

**REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF SAN ANTONIO,
HELD IN THE COUNCIL CHAMBERS, MUNICIPAL PLAZA BUILDING,
THURSDAY, JUNE 5, 1997.**

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97-24 The regular meeting was called to order at 1:00 p.m. by the Presiding Officer, Mayor Howard W. Peak, with the following members present: Flores, Salas, Guerrero, Prado, Vásquez, Menendez, Garza, Marbut, Bannwolf, Webster and Peak. **ABSENT:** None.

97-24 Invocation - Father David Garcia, San Fernando Cathedral.

97-24 Pledge of Allegiance to the flag of the United States.

97-24 Minutes of the Regular City Council Meeting for March 27, 1997 were approved.

97-24 **CONSENT AGENDA**

Ms. Guerrero made a motion to approve Agenda Items 6 through 13, constituting the Consent Agenda, with items 7, 10, 11, 12 and 13 having been pulled for individual consideration. Mr. Webster 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, Vasquez, Menendez, Garza, Marbut, Bannwolf, Webster, Peak. NAYS: None; Absent: None

AN ORDINANCE 86109

ACCEPTING THE LOW BID OF THE AMDAHL CORPORATION TO PROVIDE THE CITY OF SAN ANTONIO INFORMATION SERVICES DEPARTMENT WITH A HOST DISK SYSTEM UPGRADE FOR A TOTAL OF \$29,000.00.

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AN ORDINANCE 86110

AMENDING A PROFESSIONAL SERVICES CONTRACT WITH CALLE & ASSOCIATES FOR ADDITIONAL PROFESSIONAL SERVICES RELATED TO THE QUEEN ANNE/ELMHURST DRAINAGE PROJECT; AUTHORIZING PAYMENT IN THE AMOUNT OF \$23,000.00 (\$13,000.00 TO BE PROVIDED FROM 1994 GENERAL OBLIGATION DRAINAGE BOND FUNDS AND \$10,000.00 FROM GENERAL OBLIGATION PARK BOND FUNDS), AND PROVIDING FOR PAYMENT. (AMENDS ORD. 81945 DATED MARCH 30, 1997)

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AN ORDINANCE 86111

ACCEPTING DEDICATIONS OF A PERMANENT AND TEMPORARY EASEMENTS IN CONNECTION WITH THE BABCOCK ROAD AT EAST SUNSHINE DRIVE PROJECT, ACCEPTS THE DEDICATION OF A STREET (TEMPORARY) EASEMENT IN CONNECTION WITH THE QUINTANA ROAD DRAINAGE PROJECT #64.

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97-24 The Clerk read the following Ordinance:

AN ORDINANCE 86112

ACCEPTING THE LOW, QUALIFIED BID OF LAWRICH CONSTRUCTION, INC TO PROVIDE THE CITY OF SAN ANTONIO WITH UNDERGROUND STORAGE TANK REMOVAL FOR A TOTAL OF \$39,536.00 ; AND PROVIDING FOR PAYMENT.

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

Ms. Janie Cantu, Director of Purchasing & General Services, explained the ordinance.

In response to Mr. Karl Wurz' question, Ms. Cantu spoke to the location of the removal and the duration of the work involved.

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

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97-24 The Clerk read the following Ordinance:

AN ORDINANCE 86113

AUTHORIZING THE EXECUTION OF GRANT APPLICATION FOR FEDERAL GRANT FUNDS IN THE AMOUNT OF \$173,000 00 FROM THE TEXAS STATE LIBRARY AND ARCHIVES FOR FY 1998 OPERATION OF THE SAN ANTONIO INTERLIBRARY LOAN CENTER.

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

Ms. June Garcia, Library Director, explained the Ordinance.

The following person appeared to speak:

Mr Faris Hodge, Jr , 140 Dora, suggested a number of possible fundraising events for the library, including working with various schools

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In response to a question by Mr Salas, Ms. Garcia spoke to how publicity is generated to make public the services of the library system.

In response to a question by Mr. Webster, Ms. Garcia spoke to plans to open the Thousand Oaks Library addition as early as July.

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

97-24 The Clerk read the following Ordinance:

AN ORDINANCE 86114

AUTHORIZING THE EXECUTION OF A GRANT APPLICATION FOR STATE/FEDERAL ASSISTANCE IN THE AMOUNT OF \$752,220.00 FROM THE TEXAS STATE LIBRARY AND ARCHIVES COMMISSION FOR THE PURPOSE OF PUBLIC LIBRARY DEVELOPMENT IN THE ALAMO AREA LIBRARY SYSTEM.

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

Mr June Garcia, Library Director, explained the public library development grant.

The following person appeared to speak:

Mr Faris Hodge, Jr , 140 Dora, spoke to the need to get more people involved in the library, and stated his opinion that Bexar County is not paying the City enough for library services. He also spoke to the need to involve all in library fundraising activities.

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Mayor Peak briefly explained how Bexar County pays for library services for persons in unincorporated areas of the county.

Mr Alexander E. Briseno, City Manager, spoke to the Library Foundation's fundraising activities

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

97-24 The Clerk read the following Ordinance:

AN ORDINANCE 86115

AMENDING ORDINANCE NO. 59939, PASSED AND APPROVED ON DECEMBER 20, 1984, CODIFIED AS CHAPTER III OF THE CITY CODE TO COMPLY WITH CHANGES TO THE SECURITY PROGRAM AND GROUND TRANSPORTATION ORDINANCE, ADD THE STORMWATER POLLUTION PREVENTION PROGRAM, UPDATE THE FUELING AND FLAMMABLES REQUIREMENTS, AND TO MINIMIZE EXPOSURE TO COMMUNICABLE DISEASES IN AIRPORT FACILITIES IN THE RULES AND REGULATIONS FOR SAN ANTONIO INTERNATIONAL AIRPORT AND STINSON MUNICIPAL AIRPORT (AMENDS CHAPTER 35 OF THE CITY CODE)

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

Mr Efren Gonzalez, Acting Director of Aviation, explained the need to change outdated airport rules and regulations, involving both International and Stinson Municipal Airports.

The following person appeared to speak:

Mr. Karl Wurz, 820 Florida, spoke to citizens' rights to question City staff about agenda items. He asked for an explanation of the Stormwater Pollution Prevention Program involved in these changes, and suggested City staff attend San Antonio River Authority's hearing on stormwater pollution prevention.

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In response to a question by Mr. Salas, Mr. Gonzalez explained the 'communicable disease' provision, which ensures that the Metropolitan Health District is notified of any such case of communicable disease at the airports.

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

97-24 The Clerk read the following Ordinance:

AN ORDINANCE 86116

AUTHORIZING THE TEMPORARY CLOSURE OF GARNET STREET BETWEEN SUNGLO AND WEST HARDING STREETS FROM 12:00 NOON UNTIL 12:00 MIDNIGHT ON SATURDAY, JULY 5, 1997 FOR THE BENAVIDES 25TH WEDDING ANNIVERSARY CELEBRATION

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

Mr. John German, Director of Public Works, spoke to the reasons for his department's involvement in temporary street closures such as this, noting that this item today involves no cost to the City.

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The following person appeared to speak:

Mr Jack Finger, P.O. Box 12048, questioned the need for a 12-hour street closure for a wedding anniversary celebration, addressing his concern for the inconveniencing of citizens for that period of time. He asked that lesser hours of closure be mandated.

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Mr Salas noted that all the neighbors involved were contacted for their support of this closure, stating his willingness to support such closures if neighbors are in agreement.

Ms Guerrero also noted that not everyone can afford to rent a large hall for such a celebration as this, and spoke in favor of the Ordinance.

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

97-24 It was the consensus of City Council members present to undertake consideration of Agenda Item 20 at this time.

City Clerk Norma S. Rodriguez spoke to details of the recount requested in the District 6 City Council race, and the reasons for the minor changes made in the tabulation as a result of that recount of the votes in that race. A copy of her remarks is made a part of the papers of this meeting. She introduced Mr. Gary Rose of the Bexar County Information Services Department, Ms. Marion Stanko, and Ms. Georgia Forget, members of the recount committee, and spoke to the cooperation of the County's Information Services Department in this recount. She then distributed to Council members copies of the recount tabulations for Early Voting and Election Day in the District 6 Runoff Election, then spoke to the combined results, noting differences between the original tabulations and the recount figures. She then recapped the tabulation results in the recount, including the new totals in the District 6 race, a difference of some 52 votes, with a total of 3,965 for Mr. Menendez, and a total of 3,913 for Mr. Cris Bera.

Mr Menendez thanked the recount workers, and spoke to the need for the people votes to be tabulated in the proper precincts.

Mayor Peak spoke to the commitment on the part of both the City and Bexar County to a smooth elections process.

City Clerk Rodriguez then explained the state law involved, and thanked Mr. Jose Menendez and Mr. Chris Bera for their cooperation.

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Mayor Peak congratulated the City Clerk's Office for its handling of the elections process.

City Clerk Rodriguez then read the following ordinance:

AN ORDINANCE 86117

DECLARING THE CANVASS AND RESULTS OF THE RECOUNT OF THE DISTRICT 6 RUN-OFF ELECTION HELD ON MAY 27, 1997; CONFIRMING THE ELECTION OF JOSE MENENDEZ; AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE UPON PASSAGE OF EIGHT AFFIRMATIVE VOTES.

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Ms. Guerrero 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, Guerrero, Prado, Vasquez, Menendez, Garza, Marbut, Bannwolf, Webster, Peak; **NAYS:** None; **ABSENT:** None

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STATEMENT OF MAYOR PEAK

MAYOR'S ADDRESS TO THE CITY

"This is truly an historic occasion. It is historic not merely because it marks the beginning of a new Council term. We all know that that happens every two years. And frankly, we all know that usually this is of only very passing significance. But I honestly believe this occasion is truly historic, because the beginning of this new Council term actually does mark the dawn of a fundamentally new era in San Antonio's city government.

In this new era, San Antonio will become a world-class model of open, honest, and responsive local government.

In this new era:

- The City will play no favorites;
- There will be no insider trading;
- City contracts will be awarded through rigorous processes of open and fair competition;

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- And the Council, in turn, will allow the staff to function as professionals, acknowledging their technical expertise while holding them accountable for their performance.

In the true spirit of the Council-Manager form of government, this Council will hold the City Manager responsible for implementing these policies without fail.

Many observers have already commented on how different this Council is from the preceding one. They have remarked on the youth, the high educational attainment, and the enthusiasm of so many members around this table. They have noted that this is the first Council in modern history that accurately represents the city's racial and ethnic mix. But these statistics are not the most important differences between this Council and all that have gone before.

* I believe that this Council will move San Antonio into a new era by finding new ways to work with each other, to build on each other's insights and leadership, and to support each other in our common commitment to seeking the public good. We have already started this through the round of conferences which I have had with each of you individually over the last several days.

* In this new era, I pledge to you that I will respect any position which any of you may take in good conscience on any issue before us. I will be open, forthright, and responsive to you at all times. I intend to lead the Council by my example in this respect.

* I ask you in turn to pledge:

- to debate the issues solely on their merits;
- to avoid playing political games of all kinds;
- to treat each other with civility;
- and to give everyone in city government, and every citizen who addresses us in this chamber, the respect they deserve.

The voters have spoken clearly in this election. They demand all of these things from both you and me. We have a mandate to bring our city into this new era.

Clearly, the challenges before us are daunting.

* First, to restore confidence in our local government, we must address the issues of ethics and "insider trading" head-on and decisively.

For this reason, I have already asked Dr. Vincent Johnson of the St. Mary's University School of Law to chair a panel which will

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review the city's ethics-related ordinances. That panel will offer their best professional recommendations on a code of conduct which would apply to elected officials, appointed members of boards and commissions, and staff at all levels. They will address the issues of public disclosure in contracting, campaign financing, and registration requirements for those who lobby before either the City Council, city commissions and agencies, or the city staff.

I am well aware that it is impossible to legislate morality, integrity or honesty. But I also know that such measures can help establish certain ground rules and basic minimum standards. I know the importance of my own leadership by example in this area. I am confident of your support in decisively putting these issues to rest.

* With that essential foundation strengthened, our second major immediate challenge is to take command of the upcoming city budget and to determine our budget priorities.

We will soon receive the City Manager's Five-Year Financial Forecast, which marks the start of Council involvement in the budget process. There will be an inevitable headline in the next morning's Express-News on the magnitude of the budget gap which we will face in the fiscal year starting October 1st. I believe this Council is up to the challenge of adopting a balanced budget without a general property tax increase.

As you know, for the last several years the Council has had an annual workshop to survey upcoming issues and to produce a list of ranked priorities to guide the City Manager in preparing his recommended budget. I have been working with the City Manager to consider how that priority-setting exercise can be made more useful and productive. I believe the existing format is the first mold we must break, to move the city government into its new era. We need a stronger focus on issues, a more broad-based consensus building process, and less of a driving influence from the city's existing organizational chart. I invite your contributions in rethinking how we work together to define our priorities, particularly from my colleagues who have been through this process before.

* Following this, I will also ask the Council to re-examine the way we identify, recruit, select, and train the members we appoint to boards, commissions and advisory committees. We cannot afford to consider these appointments casually, or to have anything less than the best in these important positions.

* Reaching outside the normal budget process, I have directed the City Manager to bring to the Council a proposal for an outside performance audit of the city government, modeled on the process

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demonstrated at the state level by Comptroller John Sharp. I intend this effort to be a bold one, to identify potential cost savings, and to recommend improvements in both the efficiency and the effectiveness of the city government. Along the way, it should also explore areas of duplication and overlap between the city and county governments, and document the potential savings from functional consolidation of services.

* In a related vein, I propose that we renew and expand our efforts to cooperate and contract with other local entities, and to achieve functional consolidation of services wherever it is appropriate and workable. These entities include both the other local governments in Bexar County and the many private and nonprofit agencies whose mission relates to that of the city.

* With this new Council in office, I believe the era is dawning when we can finally overcome the traditional bureaucratic turf obstacles which have always prevented substantial additional city-county service consolidation. We should also explore the opportunities to contract with the school districts and the Alamo Community College District, to share facilities and other resources for the benefit of our shared citizenry. Another related particular need is to establish mechanisms to better coordinate city planning and capital improvements programming with the facilities planning by the school districts.

* It is also obvious to me that the new era in city government will require a major emphasis on bringing groups together, building coalitions, forming consensus, and developing partnerships across the boundaries of the traditional municipal governmental structure. There are so many challenges before our community, and our city government simply cannot do everything by itself.

Therefore I intend to convene a coalition of all the diverse geographic, ethnic, economic, and interest group constituencies in our community. This coalition will include neighborhood groups, community organizations, business and professional organizations, religious institutions, service agencies, and others. It will seek to develop community interest, understanding, and consensus support for major city initiatives, such as the implementation of the new master plan, the formulation of economic development strategies, the implementation of a long range water resources plan, and programs related to education and federal welfare reform.

* In this new era, our city government should make a conscious, determined and systematic commitment to cast off traditional methods of service delivery, when new technologies can allow us to provide better services, for less cost, and with greater

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citizen satisfaction. We must be prepared to discard traditional organizational structures, in order to transform our administrative structure into an enterprise which is lean, adaptable, and driven by customer accountability. As a Council, we must simultaneously challenge our professional staff to achieve these objectives, and unleash them to pursue that challenge. Jeff Webster, long an advocate of more efficient government, will help lead us through these changes.

To accomplish these objectives, we should initiate a systematic and thorough review of our employee job descriptions and our personnel evaluation criteria. They should have a laser-like focus on "results produced," rather than on "tasks completed." The fundamental philosophical overhaul which I envision obviously cannot be completed overnight. And it is for precisely this reason that our commitment to begin it should not be delayed.

It is an essential parallel to this effort that we must streamline city regulatory procedures, by investing in computer-aided processes that can improve productivity. :

We must adopt a consistent priority of using technology to develop community-oriented government, with decentralized services and transactions. The small start we have made recently with "Community Link" kiosks, and demonstrations of city services in shopping malls, should be paralleled by a focused and deliberate program to fully exploit the potential of the Internet as a new means to inform and to involve our citizens in their local government.

* In making our commitment to bring the city into a new era, we should not overlook the fact that many specific and valid proposals have been generated over the years - on a range of issues as wide as the mission of city government - and then shelved without action. As just one specific example, the essence of the proposal I have just discussed, on technology related to decentralized, citizen-responsive service delivery, was recommended by a Council-appointed Regionalization Committee back in 1989. The report of that committee was not rejected because it was wrong on policy grounds; rather it has been ignored because Council simply never took definitive action on it.

Therefore I believe we should direct the City Manager to organize a staff task force to review the recommendations contained in major reports which have been prepared over the last decade by advisory committees, task forces, city consultants and others, and then shelved without action. Staff should reconsider those recommendations which, in their judgment, may still be valid, and the Council's Planning and Policy Committee should then develop a program to revisit these ideas.

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* The final challenge which is specific to opening a new era in city government is to develop the support in the 1999 Legislature for a state constitutional amendment giving our people the right to vote on city-county consolidation.

It is abundantly clear that the structure of local government which was appropriate to frontier Texas in 1876 is an anachronism in a metropolis of over a million people, approaching the 21st century. The present overlapping and duplicative structure of separate city and county governments is inefficient, ineffective, inequitable, and politically unaccountable. We should have the right to consider changing that structure.

Therefore, I will ask this Council, in cooperation with the County Commissioners Court, to appoint a new City-County Government Commission. This commission should be charged to develop and conduct a far-reaching program of public information and outreach, to improve public understanding of the issue, and to address the concerns of those who fear any possibility of change in the status quo. I will continue my close cooperation with Bexar County Judge Cyndi Krier, former Mayor Nelson Wolff, and Senator Jeff Wentworth, as we seek to find common ground on this issue with Senator Frank Madla. I will throw the full weight of the Mayor's office behind this cause.

Of course, these key issues of moving San Antonio into its new era are only a small part of the total agenda which faces us. In the meantime, we also must address all of the more conventional business of city government.

* We must continue to move forward with the Convention Center expansion and the development of a new convention headquarters hotel. In spite of controversy over the Convention Center contract, we must not lose sight of the value of these projects to our economy. And we will resolve the contract problems.

* We must address the issues of education, job training and economic development as an integrated whole. This is the only way to produce a successful, long term solution to San Antonio's chronic and appallingly high poverty rate.

Therefore I will appoint a "blue ribbon" panel to examine the interrelationships of these issues, and to design our own, uniquely local, version of a new "War on Poverty." The kind of creative, break-the-mold thinking - often led by groups outside the city government - which in the past has produced Project Quest, and now the COPS/Metro organizations' idea of an endowment for education - must be the hallmark of this strategy.

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* While education is not a direct function of the city government, it is nevertheless a critical issue on which the Mayor must lead the community.

Therefore I will serve as a catalyst and convener to bring together a "brown bag" group of leaders from the educational community, to brainstorm improvements in our local educational systems.

As my personal focus, I will champion early childhood development programs, to direct attention and resources to pre-school children. It is imperative that our very young children, in their early formative years, get the start they need to be successful in their formal education.

At the same time, I am pleased that my own successor from District 9, Tim Bannwolf, has such an impressive record of involvement in education issues, and a commitment to developing the new forms of cooperation between the city government and the school districts which should become common in this new era.

* I believe the debate that I have witnessed since I was a young city staff planner in the 1970s has finally been settled: we must manage our city's growth, for the sake of our essential quality of life. To implement the new city master plan, we must lay the groundwork for our next series of initiatives.

First, we must develop an implementation strategy, to orchestrate the development of new or revised ordinances, policies, and other programs.

Then we must assess what is not covered in the plan, or which is addressed only vaguely and tentatively, and develop the appropriate initiatives to address them more fully.

We must build a broad-based effort to foster the consensus which will carry these efforts through to conclusion. This will be a specific assignment to the coalition of constituencies which I discussed above. It will also be a "marquee" example of our commitment to form partnerships with other entities outside the city government.

And this means that, despite current budget constraints, we must reinforce our City Planning Department, both in staff positions and other capabilities.

With the all-time record number of city planners on this Council, now including another former chair of the Planning Commission, we have multiple layers of leadership resources to deal with the multiple and interrelated issues of affordable housing, neighborhood revitalization, and the preservation of existing healthy neighborhoods. I am confident that, with Debra Guerrero,

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Rick Vasquez and Ed Garza all together on the same Council, we will set new standards for creative and effective policy making in this broad range of issues.

* With respect to the military, and their role in our economy, we must move beyond our previously defensive attitude and begin to think more about how we can help our bases and the missions they support. We must develop closer partnerships with them, to the mutual benefit of San Antonio and the Department of Defense. With our case thus strengthened, we can then continue and improve our relationships with officials in Washington, D.C., who will make the decisions that affect us so vitally.

In the transition of Kelly AFB, I believe we should re-evaluate the assumptions of our redevelopment plan, and expand our targets for tenants outside the fence line of the base itself. Success with the Kelly transition should be measured more broadly than just by counting the number of jobs retained on base, as important as that is. Beyond that goal, I would like to include the areas around Kelly - neighborhoods and businesses alike - as targets for redevelopment.

I also believe that we need to develop more concerted partnerships with Brooks AFB, so that the links between its missions on one side, and our growing biomedical and biotechnology industries, and our research and educational institutions on the other side, become - unquestionably - indispensable to our national defense. The more important our bases and their missions are to national security - and the more impossible they are to move - the better our chances of retaining them.

In addition, for Kelly, Brooks, and Ft. Sam, the challenges of developing stronger connections between the base itself and our community and economic development programs in the surrounding neighborhood areas should be a major, continuing, and conscious focus for us. I expect Debra Guerrero, Raul Prado and Mario Salas all to help substantially with these efforts.

* Our water supply will continue to be a major issue for many years to come.

This Council must continue to give policy guidance to the board of the San Antonio Water System, as they develop our long range water plan and implement the Citizens Committee recommendations. I am pleased to tell you that I have already attended my first SAWS board meeting, and that I intend to continue my hands-on involvement in water issues.

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We must continue to urge the Texas Natural Resource Conservation Commission to apply the standards of our aquifer protection ordinance to the entire aquifer recharge zone region.

We must expand and accelerate our water conservation programs. They are both the cheapest and the most positively beneficial source of additional water.

We must continue to expedite the water recycling project, which will immediately expand our water supply by 20%.

We must support the development of alternative water supplies, including recharge enhancement projects, aquifer storage-and-recovery, and the alternatives developed through the Trans-Texas program.

And all of these efforts must be built on the solid foundation of widespread, meaningful, and effective involvement and participation by citizens and stakeholders. I am pleased that the SAWS board has demonstrated its commitment to this principle.

* Public safety is another eternal challenge, and the most fundamental obligation of city government.

We must continue to implement key policy plans, such as the Police Department's Vision 2001 plan and the revised master plan for the Fire Department. We must monitor, review and revise such plans as necessary, and expand programs which have proven to be successful, such as the SAFFE program, Cellular on Patrol, and the Citizens Police Academy. We must continue to experiment with community policing, non-traditional methods, and the use of both "high" and "low" technology to improve service, and alternatives such as "problem-solving policing" as the ultimate form of crime prevention.

With Robert Marbut's already demonstrated leadership in this area, I am confident that this Council will meet these challenges fully.

Obviously, it is impractical to enumerate every significant issue on our agenda. If I tried to say much more right now, we would never get around to starting work on that agenda!

For example, the challenges of revitalizing downtown are never-ending. But I know that Roger Flores can be relied upon to lead from his natural strength, on behalf of his natural constituency. I am also particularly gratified to acknowledge the contributions we should continue to expect from him on housing issues.

I could easily devote several pages to an extended discussion of economic development issues, and then several more pages to the problems of building and maintaining our physical infrastructure.

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Instead, I will merely note how pleased we should be to expect significant contributions from Jose Menendez on these issues.

Clearly, the issues are simply too many to discuss each one at length. But I am not discouraged, either by the number of these issues, by how diverse these issues are, or by the complexity of the issues.

In fact, the exact opposite is true. I am more encouraged now than ever, by something I have learned from all of you, in my discussions with you individually over just the past few days. That is, the range of your interests, the depth of the background which so many of you bring to so many of these issues, and the commitment of all of you to working together, both with each other and with me, in the style I have suggested. That is an enormously potent combination!

As I look to my left and my right from this Mayor's chair, I see that I am surrounded by the awesome array of your collective knowledge, talents, and personal commitment. Viewing this scene, I am convinced that this can be, and will be, the strongest, the most diverse, the most open and responsive - the all-around best City Council in this city's long history.

And that is why I believe, as I do, in the real historic significance of this occasion.

Now, let's all start proving how right I am about that."

97-24 It was the consensus of City Council members present to at this time undertake consideration of Agenda item 4 at this time.

DRAWING FOR MAYOR PRO TEM TERMS

City Clerk Norma S. Rodriguez explained the procedure to be followed in drawing for rotating terms as Mayor Pro Tem for the next two years.

The 10 District Council members then drew for their terms as Mayor Pro Tem.

The following citizen appeared to speak:

Mr Faris Hodge, Jr., 140 Dora, asked that City Council nameplates also designate the district of that particular Council member, and also spoke in favor of more pay for City Council members.

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AN ORDINANCE 86118

DESIGNATING CERTAIN MEMBERS OF THE CITY COUNCIL AS MAYOR PRO TEM FOR SPECIFIED PERIODS OF TIME THROUGH MAY 31, 1999.

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

97-24 SWEARING-IN OF INCOMING MAYOR PRO TEM MENENDEZ

City Clerk Norma S. Rodriguez administered the Oath of Office to the incoming first Mayor Pro Tem of the new City Council term, Mr. Menendez, and congratulated him.

Other City Council members and the Mayor also offered their individual congratulations

97-24 The Clerk read the following Ordinance:

AN ORDINANCE 86119

GRANTING AN INTERIM LICENSE AGREEMENT TO ICG TELECOM GROUP, INC (ICG) FOR THE PURPOSE OF ERECTING, CONSTRUCTING AND MAINTAINING A TELECOMMUNICATIONS SYSTEM IN, UNDER AND ACROSS THE CITY'S PUBLIC RIGHTS-OF-WAY, FOR A CONSIDERATION OF \$1.33 PER LINEAR FOOT FOR UNDERGROUND CONSTRUCTION, FOR AN ESTIMATED TOTAL OF \$4,915 68, AND SAID INTERIM LICENSE AGREEMENT SHALL TERMINATE ON AUGUST 1, 1997, OR UPON THE EFFECTIVE DATE OF THE PENDING FRANCHISE AGREEMENT BETWEEN THE CITY AND ICG, WHICHEVER IS SOONER.

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

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Mr Octavio Pena, Director of Internal Review, explained the ramifications of the Interim License Agreement and its limitations, and spoke to the background of the City Public Service/ICG Telecom Group agreement now in litigation. He further noted that that litigation matter does not affect this particular ordinance or the recently-enacted franchise agreement between the City and ICG.

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

97-24 STAFF PRESENTATION: 1997 SUMMER YOUTH-RELATED PROGRAMS

1997 CO Summer Program

Mr. Frank Stromboe, Acting Director, Department of Parks & Recreation, explained the overall success of this program. A copy of his presentation is made a part of the papers of this meeting.

Ms Denise Parks, Supervisor of the Coalition program, presented details of the CO program, as a mariachi group from the San Antonio Independent School District entertained the audience.

Mr Sonny Melendrez, representing Magic 105 FM and a spokesperson for the CO program, addressed the background of the program and its importance to the children of San Antonio.

Members of the Coalition program then distributed special gifts to members of the City Council.

City Council members thanked members of the program for their part in an excellent youth program for San Antonio, noting that what began as purely a recreation program now is moving out into the field of community service projects.

1997 Summer Youth Employment Program

Mr. Alexander E. Briseno, City Manager, spoke to an overview of some of the City's key youth programs. A copy of his presentation is made a part of the papers of this meeting.

Mr. Sergio Soto, Director of Youth Services, explained the 1997 Summer Youth Employment Program details, during which a brief video presentation outlined some of the jobs and responsibilities of those taking part in the program.

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

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Mr Soto then addressed the four key summer youth employment programs.

A member of the City's Youth Commission then spoke to the importance of this youth summer employment program.

City Council members spoke to the importance of the programs.

Mr. Flores noted that the SAISD mariachi group which appeared before City Council only a moment ago will be representing the City, state and nation in a 21-nation youth cultural festival to be held in Germany in July. He also noted that it will be the only youth group representing the United States at this festival.

97-24 STAFF PRESENTATION: 75TH LEGISLATIVE SESSION/CITY'S STATE INITIATIVES PROGRAM

Mr Jim Campbell, Director of Intergovernmental Relations, explained the City's legislative process and the results of the recently-concluded 75th legislative session in Austin. A copy of his remarks is made a part of the papers of this meeting. He highlighted a number of pieces of legislation important to San Antonio, and stated that he would be briefing City Council in more detail in July.

Mayor Peak noted that San Antonio was generally successful in its legislative initiatives and support this session, and stated that he would be working on the constraints placed upon the City by SB 1, the Water Bill. He also stated his opinion that the legislation dealing with certain restrictions on annexation by cities is certain to come back up for consideration in the future

Mr Webster stated that the graffiti law is important, as well as an increase in district courts, both products of this legislative session. He spoke in support for the change in the tax appraisal law, and spoke to the need for changes to the Road & Bridge Fund matter. He also noted that CPS 'dodged a bullet' this session, but stated his belief that deregulation of the power industry is coming in the future.

Mr Vasquez spoke to details of the defense transition bill, and expansion of the hotel/motel tax matter. He addressed the work done on the annexation matters, and spoke to the possibilities of deregulation and its impact on the City budget.

Mr J Rolando Bono, Assistant City Manager, thanked Mr. Campbell and the City's legislative team for their successes this session.

Ms. Guerrero asked for a CPS briefing on the deregulation matter as quickly as possible.

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In response to a question by Mr. Garza, Mr. Campbell clarified the hotel/motel tax bill, now awaiting action by the Governor.

Mr. Garza spoke to the importance of following protocol in dealing with the legislature.

Mr. Bono spoke to the protocol matter and its resolution.

Mr. Marbut spoke to the need to move on the matter of city/county consolidation.

Mr. Salas expressed his concern with the welfare of the elderly and the lack of a bill on this matter being enacted this legislative term. He spoke to his concerns with consolidation of city and county governments and its possible impact upon minority representation.

Mr. Bannwolf spoke to his interest in light-rail legislation and deregulation of the power industry.

Mr. John German, Director of Public Works, spoke to the status of a current study on a light-rail connection between San Antonio and Austin.

In response to a question by Mr. Menendez, Mr. Campbell addressed the status of the five per cent Water Bill and the importance of the San Antonio/Austin corridor in relation to economic development, as proposed by Mr. Bob Ross, former City Councilman.

In response to a question by Mr. Prado, Mr. Campbell spoke to future legislative program development, including federal legislation.

97-24 The Clerk read the following Ordinance:

AN ORDINANCE 86120

AUTHORIZING THE TEMPORARY CLOSURE OF EAST HAFER STREET FROM SOUTH FLORES TO THE DEAD END OF HAFER STREET FROM 7:00 P.M. UNTIL 12:00 A.M., SATURDAY, JUNE 14, 1997 FOR A WEDDING; AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE UPON PASSAGE OF EIGHT AFFIRMATIVE VOTES; AS REQUESTED BY FORMER COUNCILMAN HENRY AVILA.

* * * *

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

Mr. John German, Director of Public Works, explained the temporary street closure for a wedding celebration.

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The following people appeared to speak:

Mr. Jack Finger, P.O. Box 12048, questioned the need for a 7:00 P.M. to midnight street closure for a private event with no public benefit, and spoke to his concern for a lack of emergency access to the area during this event. He spoke against the proposed ordinance.

* * * *

Mr. Prado explained the need for the emergency clause on the proposed ordinance.

Mr. German spoke to what petitions are responsible for in such closures.

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

97-24 REGISTRATION OF LOBBYISTS

Mr. Vasquez spoke to details of a circulating six-signature City Council memorandum on the topic of possible registration requirements for lobbyists before City Council. He noted that the memorandum was circulated May 22, 1997, and he asked City staff to report on this matter later.

Mayor Peak spoke to his desire to have this matter looked at, and asked City Council members to submit their own recommendations to him.

97-24 PLEDGES TO ASSIST WITH RELIEF EFFORTS IN JARRELL, TEXAS

Mr. Vasquez pledged his \$20 City Council salary for today's meeting to the relief efforts in Jarrell, Texas, site of a deadly tornado recently, and challenged his Council colleges to do the same. He also challenged City staff to contribute to this effort.

97-24 City Council recessed its regular session at 3:59 P.M. in order to convene in Executive Session for the purpose of:

- A) Attorney/Client consultation regarding possible legal implications in terminating the Construction Management Agreement between the City of San Antonio and Bartlett Cocke-Incore-Hardin (BIH).

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B) Attorney/Client consultation regarding African American Firefighters' allegations of discrimination.

City Council adjourned the Executive Session and reconvened the regular session at 7:15 P.M., at which time Mayor Peak stated that City Council had been briefed on the above-styled matters and had given staff direction, but had taken no official action. He also noted that Council has not accepted the renegotiated terms of a settlement to the BIH contract and directed City staff to continue to negotiate.

97-24

CITIZENS TO BE HEARD

MR. JOSE F. OLIVARES

Mr Olivares, P.O. Box 1912, spoke to the alleged unauthorized removal of a canopy from a building at 500 North Zarzamora Street. A copy of his statement is made a part of the papers of this meeting.

Mayor Peak referred Mr. Olivares to Mr. Gabriel Perez, Capital Projects Officer, Department of Public Works.

MR. FARIS HODGE, JR.

Mr Hodge, 140 Dora, urged that the 'Citizens To Be heard' segment of City Council meetings be held earlier in the agenda, even if the Council might have to halt an Executive Session. He spoke to his concern with allegations that persons who have died remain on the voter registration rolls. He also asked that paintings of all past mayors be placed on display in the hallway of this building; that the City purchase more Emergency Medical Services ambulances; that the City rebuild Hackberry Street overpass; that the City work on the matter of cleaning up high weeds and grass at Mariposa and the railroad tracks; that several parks be cleaned and sidewalks cleared; and that the City look into why lights in Main Plaza and in Market Square remain on during the day.

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MR. WALTER F. JONES

Mr. Jones, 958 F Street, distributed copies of two handouts of a newsletter to City Council members, as well as a letter from KTFM Radio, dealing with music production in San Antonio. He stated his belief that San Antonio is known as the nation's entertainment capitol, and asked the Council to do what it can to make San Antonio the entertainment capitol of the southwest.

MR. OSCAR VICKS

Mr. Vicks, 1214 Picardie, congratulated the newly-elected City Council members and asked that they be spokespersons for the community. He spoke to his concerns for any disrespect for citizens.

Mr. Salas thanked Mr. Vicks for his presentation, and stated that he has received the same comments from citizens. He spoke to an example of the image displayed to citizens when Council members use telephones in Council chambers during the regular order of business, stating his belief that this sends the wrong message.

97-24 There being no further business to come before the Council, the meeting was adjourned at 7:35 P.M.

A P P R O V E D



HOWARD W. PEAK
M A Y O R

Attest:



NORMA S. RODRIGUEZ, CMC/AAE
City Clerk

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OFFICIAL CANVASS OF THE CITY COUNCIL RECOUNT FOR DISTRICT 6 RACE JUNE 5, 1997

MAYOR AND CITY COUNCIL:

On Tuesday, June 3, 1997, a recount of the District 6 race took place at the request of candidate, Cris Bera. At this time and as mandated by State Law, we will need to recanvass the results of the District 6 election since there was a change to the number of votes .

The recount entailed a manual count of all votes cast in the District 6 race which includes early voting, votes by mail and election day votes. I need to point out some obvious differences between manual counts and electronic vote counting. The manual count takes into consideration voter intent while the electronic scanners count marks. In that regard, the manual count last night produced more votes cast than did the electronic vote. There were some instances that votes were cast outside of the District which were counted by the Recount Committee. These could have been marked with a wrong Precinct number, or due to incorrect voter registration coding. Let me state though, that the differences are very minor. Other reasons for the increase in the number of votes cast found on the Manual Count could be attributed to inclusion of the disabled or the last delivery of mail ballots into the Election day totals.

With me today is Dennis Lindquist, Director of Bexar County's Information Services Department and Gary Rose, Computer Operations Manager for Bexar County's Information Services Department; Marian Stanko, Early Voting Ballot Board Judge; and Ms. Georgia Forget, our Recount Chair, who can answer any specific questions you may have after the Recanvass takes place.

At this time, if the Council can follow on the sheets you have been provided, we can read the results of the Manual Recount.

Here Norma reads the results of each Precinct (Early Voting, Election Night, and Combined).

The changes to the Early voting results are as follows:

For Menendez	from 1109 to 1102 - less a total of seven (7) votes
For Bera	from 1646 to 1638 - less a total of eight (8) votes

The changes to the Election Day totals are as follows:

For Menendez	from 2851 to 2863 - a total of 12 additional votes
For Bera	from 2273 to 2275 - a total of 2 additional votes

The Grand totals, therefore are:

For Menendez: 3,965

For Bera 3,913

a difference of 52 votes

* * * *

Does the Council have any questions or comments at this time?

Norma then reads the Ordinance pertaining to the new Canvass
Motion/Second
Approval

* * * *

Draft letter to

Bexar County Clerk Gerry Rickhoff
address, etc

Dear Gerry:

I want to first of all thank you for your assistance and that of your staff during this last City election. One issue which has occurred and I did want to bring to your attention was that during our last City election's subsequent Recount, we encountered a great amount of difficulty in trying to separate those ballots needed for the Recount which were filed in the early voting boxes. Both candidates involved in the Recount brought this matter to my attention and asked that we work on a process which would facilitate recounts in the future. In that respect, I spoke to Mr. Dennis Lindquist, Director of Bexar County's Information Systems Department since his office was responsible for placing the ballots in the marked boxes, and he asked that I discuss this issue with you. One easy solution would be that for the future, we will plan to have in our elections contract with your office specific instructions that the ballots for Early Voting be placed in precinct order in individually marked boxes. This will enable us to, hopefully, accomplish the recount in a more timely manner. I trust that this suggestions meets with your approval as we continue to work on solutions to help facilitate the elections process.

Sincerely,

Norma S. Rodriguez, CMC/AAE
City Clerk

cc: Victor Perez, Deputy Director, ISD
Jose Menendez, Councilman, District 6