table prevailed by the following vote: **AYES:** Flores, Salas, Guerrero, Prado, Vásquez, Menendez, Garza, Marbut, Bannwolf, Webster, Peak; **NAYS:** None; **ABSENT:** None.

Mayor Peak stated that the City staff would be directed to place this item on the agenda for a Special Meeting to be called for Tuesday, September 9, 1997 at 5:30 p.m.

97-36 There being no further business to come before the Council, the meeting was adjourned at 10:13 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

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