

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO, HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY, MAY 23, 1991.

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The meeting was called to order by the Presiding Officer, Mayor Lila Cockrell, with the following members present: BERRIOZABAL, WEBB, DUTMER, WING, MARTINEZ, THOMPSON, WOLFF, LABATT, HASSLOCHER, COCKRELL. Absent: VERA.

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91-22 Mayor Lila Cockrell gave the invocation and led the Pledge of Allegiance to the flag of the United States.

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91-22 Minutes of the March 28, 1991 Regular City Council Meeting were approved.

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91-22 ST. MARY'S UNIVERSITY SCHOLARSHIPS

Mayor Cockrell called on Mr. Ron Darner, Director, Parks and Recreation, to recognize St. Mary's University who, through Coach Buddy Meyer, is offering 42 scholarships to the Parks and Recreation Department for Community Center Participants to attend the basketball camps for youth that they hold during the month of June.

Ms. Pam Paniszczyn, Administrative Assistant, Parks and Recreation, presented a plaque to Coach Buddy Meyer.

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91-22 OUTSTANDING BUDGET PREPARATION AWARD

Mayor Cockrell read and presented the "Outstanding Budget Preparation Award", given by the Government Finance Officers Association, to Management Services, to George Noe, Director.

Mr. Noe explained the significance of the award.

City Manager Alex Briseno recognized the Budget staff and thanked them for their hard work.

Mr. Noe recognized Mr. John Bolman for 25 years of great work before retirement.

Mayor Wolff congratulated City Manager Briseno for operating the City with tight policy direction.

91-22

NORMA S. RODRIGUEZ
INTERNATIONAL OFFICER

Mayor Wolff complimented Norma S. Rodriguez, City Clerk, on obtaining the International Office of Second Vice President of the International Institute of Municipal Clerks.

91-22

FUGRO-MCCLELLAND

A representative of Fugro-McClelland, Inc., the firm which will provide concrete testing services during construction of the Alamodome, placed concrete samples on plaques for presentation to each of the Councilmembers as mementos of "The First Concrete Poured For The Alamodome."

91-22 Mrs. Dutmer, on a Point of Personal Privilege, complimented the City staff and the Police Department on a smooth operation during the Queen's visit.

City Manager Alex Briseno stated that staff that worked on the visits of The Honorable Carlos Salinas de Gortari, President of the Republic of Mexico, and Her Majesty Queen Elizabeth II and His Royal Highness The Prince Philip, Duke of Edinburgh, would be recognized at next week's City Council meeting.

91-22 CONSENT AGENDA

Mr. Hasslocher made a motion to approve Agenda Items 9 through 39, constituting the Consent Agenda. Mrs. Dutmer seconded the motion.

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

AN ORDINANCE 73,660

ACCEPTING THE PROPOSAL OF H.W. WILSON COMPANY TO FURNISH THE CITY OF SAN ANTONIO PUBLIC LIBRARY WITH AUTOMATED REFERENCE MATERIALS FOR A TOTAL OF \$8,865.00.

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AN ORDINANCE 73,661

ACCEPTING THE LOW BIDS OF PROMED, INC. AND ASSOCIATED MEDICAL CORPORATION TO FURNISH THE CITY OF SAN ANTONIO FIRE DEPARTMENT WITH NON-REBREATHING MASKS FOR A TOTAL OF \$7,948.80.

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AN ORDINANCE 73,662

ACCEPTING THE LOW BID OF CUES, INC. TO FURNISH THE CITY OF SAN ANTONIO WASTEWATER MANAGEMENT DEPARTMENT WITH SEWER INSPECTION VIDEO EQUIPMENT FOR A TOTAL OF \$10,980.00.

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AN ORDINANCE 73,663

ACCEPTING THE PROPOSAL OF SAS INSTITUTE, INC. TO RENEW A SOFTWARE LICENSE FOR THE CITY OF SAN ANTONIO INFORMATION RESOURCES DEPARTMENT FOR A TOTAL OF \$6,150.00 ANNUALLY.

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AN ORDINANCE 73,664

ACCEPTING THE ACCUTRONICS, INC. TO FURNISH THE CITY OF SAN ANTONIO PUBLIC WORKS DEPARTMENT WITH A TRAFFIC COUNTING SYSTEM FOR A TOTAL OF \$25,495.00.

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AN ORDINANCE 73,665

ACCEPTING THE LOW BID BENT MANUFACTURING COMPANY TO FURNISH THE CITY OF SAN ANTONIO PUBLIC WORKS DEPARTMENT WITH PLASTIC BARRICADES FOR A TOTAL OF \$3,050.00.

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AN ORDINANCE 73,666

ACCEPTING THE LOW QUALIFIED BIDS OF J.R., INC. WILSON BUSINESS PRODUCTS SYSTEMS AND SERVICES, WITTIGS OFFICE INTERIORS AND JOYCE OFFICE PRODUCTS TO FURNISH THE CITY OF SAN ANTONIO WITH OFFICE

FURNITURE FOR AN ESTIMATED TOTAL OF \$31,695.00.

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AN ORDINANCE 73,667

ACCEPTING THE PROPOSAL OF MOTOROLA COMMUNICATIONS AND ELECTRONICS, INC. TO FURNISH THE CITY OF SAN ANTONIO WASTEWATER MANAGEMENT DEPARTMENT WITH PORTABLE RADIOS FOR A TOTAL OF \$11,319.60.

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AN ORDINANCE 73,668

APPROVING FIELD ALTERATION NO. 5, IN THE AMOUNT OF \$11,401.88 TO THE CONTRACT WITH TONY C. QUINTANILLA INC. FOR TERMINAL IMPROVEMENTS (PACKAGE 1A-DELTA AIRLINES EXPANSION) AT SAN ANTONIO INTERNATIONAL AIRPORT; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 73,669

ACCEPTING THE LOW BID OF H.L. ZUMWALT CONSTRUCTION, INC. IN THE AMOUNT OF \$956,082.50 TO PROVIDE CONSTRUCTION SERVICES IN CONNECTION WITH THE HAUSMAN ROAD BRIDGE AT LEON CREEK PROJECT; AUTHORIZING THE EXECUTION OF A CONSTRUCTION CONTRACT; AUTHORIZING \$66,925.78 FOR THE CONSTRUCTION CONTINGENCY; AUTHORIZING \$200.00 FOR ADVERTISING EXPENSES; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 73,670

ACCEPTING THE LOW BID OF E-Z BEL CONSTRUCTION CO., INC. IN THE AMOUNT OF \$12,700.00 TO PROVIDE CONSTRUCTION SERVICES IN CONNECTION WITH THE DRIVEWAY ADJUSTMENTS AT 222 AND 226 DONALDSON AVE; AUTHORIZING \$1,270.00 FOR THE CONSTRUCTION CONTINGENCY; AUTHORIZING \$361.88 FOR ADVERTISING EXPENSES; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 73,671

ACCEPTING THE LOW BID OF BALLOU CONSTRUCTION CO. IN THE AMOUNT OF \$1,409,144.50 TO PROVIDE CONSTRUCTION

SERVICES IN CONNECTION WITH MICRO-SURFACING 1991 PROJECT; AUTHORIZING \$70,457.23 FOR THE CONSTRUCTION CONTINGENCY; AUTHORIZING \$200.00 FOR ADVERTISING EXPENSES; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 73,672

AUTHORIZING A PROFESSIONAL SERVICES CONTRACT WITH RONNFELDT ENGINEERING CONSULTANTS, INC. IN THE AMOUNT OF \$39,000.00 TO PROVIDE ENGINEERING SERVICES IN CONNECTION WITH THE LORD ROAD DRAINAGE #114C, PHASE I PROJECT; AUTHORIZING \$7,800.00 FOR THE ENGINEERING CONTINGENCY; AUTHORIZING \$200.00 FOR ADVERTISING EXPENSES; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 73,673

AUTHORIZING A PROFESSIONAL SERVICES CONTRACT WITH CIVIL ENGINEERING CONSULTANT IN AN AMOUNT NOT TO EXCEED \$5,500.00 TO PROVIDE ENGINEERING DESIGN SERVICES IN CONNECTION WITH THE W. MARTIN - 26TH TO GENERAL MCMULLEN PROJECT; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 73,674

AUTHORIZING A PROFESSIONAL SERVICES CONTRACT WITH BROWN ENGINEERING CO. IN THE AMOUNT OF \$72,187.50 TO PROVIDE ENGINEERING SERVICES IN CONNECTION WITH THE HAZEL - ZARZAMORA TO BRAZOS PROJECT; AUTHORIZING \$5,053.13 FOR THE ENGINEERING CONTINGENCY; AUTHORIZING \$200.00 FOR ADVERTISING EXPENSES; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 73,675

AUTHORIZING A PROFESSIONAL SERVICES CONTRACT WITH HEINEN AND ASSOCIATES IN THE AMOUNT OF \$29,475.38 TO PROVIDE ENGINEERING SERVICES IN CONNECTION WITH THE GUADALUPE GARDENS DRAINAGE PROJECT; AUTHORIZING \$2,947.54 FOR THE ENGINEERING CONTINGENCY; AUTHORIZING \$200.00 FOR ADVERTISING EXPENSES; AND PROVIDING FOR PAYMENT.

* * * *

AN ORDINANCE 73,676

AUTHORIZING A PROFESSIONAL SERVICES CONTRACT WITH ALAMO ARCHITECTS, INC. IN THE AMOUNT OF \$53,950.00 TO PROVIDE ARCHITECTURAL SERVICES IN CONNECTION WITH THE LEADERSHIP & LEARNING CENTER AT FITCH & GARDNER PROJECT; AUTHORIZING \$10,790.00 FOR THE ARCHITECTURAL CONTINGENCY; AUTHORIZING \$200.00 FOR ADVERTISING EXPENSES; AND PROVIDING FOR PAYMENT.

* * * *

AN ORDINANCE 73,677

AUTHORIZING A PROFESSIONAL SERVICES CONTRACT WITH MACINA, BOSE, COPELAND & ASSOCIATES, INC., IN THE AMOUNT OF \$82,500.00 TO PROVIDE ENGINEERING SERVICES IN CONNECTION WITH THE 39TH STREET #58M, PHASE II PROJECT; AUTHORIZING \$4,125.00 FOR THE ENGINEERING CONTINGENCY; AUTHORIZING \$200.00 FOR ADVERTISING EXPENSES; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 73,678

RATIFYING WORK AND AUTHORIZING AN ADDITIONAL \$8,534.55 TO THE CONTRACT WITH GALBRAITH ENGINEERING CONSULTANTS, INC. TO PROVIDE ENGINEERING SERVICES IN CONNECTION WITH THE STOCKYARD PRODUCE/MARKET AREA PROJECT; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 73,679

AUTHORIZING THE EXECUTION OF FIELD ALTERATION NO. 12 IN THE AMOUNT OF \$17,107.40 TO THE CONTRACT WITH V.K. KNOWLTON PAVING CONTRACTOR INC., TO PROVIDE ADJUSTMENTS IN CONNECTION WITH THE WURZBACH ROAD - VANCE JACKSON TO LOCKHILL SELMA AND WURZBACH BRIDGE AT OLMOS CREEK PROJECT; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 73,680

AUTHORIZING THE EXECUTION OF A THREE-YEAR LICENSE AGREEMENT WITH WESTWOOD TERRACE LITTLE LEAGUE, INC., A TEXAS NON-PROFIT CORPORATION, TO LEASE 6.153 ACRES IN LACKLAND TERRACE PARK FOR RECREATIONAL PURPOSES.

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AN ORDINANCE 73,681

AUTHORIZING THE EXECUTION OF A THREE-YEAR LICENSE AGREEMENT WITH PAN AMERICAN OPTIMIST LITTLE LEAGUE BASEBALL, INC., A TEXAS NON-PROFIT CORPORATION, TO LEASE 6+ ACRES IN ELMENDORF PARK FOR THE PURPOSE OF CONDUCTING ITS YOUTH BASEBALL PROGRAM.

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AN ORDINANCE 73,682

APPROVING THE RELEASE OF A WATER PIPELINE EASEMENT IN LOTS 1 AND 3, NEW CITY BLOCK 17658, ROLLING OAKS PARK SUBDIVISION APPEARING OF RECORD IN VOLUME 9515, PAGES 206 THROUGH 210, DEED AND PLAT RECORDS OF BEXAR COUNTY, TEXAS AND BEING THE SAME 20 FOOT WIDE WATERLINE EASEMENTS OF RECORD IN VOLUME 3780 AT PAGE 393 AND VOLUME 4370 AT PAGE 1190, OFFICIAL PUBLIC RECORDS OF REAL PROPERTY OF BEXAR COUNTY, TEXAS.

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AN ORDINANCE 73,683

AUTHORIZING SUPPLEMENTAL AGREEMENT NO. 1 WITH THE DEPARTMENT OF THE ARMY FOR A FIVE-YEAR, ONE DOLLAR PER YEAR LEASE OF WAREHOUSE SPACE AT FT. SAM HOUSTON AND AUTHORIZING SUPPLEMENTAL AGREEMENT NO. 1 TO THAT CERTAIN SUBLEASE AGREEMENT WITH THE SAN ANTONIO MUSEUM ASSOCIATION FOR SAID ASSOCIATION'S USE OF AFORESAID WAREHOUSE SPACE FOR STORAGE OF MUSEUM ARTIFACTS.

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AN ORDINANCE 73,684

APPROVING A LICENSE AGREEMENT WITH THE MEXICAN-AMERICAN BUSINESS AND PROFESSIONAL WOMEN'S CLUB OF SAN ANTONIO, INC. FOR THAT ORGANIZATION'S USE OF CERTAIN CITY-OWNED FACILITIES IN LA VILLITA FOR THEIR ANNUAL "LA FERIA DEL RIO" FUND RAISING EVENT IN 1991, 1992 AND 1993 AND AUTHORIZING THE CITY MANAGER OR ASSISTANT CITY MANAGER TO EXECUTE SAID LICENSE AGREEMENT IN CONNECTION THEREWITH.

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AN ORDINANCE 73,685

CONSENTING TO THE ASSIGNMENT OF THE INTEREST OF

ALAMO CONCESSIONS SUPPLY CO., INC. IN THE
BRACKENRIDGE PARK MINIATURE TRAIN AND BRACKENRIDGE
PARK SKY RIDE CONCESSION CONTRACTS TO BROADWAY
NATIONAL BANK OR OTHER LENDER TO SECURE THE
INDEBDEDNESS OF ALAMO CONCESSIONS SUPPLY CO., INC.
TO BROADWAY NATIONAL BANK OR OTHER LENDER.

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AN ORDINANCE 73,686

AUTHORIZING THE TRANSFER OF FY 1991 ARTS AGENCY
FUNDS FOR THE PURPOSES OF AMENDING/INCREASING THE FY
1991 CONTRACT WITH THE TEXAS ASSOCIATION OF AMERICAN
CULTURES IN THE SUM OF \$1,500.00.

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AN ORDINANCE 73,687

AUTHORIZING THE ACCEPTANCE OF A \$10,000.00 GRANT
FROM THE NATIONAL ENDOWMENT FOR THE ARTS, DESIGN
ARTS PROGRAM, TO SUPPORT SEMINARS, WORKSHOPS AND
RELATED EXPENSES FOR "SAN ANTONIO BY DESIGN", THE
URBAN DESIGN LEADERSHIP INSTITUTE.

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AN ORDINANCE 73,688

EXTENDING THE CURRENT LICENSE AGREEMENT WITH TOBIN
HILL NEIGHBORHOOD ASSOCIATION FOR MAINTENANCE OF A
TRIANGULAR-SHAPED TRACT OF CITY OWNED LAND AT NORTH
ST. MARY'S, JOSEPHINE AND DEWEY PLACE AND ADDING AN
ADDITIONAL TRACT ON KENDALL STREET AT THE
INTERSECTION OF COURTLAND AND NORTH ST. MARY'S TO
THE LICENSE AGREEMENT.

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AN ORDINANCE 73,689

ACCEPTING THE PROPOSAL OF AVIATION PLANNING
ASSOCIATES, INC. AND AUTHORIZING THE EXECUTION OF
AN AGREEMENT PURSUANT THERETO FOR PROFESSIONAL
CONSULTANT SERVICES AT A COST NOT TO EXCEED
\$96,848.00 IN CONNECTION WITH THE FEDERAL AVIATION
ADMINISTRATION CAPACITY ENHANCEMENT DESIGN TEAM
STUDY AT SAN ANTONIO INTERNATIONAL AIRPORT;
APPROPRIATING FUNDS AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 73,690

CLOSING ONE BLOCK OF N. ELMENDORF LOCATED WITHIN THE LINCOLN HEIGHTS COURTS BETWEEN LOMBRANO AND MENCHACA ON FRIDAY, MAY 31, 1991, FROM 12:00 NOON TO 7:00 P.M. SO THAT THE VICTORY OUTREACH CENTER MAY HOLD A GRAND OPENING OF ITS FACILITIES LOCATED WITHIN THE HOUSING AUTHORITY PROJECT.

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91-22 The Clerk read the following Resolution:

A RESOLUTION NO. 91-22-33

NAMING A PORTION OF IH 10 THE ROBERT F. MCDERMOTT FREEWAY.

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

Mayor Cockrell read the text of the Resolution, recognizing General Robert F. McDermott as "Mr. Corporate Good Citizen".

The following citizens spoke:

Mr. Mike Manupelli, Greater San Antonio Chamber of Commerce, spoke of the positive, proud stance General McDermott portrays for our City.

Ms. Marie Swartz, San Antonio Library Foundation, a lifelong exponent of education, stated that jobs and education go hand-in-hand.

Mr. Richard Brown, United Way of San Antonio, read and presended a Resolution to General McDermott.

Mr. Mario Hernandez, San Antonio Economic Development Fund, praised General McDermott for his continuing role as Chairman Emeritous.

Mr. Jay Champion, Texas Research Foundation, spoke of General McDermott's foresight and vision for providing jobs for so many.

Ms. Maria Elena Torralva stated that General McDermott played a key role in the San Antonio Alliance for Education effort.

Ms. Dutmer stated that recognition for a job well done was long overdue and spoke of the growth of USAA, stating that General McDermott is known as "Father of USAA".

Mr. Thompson lauded General McDermott for his investments in the quality of life leadership.

Ms. Berriozabal thanked General McDermott for the imprint of the McDermott family on the City and for his silent giving.

Mr. Wolff stated he support wholeheartedly the resolution and thanked Mayor Cockrell for guiding large companies.

Mr. Labatt remembered that 1981 saw communities brought together again with great leadership, and wished General McDermott great success.

Mr. Hasslocher stated General McDermott had helped sell San Antonio on the East Coast, West Coast and even at the Pentagon.

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

General McDermott expressed his pride in accepting the honor and stated that the secret of success is people. He stated USAA has added 554 employees a year since 1985 and that IH10 has been very important to the success of USAA.

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91-22 City Council recessed into "B" Session at 2:15 p.m. for discussion of the Education Collaborative Initiative.

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91-22 City Council resumed the "A" Session at 2:45 p.m.

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91-22 ZONING HEARINGS

4A. CASE Z91057 - to rezone Lot 5, Block 58, NCB 3656, 4310 W. Martin, from "B" Residence District to "B-1" Business District, located on the south side of W. Martin St. 100 feet west of the intersection of W. Martin St. and N.W. 24th Street, having 50 feet on W. Martin St. and a depth of 153.71 feet.

Mr. Rudy Hettler, representative of Mr. Max Martinez, agreed to postpone this case to June 13th since residents were not advised of this request.

Ms. Berriozabal made a motion to postpone this case to June 13, 1991. Mrs. Dutmer seconded the motion.

After consideration, the motion to postpone prevailed by the following vote: Berriozabal, Dutmer, Thompson, Wolff, Labatt, Hasslocher, Cockrell; NAYS: None; ABSENT: Webb, Wing, Martinez, Vera.

Zoning Case 91057 was postponed.

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4B. CASE Z91063 - to rezone The east 25 feet of Lot 2, NCB 12059, from "F" Local Retail District to "B-3" Business District, and Lot 2, save and except the east 25 feet, NCB 12059, and Lot 28, save and except the north and east 25 feet, NCB 12059, from "F" Local Retail District and "B-3" Business District to "I-1" Light Industry District, 12615 U.S. Hwy. 281 North, located on the west side of U.S. 281 North approximately 25 feet southwest of the intersection of Interpark Drive and U.S. 281 North, having 750.40 feet on U.S. 281 North with a maximum depth of 398.26 feet.

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

Mr. Wolff made a motion to approve the recommendation of the Zoning Commission. Mr. Labatt seconded the motion.

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

AN ORDINANCE 73,691

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS THE EAST 25 FEET OF LOT 2, NCB 12059, FROM "F" LOCAL RETAIL DISTRICT TO "B-3" BUSINESS DISTRICT, AND LOT 2, SAVE AND EXCEPT THE EAST 25 FEET, NCB 12059; AND LOT 28, SAVE AND EXCEPT THE NORTH AND EAST 25 FEET, NCB 12059 (12615 U.S. HWY. 281 NORTH). "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

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4C. CASE Z91071 - to rezone Lots 44 thru 53, Block 13, NCB 17750; 6123 thru 6131 and 6203 thru 6223 Fox Creek, Lots 10 thru 21, Block 15, NCB 17752, Lots 1 thru 25, Block 16, NCB 17753, Lots 1 thru 13, Block 18, NCB 17755, 16500 Block of Twin Fox, 16500 Block of Hunting Glen, Lots 2 thru 11, Block 17, NCB 17754, 16226, 16230 and 16300 thru 16326 Martins Ferry, located approximately 128 feet southwest of Fox Knoll on the northwest and southeast sides of Martins Ferry and Fox Creek and on the northeast and southwest sides of Twin Fox and Hunting Glen.

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

Mr. Hasslocher made a motion to approve the recommendation of the Zoning Commission. Mrs. Dutmer seconded the motion.

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

AN ORDINANCE 73,692

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOTS 44 THRU 53, BLOCK 13, NCB 17750, 6123 THRU 6131 AND 6203 THRU 6223 FOX CREEK, LOTS 10 THRU 21, BLOCK 15, NCB 17752, LOTS 1 THRU 25, BLOCK 16, NCB 17753, LOTS 1 THRU 13, BLOCK 18, NCB 17755, IN THE 16500 BLOCK OF TWIN FOX, IN THE 16500 BLOCK OF HUNTING GLEN, LOTS 2 THRU 11, BLOCK 17, NCB 17754, 16226, 16230 AND 16300 THRU 16326 MARTINS FERRY. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

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91-22 The Clerk read the following Ordinance:

AN ORDINANCE 73,693

RATIFYING ADDITIONAL WORK AND AUTHORIZING THE EXECUTION OF FIELD ALTERATION NO . 3 IN THE AMOUNT OF \$114,234.08 TO THE CONTRACT WITH CLARK CONSTRUCTION COMPANY, INC., TO PROVIDE FOR ACTUAL QUANTITIES IN CONNECTION WITH THE STREET OVERLAY-1990 PROJECT; AND PROVIDING FOR PAYMENT.

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

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

- - -
91-22 The Clerk read the following Ordinance:

AN ORDINANCE 73,694

SETTING THE DATES AND TIME FOR THE PUBLIC HEARING ON THE ANNEXATION OF THE GREYSTONE PROPERTY AND DIRECTING THE PLANNING DEPARTMENT TO DEVELOP AN ANNEXATION SERVICE PLAN.

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

The following citizens spoke:

Ms. Bebe Fenstermaker, Balcones Canyonland, expressed concern regarding development and water shortage created by heavy water usage by development over the Glen Rose Aquifer.

Mr. Walter Barfield, 251 Northhill Drive, Bexar Audebon Society, expressed concern over negative aspects of development, and asked for extreme caution in development.

City Manager Alex Briseno explained that Item 43 sets the dates and time for the Public Hearing on the annexation of the Greystone Property, and that Item 44 expresses the City Council's intent to enter into a tax phase-in agreement with Greystone Joint Venture if the land located at IH10 at Cielo Vista and Heuermann Road is annexed into the San Antonio City Limits.

In response to a question by Ms. Berriozabal, Ms. Rebecca Q. Cedillo, Director, Planning Department, explained what area was to be annexed.

Mr. Kevin Moriarity and Henry Saurignet, Employment and Economic Development Department, explained the agreement in detail

including taxes and revenues estimated to accrue to the City.

City Manager Alex Briseno summarized the Annexation Service Plan, explaining how the investment will create over 600 jobs, with some long-term and some short-term industries.

Mr. Stanley Rosenberg, Attorney representing Greystone Properties, stated that they have been working on this for over three years and are working on 200 acres being donated to Friedrich Park, and that Greystone Properties were pioneers in usage of "grey" water, which will save from \$600,000 to \$700,000 per year.

Mr. Hasslocher spoke of the two elements involved in the City growth and that the City would have two more golf courses and a new niche in the marketplace.

Mrs. Dutmer expressed concern over "greywater" possibly polluting the Glenrose.

Ms. Berriozabal spoke on the issue of tax abatement.

Mayor Wolff invited citizens to speak on Item 44 at this time.

Mr. Phillip Ross, President for Aquifer Protection, spoke on concerns of the geographic area being stressed with water issues, stating that increased regulation is a part of the future.

Ms. Berriozabal requested that the public have input and that the monies being spent be outlined.

City Manager Alex Briseno explained the details of the presentation.

Mr. Wolff expressed concern that Friedrich Park and wildlife be protected.

Mr. Ron Darner, Director of Parks and Recreation, stated that the developers have coordinated their plans with Friedrich Park officials.

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

91-22 The Clerk read the following Resolution:

A RESOLUTION NO. 91-22-34 .

EXPRESSING THE CITY COUNCIL'S INTENT TO ENTER INTO A .

TAX PHASE-IN AGREEMENT WITH GREYSTONE JOINT VENTURE
IF THE LAND LOCATED AT IH-10 AT CIELO VISTA AND
HEUERMANN ROAD IS ANNEXED INTO THE SAN ANTONIO CITY
LIMITS.

* * * *

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

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

91-22 PUBLIC HEARING AND CONSIDERATION OF RESOLUTION
ST. PAUL SQUARE URBAN RENEWAL PLAN

Mayor Cockrell opened the Public Hearing.

No citizens were registered to speak on the matter.

Mayor Cockrell declared the Public Hearing closed.

The City Clerk read the following Resolution:

A RESOLUTION NO. 91-22-35

APPROVING URBAN RENEWAL PLAN CHANGE NO. 2 TO THE
ST. PAUL SQUARE URBAN RENEWAL PLAN PROJECT.

* * * *

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

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

91-22 City Council recessed its regular meeting at 4:00 p.m. in
order to convene a meeting of the Board of Directors of the City of San
Antonio Industrial Development Authority.

The meeting of the Board of Directors of CSAIDA was called to
order by Mayor Cockrell, President of the Board, with the following

members present: Berriozabal, Webb, Dutmer, Wing, Martinez, Thompson, Labatt, Hasslocher, Cockrell; ABSENT: Vera, Wolff.

Mrs. Dutmer made a motion to approve the minutes of December 6, 1990. Mr. Labatt seconded the motion.

After consideration, the minutes were approved by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Martinez, Thompson, Labatt, Hasslocher, Cockrell; NAYS: None; ABSENT: Vera, Wolff.

The City Clerk read a proposed Board Resolution, approving assignment of Loan Agreement and Sale (Pan American Equities, Incl. Project.)

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

Mr. Mike Mendoza, Department of Economic and Employment Development, briefly explained the need for the Resolution.

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

The meeting of the Board of Directors of CSAIDA was adjourned.

- - -
91-22 The regular meeting of the City Council reconvened at 4:05 p.m.

- - -
91-22 The regular City Council meeting was recessed at this time to convene in "B" Session to discuss the 1991 Master Plan of the Alamo Conservation and Reuse District.

- - -
91-22 At this time City Council reconvened in "A" Session to continue items for individual consideration.

- - -
91-22 The Clerk read the following Ordinance:

AN ORDINANCE 73,695

APPROVING THE STADIUM CHILLED WATER FACILITY CONTRACT (AND ATTACHED AMENDMENT) IN THE AMOUNT OF

\$5,428,600.00, PLUS \$434,288.00 FOR THE CONSTRUCTION CONTINGENCY, BETWEEN THE CITY OF SAN ANTONIO, CITY WATER BOARD, AND VIA METROPOLITAN TRANSIT FOR THE PURPOSE OF PROVIDING FOR THE EXPANSION OF THE CITY WATER BOARD CHILLED WATER FACILITY TO PROVIDE SERVICE FOR THE OPERATION OF THE ALAMODOME; PROVIDING FOR FUNDING OF THE EXPANSION; AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE CONTRACT AND AMENDMENTS.

* * * *

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

Mr. Roland Lozano, Director, Dome Development, explained details of the Ordinance.

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

91-22 The Clerk read the following Ordinance:

AN ORDINANCE 73,696

CLOSING, VACATING AND ABANDONING AS A PUBLIC STREET HOFEGEN AVENUE FROM GONZALES STREET TO MONTANA STREET; AND AUTHORIZING THE CONVEYANCE OF SAME, TOGETHER WITH A TRIANGULAR PORTION OF FORMER HOFEGEN AVENUE ADJACENT TO DURANGO BOULEVARD CONTAINING APPROXIMATELY 885.80 SQUARE FEET AND LOT 9, BLOCK 30, NEW CITY BLOCK 627 TO VIA PURSUANT TO THE STADIUM ELECTION AND CONTINGENT CONSTRUCTION AND OPERATION AGREEMENT BETWEEN THE CITY AND VIA METROPOLITAN TRANSIT.

* * * *

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

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

- - -
91-22 The Clerk read the following Ordinance:

AN ORDINANCE 73,697

RATIFYING LEGAL SERVICES PROVIDED BY COX & SMITH
RELATING TO THE ASSIGNMENT OF ALL OF THE RIGHTS,
TITLE AND INTEREST IN THE TRADEMARK "THE ALAMO
DOME"; AND AUTHORIZING THE EXPENDITURE OF \$8,420.46
FOR SAID SERVICES.

* * * *

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

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

- - -
91-22 Item 48, being a proposed resolution expressing
opposition to H.B. 2846, relating to the powers and duties of the
presiding judge of the San Antonio Municipal Courts of Record, was
pulled from consideration earlier by the City Manager.

- - -
91-22 The Clerk read the following Ordinance:

AN ORDINANCE 73,698

ESTABLISHING TWO-YEAR TERMS OF OFFICE FOR MUNICIPAL
COURT JUDGES, SUBJECT TO REAPPOINTMENT AT THE END OF
EACH TERM. (This amends Section No. 20-5 of the
City Code.)

* * * *

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

In response to a question by Mr. Labatt, Mr. Wing stated that
judges can be elected every four years.

Mr. Hasslocher expressed appreciation to Mr. Wing and Mr. Bono for the time spent on this.

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

- - -
91-22 Item 50 was a discussion regarding H.B. 2823 relating to the private practice of law by full-time municipal court judges.

Mr. Wing explained HB 2823 relating to the private practice of law by full time Municipal Court Judges.

Mr. Thompson opposes legislation of Municipal Court Judges and urged that the Bill not be passed, feeling the Bill would take away authority from the City.

In response to Mr. Labatt's confusion, Mr. Wing explained what this Bill would do.

Mr. Thompson made a motion that Mr. Wing actively oppose any legislation in this regard. Mrs. Dutmer seconded the motion that Mr. Wing go with staff direction.

After consideration, the motion to give staff direction to Mr. Wing to oppose any legislation on this bill prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Martinez, Thompson, Wolff, Labatt, Hasslocher, Cockrell; NAYS: None; ABSENT: Vera.

- - -
91-22 (At this time, Mayor Cockrell was obliged to leave the meeting and Mayor Pro-Tem Wolff presided.)

91-22 The Clerk read the following Ordinance:

AN ORDINANCE 73,699

APPROPRIATING \$230.00 FROM THE DISTRICT 1
DISCRETIONARY FUND TO HELP THE VICTORY OUTREACH
PROGRAM HOLD ITS ANTI-DRUG RALLY ON MAY 31, 1991.

* * * *

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

Mr. Thompson made a motion to change the wording on the

ordinance to reflect "Anti-Drug" Rally. Mrs. Dutmer seconded the motion.

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

91-22 The Clerk read the following Ordinance:

AN ORDINANCE 73,700

AUTHORIZING A LEASE AGREEMENT WITH ANHEUSER-BUSCH/PACE SPECIAL EVENTS FOR THE USE OF HEMISFAIR PARK, LEVEL 6 OF THE HEMISFAIR PARKING GARAGE AND BOWIE STREET PARKING LOT FOR "FREEDOMFEST" ON JULY 4, 1991; AUTHORIZING A FIREWORKS DISPLAY, AND CLOSING CERTAIN STREETS IN CONNECTION WITH FREEDOMFEST ACTIVITIES.

* * * *

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

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

91-22 The Clerk read the following Resolution:

A RESOLUTION NO. 91-22-36

REGARDING PENDING LITIGATION BROUGHT BY THE LONE STAR CHAPTER OF THE SIERRA CLUB ALLEGING CERTAIN VIOLATIONS OF THE ENDANGERED SPECIES ACT AND FEDERAL REGULATIONS ADOPTED TO IMPLEMENT THE ACT; AUTHORIZING THE CITY ATTORNEY TO TAKE NECESSARY ACTIONS TO RESPOND TO THE SUIT; DIRECTING THE CITY WATERWORKS BOARD OF TRUSTEES AND THE CITY PUBLIC SERVICE BOARD TO COORDINATE WITH THE CITY ATTORNEY WITH REGARD TO THE LITIGATION; AND REAFFIRMING THE DIRECTION TO PROTECT THE VESTED PROPERTY RIGHTS OF THE CITY OF SAN ANTONIO TO WATERS IN THE EDWARDS

AQUIFER AS EXPRESSED IN RESOLUTION 89-28-59, ADOPTED
JUNE 29, 1989.

* * * *

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

City Attorney Lloyd Garza distributed a memo to the City Council regarding the authorization to respond to the Endangered Species Lawsuit.

In response to a question by Mr. Thompson, Mr. Garza explained the lawsuit, explaining that the Guadalupe-Blanco River Authority (GBRA) filed an original petition seeking a declaration that the Edwards Aquifer is an underground river.

Mrs. Dutmer stated that the Sierra Club said they were going to proceed, no matter how Applewhite turned out. The suit is for a CAP on the amount of water that can be released in a given amount of time.

Mr. Labatt noted that the Sierra Club and GBRA want this, but that San Antonio has a good legal backup team for our water-rights. He then stated that it is a matter of human value and economic value vs animal rights.

Mrs. Dutmer stated that Environmental Protection in Washington is taking a very serious look at their Endangered Species Laws.

In response to a question by Mayor Pro Tem Wolff, City Attorney Lloyd Garza stated that the City has worked with Washington lawyers for over 20 months.

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

91-22 The Clerk read the following Ordinance:

AN ORDINANCE 73,701

REAPPOINTING MEMBERS TO SERVE ON THE ALAMO WATER
CONSERVATION AND REUSE DISTRICT FOR TERMS OF OFFICE
TO EXPIRE ON JUNE 1, 1993.

* * * *

Mrs. Dutmer made a motion to approve the proposed Ordinance.

Mr. Webb seconded the motion.

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

91-22 TRAVEL AUTHORIZATION - Granted:

Councilwoman Yolanda Vera to travel from Minneapolis, MN to Washington, D. C. from May 23, 1991 to May 24, 1991, to attend a meeting with the EDA Director regarding Fredericksburg Road Improvements Project.

* * * *

91-22 City Manager Alex Briseno presented Christine LeBlanc and thanked her for her diligent work in the City Attorney's office.

City Attorney Lloyd Garza spoke of her good work and wished her well with her continued schooling.

91-22 On a Point of Personal Privilege, Mr. Thompson spoke of the issue on Curfew that will be coming before City Council next week. He asked for suggestions or solutions on the Curfew from the community.

91-22 CITIZENS TO BE HEARD

MR. PHILIP ROSS

Mr. Philip Ross spoke on the Sierra Club Suit, seeking both a political and legal solution. He urged that the area adopt a post-Applewhite position regarding the water plan. Mr. Ross then presented a copy of a news release to the City Clerk for the record that recognized him as one of 100 Sierra Club Environmental Heroes that defeated the Applewhite.

* * * *

MR. WILL CAMPS

Mr. Will Camps, representative of Municipal Industry Association, spoke of Citizen representation with the City Water Board. He stated that City Water Board is considered semi-autonomous.

May 23, 1991

Honorable Mayor and Members of the City Council of the City of San Antonio:

The following petition was received in my office and forwarded to the City Manager for investigation and report to the City Council:

May 8, 1991 Petition submitted by Mr. and Mrs. George Acosta, 8930 Barburn, San Antonio, Texas 78221, and residents of Barburn Street, requesting City Council to assist the neighborhood by addressing the three properties at 8902, 8904, and 8906 Braburn.

May 9, 1991 Petition submitted by Mr. Jon H. Thompson, Tobin Hill Neighborhood Association, P. O. Box 12376, San Antonio, Texas 78212, requesting City Council to enforce applicable ordinances to address numerous zoning and building code violations at 536 E. Courtland.

/s/ Norma S. Rodriguez
City Clerk

91-22 There being no further business to come before the Council, the meeting was adjourned at 5:10 P.M.

A P P R O V E D

Lila Cockell

M A Y O R

Attest:

Norma S. Rodriguez
C I T Y C L E R K

May 23, 1991
alh

23

