

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO, HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY MARCH 31, 1994.

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94-15 The City Council convened in an informal "B" Session at 10:00 A.M., City Hall, "B" Room, to consider the following item(s). The Council members present were: PEREZ, McCLENDON, BILLA BURKE, AVILA, SOLIS, AYALA, ROSS, THORNTON, PEAK, WOLFF; Absent: LARSON.

- A. Briefing on On-Premise Sign Ordinance.
- B. Briefing on Youth Fair Chance Program.
- C. Airport Gift and News Concession Contract (PULLED).

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94-15 The regular meeting was called to order at 1:00 P.M. by the Presiding Officer, Mayor Nelson W. Wolff, with the following members present: PEREZ, McCLENDON, BILLA BURKE, AVILA, SOLIS, AYALA, ROSS, THORNTON, PEAK, LARSON, WOLFF. Absent: NONE.

94-15 Invocation - Rabbi Richard Spiegel, Congregation Agudas Achim.

94-15 Pledge of Allegiance to the flag of the United States.

94-15 SAN ANTONIO'S WOMANS HOUSE II DAY

Mayor Wolff noted that, last year, a group of women under the auspices of Habitat For Humanity constructed a house to be occupied by a woman and her family. That project met with such success that now, women are planning to break ground on April 9, 1994 for a second "womans' house". He then introduced Ms. Yonne Avina; Ms. Jacquelynn Banis, the selected homeowner; and her four daughters; and honorary board members, present in the audience.

Mayor Wolff then read the formal proclamation designating "San Antonio's Womans House II Day", and presented it to the delegation.

Ms. Avina, representing the sponsors of the project, including Habitat For Humanity, spoke to details of the house project and the background of the fundamental idea for women to build new homes for women. She then introduced others in her delegation.

Ms. Banis thanked the organization for helping her and her family.

Ms. Ayala spoke to her experiences with Habitat For Humanity.

94-15

RESOLUTION OF APPRECIATION: WINSTON MARTIN

Mayor Wolff noted that Mr. Winston Martin, long-time Executive Director of the San Antonio Development Agency, has accepted a position with the Department of Housing & Urban Development, and has been invited to City Council meeting today to be recognized for his work. He spoke to Mr. Martin's many years working with housing in San Antonio.

Mayor Wolff then read the following Resolution:

A RESOLUTION NO: 94-15-15

WHEREAS, WINSTON MARTIN HAS SERVED SAN ANTONIO OVER THE YEARS IN VARIOUS PROFESSIONAL CAPACITIES, INCLUDING DIRECTOR OF THE CITY'S PLANNING DEPARTMENT AND EXECUTIVE DIRECTOR OF THE SAN ANTONIO DEVELOPMENT AGENCY (SADA) SINCE 1958; AND

WHEREAS, MR. MARTIN HAS EXCELLED IN THE PERFORMANCE OF HIS MANIFOLD DUTIES; AS EXECUTIVE DIRECTOR OF SADA HE HAS PARTICIPATED IN MANY COMMUNITY IMPROVEMENT PROJECTS AND HAS PLAYED A POSITIVE ROLE IN THE GROWTH AND PROSPERITY OF OUR CITY; AND

WHEREAS, SOME OF THE MAJOR PROJECTS AND ACTIVITIES WITH WHICH HE HAS BEEN ASSOCIATED ARE THE CIVIC CENTER PROJECT WHICH RESULTED IN THE CONVENTION CENTER COMPLEX AND HEMISFAIR '68, DEVELOPMENT OF THE OLD FARMERS MARKET AREA IN THE TRADITION OF A MEXICAN MARKET, AND REDEVELOPMENT AND RESTORATION OF ST. PAUL SQUARE HISTORIC AREA; AND

WHEREAS, HIS PUBLIC SERVICE HAS ALSO BEEN MARKED BY NUMEROUS RECOGNITIONS AND HONORS; HE HAS SERVED AND/OR HELD OFFICE ON STATE, REGIONAL AND NATIONAL PROFESSIONAL COMMITTEES, IS CITY PLANNER EMERITUS OF THE TEXAS CHAPTER OF THE AMERICAN PLANNING ASSOCIATION, WAS LISTED IN WHO'S WHO IN THE SOUTH AND SOUTHWEST AND IS RECOGNIZED AS FOUNDER OF THE URBAN PROGRESS CORPORATION AND HELP HOUSE; AND

WHEREAS, THE MAYOR AND CITY COUNCIL WISH TO RECOGNIZE WINSTON MARTIN'S ACCOMPLISHMENTS AND DEEP SENSE OF RESPONSIBILITY WHICH HAVE BROUGHT GREAT CREDIT TO OUR CITY; NOW THEREFORE

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

SECTION-1. THAT WINSTON MARTIN BE COMMENDED FOR HIS YEARS OF DEVOTED SERVICE AND SIGNIFICANT CONTRIBUTIONS TO HIS COMMUNITY, AND

SECTION-2. THAT THE MAYOR AND MEMBERS OF THE CITY COUNCIL WISH TO EXPRESS THEIR APPRECIATION FOR A JOB WELL DONE AND WISH HIM SUCCESS AND HAPPINESS IN HIS FUTURE ENDEAVORS.

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Mr. Solis made a motion to approve the proposed Resolution. Mr. Perez seconded the motion.

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

Mayor Wolff then presented the Resolution and framed photographs of San Antonio missions to Mr. Martin.

Mr. Martin spoke of his 36 years of service to San Antonio and his good fortune in being able to continue serving the citizens of the city with the local HUD office. He then introduced his wife and son, present in the audience.

County Commissioner Helen Dutmer lauded Mr. Martin for his service to housing in both San Antonio and Bexar County.

Mayor Wolff and other City Council members then spoke to Mr. Martin's record of work and congratulated him on his years of service.

94-15

A WEEK OF PEACE

Mayor Wolff noted that the Peacemaking Conference on Gang Violence will be held at Grace Lutheran Church April 8-10, 1994, and that leaders from throughout San Antonio have been meeting to plan this event. He recognized the presence in the audience of Rev. Ann Helmke, Associate Pastor of Grace Lutheran Church, and others. He then read the Proclamation for "A Week of Peace" and presented it to the delegation.

Rev. Helmke spoke to the 130 organizations, churches and agencies involved in this peacemaking conference for San Antonio, and

spoke to details of the conference events.

Rev. Michael Harrington, Associate Pastor, Abiding Peace Lutheran Church, spoke to the reasons for the conference on resolving gang violence in San Antonio.

Mayor Wolff and City Council members applauded the efforts of the various groups in seeking an end to gang violence in the city.

94-15

TEXAS PUBLIC RADIO MONTH

Mayor Wolff stated that The Public Radio Conference will take place in San Antonio April 9-12, 1994, and he introduced Ms. Ann Newman, President of the Board of Directors of Texas Public Radio, present in the audience. Mayor Wolff then read the proclamation designating Texas Public Radio Month in San Antonio, and presented it Ms. Newman and other members of her delegation.

Ms. Newman spoke to the status of San Antonio's two public radio stations, and noted that Texas Public Radio has some 7,000 members.

Mr. Joe Gwathmy, manager of one of the local stations, spoke to the history of public radio in San Antonio, its current programming, and its economic impact.

Mayor Wolff and other City Council members spoke in appreciation for public radio, nationally.

Mr. Jim Berg, member of the Board of Directors, spoke to how National Public Radio sells San Antonio to other parts of the nation.

94-15

HIGH-RISK INFANT PROGRAM

Mayor Wolff stated that San Antonio 2000 has selected the High-Risk Infant Program as its "Find The Good and Praise It" Program recipient of the month. He noted that the program is a part of the University of Texas Health Science Center at San Antonio, one which identifies and treats the developmental and medical needs of pre-term infants and their families. He noted that the program originated in 1979, and provides comprehensive follow-up care during the first three years of an at-risk infant's life.

Mayor Wolff then read a special Certificate of Recognition, and presented it to Dr. Marilyn Escobedo, medical director of the program.

Dr. Escobedo spoke to details of the high-risk infant program and its three-year follow-up for at-risk infants. She then introduced

program coordinators, board members, and several of the program's participants, all present in the audience.

A discussion took place concerning the impact of drug usage on today's incidence and rate of premature births, and certain allied problems that affect the schools today.

Discussion also was held relative to the high costs of ministering to high-risk infants, and the dramatic decrease in infant deaths in this category, over the past 15 years.

94-15

UNIVERSITY OF GUANAJUATO LAW SCHOOL STUDENTS

Mayor Wolff welcomed to City Hall a group of students from the University of Guanajuato School of Law and the University of Texas at Austin School of Law, noting that for more than 20 years, these two schools have conducted a student exchange program so that students from both nations can learn about the culture and laws of both.

Mayor Wolff and City Council members then distributed San Antonio pens to each of the visiting students from Mexico.

Ms. Rhonda Sullivan, representing the UT School of Law, spoke to details of the joint educational and cultural exchange program.

Representatives from among the visiting students came forward to thank the Mayor and City Council for their hospitality and recognition.

Each student then came forward to introduce themselves.

94-15 At the request of Councilman Peak, it was the concensus of City Council members present to undertake discussion of Agenda Item 42 at this time.

Agenda Item 42 is a proposed ordinance temporarily imposing height, sign-face size, and number limitations on the issuance of new sign permits as specified in the proposed On-Premise Sign Ordinance, pending the adoption of said ordinance, as requested by Councilman Howard W. Peak.

Mr. Peak asked that this agenda item be pulled from the agenda today and rescheduled for consideration at a later date.

Mr. Peak made a motion to postpone this item. Mr. Solis seconded the motion.

After discussion, the motion to postpone prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Avila, Solis,

Ayala, Ross, Thornton, Peak, Larson, Wolff. NAYS: None.

Agenda Item 42 was postponed.

94-15

WOMEN'S' HALL OF FAME

Mr. Ross noted for the record that Ms. Ayala last evening was formally installed in the San Antonio Women's' Hall of Fame.

Mayor Wolff and other members of the City Council congratulated her on the honor.

94-15

CONSENT AGENDA

Ms. McClendon made a motion to approve Agenda Items 7 through 25, constituting the Consent Agenda, with items 11, 16, and 17 being pulled for individual consideration. Mr. Perez seconded the motion.

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

AN ORDINANCE 79,887

ACCEPTING THE PROPOSAL OF STERLING SOFTWARE, INC. TO RENEW ITS COMMUNICATION SOFTWARE LICENSE WITH THE CITY OF SAN ANTONIO INFORMATION SERVICES DEPARTMENT FOR A TOTAL OF \$7,454.00.

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AN ORDINANCE 79,888

ACCEPTING THE LOW BID OF UNITED PLASTIC FABRICATING, INC. IN THE AMOUNT OF \$18,700.00 TO PROVIDE THE AVIATION DEPARTMENT WITH A FOAM RESUPPLY TRAILER FOR FIREFIGHTING OPERATIONS AT THE SAN ANTONIO AIRPORT.

* * * *

AN ORDINANCE 79,889

ACCEPTING THE LOW QUALIFIED BIDS OF COUNTRY CHARM, AMERICAN DIVERSIONS, INC., AND RIVER CITY T-SHIRT FOR A COMBINED TOTAL OF \$13,532.26 TO PROVIDE T-SHIRTS, COACH'S SHIRTS AND SWEATSHIRTS TO BE USED

BY THE PARKS & RECREATION DEPARTMENT.

* * * *

AN ORDINANCE 79,890

ACCEPTING THE LOW BID OF J & E GARDEN CENTER IN THE AMOUNT OF \$18,572.00 TO PROVIDE RIDING LAWN TRACTORS FOR THE PARKS & RECREATION MAINTENANCE DIVISION.

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AN ORDINANCE 79,891

ACCEPTING THE LOW, QUALIFIED BID OF L & R BUILDERS, INC. IN THE AMOUNT OF \$549,350.25 IN CONNECTION WITH THE NORTH SAN IGNACIO FROM CULEBRA TO ZARZAMORA CREEK COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) RECONSTRUCTION PROJECT; AUTHORIZING A CONTRACT; REVISING THE PROJECT BUDGET AUTHORIZING \$38,454.52 FOR CONSTRUCTION CONTINGENCIES, \$17,039.16 FOR PROJECT OVERSIGHT COSTS AND \$1,000.00 FOR ADVERTISING EXPENSES; AND PROVIDING FOR PAYMENT.

* * * *

AN ORDINANCE 79,892

AUTHORIZING AN ADDITIONAL \$44,431.09 FOR ENGINEERING SERVICES PAYABLE TO ALAMO CONSULTING ENGINEERING & SURVEYING, INC. IN CONNECTION WITH THE FULTON FROM BLANCO TO NORTH FLORES COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT; REVISING THE PROJECT BUDGET; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 79,893

AUTHORIZING THE EXECUTION OF A CONSTRUCTION CONTRACT WITH QUINNEY ELECTRIC, INC. IN THE AMOUNT OF \$31,640.00 IN CONNECTION WITH THE LIGHTING FACILITIES AT THE FEDERAL BUILDING PARKING LOT PROJECT; AUTHORIZING \$4,746.00 IN CONSTRUCTION CONTINGENCY EXPENSES; AUTHORIZING \$600.00 IN ADVERTISING EXPENSES; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 79,894

AUTHORIZING A 25-YEAR LICENSE AGREEMENT FROM THE CITY OF SAN ANTONIO TO THE FROST NATIONAL BANK TO MAINTAIN AND OPERATE AN EXISTING PEDESTRIAN TUNNEL UNDER AND ACROSS MAIN STREET, CONNECTING THE RAND BUILDING TO THE FROST NATIONAL BANK; RESCINDING A PREVIOUS LICENSE AGREEMENT AUTHORIZED BY ORDINANCE NO. 57145 PASSED AND APPROVED ON JUNE 23, 1983; AND DECLARING AN EMERGENCY.

* * * *

AN ORDINANCE 79,895

AMENDING ORDINANCE NO. 78428, PASSED AND APPROVED ON AUGUST 5, 1993, TO ADJUST THE BUDGET TO \$111,720.00, THE AMOUNT ACTUALLY RECEIVED FROM THE TEXAS DEPARTMENT OF TRANSPORTATION UNDER SECTION 16 OF THE FEDERAL TRANSIT ACT OF 1964 (49 U.S.C. 1612) FOR THE PURCHASE OF SEVEN MINIVANS.

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AN ORDINANCE 79,896

AUTHORIZING CASA TAMAULIPAS, AN AGENCY OF THE GOVERNMENT OF TAMAULIPAS, MEXICO TO UNDERTAKE FINISH-OUT WORK TO THE EAGER HOUSE LOCATED AT 434 SOUTH ALAMO STREET IN HEMISFAIR PARK IN AN AMOUNT NOT TO EXCEED \$12,750.00; AUTHORIZING REIMBURSEMENT BY THE CITY OF SAN ANTONIO TO CASA TAMAULIPAS FOR FINISH-OUT COSTS; AUTHORIZING TRANSFER OF FUNDS FROM THE SPECIAL REVENUE RESERVE FUND TO THE OTHER CAPITAL PROJECTS FUNDS TO COVER SAID COSTS; APPROPRIATING FUNDS; AND AUTHORIZING REIMBURSEMENT TO CASA TAMAULIPAS.

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AN ORDINANCE 79,897

AUTHORIZING THE CITY MANAGER TO SUBMIT AN APPLICATION FOR A \$5,000.00 GRANT PROPOSAL TO MARSHALL FIELD'S COMMUNITY GIVING PROGRAM TO SUPPORT A PARTNERSHIP BETWEEN THE DEPARTMENT OF ARTS AND CULTURAL AFFAIRS AND THE TEXAS INSTITUTE FOR ARTS IN EDUCATION (TIAE), RESULTING IN SELF-SUSTAINING ARTS CURRICULA PROGRAMS IN THE PARTICIPATING SCHOOLS IN SAN ANTONIO.

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AN ORDINANCE 79,898

AMENDING ORDINANCE NO. 78566, PASSED AND APPROVED ON AUGUST 20, 1993, BY AUTHORIZING BANK OF AMERICA TO INSTALL UP TO TWO (2) ADDITIONAL TELLER MACHINES AT THE ALAMODOME.

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AN ORDINANCE 79,899

AUTHORIZING THE CITY MANAGER TO SUBMIT AN APPLICATION FOR \$175,000.00 FOR FEDERAL GRANT FUNDS THROUGH THE TEXAS STATE LIBRARY AND ARCHIVES FOR THE 1995 FISCAL YEAR OPERATION OF THE SAN ANTONIO INTERLIBRARY LOAN CENTER.

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AN ORDINANCE 79,900

AUTHORIZING THE CITY MANAGER TO SUBMIT AN APPLICATION FOR \$750,451.00 FOR STATE/FEDERAL GRANT FUNDS THROUGH THE TEXAS STATE LIBRARY AND ARCHIVES FOR PUBLIC LIBRARY DEVELOPMENT IN THE SAN ANTONIO AREA LIBRARY SYSTEM.

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AN ORDINANCE 79,901

AUTHORIZING THE TEMPORARY CLOSURE OF COCA-COLA DRIVE BETWEEN HOUSTON STREET AND THE RAILROAD TRACKS FROM 6:00 P.M. UNTIL 8:30 P.M., SATURDAY, FEBRUARY 4, 1995, FOR THE 46TH ANNUAL 1995 STOCK SHOW AND RODEO "KICK OFF" FIREWORKS DISPLAY.

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AN ORDINANCE 79,902

APPOINTING GLORIA BARRERA (DISTRICT 8) TO THE COMMISSION FOR CHILDREN AND FAMILIES FOR A TERM OF OFFICE TO EXPIRE ON JUNE 27, 1996.

(At this point, Mayor Wolff was obliged to leave the meeting. Mayor Pro Tem McClendon presided.)

94-15 The Clerk read the following Ordinance:

AN ORDINANCE 79,903

ACCEPTING THE LOW, QUALIFIED BID OF SAN ANTONIO CONSTRUCTORS, INC. IN THE AMOUNT OF \$540,000.00 IN CONNECTION WITH THE ELMER FROM ARVIL TO PINN ROAD COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) RECONSTRUCTION PROJECT; AUTHORIZING A CONTRACT; REVISING THE PROJECT BUDGET; AUTHORIZING \$37,800.00 FOR CONSTRUCTION CONTINGENCIES, \$21,586.78 FOR PROJECT OVERSIGHT COSTS, \$8,353.60 FOR ENGINEERING EXPENSES AND \$600.00 FOR ADVERTISING EXPENSES; AND PROVIDING FOR PAYMENT.

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

Ms. Ayala spoke to the need for this project in an area of frequent flooding.

Mr. John German, Director of Public Works, spoke to the timetable for this projected five-month project.

Ms. Ayala stated her desire to be informed of the date, time, and place for the neighborhood meeting to be held by the Department of Public Works for explanation of this project, so that she might attend.

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

94-15 The Clerk read the following Ordinance:

AN ORDINANCE 79,904

APPROVING A THREE-YEAR LICENSE AGREEMENT WITH HARLANDALE LITTLE LEAGUE SPORTS ASSOCIATION, INC., A TEXAS NON-PROFIT CORPORATION, TO USE 7+/- ACRES IN STINSON PARK FOR RECREATIONAL PURPOSES.

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

Mr. Ron Darner, Director of Parks & Recreation, briefly

explained the proposed license agreement with the Harlandale Little League Sports Association, Inc. for use of seven acres in Stinson Park.

Ms. Billa Burke spoke to the benefits of this longstanding sports program for the youth of this area, held in cooperation with the Harlandale Independent School District.

Mr. Avila spoke to the large number of persons involved in this program.

Mr. Ross noted that no City tax funds are being spent as a result of this license agreement.

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

94-15 The Clerk read the following Ordinance:

AN ORDINANCE 79,905

AUTHORIZING THE EXPENDITURE OF THE SUM OF \$864.00 OUT OF GENERAL OBLIGATION BONDS; ACQUIRING TITLE TO ONE PARCEL IN CONNECTION WITH THE OCTAVIA PLACE DRAINAGE PROJECT #63; AND ACQUIRING ONE TEMPORARY EASEMENT IN CONNECTION WITH THE LORD ROAD DRAINAGE PROJECT #114C, PHASE I.

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In response to a question by Ms. McClendon, Mr. John German, Director of Public Works, addressed the time-line for construction of the Lord Road project.

Ms. Billa Burke made a motion to approve the proposed Ordinance. Mr. Solis 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, Ross, Solis, Thornton, Peak; NAYS: None; ABSENT: Ayala, Larson, Wolff.

94-15 The Clerk read the following Ordinance:

AN ORDINANCE 79,906

AMENDING ORDINANCE NO. 79604, ORDERING A SPECIAL BOND ELECTION TO BE HELD ON MAY 7, 1994, TO REFLECT

EARLY VOTING SITES AND POLLING PLACE CHANGES.

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

City Clerk Norma S. Rodriguez briefly explained the final changes made to voting sites for the May 7, 1994 bond election for the City of San Antonio.

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

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94-15 The Clerk read the following Ordinance:

AN ORDINANCE 79,907

AMENDING ORDINANCE NO. 79606 TO REVISE CITY VOTING PRECINCTS WITHIN DISTRICTS FOR THE MAY 7, 1994, SPECIAL BOND ELECTION.

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

City Clerk Norma S. Rodriguez explained the final revisions to City voting precincts with Council districts, for the May 7, 1994 City bond election.

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

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94-15 The Clerk read the following Ordinance:

AN ORDINANCE 79,908

AUTHORIZING THE CITY'S PURCHASING & GENERAL SERVICE DEPARTMENT TO FUEL VIA METROPOLITAN TRANSIT'S NEW PROPANE-POWERED VEHICLES AT THE COST OF FUEL PLUS TEN CENTS (\$.10) PER GALLON.

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

Mr. Archie Titzman, Director of Purchasing & General Services, explained the proposed agreement to temporarily fuel VIA Metropolitan Transit's new propane-powered vehicles from City facilities, until VIA's own fueling facility for propane can be completed. He noted that the City has been using propane in certain of its vehicles for the past 25 years, and VIA's new propane-powered vehicles arrived before their fueling facility could be finished. He addressed the pricing of the fuel to VIA, and the environmental advantages of using propane.

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

In response to a question by Mr. Perez, Mr. Titzman noted that fueling of VIA vehicles will be done at times convenient to the City.

In response to a question by Ms. Ayala, Mr. Titzman spoke to the city of San Antonio's standing as an environmentally-clean city, because of heavy local use of alternative fuels.

Ms. Ayala spoke to the need to move toward more use of alternative fuels, and she specifically mentioned the river barges used in the downtown area.

A discussion ensued concerning San Antonio's status as the number-one city in the nation in environmental areas.

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

94-15 The Clerk read the following Ordinance:

AN ORDINANCE 79,909

RATIFYING THE SUBMISSION OF A GRANT APPLICATION TO THE U. S. DEPARTMENT OF LABOR FOR \$3,000,000.00 TO ESTABLISH A YOUTH FAIR CHANCE PROGRAM IN THE CITY OF SAN ANTONIO; AND AUTHORIZING THE SAN ANTONIO WORKS BOARD OR ITS SUCCESSOR TO BE RECIPIENT AND ADMINISTRATOR FOR THE PROGRAM.

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

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

94-15 The Clerk read the following Ordinance:

AN ORDINANCE 79,910

IMPOSING A 90-DAY MORATORIUM ON TAX PHASE-IN APPLICATIONS FOR PROJECTS OVER THE EDWARDS AQUIFER RECHARGE ZONE BEGINNING APRIL 14, 1994; AND PROVIDING FOR AN APPEAL PROCESS.

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Mr. Clint Bolden, Director of Economic Development, explained the removal of tax phase-in language, relative to the Edwards Aquifer Recharge Zone, as directed by City Council earlier. He noted that one application for tax phase-in on property on the recharge zone remains in process, that being the La Cantera request.

Mr. Ray Hamilton, representing Northside Neighborhoods for Organized Development, spoke to last evening's public hearing at Trinity University, held by the Texas Natural Resources Conservation Commission (TNRCC), and recommendations made at that public hearing relative to protection of the recharge zone and watershed. He stated that his organization wants to take an active role in protecting the recharge zone, and stated his belief that there is no need to offer tax phase-in incentives for development over the recharge zone.

Mr. Ross noted that pending applications for tax phase-in over the recharge zone will still be processed, despite imposition of the 90-day moratorium.

Mr. Solis spoke against the offering of any type of incentive to development over the Edwards Aquifer Recharge Zone, but spoke in support for completion of any pending applications.

Mr. Larson stated his contention that there are way to develop safely over the recharge zone, and pointed to Fiesta Texas as an example. He spoke to the need to have firm criteria in place for such development, and for area counties around Bexar County to adopt rigid rules to protect the Edwards Aquifer. He spoke to the need to watch the cumulative development over the recharge zone.

In response to a question by Ms. Ayala, Mr. Lloyd Garza, City Attorney, stated that he feels that she has no conflict of interest in this matter because of her employment.

Ms. Ayala spoke to her hope that people will not over-react on this, noting that San Antonio needs the jobs that can come with new firms locating here. She spoke in favor of establishing a moratorium, as proposed, in order to study the issues.

Mr. Bolden pointed out the economic incentives offered for locating new businesses in the inner-city areas, as opposed to over the Edwards Aquifer Recharge Zone.

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

Mr. Thornton noted that only a small percentage of the Edwards Aquifer Recharge Zone lies within the City of San Antonio, and that most such development takes place outside the city, and that development is principally residential in nature.

Mr. David Pasley, Director of Planning, noted that septic tank usage is very small in the city's extra-territorial jurisdiction because of the requirement for large acreage in order to install a septic tank.

A discussion took place concerning the availability of San Antonio's wastewater system in the ETJ.

Mr. Thornton stated his belief that heavy R-1 residential single-family development will occur in the next 20 years over the recharge zone, many with septic tanks. He contrasted this development with controlled, protective commercial development over the recharge zone, stating his belief that residential development might not be the best type of development over the recharge zone. He asked City staff to be prepared to discuss this matter at the scheduled May 10, 1994 public hearing.

Mayor Wolff then spoke to the May 10, 1994 public hearing at the Convention Center, with the City Council scheduled to be joined by Bexar County Commissioners for that event.

In response to a question by Ms. Ayala, Mr. Bolden stated that he would look into what other entities, including farmers and businesses, are doing to protect the Edwards Aquifer.

Mr. John German, Director of Public Works, pointed out that the Texas Natural Resources Conservation Commission (TNRCC) regulates such activity outside of the city.

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

94-15 The Clerk read the following Ordinance:

AN ORDINANCE 79,911

ADOPTING THE PROPOSED REVISIONS TO THE CITY OF SAN ANTONIO GUIDELINES AND CRITERIA FOR TAX PHASE-IN AND REINVESTMENT ZONES FOR A TWO-YEAR PERIOD ENDING MARCH 31, 1996.

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

Mr. Ross stated that he had been meeting with the staff of the Department of Economic Development, relative to small businesses using tax phase-in, and noted that they now are working on a program to lower the threshold on the minimum amount required to be eligible for tax phase-in assistance. He further noted that the City of San Antonio cannot match the incentives offered by some other areas. He then spoke to his concern and addressed the need for state legislation, noting that school districts face possible loss of state funds for granting some tax phase-ins.

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

94-15 The Clerk read the following Ordinance:

AN ORDINANCE 79,912

APPROVING THE PROPOSED TRANSPORTATION PLANNING PROGRAMS TO BE SUBMITTED TO THE METROPOLITAN PLANNING ORGANIZATION FOR FUNDING IN FISCAL YEAR 1994-1995.

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

Mr. David Pasley, Director of Planning, briefly explained the proposed Transportation Planning Programs to be submitted to the Metropolitan Planning Organization for FY 1994-95, and discussed recommended priorities in this transportation planning.

A discussion then took place concerning restrictions placed on certain "attainment cities", who experience environmental problems.

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, Peak, Larson, Wolff; NAYS: None; ABSENT: Ross, Thornton.

94-15 The Clerk read the following Ordinance:

AN ORDINANCE 79,913

APPROVING A STANDARD MANUAL FOR STREET CUTS/TRENCHING AND FOLLOW-UP REPAIRS; ESTABLISHING RESPONSIBILITY FOR STREET CUTS/TRENCHING REPAIR FAILURES AND DENIAL OF FUTURE PERMITS UPON REFUSAL TO TIMELY CORRECT; AND ESTABLISHING FEES IN ACCORDANCE WITH CHAPTER 29-128 OF THE CITY CODE.

* * * *

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

Mr. John German, Director of Public Works, explained the three-year time-span required to develop this proposed ordinance controlling street cuts and trenching.

(At this point, Mayor Wolff was obliged to leave the meeting. Mayor Pro Tem McClendon presided.)

Discussion took place at this point concerning previous street-cut agreements and fees, and exceptions to the proposed fee schedule.

Ms. Ayala stated her desire that revenues collected from these proposed fees be placed into the City's general fund and dedicated specifically to street work. She stated her willingness to postpone this issue today, in order to allow time to discuss this idea.

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

Several City Council members spoke in support of the pending motion.

Mr. German spoke to efforts to coordinate street cuts and trenching.

In response to a question by Mr. Thornton, Mr. German addressed the possible usage of easements to install all utilities, in order to ease the problem of damaging streets due to trenching for utility cuts.

Mr. Ross spoke in favor of locating utilities in right-of-way areas, paralleling streets, in order to avoid cutting streets as much as possible.

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

94-15 PUBLIC HEARING AND CONSIDERATION OF ORDINANCE
CLOSING ALLEY BETWEEN AZTEC THEATER AND KAROTKIN BLDG.

Mayor Wolff opened the Public Hearing.

No citizens were registered to speak on the matter.

Mayor Wolff declared the Public Hearing closed.

The City Clerk read the following Ordinance:

AN ORDINANCE 79,914

AUTHORIZING THE CLOSING, VACATING, ABANDONING AND QUITCLAIMING OF AN IMPROVED 7-FOOT WIDE ALLEY BETWEEN LOTS 9 AND 10 IN NEW CITY BLOCK 116 TO THE ADJOINING PROPERTY OWNERS, AZTEC THEATER, LTD. (AZTEC THEATER) AND LA MANSION DEVELOPMENT COMPANY, INC. (KAROTKIN BUILDING); AND RETAINING A UTILITY EASEMENT IN CONNECTION WITH THE CROCKETT STREET DEVELOPMENT PROJECT.

* * * *

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

Mr. German explained the proposed vacating of the narrow alley-way between the Aztec Theater building and the former Karotkin Furniture building for the further development of the proposed Crockett Street Project. He also spoke to the City retaining a utility easement here in order to continue to serve the buildings in question with utilities. He also recommended waiving the alley-closure fees of some \$12,000.00, and explained that the ordinance includes the waiver.

Mr. Perez spoke in support for the motion.

A discussion then took place concerning the matter of reversionary rights being retained by the City.

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

94-15 PUBLIC HEARING AND CONSIDERATION OF ORDINANCE
CLOSING ALLEY BETWEEN OPPENHEIMER AND PLEASANTON ROAD.

Mayor Wolff opened the Public Hearing.

No citizens were registered to speak on the matter.

Mayor Wolff declared the Public Hearing closed.

The City Clerk read the following Ordinance:

AN ORDINANCE 79,915

AUTHORIZING THE CLOSING, VACATING, ABANDONING AND QUITCLAIMING OF AN UNIMPROVED 20 FOOT WIDE ALLEY BETWEEN OPPENHEIMER AVENUE AND PLEASANTON ROAD, AS REQUESTED BY MR. FRANK GUERRERO, JR., ET AL.

* * * *

Mr. Avila made a motion to approve the proposed Ordinance. Mr. Perez 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, Ross, Thornton, Wolff; NAYS: None; ABSENT: Solis, Ayala, Peak, Larson.

94-15 It was the concensus of City Council members present to undertake consideration of Agenda Item 33 at this time.

The Clerk read the following Ordinance:

AN ORDINANCE 79,916

AUTHORIZING THE CITY MANAGER TO SUBMIT AN APPLICATION TO THE TEXAS CRIMINAL JUSTICE DIVISION (TCJD) FOR \$750,000.00 IN FINANCIAL ASSISTANCE FOR THE PERIOD OF APRIL 1, 1994 TO MARCH 31, 1995 IN CONNECTION WITH THE CITY'S EFFORTS TO REDUCE THE DRUG TRAFFICKING RATE.

* * * *

Ms. Billa Burke made a motion to approve the proposed Ordinance. Mr. Solis 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, Ross, Thornton, Larson, Wolff; NAYS: None; ABSENT: Solis, Ayala, Peak.

94-15 It was the concensus of City Council members present to undertake consideration of Agenda Item 41 at this time.

The Clerk read the following Resolution:

A RESOLUTION NO. 94-15-16

ACCEPTING AND ADOPTING THE CENTRO 21 TASK FORCE'S MISSION STATEMENT PERTAINING TO DOWNTOWN SECURITY, TRANSPORTATION, ENVIRONMENT & QUALITY OF LIFE ISSUES.

* * * *

Mr. Perez made a motion to approve the proposed Resolution. Mr. Solis seconded the motion.

Mr. Perez spoke in support for the proposed Resolution, and briefly explained the Mission Statement of the Centro 21 Task Force on this matter.

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

94-15 PUBLIC HEARING AND CONSIDERATION OF ORDINANCE
CLOSING ALLEY BETWEEN LAS MORAS STREET AND ALAZAN CREEK

Mayor Wolff opened the Public Hearing.

No citizens were registered to speak on the matter.

Mayor Wolff declared the Public Hearing closed.

The City Clerk read the following Ordinance:

AN ORDINANCE 79,917

AUTHORIZING THE CLOSING, VACATING, ABANDONING AND QUITCLAIMING OF AN UNIMPROVED ALLEY BETWEEN LAS

MORAS STREET AND ALAZAN CREEK, AS REQUESTED BY MS.
BLASA R. GARCES, ET AL.

* * * *

Mr. Perez made a motion to approve the proposed Ordinance.
Ms. 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, Avila, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: Solis, Ayala.

94-15 Mayor Wolff noted that a number of City Council members have expressed a desire to convene in Executive Session prior to formal consideration of Agenda Item 34.

City Council recessed its regular meeting at 4:07 P.M. in order to convene in Executive Session for the purpose of being briefed on a proposed ordinance approving a ten-year Advertising Rights Agreement with Miller Brewing Company for the purchase of advertising space in and the name of the San Antonio Municipal Baseball Stadium.

94-15 Mayor Wolff reconvened the "A" Session at 4:28 P.M. and announced that the City Council had been briefed on the above stated item.

94-15 BASEBALL-STADIUM DISCUSSION

The Clerk read a proposed ordinance approving a ten-year advertising rights agreement with Miller Brewing Company for the purchase of advertising space in and the name of the San Antonio Municipal Baseball Stadium; authorizing the name of stadium to be "Miller Lite Stadium"; and accepting one million dollars (\$1,000,000.00) as payment for said rights.

Mayor Wolff spoke to a brief history of discussions between the City of San Antonio and Miller Brewing Company, relative to the name of the new baseball stadium, and the pending proposal to name the stadium "Miller Lite Stadium" for a ten-year period, in return for a \$1 million contribution toward costs associated with the stadium. He noted that one way to finance certain desirable amenities at the new stadium was to lease the name-rights for the stadium for a period of time, and that Halo Distributing Company, distributors for the Miller Brewing Company here, was the only firm to come forward with an offer.

Mayor Wolff spoke to the large number of telephone calls and letters that have been generated by announcement of this proposal to

name the stadium for a beer, and addressed his concern that this name issue has become a community-wide controversy, in which many persons feel strongly about the issue. He further noted that some citizens favor paying for these amenities with tax funds, rather than from the leasing of the stadium name. He also spoke to his belief that this controversy is not fair to the firm, as well, and asked City staff to look at alternative ways to finance these amenities.

Ms. Ayala thanked all who were a part of the planning and construction of the new baseball stadium.

Ms. Ayala then made a motion to pull this item from the agenda, and in lieu thereof, give direction to City staff to issue \$1.6 million in Certificates of Obligation to cover the \$1 million cost for desired amenities, and the projected \$600,000 construction shortfall; and that the stadium be temporarily referred to as the "San Antonio Municipal Baseball Stadium" until a permanent name is decided upon by the City Council. Ms. McClendon seconded the motion.

Mayor Wolff stated that he would continue seeking other funds for the stadium.

Mr. Alex Briseno, City Manager, stated that City staff would be using Certificates of Obligation originally planned for renovation of the City Hall Annex, which will postpone that Annex renovation work by an estimated six months.

Ms. McClendon spoke to Miller Brewing Company's offer of \$1 million for the rights to the stadium name, and thanked the firm for its offer. She then addressed this proposed new funding vehicle.

Mr. Peak stated his belief that use of Certificates of Obligation is the proper way to finance the balance of the stadium costs, and spoke against naming any such facility for a commercial business. He thanked Mr. Dennis O'Malley of Halo Distributing Company and the Miller Brewing Company for coming forward with this proposal.

Mr. Avila stated his opinion that this proposed action is no reflection upon Miller Brewing Company.

Mayor Wolff thanked the firm for its \$1 million offer.

Mr. Dennis O'Malley, Halo Distributing Company, stated that he understands the pressure brought to bear upon City Council over this issue, and noted that, while he is disappointed in the proposed decision, he has no ill feelings over this decision.

Mr. Perez thanked Mr. O'Malley for his offer, and spoke to looking forward to the stadium opening.

Mr. Larson noted that stadium cost overruns were deliberate, in order to provide the best Class AA baseball stadium in the nation. He discussed a brief history of the stadium name matter, and the

Council's ultimate decision to use Certificates of Obligation, now pending a vote of City Council, to finance the remainder of the costs on the stadium. He then addressed the multiple possible uses for the stadium, and paralleled its funding with the funding of other parks projects.

Mr. Solis addressed the importance of commercial input into a community, and spoke to instances of commercial investment into other stadiums and events. He stated that he cannot support the use of tax funds for this portion of the project, as proposed, when private funds such as this are available.

Mr. Thornton stated that he would support the pending motion, although it will cause a four to six-month delay in renovation of the City Hall Annex by using Certificates of Obligation funds planned for that particular project, and using them for completion of the baseball stadium. He further stated that he was more comfortable with financing those amenities in this manner.

Mr. Ross thanked Mr. O'Malley for his offer of funding, and asked those who expressed opposition to the use of Miller Brewing Company funds on the baseball stadium to send contributions to the City to help finance those amenities. He spoke to the need to find other sources for funds on this project, other than tax funds.

Mayor Wolff explained that the pending motion is for staff direction purposes only.

The following persons appeared to speak:

Mr. Dan Dunham, 105 Garrapata Lane, thanked the Mayor and City Council for its action today, and pledged \$100.00 to the project.

Mr. Jim Dalglish, representing Incarnate Word College, spoke to Mr. O'Malley as a good friend to San Antonio.

Mr. Cliff Lindsay, representing Prayers For America, thanked the Mayor and City Council for its decision and suggested naming the stadium for former major league pitching star Dizzy Dean.

Mr. Efton F. Geary stated his opinion that the City Council is being hypocritical in its actions when rejecting these funds from Mr. O'Malley's firm, while at the same time giving tax phase-ins to such firms for other economic development projects. He spoke to his desire for development of the entire area around the new baseball stadium.

After consideration, the motion, to pull this item, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Avila, Ross, Ayala, Thornton, Peak, Larson, Wolff; NAYS: Solis; ABSENT: None.

(At this point, Mayor Wolff was obliged to leave the meeting. Mayor Pro Tem McClendon presided.)

94-15 PUBLIC HEARING AND CONSIDERATION OF ORDINANCE
ADOPTING 1991 BUILDING AND FIRE CODES; AND LOCAL AMENDMENTS

Mayor Pro Tem McClendon declared the Public Hearing to be open.

Mr. Gene Camargo, Director of Building Inspections, noted that the City Council was briefed some three weeks ago in a "B" Session on the matter of the 1991 Building and Fire Codes. He stated that the Building and Fire Code task force had met for some one and one-half years on this issue, and noted that the only problem remaining to be solved is the concern of San Antonio Apartment Association with a requirement to provide sprinklers in apartment projects of three stories and higher. He stated that, following additional negotiations, the association no longer opposes this provision.

The following citizens were signed to speak on the matter:

Mr. Rob Holliday, representing the Code Review Task Force, noted that the task force supports the 1991 Uniform Building and Fire Codes, along with the proposed local amendments.

Mr. Bill Fitch, Omega Plant Labs and member of the City's Board of Appeals, discussed specifics of certain concerns outlined by the National Association of Homebuilders, and spoke in support for the proposed Ordinance.

Mr. Lane Mitchell, representing the Associated General Contractors, urged adoption of the new Codes and local amendments.

Ms. Jeanne Wheeler, President, San Antonio Apartment Association, stated that her group represents some 80,000 local apartment units. She noted that her association originally opposed the sprinkler recommendations of the task force because of the estimated \$12-per-month increase it will cause in apartment rents, in order to finance that provision. She further stated that her association no longer opposes the recommendation, but still is opposed to requiring that sprinklers be provided where buildings are being renovated or reconstructed. She spoke to the need to make housing more affordable.

Mr. John R. Cochrane, fire protection engineer and member of the task force, spoke in support for the proposed ordinance, and noted that the 1994 editions of the Uniform Building Code and Fire Code soon will be in print. He spoke to the need for those 1994 Codes to be adopted within one year after their review begins. He spoke to the need for adequate 'fire flows' and for more personnel hired in the building inspections and fire inspector ranks.

Mr. Mike Wrynam, representing Embrey Partners, spoke in support for the proposed motion.

There being no further citizens signed to speak to this matter, Mayor Pro Tem McClendon declared the Public Hearing closed.

The City Clerk read the following Ordinance:

AN ORDINANCE 79,918

ADOPTING THE 1991 EDITION OF THE UNIFORM BUILDING CODE WITH LOCAL AMENDMENTS; AND ADOPTING THE 1991 EDITION OF THE UNIFORM FIRE CODE WITH LOCAL AMENDMENTS.

* * * *

Mr. Peak made a motion to approve the proposed Ordinance. Mr. Perez seconded the motion.

Mr. Peak thanked all concerned for their work on this effort.

Mr. Camargo stated that City staff will work with the Apartment Association on resolving their concerns relative to the effect of the new Codes in reconstruction areas.

Several Council members thanked all concerned for their work on the new Codes.

Mr. Larson spoke to the need for certain new national Code provisions.

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

94-15

CITIZENS TO BE HEARD

TAXI CAB REPRESENTATIVES

TOM JOHNSON

Mr. Tom Johnson, Checker Cab, stated that the new ordinance will go into effect tomorrow. He cited several concerns and problems they have with the new regulations set out in this ordinance.

In response to Mr. Larson, Captain Tom Polonis spoke of the reasons for including provisions in the new ordinance to assure "clean" window standards.

Mr. Cruz Chavira stated that there is a state law which provides and allows proper window tinting. He asked that they be allowed to use this state standard.

Captain Polonis stated that the staff will investigate the issue and come up with a reasonable standard. The staff will look at adjustments if necessary.

* * * *

NORMAN POSEY

Mr. Norman Posey stated that he, too, is concerned about the new regulations which will be in effect under the new ordinance. He urged the City Council to grant his organization's members the necessary permits. He stated that the cabs are brand new with brand new radios and can't understand why their request for these seven permits were denied. He also stated that the taxi cab rates are much lower than the rates of other major Texas rates.

Mayor Wolff asked Mr. Posey to submit those rate comparisons to the staff for review.

Captain Polanis spoke on the number of permits granted and why these were rejected.

* * * *

EMILIO ALEMAN

Mr. Emilio Aleman also expressed concern about the "window tinting" issue.

Captain Polonis again spoke about the staff reviewing this issue and giving the taxi cab drivers time to comply with compliance.

* * * *

MR. BILL STEPHENS

Mr. Bill Stephens spoke in opposition to the provisions in the new ordinance which will deny them an appeal before the City Council, but rather before City personnel. He also took exception to there being a disparity in taxicab rates.

Captain Polonis stated that there is a provision in the ordinance which allows taxi cab companies to charge lower rates. He also spoke to the rationale for this charge.

Mr. Perez stated that the two "rates" was as a means of a concensus decision by taxi cab drivers.

A discussion took place on the "appeal" process.

Mr. Edwin Mathis, Assistant City Attorney, explained the hearing process set out in this new ordinance.

Mr. Solis spoke against the provision about "complaints" which may result in a fine. He asked for a revision of this section of the ordinance. He stated that it is a form of intimidation.

Mr. Perez stated that this issue will be reviewed by the staff.

* * * *

DON WILKINS CASTILLO

Mr. Don Wilkins Castillo expressed deep regret on the occasion of the the death of Mexico's Presidential candidate, Luis Donaldo Colosio.

* * * *

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94-15 City Council recessed its regular meeting at 6:25 P.M. for dinner, reconvening at 6:55 P.M., Mayor Wolff presiding.

- - -
94-15 The Clerk read the following Ordinance:

AN ORDINANCE 79,919

AUTHORIZING THE CITY MANAGER AND CITY ATTORNEY TO TAKE NECESSARY ACTION TO SETTLE THE CLAIM OF BIOLA GARCIA, CLAIM NO. 73700000156, AGAINST THE CITY OF SAN ANTONIO IN THE AMOUNT OF \$7,600.00.

* * * *

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

Mr. Mark Persson, Risk Manager, briefly explained the claim settlement.

A discussion ensued concerning the definition of 'chargable accident', and the matter of a one-day suspension for the police officer involved.

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

94-15 The Clerk read the following Ordinance:

AN ORDINANCE 79,920

AUTHORIZING THE CITY MANAGER AND THE CITY ATTORNEY TO PAY THE JUDGMENT IN CAUSE NO. 90-CI-06684 STYLED SOUTHWESTERN BELL TELEPHONE COMPANY V. CITY OF SAN ANTONIO IN THE AMOUNT OF \$13,298.63 PLUS POST JUDGMENT INTEREST AND COURT COSTS.

* * * *

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

Mr. Lloyd Garza, City Attorney, explained the claim of Southwestern Bell for a cut cable.

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

94-15 The Clerk read the following Ordinance:

AN ORDINANCE 79,921

AUTHORIZING THE COMPROMISE AND SETTLEMENT OF CAUSE NO. 93-CI-13801, STYLED MARY AND JESSE FLORES VS. CITY OF SAN ANTONIO, ET AL, FOR THE TOTAL AMOUNT OF \$15,000.00, PLUS COURT COSTS.

* * * *

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

Mr. Lloyd Garza, City Attorney, explained the settlement involved.

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, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: Ross.

94-15 The Clerk read the following Resolution:

A RESOLUTION NO. 94-15-17

RESOLVING THAT INTERSTATE HIGHWAY 35 BE REFERRED TO AS THE "NAFTA HIGHWAY."

* * * *

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

Mayor Wolff explained details of other plans, seeking to name the interstate highway going through Houston the "NAFTA Highway", and he need for San Antonio to seek such designation for Interstate 35, instead.

Mr. Larson asked to have the Department of Transportation in Washington, D.C. lobbied in this regard, and spoke to the recent announcement that San Antonio would be the location for the NAFTA bank.

Mr. Peak spoke to the need to press the city's case at both state and national levels.

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

94-15 The Clerk read the following Ordinance:

AN ORDINANCE 79,922

APPOINTING P. J. SCHNEIDER AND FRANK Z. RUTTENBERG TO THE ALAMO PLAZA STUDY COMMITTEE, AS REQUESTED BY COUNCILMAN ROGER PEREZ.

* * * *

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

In response to a question by Mr. Larson, Mr. Peak discussed the current status of the Alamo Plaza Committee, noting that the two prospective new committee members are property owners on Alamo Plaza.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Avila, Ross, Solis, Ayala, Thornton, Peak,

Larson, Wolff; NAYS: None; ABSENT: None.

94-15 The Clerk read the following Ordinance:

AN ORDINANCE 79,923

AUTHORIZING REIMBURSEMENT FROM THE DISTRICT 10 DISCRETIONARY FUNDS ACCOUNT ON A MONTHLY BASIS IN THE AMOUNT OF \$1,840.00 FOR AN ADMINISTRATIVE SERVICE CONTRACT, RENTAL IN THE AMOUNT OF \$390.00 PER MONTH, TELEPHONE EXPENSE IN THE AMOUNT OF \$50.00 PER MONTH AND UTILITIES IN THE AMOUNT OF \$50.00 PER MONTH IN CONNECTION WITH OPERATION OF THE DISTRICT 10 CITY COUNCIL DISTRICT OFFICE; AND DECLARING AN EMERGENCY, AS REQUESTED BY COUNCILMAN LYLE LARSON.

* * * *

Ms. Billa Burke made a motion to approve the proposed Ordinance. Ms. 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, Avila, Solis, Ayala, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: None.

94-15 The Clerk read the following Ordinance:

AN ORDINANCE 79,924

AUTHORIZING THE CITY MANAGER AND THE CITY ATTORNEY TO COMPROMISE AND SETTLE CAUSE NO. 92-CI-03300 STYLED FORTUNATO CARRAMAN AND MARIA CARRAMAN, ET AL V. CITY OF SAN ANTONIO IN THE AMOUNT OF \$57,500.00 PLUS COURT COSTS.

* * * *

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

Mr. Lloyd Garza, City Attorney, explained the proposed settlement of a traffic death case, as a result of a police chase of another vehicle.

In response to a question by Mr. Larson, Mr. Garza discussed the City's liability status in such cases as police chases, and noted that police chases of other vehicles now are conducted more cautiously.

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

94-15 City Council recessed its regular meeting at 7:11 P.M. to convene in Executive Session for:

A. Briefing on the City's negotiation with Kelly Air Force Base on the Quintana Road Drainage Project.

B. Briefing on the conveyance of the ALamodome from VIA Metropolitan Transit Authority to the City of San Antonio.

C. Briefing on development of a litigation strategy and update of the environmental strategy relating to remediation of Alamodome soil.

94-15 City Council reconvened at 8:27 P.M., with Mayor Wolff announcing that no action was taken during Executive Session.

94-15 There being no further business to come before the Council, the meeting was adjourned at 8:27 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 31, 1994

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

The following petitions were received in my office and forwarded to the appropriate departments for investigation and report to the City Council:

March 11, 1994 Petition submitted by Mr. Adolfo S. Gomez, 209 E. Dullnig Ct., San Antonio, Texas 78223, on behalf of area residents requesting that the 200 block of Dullnig be reconstructed with new pavement, sidewalks, curbs, driveway approaches, necessary drainage and that more street lights be installed.

March 14, 1994 Petition submitted by Mr. and Mrs. Angel N. Martinez, 634 W. Gerald, San Antonio, Texas 78221, on behalf of area residents requesting drainage and sidewalks to be installed on W. Gerald Street between Pleasanton and Commercial Street.

March 15, 1994 Petition submitted by Mr. Robert L. Menconi, CPM, Asset Property Management, Inc., 8015 Broadway, Suite 105, San Antonio, Texas 78209, requesting a fence variance from 6 feet in height to 10 feet in height for the McMullen Square Apartments, 537 North General McMullen, San Antonio, Texas 78228.

March 16, 1994 Petition submitted by Mr. and Mrs. Steven Dvorak, et al, 16242 Rocky Creek, San Antonio, Texas 78247, on behalf of area residents requesting a 3-way stop sign at the intersection of Rocky Creek and Cloudy Ridge.

/s/ Norma S. Rodriguez
City Clerk