

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO, HELD IN
THE COUNCIL CHAMBERS, MUNICIPAL
PLAZA BUILDING, THURSDAY, MARCH 2,
1995.

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95-09 The City Council convened in an informal "B" Session at 10:00 A.M., Municipal Plaza Building, "B" Room, to consider the following item(s). The Council members present were: PEREZ, McCLENDON, BILLA BURKE, AVILA, SOLIS, AYALA, ROSS, THORNTON, PEAK, LARSON, WOLFF.

A. Discussion of amendments to the Ethics Ordinance - Council concurred to have the following recommendations made by the Council Ethics Committee on the agenda next week:

1. Lobbying issue - all entities seeking a discretionary contract must reveal if they represent third parties in lobbying activities. This would replace the present provision which absolutely prohibits lobbying by those holding such a contract.

2. Staggered filings - All those City employees required to file Financial Disclosure Forms who are City employees must file by January 30th of each year; and all others (non-City employees) must file by March 1st.

3. Specified City employees - The Human Resources Department will update the list and it will be updated annually at the time the City adopts the Pay Plan and Budget.

4. Incomplete forms - additional language will be added to cover situations which have been encountered involving incomplete and/or misleading information.

Councilwoman Ayala's memorandum to include the Fire and Police Pension Fund board members who must file Financial Disclosure Statements also was discussed. The Council concurred to have a letter written to ask them to voluntarily file a Financial Disclosure Statement while legislation is being pursued to address the legal issues through the State legislature.

B. Staff presentation of Project/Construction Management recommendations; Small Business Support Surety Program; and Public Information Program related to the Convention Center Expansion Project -

Council concurred to approve the staff recommendations with regard to the Project/Construction Management Plan in connection with the Expansion of the Convention Center. Council also approved asking the Design Team to come back with alternatives for Council review of the International Center.

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The regular meeting was called to order at 1:00 P.M. by the Presiding Officer, Mr. Roger Perez, temporarily presiding in the absence of the Mayor and Mayor Pro Tem, with the following members present: PEREZ, McCLENDON, BILLA BURKE, AVILA, SOLIS, AYALA, ROSS, THORNTON, PEAK, WOLFF (arrived later to preside). Absent: LARSON.

95-09 Invocation - Reverend Johnny White, Trinity Baptist Church.

95-09 Pledge of Allegiance to the flag of the United States.

95-09 Minutes of the January 26, 1995 Regular City Council Meeting were approved.

95-09 RESOLUTION OF RESPECT - POLICE OFFICER FABIAN DOMINGUEZ

Mr. Perez noted that the City of San Antonio recently lost Police Officer Fabian Dale Dominguez, who was killed while investigating a robbery in progress. He stated that the Dominguez family has been invited to City Council meeting today to receive a Resolution of Respect.

Mr. Perez then read the following Resolution:

A RESOLUTION OF RESPECT NO: 95-09-15

WHEREAS, LIFE CAME TO A CLOSE FOR FABIAN DALE DOMINGUEZ ON SUNDAY, JANUARY 15, 1995; AND

WHEREAS, OFFICER DOMINGUEZ JOINED THE SAN ANTONIO POLICE DEPARTMENT ON SEPTEMBER 12, 1992, AND HAD WORKED AT THE WEST SUBSTATION SINCE HIS GRADUATION; AND

WHEREAS, HIS BRIEF SERVICE AS AN OFFICER WAS MARKED BY HIS EXEMPLARY DEDICATION TO ASSURING THE SAFETY AND WELFARE OF OUR CITY; AND

WHEREAS, HE FREQUENTLY WENT BEYOND THE CALL OF DUTY AND, ON JANUARY 15TH, HE HAD THE ULTIMATE SACRIFICE LAYING DOWN HIS LIFE PROTECTING HIS COMMUNITY; AND

WHEREAS, HE JUSTLY EARNED THE RESPECT AND ADMIRATION OF HIS FELLOW OFFICERS AND THE GRATITUDE OF AN ENTIRE CITY; NOW, THEREFORE:

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

SECTION 1. THAT WITH THE DEATH OF OFFICER FABIAN DOMINGUEZ, THE CITY OF SAN ANTONIO HAS LOST A VALUABLE AND DEDICATION EMPLOYEE.

SECTION 2. THAT THE CITY COUNCIL JOINS WITH HIS FAMILY AND FRIENDS IN THEIR SORROW OVER HIS DEATH, AND EXTENDS ITS SINCEREST SYMPATHY AND PRAYERS OF COMFORT TO THOSE WHO WHERE NEAR HIM.

SECTION 3. AND IT IS HEREBY DIRECTED THAT A COPY OF THIS RESOLUTION BE SPREAD UPON THE MINUTES OF THIS MEETING AND A COPY BE PRESENTED TO HIS FAMILY AS A TOKEN OF OUR DEEPEST SYMPATHY.

After consideration Mr. Solis moved to approve the Resolution, Ms. Billa Burke seconded the motion, On voice vote, the motion carrying with it the passage of the Resolution prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Avila, Solis, Ayala, Ross, NAYS: None; ABSENT: Thornton, Peak, Larson, Wolff.

Mr. Perez presented the signed Resolution of Respect to Mrs. Dominguez, who thanked the Mayor and City Council for the honor, and the citizens of San Antonio for their support of the Dominguez family, including two daughters.

Police Chief Al Philippus spoke to Officer Dominguez's record of service with the San Antonio Police Department, and, on behalf of the American Police Hall of Fame, presented Mrs. Dominguez with the Hall's Medal of Honor, a certificate, and a flag.

Ms. Ayala spoke to the difficult nature of having a police officer lost in the line of duty, and offered her condolences to the family as one police wife to another.

Mr. Ross noted that all of San Antonio's citizens support the Dominguez family as friends.

Mr. Avila offered his condolences to the family.

Mr. Gerry Rickoff, County Clerk, offered condolences to the Dominguez family on behalf of his staff.

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95-09

AUTO THEFT PREVENTION WEEK

Mr. Perez introduced Ms. Susan Sampson, Director of Marketing/Education, Auto Theft Prevention Authority, and read a proclamation designating "Auto Theft Prevention Week" in San Antonio.

Ms. Sampson accepted the proclamation and thanked the City Council for the recognition.

In response to a question by Mr. Solis, Police Sgt. Lashbrook spoke to auto theft statistics in San Antonio, and this city's reputation as the largest city with the best record for reduction in auto thefts.

Ms. Sampson then spoke to details of the coming news conference next week, to outline the week's events.

95-09

CONSENT AGENDA

Mr. Solis made a motion to approve Agenda Items 8 through 26-s, constituting the Consent Agenda, with Item 26-p having earlier been removed from consideration by the City Manager, and Items 14, 16, 26-K and 26-R being pulled for individual consideration. Ms. McClendon seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinances, prevailed by the following vote: AYES: Perez, Billa Burke, Avila, Solis, Ayala, Ross. NAYS: None. ABSENT: McClendon, Thornton, Peak, Larson, Wolff.

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AN ORDINANCE 81,723

ACCEPTING THE PROPOSAL OF SMITHKLINE BEECHAM PHARMACEUTICALS TO FURNISH THE CITY OF SAN ANTONIO HEALTH DEPARTMENT WITH HEPATITIS B VACCINE ON AN ANNUAL CONTRACT BASIS FOR A TOTAL OF APPROXIMATELY \$44,000.00.

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AN ORDINANCE 81,724

ACCEPTING THE LOW QUALIFIED BIDS OF O.M. SCOTT & SONS COMPANY, TURF IND., TYLER FERTILIZER COMPANY

AND BONUS CROP FERTILIZER TO FURNISH THE CITY OF SAN ANTONIO WITH FERTILIZER FOR A TOTAL OF \$73,449.69.

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AN ORDINANCE 81,725

ACCEPTING THE LOW BIDS OF ALAMO FORD NEW HOLLAND, INC., AND MBE COMPANY AND TEXAS EQUIPMENT COMPANY, AN MBE/WBE COMPANY, TO FURNISH THE CITY OF SAN ANTONIO WITH MOWING EQUIPMENT FOR A TOTAL OF \$381,705.08.

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AN ORDINANCE 81,726

SELECTING RAY A. PINNELL, P.E., CONSULTING ENGINEER, INC., TO PROVIDE ENGINEERING AND PROJECT COORDINATION SERVICES FOR THE TOWER OF THE AMERICAS IMPROVEMENTS PROJECT; FUNDED OUT OF THE 1994 CERTIFICATE OF OBLIGATION BOND PROGRAM; AUTHORIZING THE NEGOTIATION OF A CONTRACT IN AN AMOUNT NOT TO EXCEED \$50,000.00; APPROPRIATING FUNDS AND ESTABLISHING A BUDGET; PROVIDING FOR PAYMENT OF ENGINEERING AND PROJECT COORDINATION FEES.

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AN ORDINANCE 81,727

ACCEPTING THE LOW QUALIFIED BASE BID OF H.B. TRAVIS CONSTRUCTORS, INC. IN THE AMOUNT OF \$419,000.00 IN CONNECTION WITH THE LINCOLN PARK GYMNASIUM STRUCTURAL REPAIRS PROJECT; AUTHORIZING A CONTRACT; TRANSFERRING FUNDS AND REVISING THE PROJECT BUDGET; AUTHORIZING \$41,900.00 FOR CONSTRUCTION CONTINGENCIES; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 81,728

DECLARING A PUBLIC NECESSITY FOR THE ACQUISITION OF FEE SIMPLE TITLE TO PORTIONS OF LOT 1, BLOCK 17, N.C.B. 568; LOT 11, BLOCK 9, N.C.B. 582; AND LOTS 7,9, AND 12, BLOCK 3, N.C.B. 590; ALL BEING IN SAN ANTONIO BEXAR COUNTY, TEXAS FOR A PUBLIC PURPOSE, TO WIT: THE CONSTRUCTION OF THE CHERRY STREET DRAINAGE PROJECT NO. 15B, PHASE II.

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AN ORDINANCE 81,729

DECLARING A PUBLIC NECESSITY FOR THE ACQUISITION OF FEE SIMPLE TITLE TO CERTAIN PORTIONS, OF LOTS 1 AND 2, BLOCK 21, NCB 17971; LOT 47 BLOCK 1, NCB 17958; LOT 4, BLOCK 22 NCB 17958 AND CERTAIN PORTIONS OF THE M.G. DE LOS SANTOS SURVEY NO. 82, ABSTRACT NO. 664, NEW CITY BLOCK NO. 17958, BEXAR COUNTY, TEXAS, FOR PUBLIC PURPOSES; TO WIT: THE LOCATION, CONSTRUCTION OPERATION, RECONSTRUCTION, IMPROVEMENT, REPAIR AND MAINTENANCE OF THE F.M. 1517 (ECKHERT ROAD) PROJECT -- S. H. 16 (BANDERA ROAD) TO HUEBNER ROAD.

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AN ORDINANCE 81,730

APPROVING THE ASSIGNMENT OF THE FARMER'S MARKET PLAZA LEASE CURRENTLY HELD BY SENONA G. ZAMORA, D/B/A/ SONYA'S LITTLE CREATIONS TO PAUL J. MOORE, SR. AND ANGELINA A. MOORE, WITH AN EFFECTIVE DATE OF MARCH 13, 1995; AT AN ANNUAL RATE OF \$6,720.00 ADJUSTMENT EACH YEAR FOR ANY INCREASE IN THE CONSUMER PRICE INDEX.

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AN ORDINANCE 81,731

ACCEPTING A DEED WITHOUT WARRANTY FROM AZTEC THEATRE, LTD., A TEXAS LIMITED PARTNERSHIP, AS OWNER OF LOTS 2 THROUGH 9 AND THE WEST ONE-HALF OF THE ALLEY BETWEEN LOTS 9 AND 10 IN NEW CITY BLOCK 116 ADJACENT TO CROCKETT STREET BETWEEN NORTH ST. MARY'S AND NAVARRO STREET, PURSUANT TO THE TERMS AND CONDITIONS OF A CERTAIN CROCKETT STREET DEVELOPMENT PROJECT ADMINISTRATION AGREEMENT.

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AN ORDINANCE 81,732

ACCEPTING A DEED WITHOUT WARRANTY FROM LA MANSION DEVELOPMENT COMPANY, INC., A TEXAS CORPORATION, AS OWNER OF LOTS 10 THROUGH 11 AND THE EAST ONE-HALF OF THE ALLEY BETWEEN LOTS 9 AND 10 IN NEW CITY BLOCK 116 ADJACENT TO CROCKETT STREET BETWEEN NORTH ST. MARY'S AND NAVARRO STREET, PURSUANT TO THE TERMS AND

CONDITIONS OF A CERTAIN CROCKETT STREET DEVELOPMENT
PROJECT ADMINISTRATION AGREEMENT.

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AN ORDINANCE 81,733

ACCEPTING A DEED WITHOUT WARRANTY FROM PETERSON AND
MAXWELL PARTNERSHIP, A TEXAS GENERAL PARTNERSHIP, AS
OWNER OF LOT 12 IN NEW CITY BLOCK 116 ADJACENT TO
CROCKETT STREET BETWEEN NORTH ST. MARY'S AND
NAVARRO STREET, PURSUANT TO THE TERMS AND CONDITIONS
OF A CERTAIN CROCKETT STREET DEVELOPMENT PROJECT
ADMINISTRATION AGREEMENT.

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AN ORDINANCE 81,734

AUTHORIZING THE EXECUTION OF A CATERING AGREEMENT
WITH RK GROUP TO PROVIDE CATERING SERVICES FOR THE
ANNUAL EMPLOYEES AWARDS BANQUET AT THE CONVENTION
CENTER ON MARCH 17, 1995, AT A COST NOT TO EXCEED
\$16,804.35.

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AN ORDINANCE 81,735

AUTHORIZING THE ACCEPTANCE OF \$128,454.00 FROM THE
TEXAS DEPARTMENT OF HEALTH (TDH) TO CONTINUE FUNDING
OF THE SEXUALLY TRANSMITTED DISEASE (STD) STAFF
SUPPORT PROJECT OPERATED BY THE SAN ANTONIO
METROPOLITAN HEALTH DISTRICT (SAMHD); AUTHORIZING
THE EXECUTION OF CONTRACT CHANGE NOTICE NO. 3, WITH
THE TDH; REVISING THE BUDGET FOR THE PUBLIC HEALTH
STATE SUPPORT PROJECT 1995/96 ESTABLISHED IN
ORDINANCE NO. 79398 PASSED AND APPROVED JANUARY 6,
1994; AND AUTHORIZING PERSONNEL POSITIONS.

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AN ORDINANCE 81,736

AUTHORIZING THE ACCEPTANCE OF \$372,437.00 FROM THE
TEXAS DEPARTMENT OF HEALTH (TDH) TO CONTINUE FUNDING
OF FOUR TB CONTROL ACTIVITIES AND ONE HIV/AIDS
ACTIVITY OPERATED BY THE SAN ANTONIO METROPOLITAN
HEALTH DISTRICT (SAMHD); AUTHORIZING THE EXECUTION
OF CONTRACT CHANGE NOTICE NO. 4, WITH THE TDH;
REVISING THE BUDGET FOR THE PUBLIC HEALTH STATE
SUPPORT PROJECT 1995/96 ESTABLISHED IN ORDINANCE NO.
79398 PASSED AND APPROVED JANUARY 6, 1994;

AUTHORIZING CONTRACTUAL SERVICES; AND AUTHORIZING
PERSONNEL POSITIONS.

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AN ORDINANCE 81,737 .

AUTHORIZING THE EXECUTION OF A STANDARD CITY
OPERATING AGENCY CONTRACT IN THE AMOUNT OF
\$45,000.00 WITH THE BOYS AND GIRLS CLUBS OF SAN
ANTONIO FOR THE PROVISION OF YOUTH SERVICES UNDER
THE DEPARTMENT OF PARKS AND RECREATION;
TRANSFERRING FUNDS; AND AUTHORIZING REIMBURSEMENTS.

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AN ORDINANCE 81,738 .

AUTHORIZING A PROFESSIONAL SERVICE CONTRACT IN THE
AMOUNT OF \$53,400.00 WITH MEDICAL DESTINATION: SAN
ANTONIO TO MARKET HEALTH CARE IN SAN ANTONIO AND TO
BUILD AWARENESS WITH PHYSICIANS AND CONSUMERS IN
TARGET MARKET AREAS OF THE MEDICAL RESOURCES AND
SPECIALTY CARE AVAILABLE IN SAN ANTONIO.

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AN ORDINANCE 81,739 .

REAPPOINTING PAUL TALAMANTEZ TO THE AFFIRMATIVE
ACTION ADVISORY COMMITTEE FOR A TERM OF OFFICE TO
EXPIRE ON JANUARY 31, 1997.

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AN ORDINANCE 81,740 .

REAPPOINTING CAYCE DOUGLAS TO THE ANIMAL CONTROL
ADVISORY BOARD FOR A TERM OF OFFICE TO EXPIRE ON
APRIL 3, 1997.

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AN ORDINANCE 81,741 .

APPOINTING MARY BETH DUERLER TO THE ANIMAL CONTROL
ADVISORY BOARD FOR A TERM OF OFFICE TO EXPIRE ON
APRIL 3, 1997.

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AN ORDINANCE 81,742

REAPPOINTING PAUL G. KONKLE AND JIMMY TUCKER TO THE
CLEAN-UP CITY COMMISSION FOR TERMS OF OFFICE TO
EXPIRE ON FEBRUARY 24, 1997.

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AN ORDINANCE 81,743

REAPPOINTING MARY HINOJOSA TO THE DISABILITY ACCESS
ADVISORY COMMITTEE FOR A TERM OF OFFICE TO EXPIRE ON
JUNE 30, 1996.

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AN ORDINANCE 81,744

APPOINTING EDWARD D. GARZA TO THE HOUSING TRUST
FUND BOARD OF TRUSTEES FOR A TERM OF OFFICE TO
EXPIRE ON MAY 30, 1996.

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AN ORDINANCE 81,745

REAPPOINTING LEE BRIGHT AND ROBERT SKELTON TO THE
MECHANICAL BOARD OF APPEALS FOR TERMS OF OFFICE TO
EXPIRE ON MARCH 20, 1997.

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AN ORDINANCE 81,746

REAPPOINTING LOLA LOWERY TO THE PARKS AND RECREATION
BOARD FOR A TERM OF OFFICE TO EXPIRE ON MARCH 31,
1997.

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AN ORDINANCE 81,747

REAPPOINTING JAMES R. MURRAY AND JAMES WHITEAKER TO
THE PLUMBING APPEALS AND ADVISORY BOARD FOR TERMS OF
OFFICE TO EXPIRE MARCH 20, 1996, AND MARCH 20, 1997,
RESPECTIVELY.

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AN ORDINANCE 81,748

APPOINTING ROBERT JALNOS TO THE PLUMBING APPEALS AND

ADVISORY BOARD FOR A TERM OF OFFICE TO EXPIRE MARCH
20, 1997.

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AN ORDINANCE 81,749

APPOINTING JESSE PENA TO THE TRANSPORTATION ADVISORY
BOARD FOR A TERM OF OFFICE TO EXPIRE ON JANUARY 26,
1997.

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AN ORDINANCE 81,750

REAPPOINTING BILL DAVIS, REAGAN GREER AND HENRY
RODRIGUEZ AND APPOINTING DR. PRENZA WOODS TO THE
BOARD OF ADJUSTMENT FOR TERMS OF OFFICE TO EXPIRE ON
FEBRUARY 22, 1997.

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AN ORDINANCE 81,751

REAPPOINTING CHARLES ANDREWS AND LAURA CALDERON TO
THE HOUSING AUTHORITY OF THE CITY OF SAN ANTONIO FOR
TERMS OF OFFICE TO EXPIRE ON APRIL 6, 1997.

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AN ORDINANCE 81,752

APPOINTING ARTHUR COLUMBE TO THE CONVENTION AND
VISITORS BUREAU ADVISORY COMMITTEE FOR A TERM OF
OFFICE TO EXPIRE ON JUNE 30, 1997.

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AN ORDINANCE 81,753

APPOINTING CATHERINE TORRES-STAHN TO THE MARKET
SQUARE COMMISSION FOR A TERM OF OFFICE TO EXPIRE ON
MAY 5, 1996.

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AN ORDINANCE 81,754

PROVIDING FOR A SIX MONTH EXTENSION OF TERMS OF
OFFICE ON THE CHILD CARE ADVISORY COUNCIL FOR HELEN
WRONSKI, RICHARD BROWN, MERCEDES DE COLON, NEIRA
SOUTH, LINDA RIVAS, LAURA CALDERON, AND LINDA

KASTANTENACO FOR A TERM OF OFFICE TO EXPIRE ON
SEPTEMBER 30, 1995.

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95-09 The Clerk read the following Ordinance:

AN ORDINANCE 81,755

AUTHORIZING THE EXPENDITURE OF THE SUM OF \$1,427.00
OUT OF GENERAL OBLIGATION BONDS; ACCEPTING THE
DEDICATION OF A TEMPORARY EASEMENT IN CONNECTION
WITH THE WESTERN AVENUE DRAINAGE PROJECT #74, PHASE
II; ACQUIRING TITLE TO ONE PARCEL IN CONNECTION
WITH THE SOUTH FLORES STREET DRAINAGE PROJECT
#70-70A, PHASE II; ACQUIRING TITLE TO TWO PARCELS
IN CONNECTION WITH THE OCTAVIA PLACE DRAINAGE
PROJECT #63; AND ACQUIRING TITLE TO ONE PARCEL IN
CONNECTION WITH THE WURZBACH PARKWAY PROJECT.

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Mr. Avila made a motion to approve the proposed Ordinance.
Mr. Solis seconded the motion.

In response to a question by Mr. Avila, Mr. John German,
Director of Public Works, explained the status of the South Flores
Drainage Project.

After consideration, the motion, carrying with it the passage
of the Ordinance, prevailed by the following vote: AYES: Perez,
McClendon, Billa Burke, Avila, Solis, Ayala, Ross; NAYS: None;
ABSENT: Thornton, Peak, Larson, Wolff.

95-09 The Clerk read the following Ordinance:

AN ORDINANCE 81,756

AUTHORIZING PAYMENT IN THE AMOUNT OF \$1,800.00 TO
S.R. DOOLEY & ASSOCIATES FOR APPRAISAL SERVICES ON
THE ASHLEY ROAD RECONSTRUCTION PROJECT - BASCUM
BOULEVARD TO S. FLORES; AND APPROPRIATING FUNDS.

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Ms. McClendon, made a motion to approve the proposed
Ordinance. Ms. Billa Burke seconded the motion.

Mr. John German, Director of Public Works, explained the
timetable for project completion.

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Ms. McClendon thanked Mr. German for his work with the community, and spoke to certain specifics.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Solis, Ayala, Ross, NAYS: None; ABSENT: Avila, Thornton, Peak, Larson, Wolff.

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95-09 The Clerk read the following Ordinance:

AN ORDINANCE 81,757 .

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REAPPOINTING JUNE BRATCHER, AND MARTIN BARLETT TO
THE TRANSPORTATION ADVISORY BOARD FOR TERMS OF
OFFICE TO EXPIRE ON JANUARY 26, 1996.

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Ms. Billa Burke made a motion to approve the proposed Ordinance. Ms. McClendon seconded the motion.

Mr. Perez stated that he wanted to be certain that Mr. McMillan was not being reappointed to this board, inasmuch as he no longer is qualified to do so.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Solis, Ayala, Ross, NAYS: None; ABSENT: Avila, Thornton, Peak, Larson, Wolff.

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95-09 The Clerk read the following Ordinance:

AN ORDINANCE 81,758 .

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NOMINATING DR. HARMON KELLEY, DR. GLEN MCCRELESS,
MARY ANN MOTE AND DR. RANDALL WESTMAN, FOR
REAPPOINTMENT AND NOMINATING DR. ROQUE GONZALES,
JR., FOR APPOINTMENT TO THE ADVISORY BOARD OF HEALTH
OF SAN ANTONIO METROPOLITAN DISTRICT.

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Ms. McClendon made a motion to approve the proposed Ordinance. Ms. Billa Burke seconded the motion.

Ms. Ayala spoke to the agreed-to two new appointments to this Advisory Board of Health, and noted that several recommendations will be forthcoming at next Thursday's "B" Session.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Solis, Ayala, Ross; NAYS: None; ABSENT: Avila, Thornton, Peak, Larson, Wolff.

Ms. Ayala made a motion to direct City staff to schedule a Boards and Commissions work session to consider two new appointments to the Advisory Board of Health at next Thursday's "B" Session. Ms. McClendon seconded the motion.

After consideration, the motion providing direction to City staff prevailed by unanimous voice vote of City Council members present.

95-09 The Clerk read the following Ordinance:

AN ORDINANCE 81,759

AUTHORIZING THE ALLOCATION OF \$7,500.00 TO THE SAN ANTONIO AREA FOUNDATION TO SUPPORT START-UP OPERATIONS FOR CENTRO ALAMEDA IN CONNECTION WITH THE RENOVATION OF THE ALAMEDA THEATER; DESIGNATING THE AREA FOUNDATION AS FISCAL AGENT FOR CENTRO ALAMEDA; NULLIFYING AN EXISTING CONTRACT WITH A DELEGATE ARTS AGENCY; AND RE-PROGRAMMING NECESSARY FUNDS.

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Mr. Solis made a motion to approve the proposed Ordinance. Ms. Ayala seconded the motion.

Mr. Eduardo Diaz, Director of the Arts & Cultural Affairs Department, explained the reallocation of funds for start-up operations for Centro Alameda.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Solis, Ayala, Ross; NAYS: None; ABSENT: Avila, Thornton, Peak, Larson, Wolff.

95-09 The Clerk read the following Ordinance:

AN ORDINANCE 81,760

AUTHORIZING THE CITY MANAGER TO APPLY FOR AND ACCEPT A COPS AHEAD GRANT IN THE AMOUNT OF \$3,225,000.00 FROM THE OFFICE OF COMMUNITY POLICING (COPS), U.S. DEPARTMENT OF JUSTICE, TO ENHANCE THE COMMUNITY

POLICING INITIATIVES BEGUN UNDER PROJECT SAFFE (SAN ANTONIO FEAR FREE IMPROVEMENT) BY ALLOWING THE HIRING OF 43 POLICE OFFICERS.

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Ms. Ayala made a motion to approve the proposed Ordinance. Ms. Billa Burke seconded the motion.

Police Chief Al Philippus explained the purposes of the grant as part of the overall Crime Bill, noting that this grant will not be affected by current discussions relative to the future of the nation's Crime Bill in Congress. He spoke in support for an extension of the 'community policing' concept.

Mr. Ross stated that the Council needs to understand that it is obligating future San Antonio budget funding for these new police officers, when the federal grant comes to an end.

Ms. Ayala spoke in support for this high-priority effort.

Mr. Alex Briseno, City Manager, stated that City staff is planning to cover the costs in the General Fund, noting that the program will help to speed up some other programs.

Mr. Solis spoke in support for more 'front-line' police officers.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Solis, Ayala, Ross, NAYS: None; ABSENT: Avila, Thornton, Peak, Larson, Wolff.

95-09 The Clerk read the following Ordinance:

AN ORDINANCE 81,761

AUTHORIZING THE CITY MANAGER TO EXECUTE A PROMISSORY NOTE AND RELATED DOCUMENTS FOR THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) FOR THE USE OF UP TO \$5,000,000.00 UNDER THE HUD SECTION 108 GUARANTEED LOAN PROGRAM, APPROVING LOW AND MODERATE-INCOME JOB CREATION CONTRACTS IN CONNECTION WITH THE CROCKETT STREET DEVELOPMENT PROJECT; AUTHORIZING THE FINANCE DEPARTMENT TO CREATE THE NECESSARY PROJECT ACCOUNTS AND APPROPRIATING FUNDS.

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Ms. Billa Burke made a motion to approve the proposed Ordinance. Ms. McClendon seconded the motion.

Mr. Clint Bolden, Director of Economic Development, reviewed details of the Crockett St. Project and spoke to plans for the use of the \$5 million loan from the Department of Housing and Urban Development. He noted that the loan will be repaid by the property owners in the project, and stated that it will add some 250 new jobs to San Antonio's work force.

Mr. Alex Briseno, City Manager, spoke to the complex details of the project planning and lauded City staff for its hard work.

Mr. Solis spoke to the many allied projects in downtown San Antonio which involve several Council districts. He addressed the need for a Management Plan to coordinate all these projects and the need to coordinate spending of HUD funds expeditiously, before we lose those funds. He then spoke to the expanding borders of what is considered the downtown area, and noted that Council needs to discuss this Management Plan.

Ms. McClendon spoke to project funding details and the fact that it's a unique public/private venture.

Mr. Ross spoke to the city's reputation for attracting such projects and funding.

(City Council at this time recessed its regular meeting at 2:12 P.M. in order to participate in a special news conference in the "B" Room relative to the National Basketball Association All-Star tournament to be held in San Antonio in 1996. City Council reconvened at 2:32 P.M. with Mr. Perez presiding in absence of the Mayor and Mayor Pro Tem.)

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95-09 CONTINUATION OF DISCUSSION ON ORDINANCE NO. #81,761

In response to a question by Ms. Ayala, Mr. Bolden and Mr. Andrew Cameron, Director of Housing & Community Development, defined funding details and spoke to the remaining balances in the Vista Verde Urban Development Action Grant (UDAG) project.

Ms. Ayala questioned previous funding data given her in this regard, and asked to be given details of the Vista Verde UDAG project funds matter in writing. She spoke to her concerns with funding for intermodal transportation.

Mr. Briseno addressed the fact that all of the \$5 million loan will be repaid by the property owners, and those repaid funds will be used only for CDBG-eligible projects, when repaid.

In response to a question by Ms. McClendon, Mr. Briseno discussed the use of leftover Vista Verde UDAG project funding, and plans for future extension of the river, to the east. He noted that the

use of minimal HUD funds for the Crockett St. Project will leave more monies available for future projects.

A discussion then took place concerning the possible future of CDBG funding and the need to prioritize CDBG funding by the City Council, in view of possible changes in that funding in the future.

Mr. Briseno spoke to the need for a strategic plan for downtown, in order to pull together all projects there.

Mr. Cameron discussed the question of possible confusion over funding levels for a number of local federally-funded projects.

Ms. Ayala noted that the entire City Council needs to be involved in CDBG funding matters, including refunding, stating her belief that many areas of the city, not only downtown, need CDBG funds.

Mr. Briseno spoke to the requirement for matching public and private funding involved in the Crockett St. Project.

Mr. Ross spoke to the look at city-wide funding criteria, rather than by individual Council districts.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Avila, Solis, Ayala, Ross, Thornton, Peak, NAYS: None; ABSENT: Larson, Wolff.

95-09 The Clerk read the following Ordinance:

AN ORDINANCE 81,762

AUTHORIZING THE EXECUTION OF AN ADMINISTRATION AGREEMENT WITH MALONEY DEVELOPMENT PARTNERSHIP, LTD., PETERSON AND MAXWELL PARTNERSHIP, LA MANSION DEVELOPMENT COMPANY, INC., AZTEC THEATER, LTD., AND THE CROCKETT STREET DEVELOPMENT COMPANY IN CONNECTION WITH THE CROCKETT STREET DEVELOPMENT PROJECT AND THE CROCKETT STREET PUBLIC IMPROVEMENT DISTRICT.

* * * *

Mr. Ross made a motion to approve the proposed Ordinance. Ms. Billa Burke seconded the motion.

Mr. Clint Bolden, Director of Economic Development, briefly outlined the administration agreement in connection with the Crockett St. Project.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Avila, Solis, Ayala, Ross, Thornton, Peak; NAYS: None; ABSENT: Larson, Wolff.

95-09 The Clerk read the following Ordinance:

AN ORDINANCE 81,763

AUTHORIZING THE EXPENDITURE OF THE SUM OF \$250,000.00 OUT OF CAPITAL IMPROVEMENT RESERVE FUNDS TO BE REIMBURSED BY ECONOMIC DEVELOPMENT ADMINISTRATION GRANT FUNDS TO ACQUIRE TITLE TO ONE PARCEL IN CONNECTION WITH THE ELEMENDORF STREET DRAINAGE PROJECT #38, PHASE II-FREDERICKSBURG ROAD; ACCEPTING THE ASSIGNMENT OF THE CURRENT LEASES AFTER REVIEW AND APPROVAL BY THE CITY ATTORNEY; AND ADOPTING A POLICY TO ALLOW CURRENT TENANTS TO VOLUNTARILY TERMINATE A TENANCY WITHIN SIXTY DAYS OF THE ACQUISITION OF THE PROPERTY BY THE CITY OF SAN ANTONIO.

* * * *

Ms. Billa Burke made a motion to approve the proposed Ordinance. Mr. Avila seconded the motion.

Mr. John German, Director of Public Works, explained the proposed acquisition of a major parcel of the Fredericksburg Road Project, at the intersection of Fredericksburg Road and Zarzamora. He noted that the City will own the building in question at that location as a result of this acquisition, and he spoke to reasons why the City needs to purchase the building in order to eliminate the head-in parking in front of that building.

Mr. Ross addressed the lack of parking in that area and the problems which result. He asked City staff to consider turning this area into parking for other area businesses and uses. He also questioned the effect that this purchase will have on EDA grant funding.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Billa Burke, Avila, Ross, Thornton, Peak; NAYS: None; ABSENT: McClendon, Solis, Ayala, Larson, Wolff.

95-09 The Clerk read the following Ordinance:

AN ORDINANCE 81,764

AUTHORIZING THE EXPENDITURE OF DISCRETIONARY FUNDS IN THE AMOUNT OF \$150.00 FROM DISTRICT ONE AND \$200.00 FROM DISTRICT FIVE TO PAY THE RENTAL FEE FOR THE USE OF ROSEDALE PARK IN CONJUNCTION WITH A SCHOLARSHIP DANCE TO BE HELD ON SATURDAY, JUNE 3, 1995, BY THE BILINGUAL EDUCATION STUDENT ORGANIZATION, AS REQUESTED BY COUNCILMEN ROGER A PEREZ AND JUAN SOLIS, III.

* * * *

Mr. Avila made a motion to approve the proposed Ordinance. Ms. Billa Burke seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Billa Burke, Avila, Ross, Thornton, Peak, NAYS: None; ABSENT: McClendon, Solis, Ayala, Larson, Wolff.

95-09 The Clerk read the following Ordinance:

AN ORDINANCE 81,765

CALLING FOR A PUBLIC HEARING ON THE TRANSFER OF CONTROL OF THE CABLE TELEVISION FRANCHISE FROM KBLCOM, INC., TO TIME WARNER, INC., TO BE HELD BY THE CABLE TELEVISION ADVISORY COMMITTEE; SETTING A PUBLIC HEARING DATE OF MARCH 27, 1995, IN THE COUNCIL CHAMBERS, MUNICIPAL PLAZA BUILDING; WAIVING THE REQUIREMENTS THAT THE FRANCHISEE GIVE CERTAIN NOTICES TO SUBSCRIBERS PRIOR TO THE ANNOUNCED DATE OF THE PUBLIC HEARING; AND ORDERING THE FRANCHISEE TO NOTIFY ITS SUBSCRIBERS OF THE PUBLIC HEARING BY ANNOUNCING ON AT LEAST TWO CHANNELS OF ITS SYSTEM, BETWEEN THE HOURS OF 7 P.M. AND 10 P.M., FOR A MINIMUM OF FIFTEEN CONSECUTIVE DAYS PRECEDING THE PUBLIC HEARING.

* * * *

Ms. McClendon made a motion to approve the proposed Ordinance. Mr. Billa Burke seconded the motion.

Mr. Bill Arnette, Supervisor of Public Utilities, explained the call for a Public Hearing in relation to the planned transfer of the cable television franchise from KBLCOM, Inc. to Time-Warner, Inc., and

the waiver of the required 30-day notice to cable subscribers, as required by the franchise.

In response to a question by Mr. Thornton, Mr. Arnette stated that no change in local cable management or service will result from the franchise transfer, in his opinion.

In response to a question by Mr. Thornton, Mr. T.J. Connally, representing Paragon Cable, discussed the impact of the Cable Television Advisory Committee on this matter.

Mr. Thornton expressed his desire to have the committee look at this transfer matter, and also spoke in favor of holding the Public Hearing on the matter in the evening.

Mr. Connally spoke to plans to advise citizens of the Public Hearing.

Ms. McClendon spoke in agreement with the need for the Cable Television Advisory Committee to hold the Public Hearing on the proposed transfer, and stated that she would attend, if needed.

Ms. McClendon then made an amendment to allow the Cable Television Advisory Committee to hold the Public Hearing at its next scheduled meeting, and to waive the 30-day notification requirement for the Public Hearing. Ms. Ayala seconded the amendment.

Ms. Ayala expressed her desire that non-cable subscribers also be notified of the Public Hearing, and spoke to her concern for the planned use of only cable channels to advertise the Public Hearing, noting that many citizens cannot afford cable TV. She asked Paragon Cable to consider making its services more accessible, including places where cable monthly bills can be paid, as a result of this proposed franchise transfer. She spoke in favor of better cable service from the franchisee.

After consideration, the amendment motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Avila, Solis, Ayala, Thornton, Peak, NAYS: None; ABSENT: Ross, Larson, Wolff.

After consideration, the main motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Avila, Solis, Ayala, Thornton, Peak, NAYS: None; ABSENT: Ross, Larson, Wolff.

- - -
95-09 Mr. Perez declared the Public Hearing to be open.

No citizen was signed to speak to this matter.

Mr. Perez declared the Public Hearing to be closed.

Mr. Roland Lozano, Director of Asset Management, explained the proposed closure of a public street and several alleys on school property, and why the action is being taken at the request of San Antonio Independent School District.

The City Clerk then read the following Ordinance:

AN ORDINANCE 81,766

CLOSING, VACATING, ABANDONING AND QUITCLAIMING AN UNIMPROVED PORTION OF N. ROSILLO STREET AND THREE (3) UNIMPROVED ALLEYS WITHIN THE BOUNDARIES OF CROCKETT ELEMENTARY SCHOOL.

* * * *

Mr. Solis made a motion to approve the proposed Ordinance. Mr. Avila seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Avila, Solis, Ayala, Ross, Peak, NAYS: None; ABSENT: Thornton, Larson, Wolff.

95-09 Mr. Perez declared the Public Hearing to be open.

No citizen appeared to speak to this matter.

Mr. Perez declared the Public Hearing to be closed.

Mr. Roland Lozano, Director of Asset Management, briefly explained the proposed closure of an unimproved alley on school property.

The City Clerk read the following Ordinance:

AN ORDINANCE 81,767

CLOSING, VACATING, ABANDONING AND QUITCLAIMING AN UNIMPROVED ALLEY WITHIN THE BOUNDARIES OF NELSON ELEMENTARY SCHOOL.

* * * *

Mr. Solis made a motion to approve the proposed Ordinance. Ms. Billa Burke seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Solis, Ayala, Ross, Peak; NAYS: None; ABSENT: Avila, Thornton, Larson, Wolff.

95-09 Mr. Perez declared the Public Hearing to be open.

No citizen appeared to speak to this matter.

Mr. Perez declared the Public Hearing to be closed.

Mr. Roland Lozano, Director of Asset Management, spoke to the proposed closure of an unimproved street and alley on school district property.

The City Clerk read the following Ordinance:

AN ORDINANCE 81,768

CLOSING, VACATING, ABANDONING AND QUITCLAIMING NEWFIELDS PLACE AND AN UNIMPROVED 15 FOOT WIDE ALLEY WITHIN THE BOUNDARIES OF MAVERICK ELEMENTARY SCHOOL.

* * * *

Mr. Solis made a motion to approve the proposed Ordinance. Mr. McClendon seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Solis, Ayala, Ross, Peak, NAYS: None; ABSENT: Avila, Thornton, Larson, Wolff.

95-09 Mr. Perez declared the Public Hearing to be open.

No citizen appeared to speak to this matter.

Mr. Perez declared the Public Hearing to be closed.

Mr. Roland Lozano, Director of Asset Management, explained the proposed closure of an unimproved alley on school property.

The City Clerk read the following Ordinance:

AN ORDINANCE 81,769

CLOSING, VACATING, ABANDONING AND QUITCLAIMING AN

UNIMPROVED ALLEY WITHIN THE BOUNDARIES OF WASHINGTON
ELEMENTARY SCHOOL.

* * * *

Ms. McClendon made a motion to approve the proposed Ordinances
Ms. Billa Burke seconded the motion.

After consideration, the motion, carrying with it the passage
of the Ordinance, prevailed by the following vote: AYES: Perez,
McClendon, Billa Burke, Avila, Solis, Ayala, Ross, Peak; NAYS: None;
ABSENT: Thornton, Larson, Wolff.

- - -
95-09 Mr. Perez declared the Public Hearing to be open.

No citizen was signed to speak to this matter.

Mr. Perez declared the Public Hearing to be closed.

The City Clerk read the following Ordinance:

AN ORDINANCE 81,770

RATIFYING THE SUBMISSION OF A FEDERAL APPLICATION TO
THE U.S. DEPARTMENT OF HOUSING AND URBAN
DEVELOPMENT (HUD); AUTHORIZING THE CLOSURE OF THE
VISA VERDE UDAG PROJECT; REPROGRAMMING THE
REMAINING HUD UDAG BALANCE TOTALING APPROXIMATELY
\$1,421,784.00 TO SUPPORT INFRASTRUCTURE CONSTRUCTION
WITH THE CROCKETT STREET DEVELOPMENT PROJECT;
AUTHORIZING THE FINANCE DEPARTMENT TO CREATE THE
NECESSARY PROJECT ACCOUNTS; APPROPRIATING FUNDS;
AND AUTHORIZING THE CITY MANAGER TO ACCEPT THE
GRANT, EXECUTE CONTRACTS, AND PROVIDE ANY ADDITIONAL
DOCUMENTATION TO HUD.

* * * *

Ms. Billa Burke made a motion to approve the proposed
Ordinance. Mr. Avila seconded the motion.

Mr. Clint Bolden, Director of Economic Development, explained
that this is the final item put forth for City Council approval relative
to the Crockett Street Project, and spoke to its details.

After consideration, the motion, carrying with it the passage
of the Ordinance, prevailed by the following vote: AYES: Perez,
McClendon, Billa Burke, Avila, Solis, Ayala, Ross, Peak; NAYS: None;
ABSENT: Thornton, Larson, Wolff.

95-09 City Council recessed its regular meeting at 3:31 P.M. in order to convene in Executive Session for:

A. Status of contract negotiations with a professional sports franchise.

B. Briefing on the judgement entered in Scandal Rodriguez, Victoria Rodriguez et al vs. City of San Antonio, Cause No. 94-CI-01737.

- - -
95-09 City Council adjourned the Executive Session and reconvened its regular meeting at 4:34 P.M. with Mayor Wolff presiding. He stated that City Council had received briefings on the above two topics and had given staff direction, but took no official action during Executive Session.

95-09 Mayor Wolff declared the Public Hearing to be open.

Ms. Rebecca Q. Cedillo, Vice-President for Planning, San Antonio Water System, spoke to the proposed amendment to the City Code dealing with discharge of industrial wastes and the pre-treatment of that waste by SAWS, reciting the history of the local regulations.

(At this point, Mayor Wolff was obliged to leave the meeting. Mr. Perez again presided in absence of the Mayor Pro Tem.)

Ms. Cedillo addressed details of the proposed changes to local limits to discharged industrial wastes, and noted that the proposed amendments were prepared in cooperation with the San Antonio Manufacturers Association. She further noted that the Environmental Protection Agency (EPA) requires City Council approval of the proposed amendments.

The following person appeared to speak:

Mr. Mike Harris, President, San Antonio Manufacturers Association (SAMA), spoke to his organization's impact upon the new regulations being proposed, and the costs involved with pre-treatment of industrial wastes. He addressed the compromises reached during negotiations between his organization and SAWS, and the unique nature of this working relationship. He commended SAWS for its willingness to work with industry in this matter.

In response to a question by Mr. Ross, Ms. Cedillo differentiated between wastewater and stormwater runoff, and spoke to the impact of new "local limits" on certain local businesses. He noted that the city's military bases have other specific limits.

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

Mr. David Earl, attorney for SAWS, spoke to non-hazardous status of these discharges.

Ms. Ayala noted that the new limits and their penalties are the result of new federal government regulations from EPA.

In response to a question by Ms. Ayala, Ms. Minerva Flores, SAWS, spoke to San Antonio Restaurant Association involvement in the setting of the new local limits, and noted that no changes are being made in regulations pertaining to grease-traps. She spoke to her concerns that a firm from out of town had, through what she termed 'predatory pricing', won a number of local contracts for cleaning grease-traps, to the detriment of local firms in that business.

There being no further citizens to be heard in this matter, Mayor Wolff declared the Public Hearing to be closed.

The City Clerk read the following Ordinance:

AN ORDINANCE 81,771

AMENDING CHAPTER 34, ARTICLE V, DIVISION 3 OF THE CITY CODE REGULATING THE USE OF BOTH PUBLIC AND PRIVATE SEWERS, DRAINS AND RELATED APPURTENANCES THAT ULTIMATELY DISCHARGE INDUSTRIAL WASTES INTO THE SAN ANTONIO REGIONAL SEWAGE TRANSPORTATION AND TREATMENT SYSTEM. PROMULGATING STANDARD PROCEDURES AND REGULATIONS FOR COMPLIANCE THEREWITH; PROVIDING FOR COLLECTION OF CIVIL PENALTIES UP TO \$5,000.00 FOR VIOLATIONS THEREOF; DECLARING THE VIOLATION THEREOF TO BE A CRIMINAL MISDEMEANOR; AND PROVIDING FOR PUNISHMENT UPON CONVICTION BY A FINE NOT TO EXCEED \$2,000.00.

* * * *

Ms. Billa Burke made a motion to approve the proposed Ordinance. Mr. Peak seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, Billa Burke, Solis, Ayala, Ross, Thornton, Peak, Wolff; NAYS: None; ABSENT: McClendon, Avila, Larson.

CITIZENS TO BE HEARD

MR. JUAN B. VELA

Mr. Vela, of 115 Parmly, spoke to changes that have been made in government since last November's elections, and addressed the need for people to be enlightened about government.

95-09 There being no further business to come before the Council, the meeting was adjourned at 5:05 P.M.

A P P R O V E D


M A Y O R

Attest:


C I T Y C L E R K

March 02, 1995
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