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CEREMONIAL ITEMS

RED RIBBON WEEK

Mayor Peak stated that San Antonio Fighting Back of United Way, the San Antonio Apartment Association, and other agencies are all participating in "Red Ribbon Week" activities, and he introduced Mr. Willy Mitchell, San Antonio Fighting Back Board Chairman, and Ms. Kitty Barry of the Apartment Association. He then read a formal proclamation designating "Red Ribbon Week" in San Antonio and presented it to the delegation.

Mr. Mitchell thanked the Mayor and City Council for the proclamation, and introduced Ms. Beverly Watts Davis, Executive Director of San Antonio Fighting Back.

Ms. Davis distributed symbolic red ribbons to Mayor and Council members, as Mr. Mitchell introduced the 'Miracle Group', present in the audience.

Individual City Council members then spoke to the importance of groups fighting back against drugs in San Antonio and thanked the delegation members for their efforts.

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CONSENT AGENDA

Mr. Flores made a motion to approve Agenda Items 8 through 43h, constituting the Consent Agenda, with items 14, 30, 32, 34, and 43a having been removed for individual consideration. Mr. Bannwolf seconded the motion.

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

AN ORDINANCE 86817

ACCEPTING THE LOW BID OF KAPSKO CONSTRUCTION, INC. TO PROVIDE THE CITY OF SAN ANTONIO FIRE DEPARTMENT WITH LABOR, MATERIAL AND EQUIPMENT NECESSARY TO RESURFACE THE APPARATUS ROOM

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FLOORS OF THIRTEEN FIRE STATIONS AND THE SOUTH ZARZAMORA FIRE TRAINING FACILITY, FOR A TOTAL OF \$49,815.69.

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AN ORDINANCE 86818

ACCEPTING THE LOW, QUALIFIED BID OF SANTEX INTERNATIONAL TRUCKS TO PROVIDE THE CITY OF SAN ANTONIO PUBLIC WORKS DEPARTMENT WITH FOUR (4) HEAVY DUTY TRUCKS TO BE UTILIZED FOR VARIOUS APPLICATIONS INCLUDING HAULING AND DUMPING DEBRIS AND SLUDGE, FOR A TOTAL OF \$215,120.00.

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AN ORDINANCE 86819

AMENDING THE SAN ANTONIO MUSEUM OF ART LATIN AMERICAN ART (SAMA) CENTER PROJECT BUDGET TO REFLECT THE ALLOCATION OF THE FINAL \$250,000.00 IN 1994 PARKS GENERAL OBLIGATION BOND FUNDS FOR THIS PROJECT; AND AUTHORIZING THE REIMBURSEMENT OF THE SAN ANTONIO MUSEUM ASSOCIATION FOR THE FINAL \$250,000.00 IN PROJECT CONSTRUCTION COSTS. (AMENDS ORDINANCE NO. 84598)

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AN ORDINANCE 86820

AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH TEXAS DEPARTMENT OF TRANSPORTATION (TXDOT) TO RECEIVE A FEDERAL DEPARTMENT OF TRANSPORTATION GRANT UP TO \$300,000.00 AND ESTABLISHING A BUDGET IN THE AMOUNT OF \$300,000.00 FOR THE CITY'S FINANCIAL COMMITMENT FOR PROFESSIONAL DESIGN SERVICES IN CONNECTION WITH OPERATION TIME-SAVER: A MODEL DEPLOYMENT INITIATIVE OF THE INTELLIGENT TRANSPORTATION INFRASTRUCTURE RELATED TO THE TRANSGUIDE TRAFFIC OPERATIONS CENTER.

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AN ORDINANCE 86821

AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT IN THE AMOUNT OF \$489,441.46 TO TRANSCORE, INC., FIFTY PERCENT FOR WHICH THE CITY WILL BE RESPONSIBLE, THE REMAINING FIFTY PERCENT FOR WHICH THE STATE WILL PROVIDE FROM A FEDERAL GRANT, ALL IN CONNECTION WITH OPERATION TIME-SAVER: A MODEL DEPLOYMENT INITIATIVE OF THE INTELLIGENT TRANSPORTATION INFRASTRUCTURE.

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AN ORDINANCE 86822

AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT FOR "REIMBURSEMENT OF TRAVEL EXPENSES OPERATION TIME-SAVER: A MODEL DEPLOYMENT INITIATIVE OF THE INTELLIGENT TRANSPORTATION INFRASTRUCTURE" WITH THE TEXAS DEPARTMENT OF TRANSPORTATION (TXDOT) WHICH ALLOWS THE STATE TO REIMBURSE THE CITY FOR ELIGIBLE TRAVEL EXPENSES ASSOCIATED WITH THE MODEL DEPLOYMENT INITIATIVE UP TO \$6,500.00.

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AN ORDINANCE 86823

ACCEPTING THE LOW, QUALIFIED BID OF H.B. ZACHRY COMPANY FOR A CONSTRUCTION CONTRACT IN THE AMOUNT OF \$219,062.75 IN CONNECTION WITH THE TRAFFIC SIGNAL INSTALLATIONS - 3 LOCATIONS, 1997 PROJECT; AUTHORIZING THE EXECUTION OF A CONSTRUCTION CONTRACT; AUTHORIZING \$21,906.28 FOR MISCELLANEOUS CONSTRUCTION CONTINGENCY EXPENSES; AUTHORIZING \$617.82 FOR ADVERTISING EXPENSES; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 86824

AUTHORIZING AN ADDITIONAL \$20,000.00 PAYABLE TO SINCLAIR & ASSOCIATES, INC. FOR PROFESSIONAL SERVICES RELATED TO THE 36TH & GROWDEN DRAINAGE PROJECT, LOCATED IN COUNCIL DISTRICT 6; AND PROVIDING FOR PAYMENT. (AMENDS ORDINANCE NO. 81943 DATED MARCH 30, 1995)

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AN ORDINANCE 86825

AUTHORIZING AN ADDITIONAL \$46,349.28 PAYABLE TO VICKREY & ASSOCIATES FOR ENGINEERING SERVICES RELATED TO STORM WATER PLANS AND RIGHT OF WAY PLATS IN CONNECTION WITH THE BOBOLINK DRAINAGE #96A PROJECT, LOCATED IN COUNCIL DISTRICT 1; AUTHORIZING \$3,000.00 FOR MISCELLANEOUS ENGINEERING CONTINGENCY EXPENSES; AUTHORIZING \$5,354.66 FOR ADDITIONAL ENGINEERING SERVICES; AND PROVIDING FOR PAYMENT. (AMENDS ORDINANCE NO. 81995 DATED APRIL 6, 1995)

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AN ORDINANCE 86826

AUTHORIZING THE EXECUTION OF FIELD ALTERATION NO. 4 IN THE AMOUNT OF \$87,803.11 TO THE CONTRACT WITH YANTIS CORPORATION FOR THE TAXIWAY G RECONSTRUCTION PROJECT AT SAN ANTONIO INTERNATIONAL AIRPORT; REVISING THE BUDGET FOR SAID PROJECT; AND PROVIDING FOR PAYMENT. (AMENDS ORDINANCE NO. 83192 DATED NOV. 16, 1995)

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AN ORDINANCE 86827

ACCEPTING THE LOW QUALIFIED BID, IN THE AMOUNT OF \$156,000.00, FROM PAR CONSTRUCTION, INC. FOR THE FEDERAL INSPECTION STATION MEZZANINE DOORS MODIFICATIONS PROJECT AT SAN ANTONIO INTERNATIONAL AIRPORT; AUTHORIZING THE EXECUTION OF A CONSTRUCTION CONTRACT FOR SAID WORK; AUTHORIZING AN ADDITIONAL \$15,600.00 FOR A CONTINGENCY ACCOUNT; AUTHORIZING \$1,500.00 FOR ADMINISTRATIVE EXPENSES; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 86828

AUTHORIZING THE EXECUTION OF A 25-YEAR LICENSE AGREEMENT BETWEEN THE CITY OF SAN ANTONIO AND AUBURN INVESTMENTS, INC., A TEXAS CORPORATION, TO USE THE PUBLIC RIGHT-OF-WAY (AIR RIGHTS) BEYOND THE SOUTH PROPERTY LINE OF THE EXISTING GARAGE STRUCTURE, FORMERLY KNOWN AS THE PETROLEUM COMMERCE BUILDING, LOCATED AT 201 NORTH ST. MARY'S STREET APPROXIMATELY 22 FEET ABOVE RIVERWALK LEVEL FOR A TOTAL CONSIDERATION OF \$2,500.00; AND TERMINATING AN EXISTING NON-ASSIGNABLE ENCROACHMENT LICENSE WITH RIVERWALK HOTEL, INC., AUTHORIZED AND APPROVED PURSUANT TO ORDINANCE NO. 82876, DATED SEPTEMBER 28, 1995.

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AN ORDINANCE 86829

APPROVING THE ASSIGNMENT OF THE FARMERS MARKET PLAZA LEASE AGREEMENT CURRENTLY HELD BY SIEW O. AND WALTER F. PANG, D/B/A SIEW PANG INTERNATIONAL GIFT SHOP TO SIEW PANG, INC. D/B/A FUN FASHIONS AT NOAH'S ARK FOR THE PERIOD NOVEMBER 1, 1997 THROUGH DECEMBER 14, 1997; AT A RATE OF \$841.25 PER MONTH, ADJUSTED EACH YEAR FOR ANY INCREASE IN THE CONSUMER PRICE INDEX AND A ONE TIME \$1,000.00 APPLICATION FEE FOR SAID ASSIGNMENT.(AMENDS ORDINANCE NO. 79223 OF NOVEMBER 23, 1993)

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AN ORDINANCE 86830

AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT FOR A TWENTY YEAR TERM WITH VALERO CORPORATE SERVICE COMPANY FOR LEASE OF 83,096 SQUARE FEET OF GROUND SPACE AT SAN ANTONIO INTERNATIONAL AIRPORT FOR AN ANNUAL RENTAL OF \$35,315.80.

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AN ORDINANCE 86831

DECLARING A PUBLIC NECESSITY FOR THE ACQUISITION OF FEE SIMPLE TITLE TO A 2,900 SQUARE FOOT PARCEL OF LAND OUT OF LOT 15, BLOCK 1, NEW CITY BLOCK 12781, SAN ANTONIO, BEXAR COUNTY, TEXAS FOR A PUBLIC PURPOSE, NAMELY THE CONSTRUCTION OF THE BABCOCK ROAD INTERSECTIONS METROPOLITAN PLANNING ORGANIZATION PROJECT; AND AUTHORIZING THE CITY ATTORNEY TO FILE EMINENT DOMAIN PROCEEDINGS.

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AN ORDINANCE 86832

AMENDING A LEASE AGREEMENT AUTHORIZED BY ORDINANCE NO. 85068 OF OCTOBER 31, 1996 AND EXPIRING SEPTEMBER 30, 1999 WITH WASHINGTON PLACE JOINT VENTURE TO LEASE AN ADDITIONAL 1,867 SQUARE FEET OF OFFICE SPACE AT THE WASHINGTON PLACE BUILDING LOCATED AT 215 SOUTH SAN SABA STREET FOR USE BY THE SAN ANTONIO POLICE DEPARTMENT SCHOOL SERVICES UNIT AT THE CURRENT LEASE RATE INCREASING BY AN ADDITIONAL \$1,381.58 PER MONTH FOR THE ADDITIONAL SPACE TO A TOTAL ANNUAL RENTAL OF \$142,971.70 THROUGH SEPTEMBER 30, 1998 (FY 98) THEN INCREASING BY AN ADDITIONAL \$1,456.26 PER MONTH TO A TOTAL ANNUAL RENTAL OF \$152,156.16 FOR FY 99.

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AN ORDINANCE 86833

AUTHORIZING THE CITY MANAGER TO ENTER INTO A THREE (3) YEAR LEASE AGREEMENT WITH TWO (2) ONE (1) YEAR RENEWAL OPTIONS WITH THE WASHINGTON PLACE JOINT VENTURE TO LEASE APPROXIMATELY 6,050 SQUARE FEET OF OFFICE SPACE AT THE WASHINGTON PLACE BUILDING LOCATED AT 215 SOUTH SAN SABA STREET FOR USE BY THE SAN ANTONIO POLICE DEPARTMENT REGIONAL AUTO CRIMES TEAM (REACT) AT AN ANNUAL RENTAL RATE OF \$50,820.00 IN YEAR ONE; \$56,628.00 IN YEAR TWO; \$59,532.00 IN YEAR THREE; \$62,436.00 IN THE FIRST RENEWAL YEAR; AND \$65,340.00 IN THE SECOND RENEWAL YEAR.

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AN ORDINANCE 86834

AUTHORIZING THE ACCEPTANCE OF AN ADDITIONAL CASH AWARD OF \$127,143.00 FROM THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, U.S. PUBLIC HEALTH SERVICE IN SUPPORT OF THE OPERATION OF THE 1997 CHILDHOOD IMMUNIZATION PROJECT BY THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT (SAMHD); AUTHORIZING THE EXECUTION OF A GRANT CONTRACT AMENDMENT; AND REVISING THE PROJECT BUDGET. (AMENDS ORDINANCE NO. 85680 OF FEBRUARY 27, 1997)

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AN ORDINANCE 86835

AUTHORIZING THE EXECUTION OF A CONTRACT IN THE AMOUNT OF \$20,000.00 WITH THE TEXAS ANIMAL DAMAGE CONTROL SERVICE OF THE U.S. DEPARTMENT OF AGRICULTURE AND TEXAS A&M UNIVERSITY SYSTEM FOR THE PROVISION OF WILDLIFE DAMAGE MANAGEMENT SERVICES AND DISEASE SURVEILLANCE ACTIVITIES IN SAN ANTONIO FOR THE PERIOD OCTOBER 1, 1997 THROUGH SEPTEMBER 30, 1998; AND AUTHORIZING PAYMENTS TO THE CONTRACTOR.

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AN ORDINANCE 86836

AUTHORIZING THE ACCEPTANCE AND EXECUTION OF A GRANT CONTRACT FROM THE TEXAS DEPARTMENT OF HEALTH (TDH) TO CONTINUE PROGRAMS OPERATED BY THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT (SAMHD) AS FOLLOWS: UP TO \$20,712.00 FOR THE LABORATORY ANALYSIS OF MILK SAMPLES AND \$264,035.00 FOR THE CORE PUBLIC HEALTH PROJECT; REVISING THE BUDGET FOR THE PUBLIC HEALTH STATE SUPPORT PROJECT 1997/98 ESTABLISHED IN ORDINANCE NO. 85857, PASSED AND APPROVED ON APRIL 10, 1997; AND AUTHORIZING A PERSONNEL COMPLEMENT.

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AN ORDINANCE 86837

AUTHORIZING THE ACCEPTANCE AND EXECUTION OF A CONTRACT WITH THE TEXAS DEPARTMENT OF HEALTH (TDH) IN THE AMOUNT NOT TO EXCEED \$1,099,981.00 TO CONTINUE THE TITLE V MATERNAL AND CHILD HEALTH PROJECT OPERATED BY THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT FOR THE PERIOD SEPTEMBER 1, 1997 THROUGH AUGUST 31, 1998; AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE UNIVERSITY OF TEXAS HEALTH SCIENCE CENTER AT SAN ANTONIO(UTHSCSA), DEPARTMENT OF OBSTETRICS AND GYNECOLOGY FOR THE SERVICES OF PHYSICIANS IN CONNECTION WITH SAID PROJECT; AMENDING THE PATIENT FEE PAYMENT SYSTEM FOR THE SERVICES PROVIDED UNDER SAID CONTRACT; AUTHORIZING CONTRACTUAL SERVICES; ADOPTING A BUDGET AND APPROVING A PERSONNEL COMPLEMENT.

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AN ORDINANCE 86838

AUTHORIZING AN INTERLOCAL AGREEMENT WITH THE SAN ANTONIO WATER SYSTEMS (SAWS) TO PROVIDE \$125,000.00 TO THE CITY OF SAN ANTONIO'S DEPARTMENT OF PARKS AND RECREATION FOR A RAIN HAVESTION SYSTEM AND XERISCAPE DEMONSTRATION GARDEN AT THE

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SAN ANTONIO BOTANICAL CENTER; AND ESTABLISHING A PROJECT FUND AND BUDGET.

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AN ORDINANCE 86839

AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO ENTER INTO A ONE (1) YEAR MAINTENANCE AGREEMENT WITH NORTH AMERICAN MORPHO SYSTEMS FOR THE AUTOMATED FINGERPRINT IDENTIFICATION SYSTEM (AFIS) FOR A FEE OF \$159,569.00 FOR THE PERIOD OCTOBER 1, 1997, THROUGH SEPTEMBER 30, 1998.

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AN ORDINANCE 86840

AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO ENTER INTO A CONTRACTUAL AGREEMENT WITH EXCEL, A PRIVATE PSYCHOLOGICAL COUNSELING SERVICE, TO PROVIDE PSYCHOLOGICAL ASSESSMENT AND COUNSELING SERVICES IN CONJUNCTION WITH THE GANG REHABILITATION, ASSESSMENT AND SERVICES PROGRAM (GRAASP) FOR AN AMOUNT NOT TO EXCEED \$53,914.00.

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AN ORDINANCE 86841

AMENDING ORDINANCE NO. 72883, PASSED AND APPROVED ON JANUARY 3, 1991, WHICH AUTHORIZED THE REPROGRAMMING OF \$1,700,000.00 REALIZED FROM THE HYATT URBAN DEVELOPMENT ACTION GRANT (UDAG) LAND SALE AS A LOAN TO BE USED FOR SUPPORT OF THE DWYER AVENUE CENTER RENOVATION PROJECT, SO AS TO CHARACTERIZE THESE FUNDS AS A GRANT.

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AN ORDINANCE 86842

AUTHORIZING PAYMENT IN THE AMOUNT OF \$382,688.00 TO VARIOUS VENDORS FOR EVENTS ASSOCIATED WITH MARKETING ACTIVITIES AND HOSTING OBLIGATIONS: OF THE SAN ANTONIO CONVENTION AND VISITORS BUREAU.

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AN ORDINANCE 86843

AUTHORIZING THE TEMPORARY CLOSURE OF ALAMO STREET BETWEEN HOUSTON AND CROCKETT STREET ON FRIDAY, NOVEMBER 28, 1997, FROM 5:00 P.M. UNTIL 7:00 P.M., SO THAT THE CITY OF SAN ANTONIO AND THE ALAMO HISTORIC DISTRICT, INC., MAY CONDUCT THE ANNUAL CHRISTMAS TREE LIGHTING CEREMONY IN ALAMO PLAZA.

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AN ORDINANCE 86844

APPROVING A PARADE PERMIT AND AUTHORIZING THE TEMPORARY CLOSURE OF CERTAIN STREETS IN THE GENERAL VICINITY OF DOWNTOWN AND ALONG BROADWAY AND ST. MARY'S, INCLUDING AMONG OTHER STREETS, DURANGO, MARKET, BOWIE, ALAMO, HOEFGEN, COMMERCE, TRAVIS, ST. MARY'S, JONES, BROADWAY, LEONA, E. GRAYSON, PERSHING, E. MULBERRY, ARSENAL, MAIN, EAGLELAND AND GUENTHER, FROM 6:00 A.M. UNTIL 12:30 P.M., SUNDAY, NOVEMBER 9, 1997 IN CONNECTION WITH THE 23RD ANNUAL SAN ANTONIO MARATHON, THE MAYOR'S CHALLENGE 5-MILE RUN AND THE CELEBRATION FOR FITNESS 3-MILE WALK, SPONSORED BY THE SAN ANTONIO MARATHON COMMITTEE.

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AN ORDINANCE 86845

APPROVING A PARADE PERMIT AND AUTHORIZING THE TEMPORARY CLOSURE OF ONE LANE OF MAIN STREET, COMMERCE STREET AND FLORES STREET FROM 9:00 A.M. UNTIL 10:00 A.M., FRIDAY, NOVEMBER 7, 1997 IN CONNECTION WITH THE FOX TECH HIGH SCHOOL CHILI BOWL PARADE. (THIS CLOSURE IS LOCATED IN COUNCIL DISTRICT 1).

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AN ORDINANCE 86846

AUTHORIZING THE TEMPORARY CLOSURE OF NAVIDAD STREET BETWEEN TRAVIS STREET AND SALINAS STREET FROM 12:00 P.M. UNTIL 7:00 P.M. ON SATURDAY, NOVEMBER 15, 1997, FOR A PRIVATE FAMILY FUNCTION, AS REQUESTED BY MS. AMY TIJERINA. (THIS CLOSURE IS LOCATED IN COUNCIL DISTRICT 1)

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AN ORDINANCE 86847

AUTHORIZING THE TEMPORARY CLOSURE OF RICHMOND STREET BETWEEN ST. MARY'S STREET AND AUDITORIUM CIRCLE FROM 9:00 A.M. UNTIL 12:30 P.M. ON NOVEMBER 7, 14, 21, AND 26, 1997 FOR A LIVE BROADCAST, AS REQUESTED BY KMOL-TV CHANNEL 4.

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AN ORDINANCE 86848

REAPPOINTING WILLIAM HOAGLAND-FUCHS (DISTRICT 1) AND STEPHEN R. JOHNS (MAYOR) TO THE CAPITAL IMPROVEMENTS ADVISORY COMMITTEE FOR TERMS OF OFFICE TO EXPIRE ON OCTOBER 25, 1999.

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AN ORDINANCE 86849

REAPPOINTING JACK JUDSON (DISTRICT 10) AND MILTON BABBITT (MAYOR) TO THE HISTORIC AND DESIGN REVIEW COMMISSION FOR A TERM OF OFFICE TO EXPIRE ON OCTOBER 31, 1999.

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AN ORDINANCE 86850

REAPPOINTING BERTHA SAUCEDO (DISTRICT 3) TO THE HOME IMPROVEMENT ADVISORY BOARD FOR A TERM OF OFFICE TO EXPIRE ON JUNE 23, 1999.

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AN ORDINANCE 86851

APPOINTING DORIS L. DRIVER (DISTRICT 2) TO THE KEEP SAN ANTONIO BEAUTIFUL, INC. FOR A TERM OF OFFICE TO EXPIRE ON DECEMBER 22, 1999.

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AN ORDINANCE 86852

REAPPOINTING PATRICIA BLASCHKE-DEVEAU (MAYOR) TO THE MAYOR'S COMMISSION ON THE STATUS OF WOMEN FOR A TERM OF OFFICE TO EXPIRE ON DECEMBER 15, 1999.

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AN ORDINANCE 86853

APPOINTING SHARON ANN CROCKETT-BELL (DISTRICT 2) TO THE PLUMBING APPEALS AND ADVISORY BOARD FOR A TERM OF OFFICE TO EXPIRE ON MARCH 20, 2000.

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AN ORDINANCE 86854

REAPPOINTING FRANK DAVILA (DISTRICT 9) TO THE SAN ANTONIO PUBLIC LIBRARY BOARD OF TRUSTEES FOR A TERM OF OFFICE TO EXPIRE ON SEPTEMBER 30, 1999.

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97-44 The Clerk read the following Ordinance:

AN ORDINANCE 86855

ACCEPTING THE LOW, QUALIFIED BID OF R.L. JONES COMPANY, INC. IN THE AMOUNT OF \$824,550.75 IN CONNECTION WITH THE CLARK - ESSEX TO MARTIN LUTHER KING COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT; AUTHORIZING A CONSTRUCTION CONTRACT; REVISING THE PROJECT BUDGET; AUTHORIZING \$37,950.00 FOR MISCELLANEOUS CONSTRUCTION CONTINGENCY EXPENSES; AUTHORIZING \$23,000.00 PAYABLE TO S.M. GALINDO ENGINEERS, INC. FOR ADDITIONAL ENGINEERING EXPENSES; AUTHORIZING \$19,919.58 FOR PROJECT OVERSIGHT COSTS; AND PROVIDING FOR PAYMENT. (AMENDS ORDINANCE NO. 80920 DATED OCTOBER 13, 1994)

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

In response to a question by Mr. Salas, Mr. Clarence Daugherty, Assistant Director of Public Works, provided details of project costs and how complaints are handled.

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

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The Clerk read the following Ordinance:

AN ORDINANCE 86856

AMENDING ORDINANCE NO. 82882, PASSED AND APPROVED ON SEPTEMBER 28, 1995 WHICH ACCEPTED THE EMERGENCY SHELTER GRANT IN THE AMOUNT OF \$769,000.00 FROM THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT BY REPROGRAMMING \$1,879.07 FROM THE SALVATION ARMY TO FAMILY VIOLENCE PREVENTION SERVICES. (FVPS)

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Ms. Guerrero 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 to the importance of the Salvation Army, nationwide, and asked the City not to shut down the Army's residence facility on Nolan Street, suggesting that an alternative might be to donate a building to them in another location. He then asked the City to shut down a nearby park because of alleged criminal activity in it.

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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, Peak; **NAYS:** None; **ABSENT:** Webster.

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SWEARING-IN OF INCOMING MAYOR PRO TEM GUERRERO

City Clerk Norma S. Rodriguez administered the Oath of Office to incoming Mayor Pro Tem Debra Guerrero and congratulated her.

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The Clerk read the following Ordinance:

AN ORDINANCE 86857

AUTHORIZING THE ACCEPTANCE OF ADDITIONAL FUNDS IN THE AMOUNT OF \$723,331.00 FROM THE TEXAS WORKFORCE COMMISSION (TWC) TO CONTINUE ADMINISTRATION OF THE CHILD CARE MANAGEMENT SERVICES (CCMS) PROGRAM; AUTHORIZING THE TRANSFER OF \$1,200,000.00 IN GENERAL FUNDS TO THE DEPARTMENT OF COMMUNITY INITIATIVES, CHILDREN'S RESOURCES DIVISION GRANT FUND ACCOUNTS TO BE USED AS MATCHING FUNDS FOR THE PROVISION OF CHILD CARE SERVICES; AND AUTHORIZING THE EXECUTION OF A CONTRACT FOR PAYMENT OF \$1,050,000.00 OF THESE FUNDS TO THE TWC; AUTHORIZING THE ACCEPTANCE OF MATCHING FUNDS; AMENDING ORDINANCE NO. 86425, PASSED AND APPROVED ON AUGUST 14, 1997, TO REFLECT THE ADDITIONAL FUNDS RECEIVED; AND AMENDING THE CCMS BUDGET AND PERSONNEL COMPLEMENT FOR FY 1998.

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

The following citizen(s) appeared to speak:

Mr. Faris Hodge, Jr., 140 Dora, spoke in support for the Child Care Management Services Program, and spoke to the need to teach both parents and children the right things to do, and provided examples.

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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, Peak; **NAYS:** None; **ABSENT:** Webster.

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The Clerk read the following Ordinance:

AN ORDINANCE 86858

AUTHORIZING THE ACCEPTANCE OF \$154,000.00 FROM THE BEXAR METRO 911 NETWORK DISTRICT FOR FISCAL YEAR 1998.

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Mr. Flores 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, addressed his belief that the 9-1-1 System needs to be overhauled, and spoke to certain criticisms of its answering procedures. He also spoke to the need to educate the people to use the non-emergency numbers for non-emergency calls.

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Mayor Peak urged citizens not to call 9-1-1 for non-emergencies.

Mr. Menendez then provided a series of non-emergency telephone numbers to use for non-emergencies.

Police Chief Al A. Philippus reiterated the Mayor's comments and noted that, on a national level, work is underway on developing a universal 'non-emergency' three-digit telephone number.

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, Bannwolf, Webster, Peak; **NAYS:** None; **ABSENT:** Marbut.

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The Clerk read the following Ordinance:

AN ORDINANCE 86859

APPOINTING PATRICIA ANN CASEY (DISTRICT 2) AND REAPPOINTING JAMES E. WINGET, JR. (DISTRICT 1) AND DAVID G. JAYNE (MAYOR) TO THE AIRPORT ADVISORY COMMITTEE FOR TERMS OF OFFICE TO EXPIRE ON DECEMBER 15, 1999.

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Mr. Salas 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, asked that both photographs and biographies of persons nominated by City Council members for board or commission membership be prominently displayed for the public. He also asked that the Council's informal "B" Sessions, where interviews are held for prospective board or commission members are held, be televised by Paragon Cable. He stated his belief that City board and commission members must be 100 per cent committed to that particular post or must be replaced.

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Mr. Salas noted that he has established the practice of having board or commission nominees from District 2 attend town-hall meetings in District 2 in order to introduce themselves to the attending public.

Mr. Flores stressed that City Council appointees to boards and commissions are all well-qualified and able to provide the necessary time to do the job.

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, Bannwolf, Webster, Peak; **NAYS:** None; **ABSENT:** Marbut.

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97-44 It was the City Council's desire to undertake consideration of Agenda Item 50 at this time.

Mr. Sam Idrogo, Executive Assistant to the Commander, San Antonio Air Logistics Center, Kelly Air Force Base, and representative of the organizing team for the San Antonio Marathon, spoke to details of the 23rd annual San Antonio marathon, and spoke to the costs involved in staging this event for approximately 1,400 runners, in addition to participants in the other Marathon events. He then presented special commemorative tee-shirts to the Mayor and City Council members.

Mayor Peak thanked all involved in this annual effort for their hard work in what now has become an international event.

Various City Council members then pledged varying amounts from their individual Contingency Funds, to wit: Mayor-\$500; District 3-\$200; District 7-\$100; District 9-\$200; and District 10-\$200.

The City Clerk then read the following Ordinance:

AN ORDINANCE 86860

AUTHORIZING THE EXPENDITURE OF FUNDS FROM VARIOUS COUNCIL CONTINGENCY ACCOUNTS FOR THE SAN ANTONIO MARATHON BEING HELD ON SUNDAY, NOVEMBER 9, 1997, TO HELP PROVIDE AN INCREASED PARTICIPATION IN THE MARATHON THROUGH MORE PROMOTION AND ADVERTISING TO RAISE THE MARATHON TO A WORLD CLASS EVENT; AS REQUESTED BY MAYOR HOWARD W. PEAK.

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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, Garza, Webster, Peak; **NAYS:** None; **ABSENT:** Flores, Menendez, Marbut, Bannwolf.

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97-44 City Council then returned to consider Agenda Item 44.

The Clerk read the following Ordinance:

AN ORDINANCE 86861

AUTHORIZING THE TEMPORARY CLOSURE OF PRESA STREET BETWEEN HOUSTON STREET AND COLLEGE STREET FROM 12:01 A.M. ON SATURDAY, NOVEMBER 1, 1997, UNTIL 12:00 MIDNIGHT ON FRIDAY, NOVEMBER 21, 1997, FOR RENOVATIONS TO THE MAVERICK BUILDING. AS REQUESTED BY DOMICILE PROPERTY MANAGEMENT, INC.

* * * *

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

Mr. Calrence Daugherty, Assistant Director of Public Works, noted that this proposed street closure is to allow for completion of renovations for Maverick Apartments in the downtown area.

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

— — —
97-44 The Clerk read the following Ordinance:

AN ORDINANCE 86862

APPROVING A PARADE PERMIT AND AUTHORIZING THE TEMPORARY CLOSURE OF ONE LANE OF DONALDSON, ELMENDORF AND GRAMERCY STREETS FROM 4:00 P.M. UNTIL 5:30 P.M., SATURDAY, NOVEMBER 1, 1997 IN CONNECTION WITH THE JEFFERSON/WOODLAWN AREA PARADE, SPONSORED BY THE GREATER JEFFERSON/WOODLAWN COALITION; AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE UPON PASSAGE OF EIGHT (8) AFFIRMATIVE VOTES.

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Mr. Flores 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.

— — —
97-44 The Clerk read the following Ordinance:

AN ORDINANCE 86863

AUTHORIZING THE TEMPORARY CLOSURE OF OCTAVIA STREET BETWEEN SOUTH FLORES AND GREENWOOD STREETS FROM 4:30 P.M. UNTIL 10:30 P.M., FRIDAY, OCTOBER 31, 1997 FOR THE ST. LEO'S ANNUAL HALLOWEEN CARNIVAL; THIS CLOSURE IS LOCATED IN COUNCIL DISTRICT 4; AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE UPON PASSAGE OF EIGHT AFFIRMATIVE VOTES.

* * * *

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

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

— — —
97-44 **FIRST READING AND CONSIDERATION OF THE FOLLOWING ORDINANCES ANNEXING SIX (6) AREAS EFFECTIVE DECEMBER 31, 1997:**

Mr. Emil Moncevais, Director of Planning, spoke to details of the proposed annexation of six areas, narrating a video presentation, a copy of which is made a part of the papers of this meeting.

Ms. Terry Brechtel, Director of Budget & Management Services, spoke to an updated cost/benefit analysis of the proposed six annexations, including the positive revenue impact of the proposed location of the Worldcom project in the Stone Oak area. She then addressed the impact of not annexing these six areas.

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The following citizen(s) appeared to speak:

Mr. Faris Hodge, Jr., 140 Dora, stated his belief that the proposed annexations will adversely affect City services to other portions of San Antonio. He also asked that the Emergency Medical Services (EMS) system be privatized, and that more EMS vehicles be purchased.

Mr. Fred Reynolds, representing Citizens Advisory Council, stated his belief that annexation services are not evenly applied, and urged even policies for all.

* * * *

Mayor Peak spoke to details of his objection to what he termed misinformation by Mr. Reynolds.

The City Clerk then read the following Ordinance:

AN ORDINANCE 86864

PROVIDING FOR THE EXTENSION OF THE SAN ANTONIO CITY LIMITS BY THE ANNEXATION OF APPROXIMATELY 150 ACRES OF LAND KNOWN AS THE BANDERA NORTHWEST AREA PROPERTY AND APPROVING A SERVICE PLAN FOR SUCH AREA.

* * * *

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

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

— — —

97-44 The Clerk read the following Ordinance:

AN ORDINANCE 86865

PROVIDING FOR THE EXTENSION OF THE SAN ANTONIO CITY LIMITS BY THE ANNEXATION OF APPROXIMATELY 1,200 ACRES OF LAND KNOWN AS THE NW MILITARY/FM 1604 AREA PROPERTY AND APPROVING A SERVICE PLAN FOR SUCH AREA.

* * * *

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

Mr. Webster and Mayor Peak both spoke to the possibility that a group of quarries involved in these annexations might seek non-annexation agreements, and noted that if such requests were made, they would be referred to the Council's Annexation Committee. It was explained that such requests might be made in the next several weeks.

In response to a question by Mr. Vásquez, City Manager Alexander E. Briseño addressed the details of the annexation procedure, including having two readings of the annexation ordinances before they become final. He stated that at any point in the process, the City Council could make policy decisions at will. He stated that City staff brings forth the proposed annexation package on which the City Council decides on each annexation, during that process.

Discussion ensued concerning the basis on which any area is exempt from annexation.

Mr. Vásquez stated his belief that the process is arbitrary, and he spoke to his desire to have full debate and disclosure.

Mr. Briseño spoke to the City's basic annexation policies.

Mr. Salas questioned the wastewater policies relating to the area involved with this particular proposed annexation ordinance under current discussion.

Mr. Moncevais noted that this area has no population, at all.

Mr. Salas asked for information as to which agency provides wastewater utility services to this area, to which Mr. Moncevais stated that he would provide that information to the Council member.

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.

— — —
97-44 The Clerk read the following Ordinance:

AN ORDINANCE 86866

PROVIDING FOR THE EXTENSION OF THE SAN ANTONIO CITY LIMITS BY THE ANNEXATION OF APPROXIMATELY 6,974 ACRES OF LAND KNOWN AS THE STONE OAK AREA PROPERTY AND APPROVING A SERVICE PLAN FOR SUCH AREA.

* * * *

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

In response to a question by Mr. Prado, Fire Chief Robert Ojeda spoke to the fire protection particulars involving service to the East Kelly Air Force Base area, and stated that he would provide Mr. Prado with exact data.

Referring to three previous annexation ordinances involving District 4 provided by Mr. Prado, and responding to his questions, Mr. Roy Ramos, Planning Department, clarified certain statements made to the news media relative to services provided to annexations in District 4 and the services noted for the proposed Stone Oak annexation area. He stated his belief that the end result was the same, and differentiated between service plans for those separate annexations. He then spoke to state law requirements in various annexations, over the years.

Mr. Prado stated his belief that there was no mention of monies in earlier annexation actions, versus those noted for the Stone Oak annexation area.

Mr. Ramos and Mr. Briseño both spoke to certain improvements in the Stone Oak area.

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Ms. Terry Brechtel, Director of Budget & Management Services, explained those improvements and the costs involved in earlier annexations of the Spicewood, Adams Hill and Heritage Park areas in District 4.

Mr. Prado stated that he would make certain distinctions between the various service plans during the Second and Final Reading of this proposed annexation ordinance, to take place in December. He spoke to the need for the City to take care of its existing citizenry first, and addressed the need for 'back to basics' services, stating his belief that these services are unequal, around the city. He further stated that he would be voting against this proposed ordinance, addressing his concern that many previously-annexed areas were not provided basic City services such as are proposed to be given to the Stone Oak area.

Mr. Prado then made a motion to reconsider the previous vote on this issue; to allocate the entire \$949,178 in proposed FY 98 service improvements costs scheduled for the Stone Oak area and assign that total to street work in other City areas; and to delay consideration of annexation of the Stone Oak area for one year. Mr. Vásquez seconded the motion.

Mayor Peak stated that all Council members are sympathetic toward the needs of all citizens such as those mentioned by Mr. Prado.

Mr. Garza stated that neighborhood groups in District 7 are concerned with differences in service plans for each individual area of proposed annexations, and promises allegedly made to those areas.

In response to a question by Mr. Garza, Ms. Brechtel outlined discussions on 'mandated costs' and funds provided in the City budget for services to all areas of the city. She addressed the rationale for the annexation based upon staff responses to revenues and costs in each proposed annexation area.

In response to a question by Mr. Garza, Chief Ojeda and Acting City Attorney Frank Garza noted that the City Council could, if it wished, limit annexations in the Stone Oak area to only the area involving the new City fire station in that area.

Mr. Briseño spoke to his concern with paying for the new fire station without having new revenues coming in from that area.

Discussion took place concerning placement of a SAFFE officer in the Stone Oak area.

Mr. Garza noted that he has certain questions of a public works nature, which he has referred to the Public Works Department. He spoke to the need to honor the commitments made to older annexed areas of the city before annexing new areas, in his opinion.

In response to a question by Mr. Bannwolf, Mr. Ramos stated that no specific dollar amounts were cited in the proposed Stone Oak annexation service plan.

Mr. Bannwolf noted that the only change mentioned is for solid waste collection, for which every homeowner pays. He addressed the need to provide fire protection to the Encino Park area, annexed back in the 1970's, as well, and he spoke to the need for equal fire protection to all areas of the city. He noted that the City needs the revenues to be gained through the Stone Oak annexation to fund the costs of building a new fire station in Stone Oak, which also will serve the nearby Encino Park area.

In response to a question by Mr. Salas, Mr. William Wood, Assistant City Attorney, noted that service plans for newly-annexed areas have been required by law since the 1980's.

Discussion took place concerning various annexations and possible services plans provided.

Mr. Ramos, Planning Department, stated that the City has provided service plans to newly-annexed areas since at least 1985, to his knowledge.

In response to a question by Mr. Salas, Mr. Wood stated that breaking an annexation contract could lead to de-annexation of an affected area.

Mr. Salas spoke to the lengthy Fire Department response times to areas in District 2, and spoke against the economic development trend to certain areas of the city. He also spoke against annexing more property when some city areas do not have basic services. He spoke to the need to be fair, across the board, and spoke against the proposed annexations now before Council.

Mr. Vásquez questioned certain dollar estimates cited in annexation information, and stated his belief that service plans are not negotiable with representatives of the annexed areas.

Discussion took place again on placement of Police Department SAFFE officers and the costs involved.

In response to a question by Mr. Vásquez, Chief Ojeda noted that Fire Department services to the Encino Park area would still be provided by an existing fire station, regardless of whether or not the Stone Oak area is annexed.

In response to a question by Mr. Vásquez, Mr. Clarence Daugherty, Assistant Director of Public Works, stated that the service plan with the Stone Oak area was not negotiated with citizens of that area, although citizens of the Stone Oak area had asked for certain services. He then addressed streetlight criteria.

Discussion took place at this time on certain zoning actions proposed versus similar actions in existing areas to be rezoned.

Mr. Vásquez noted that certain areas of the city have been waiting for rezoning since 1938, actions which should take perhaps two years to accomplish. He spoke against this proposed annexation, because of this.

Mayor Peak noted that newly-annexed areas are unzoned and thus need rapid action of City Council to accomplish zoning.

Mr. Prado spoke to the dollars scheduled to be spent in the newly-annexed areas and corresponding services provided to other areas of the city.

Mr. Salas asked for the Fire Department response times to Northampton, Sunrise, and to East Commerce Estates.

In response to a question by Mr. Salas, Chief Ojeda spoke to response-time goals for 90 per cent of San Antonio.

Mr. Webster stated his belief that objections being raised today are indictments of Council district representation over the past 20 years, and spoke to the need for more budget work to meet the needs of some of these older areas of the city. He addressed the rationale for the proposed annexations and provision of City services to those areas, noting that people who use City services should pay their fair share of the costs for those services. He then spoke to the demographics of San Antonio and the disparity that exists between Council districts in population.

Mr. Bannwolf addressed the rationale for new fire protection to Stone Oak and Encino Park.

Mr. Marbut spoke to the need to look at the 'big picture' of annexations, and spoke to the use of City services by persons residing outside the City of San Antonio, without paying their fair share for those services.

Mr. Salas questioned previous comments made relative to the size of Council districts and their demographics.

Mr. Marbut stated that he would be for reapportionment of Council districts, now.

Mr. Vásquez again noted that some citizens residing in older areas of the city still lack basic services.

Mayor Peak then summarized the need for providing basic City services to all citizens.

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.

After discussion, the motion to reconsider the previous action; provide the \$949,178 service improvements costs for the Stone Oak area to street work in other areas of the city; and to postpone annexation of Stone Oak area for one year failed to carry by the following vote: **AYES:** Salas, Prado, Vásquez, Garza; **NAYS:** Flores, Guerrero, Menendez, Marbut, Bannwolf, Webster, Peak; **ABSENT:** None.

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97-44

The Clerk read the following Ordinance:

AN ORDINANCE 86867

PROVIDING FOR THE EXTENSION OF THE SAN ANTONIO CITY LIMITS BY THE ANNEXATION OF APPROXIMATELY 270 ACRES OF LAND KNOWN AS THE US 281 NORTH AREA PROPERTY AND APPROVING A SERVICE PLAN FOR SUCH AREA.

* * * *

Mr. Flores 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, Menendez, Garza, Marbut, Bannwolf, Webster, Peak; **NAYS:** None; **ABSENT:** None.

— — —
97-44 The Clerk read the following Ordinance:

AN ORDINANCE 86868

PROVIDING FOR THE EXTENSION OF THE SAN ANTONIO CITY LIMITS BY THE ANNEXATION OF APPROXIMATELY 2,551 ACRES OF LAND KNOWN AS THE JUDSON/FM 1604 AREA PROPERTY AND APPROVING A SERVICE PLAN FOR SUCH AREA.

* * * *

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

— — —
97-44 The Clerk read the following Ordinance:

AN ORDINANCE 86869

PROVIDING FOR THE EXTENSION OF THE SAN ANTONIO CITY LIMITS BY THE ANNEXATION OF APPROXIMATELY 352 ACRES OF LAND KNOWN AS THE EVANS ROAD AREA PROPERTY AND APPROVING A SERVICE PLAN FOR SUCH AREA.

* * * *

Mr. Fred Reynolds, representing Citizens Advisory Council, spoke to his findings of alleged differences in service plan provisions, and spoke to the need to make all such agreements the same.

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

— — —
97-44 ZONING HEARINGS

4A. CASE #Z95204 (CC) - The request of Theme Travelers, Inc. (owner: Barshop Partnership, Ltd.), to rezone and reclassify Tract 47, NCB 17862, 14497 and 14501 Blanco Road from "O-1" Office District to "B-3NA" Non-Alcoholic Sales Business District. The property is located on the northwest side of Blanco Road, 239.3 feet northeast of the intersection of Cadillac Drive and Blanco Road, having 220 feet on Blanco Road and a depth of 553.76 feet. Staff's recommendation was for denial of "B-3NA" and approval of "B-2".

The Zoning Commission has recommended approval of southwest 273' to "B-3NA".

Mr. Gus Cuellar, Land Development Services, explained the proposed rezoning request.

Mr. Bannwolf made a motion to reject the recommendation of the Zoning Commission and to grant City staff's recommendation for a "B-2" zoning on this property. Mr. Webster seconded the motion.

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

AN ORDINANCE 86870

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS TRACT 47, NCB 17862, 14497 AND 14501 BLANCO ROAD FROM "O-1" OFFICE DISTRICT TO "B-2" BUSINESS DISTRICT.

* * * *

(NOTE: later in the City Council meeting, this rezoning case was reconsidered and the zoning changed to the Zoning Commission's recommendation for "B-3NA". See Page 32)

— — —
4B. CASE #Z95061(CC) - The request of Kaufman and Board of San Antonio (owner), to rezone and reclassify 13.14 acres out of NCB 15664, South of N.W. 1604 from "B-2" Business District to "R-5" Single Family Residence District. Staff's recommendation was for approval.

The Zoning Commission has recommended approval of this request.

Mr. Gus Cuellar, Land Development Services, explained the proposed rezoning request.

Mr. Marbut made a motion to continue this rezoning case to the City Council meeting of November 13, 1997. Mr. Webster seconded the motion.

After consideration, the motion to continue this case prevailed by the following vote: **AYES:** Flores, Salas, Guerrero, Marbut, Webster, Peak; **NAYS:** None; **ABSENT:** Prado, Vásquez, Menendez, Garza, Bannwolf.

Zoning Case Z97061 was continued to the Council meeting of November 13, 1997.

— — —
4C. CASE #Z95182(CC) - The request of Peter Fratt c/o Ugly Ducking Corp. (owners), to rezone and reclassify 2.006 acres out of Lot 8, NCB 10614, 4535 E. Houston Street from "F" Local Retail District to "B-3R" Restrictive Business District. The property is located northeast of the intersection of South W.W. White road and E. Houston Street, having 277.70 feet on South W.W. White Road and 217.55 feet on E. Houston Street. Staff's recommendation was for approval.

The Zoning Commission has recommended approval of this request.

Mr. Gus Cuellar, Land Development Services, explained the proposed rezoning request.

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

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

AN ORDINANCE 86871

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS 2.006 ACRES OUT OF LOT 8, NCB 10614, 4535 E. HOUSTON STREET FROM "F" LOCAL RETAIL DISTRICT TO "B-3R" RESTRICTIVE BUSINESS DISTRICT.

* * * *

97-44 **RECONSIDERATION OF ZONING CASE Z97204**

Mr. Bannwolf made a motion to reconsider Agenda Item 4-A, Zoning Case Z97204. Mr. Flores seconded the motion.

The motion to reconsider prevailed by the following vote: **AYES:** Flores, Salas, Guerrero, Marbut, Bannwolf, Webster, Peak; **NAYS:** None; **ABSENT:** Prado, Vásquez, Menendez, Garza.

Zoning Case Z97204 was at this point reconsidered.

Mr. Bannwolf then made a motion to approve the recommendation of the Zoning Commission for "B-3NA" zoning on the property in question. Ms. Guerrero seconded the motion.

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

AN ORDINANCE 86870

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS THE SOUTHEAST 273 FEET OF TRACT 47, NCB 17862, 14497 AND 14501 BLANCO ROAD FROM "O-1" OFFICE DISTRICT TO "B-3NA" NON-ALCOHOLIC SALES BUSINESS DISTRICT.

* * * *

97-44 PUBLIC HEARING AND CONSIDERATION OF THE SAN ANTONIO DEFENSE ECONOMIC READJUSTMENT ZONE.

Mayor Peak declared the Public Hearing to be open.

Mr. Clint Bolden, Director of Economic Development, narrated a video presentation on the proposed San Antonio Defense Economic Readjustment Zone, a copy of which is made a part of the papers of this meeting. He spoke to the zone's designation and advantages.

In response to a question by Mr. Menendez, Ms. Claudia Mora, Economic Development Manager, explained the reasons why small areas between the proposed Readjustment Zone and the Enterprise Community Development Zone nearby were omitted from this designation, explaining that it was because of those small areas' employment figures.

Discussion took place concerning the area omissions due to the number of persons in those areas that are employed, but perhaps "under-employed", as it relates to the actual salaries received.

In response to a question by Mr. Vásquez, Mr. Manuel Longoria, Assistant Director of Economic Development, spoke to the possibility of locating a facility of Texas A&M University in the area of Palo Alto Road by expanding the Enterprise Zone. He explained that to expand such an Enterprise Zone outside the actual City limits of San Antonio would require a joint project with Bexar County, in a co-application.

In response to a question by Ms. Guerrero, Mr. Longoria spoke to why all of Brooks Air Force Base is not included in the zone, since it still is being used by the United States Air Force.

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

The Clerk read the following Ordinance:

AN ORDINANCE 86872

AUTHORIZING THE CITY MANAGER TO SUBMIT AN APPLICATION TO THE STATE OF TEXAS DEPARTMENT OF ECONOMIC DEVELOPMENT (TDED) NOMINATING AN AREA AS THE SAN ANTONIO DEFENSE ECONOMIC READJUSTMENT ZONE.

* * * *

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

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

— — —
97-44 Agenda Item 6, being a proposed 4:00 P.M. "B" Session Staff Presentation on the FY 96-97 Year-End Contracting Report, Minority & Women-Owned Business Availability Update and Proposed Goals, was earlier removed from consideration by the City Manager.

— — —
97-44 Agenda Item 48, being a proposed ordinance recodifying Chapter 14, Sections 14-61(g), 14-66, and 14-67, amending Sections 14-61(f), 14-62, 14-64 and 14-65, and the recodified 14-66(b) through 14-66(c) of the City Code, thus amending Ordinance No. 74249, passed September 5, 1991; adopting new regulations contained therein authorizing updated notice, hearing, and lien procedures for code violations and abatement regarding tall grass, weeds, and trash on properties; increasing the City's Administration Abatement Fee from \$100.00 to \$125.00; authorizing abatement of similar violations without notice within a one-year period; authorizing summary abatement of weeds taller than forty-eight (48) inches which constitute an immediate danger to the health, life or safety of the Citizens of San Antonio; and enacting procedures for processing appeals pending at the time of these amendments, was earlier removed from consideration by the City Manager.

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TRAVEL AUTHORIZATION - Granted:

For Mayor Howard W. Peak and Councilmembers Mario Salas of District 2, Raul Prado of District 4, Rick Vásquez of District 5 and Jose Menendez of District 6 to travel to Fort Worth, Texas from October 29, 1997 through November 1, 1997 for the Texas Municipal League Conference.

Mr. Salas made a motion to approve the proposed Travel Authorization. Mr. Webster seconded the motion.

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

— — —
97-44 It was the consensus of City Council members present to at this time undertake consideration of Agenda Item 53.

The Clerk read the following Ordinance:

AN ORDINANCE 86873

AUTHORIZING REIMBURSEMENT FROM THE DISTRICT 8 CONTINGENCY ACCOUNT FUND TO COUNCILMAN ROBERT G. MARBUT, JR. FOR THE FOLLOWING: ADMINISTRATIVE SERVICES CONTRACTS WITH LESLIE TREVINO (\$2,000.00 PER MONTH) FROM OCTOBER 1, 1997 THROUGH SEPTEMBER 30, 1998; WITH STEVE BUITRON (\$866.66 PER MONTH); DANIEL OLSON (\$333.33 PER MONTH); AND SUSANNE SABINE MORA (\$650.00 PER MONTH) FROM OCTOBER 1, 1997 THROUGH DECEMBER 31, 1997; AND WITH ALLISON WALLACE (\$450.00 PER MONTH) FROM OCTOBER 1, 1997 THROUGH OCTOBER 31, 1997; AUTHORIZING \$1,200.00 (\$50.00 PER MONTH) FOR TWO (2) ADDITIONAL PHONE LINES FROM OCTOBER 1, 1997 THROUGH SEPTEMBER 30, 1998; AUTHORIZING \$160.00 FOR A PAGER FROM OCTOBER 1, 1997 THROUGH SEPTEMBER 30, 1998; FOR A TOTAL AMOUNT OF \$31,359.97; AS REQUESTED BY COUNCILMAN ROBERT G. MARBUT, JR.

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Mr. Webster made a motion to approve the proposed Ordinance. Mr. Guerrero 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:** Salas, Guerrero, Prado, Vásquez, Menendez, Garza, Marbut, Bannwolf, Webster, Peak; **NAYS:** None; **ABSENT:** Flores.

— — —
97-44 The Clerk read the following Ordinance:

AN ORDINANCE 86874

AUTHORIZING THE EXECUTION OF AN INTERAGENCY AGREEMENT BETWEEN THE CITY OF SAN ANTONIO AND THE SAN ANTONIO HOUSING AUTHORITY (SAHA) FOR PROVIDE SAHA WITH CRIMINAL HISTORY REPORTS, HOUSING DEVELOPMENT REPORTING AREA SURVEYS, AND OFFENSE REPORTS, AND SETS THE FEES TO BE CHARGED FOR THESE SERVICES.

* * * *

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

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

— — —
97-44 The Clerk read the following Ordinance:

AN ORDINANCE 86875

AUTHORIZING THE EXECUTION OF AN INTERAGENCY AGREEMENT BETWEEN THE CITY OF SAN ANTONIO AND THE SAN ANTONIO HOUSING AUTHORITY (SAHA) FOR THE PURCHASE OF TWELVE (12) RETIRED POLICE VEHICLES FOR A TOTAL CONSIDERATION OF \$36,000.00.

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

Mr. Melvin Brazille, Acting Executive Director, San Antonio Housing Authority, stated that the use of some 12 retired San Antonio Police Department vehicles will allow coverage of about 76 per cent of his housing developments, and that the Authority is purchasing a number of bicycles for its security officers to use in covering about 20 per cent of the housing developments.

Mr. Vásquez spoke to the extreme importance of this security coverage.

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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97-44 TRAVEL AUTHORIZATION - Granted:

For Councilman Robert Marbut (District 8) to travel to Orlando, Florida from October 31, 1997 through November 6, 1997 to attend the United States Olympic Committee (USOC) Board of Directors Meeting, the U.S. Olympic Foundation Meeting, the 1997 U.S. Olympic Congress and the 2007 Pan Am Games Bid Meeting.

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

After consideration, the motion, approving the Travel Authorization, 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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97-44 TRAVEL AUTHORIZATION - Granted:

For Councilmembers Debra Guerrero (District 3) and Ed Garza (District 7) to travel to New Orleans, LA from November 5, 1997 through November 8, 1997 to attend the Association of Local Housing Finance Agencies (ALHFA) 1997 Fall Educational Conference.

Mr. Prado made a motion to approve the proposed Travel Authorization. Mr. Menendez seconded the motion.

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

97-44 City Council recessed its regular session at 5:06 P.M. in order to convene in Executive Session for the purpose of Attorney/Client consultation regarding terms and conditions of a Compromise Settlement Agreement and a Mutual Release with Bartlett Cocke-Incore-Hardin ("BIH") in connection with the conclusion of construction management services on the Convention Center Expansion Project.

97-44 City Council adjourned the Executive Session and reconvened in regular session at 7:07 P.M., at which time Mayor Peak stated that City Council had been briefed on the above-styled matter and had given staff direction, but had taken no official action.

97-44 The Clerk read the following Ordinance:

AN ORDINANCE 86876

APPROVING THE TERMS AND CONDITIONS AND AUTHORIZING THE EXECUTION OF A COMPROMISE SETTLEMENT AGREEMENT AND A MUTUAL RELEASE IN CONNECTION WITH THE CONCLUSION OF CONSTRUCTION MANAGEMENT SERVICES WITH BARTLETT COCKE-INCORE-HARDIN ("BIH") ON THE CONVENTION CENTER EXPANSION PROJECT FOR PAYMENT OF \$2.6 MILLION SETTLEMENT FEE; AND PROVIDING FOR A TRANSITION PERIOD UNTIL DECEMBER 1, 1997 TO CLOSE OUT THESE SERVICES.(AMENDS ORDINANCE NO. 82280(1-8-96) AND VACATES AND SUPERSEDES ORDINANCE NO. 86196 (6-19-97)

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

In response to a question by Mr. Bannwolf, Acting City Attorney Frank Garza stated that the proposed settlement is not giving up the negligence provision of the current contract between now and December 1, 1997, when the contract will end, by agreement.

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The following citizen(s) appeared to speak:

Mr. Jack Finger, P.O. Box 12048, spoke to his concern with the settlement provisions, and asked what actions will be taken to prevent the same thing from happening in the future. He asked City Council to take action to prevent such a reoccurrence by establishing rules and regulations with the City staff to prevent it.

Mr. Nazarite Ruben Flores Perez, 627 Hearne Avenue, spoke to a lack of information on this matter in the public library system. He asked to be supplied with the total amount of money paid to BIH since project inception, including that in the settlement.

Mr. Faris Hodge, Jr., 140 Dora, addressed his concern with leadership in this matter, and spoke in support for going to court, instead. He spoke to the need for more information in such matters, and stated his feeling that the previous City Council pressured City staff in negotiations on the BIH contract, and expressed his belief that the City Manager should have asked for more time.

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In response to a question by Mr. Garza, Acting City Attorney Frank Garza stated that the proposed settlement does not prohibit the seeking of data on the negotiations leading up to the signing of a contract.

Mr. Prado stated his belief that the issue is the "incentive fee", and stated his opinion that BIH did not act in the best interests of the City in this matter. He spoke against allowing BIH to negotiate that incentive fee, and stated that he must therefore vote against the proposed settlement.

Mr. Bannwolf stated that City Council inherited this problem from a previous Council, an action that seems to have put the current Council in a box. He stated his belief that it would cost more than \$2.6 million to litigate the issue and stated that he would support the recommended settlement in order to save tax monies in the long run. He spoke to the need to take some measure of accountability in this matter.

Mr. Vásquez spoke against the proposed settlement, stating that the \$2.6 million could better be used elsewhere. He spoke to the need to evaluate how the City got to this point and have full disclosure, then assess responsibility. He spoke to the need to have rules to prevent the City Council from becoming involved in the day-to-day affairs of City staff.

Mr. Salas stated that he also would be voting against the issue, and spoke to the need for accountability. He stated his opinion that term limits is at fault here.

Mr. Menendez stated that he would be supporting the proposed settlement.

Mayor Peak noted that the settlement proposal figure is less than the contract called for, and noted that the savings would be applied to work on the Convention Center expansion project. He also stated his opinion that there will be full disclosure in this matter

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Flores, Menendez, Garza, Marbut, Bannwolf, Webster, Peak; **NAYS:** Salas, Prado, Vásquez; **ABSENT:** Guerrero.

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97-44 The Clerk read the following Ordinance:

AN ORDINANCE 86877

APPROPRIATING ADDITIONAL FUNDS IN THE AMOUNT OF \$77,500.00 AND AUTHORIZING PAYMENT TO THE FIRM OF DAVIDSON & TROILO, FOR LEGAL SERVICES TO BE RENDERED BY SAID FIRM AND AUDITING SERVICES TO BE RENDERED BY KPMG UNDER THE SUPERVISION OF DAVIDSON & TROILO IN CONNECTION WITH THE CONCLUSION OF CONSTRUCTION MANAGEMENT SERVICES BY THE JOINT VENTURE OF BARTLETT COCKE-INCORE-HARDIN ("BIH") ON THE CONVENTION CENTER EXPANSION PROJECT; AND AUTHORIZING \$7,500.00 FOR LEGAL SERVICES RELATED TO THE NEGOTIATION OF AN AGREEMENT FOR PROJECT MANAGEMENT SERVICES ON THE PROJECT.(AMENDS ORDINANCE NO. 86233 DATED JUNE 26, 1997)

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

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Mr. Garza stated his opinion that the City Council needs to discuss what steps to take to review this matter, and made a motion to appoint a BIH Contract Review Oversight Committee made up of 11 members, including five City Council members and six community representatives, to oversee preparation of a Request For Proposal (RFP) for an outside firm to do an independent review of the Convention Center Expansion Project Construction Management Services Contract and its process, with the scope and mission to be determined by the Committee, which is to be named by November 13, 1997. Mr. Menendez seconded the motion. (The printed copy of the full motion, as read by Councilman Garza, is made a part of the papers of this meeting.)

Mr. Vásquez stated that this method would provide a vehicle to address the issue, and he spoke in its support.

Mr. Prado stated his belief that the motion will bring accountability to the issue, and spoke to the need to be pro-active in order to seek the truth.

Mr. Salas addressed the need to insure that the City Council determines what happened in this matter, stating his belief that the public wants to know the details.

Mr. Webster expressed his opinion that he needs some time to look at the pending motion, and stated his belief that the City Council is ultimately accountable for the matter. He spoke in support for the study process to learn what not to do, next time.

Mr. Menendez spoke in support for the motion.

Mr. Flores also spoke in support for accountability, and supports the idea expressed in the motion, but asked for time to study it.

Mayor Peak asked that he first see a written copy of the motion as presented by Mr. Garza.

Mr. Garza spoke to the need to move forward in this matter, and that the scope of the issue can be developed later.

Mayor Peak expressed his desire for other City Council members to voice their own ideas on the issue before the Council finally acts, and spoke in support for the motion, if it just sets the concept of the committee.

Discussion then took place on the motion.

Mr. Garza stated his belief that the public needs to see City Council act on this matter.

Acting City Attorney Frank Garza noted that the motion only gives direction, and that nothing concerning this was placed on today's formal agenda for action. He expressed his concern that a portion of the motion might not be appropriate in view of the Open Records Act requirements inasmuch as it appears to appropriate funds.

Discussion ensued concerning possible appropriations issues in the motion, after which Councilman Garza re-read the text of his motion.

Mayor Peak stated that he wants others to offer their opinions and possible alternatives. He stated that if the motion is flexible and represents a starting point, he would be in agreement.

Mr. Garza stated that he agreed with the Mayor's comments.

Mr. Alexander E. Briseño, City Manager, stated that City staff would bring back to City Council a proposed ordinance creating the committee on November 13, 1997.

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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CITIZENS TO BE HEARD

MICHAEL IDROGO

Michael Idrogo, 317 W. Rosewood Ave., spoke against the Sunset Depot being approved to be used for anything else but a train station, and opposed VIA's proposed plan.

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FARRIS HODGE, JR.

Mr. Faris Hodge, Jr., 140 Dora, stated that there should be rules against pressuring the City staff to bring back items in a hurried fashion. He then asked for time tables on consent items which have been pulled from consideration on previous meetings.

In response to Mr. Hodge, Mr. Salas explains why he opposes the type of program across from a school that was to be operated by the Salvation Army.

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MISS MARY JANE ALVARADO

Miss Mary Jane Alvarado, 120 Camargo, presented a written statement to the City Council on "a suggestion to improve Code Compliance system and implement an internet computerization to have all pertinent information in one place."

She then asked Mr. Jack Finger to read the entire statement to the to the City Council for the record. (A copy of the statement is in the file with the papers of this meeting.)

Mayor Peak read the remainder of the statement and stated that she will be given a response by City staff on her suggestions.

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NAZIRITE R. F. PEREZ

Nazirite R. F. Perez, 627 Hearne Ave., referred to the City Charter with reference to Article II, Sec. 135 and other sections of the Charter, giving the City Council the authority to investigate. He then spoke to the Constitutional Amendments being proposed on November 4th and asked the City Council to vote in favor of Amendment #4.

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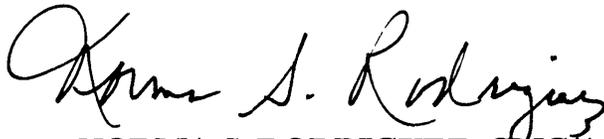
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97-44 There being no further business to come before the Council, the meeting was adjourned at 8:40 PM.

A P P R O V E D



HOWARD W. PEAK
M A Y O R

Attest:



NORMA S. RODRIGUEZ, CMC/AAE
City Clerk