

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO, HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY, FEBRUARY 14, 1991

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The meeting was called to order by the Presiding Officer, Mayor Lila Cockrell, with the following members present: BERRIOZABAL, WEBB, DUIMER, WING, MARTINEZ, THOMPSON, VERA, WOLFF, LABATT, HASSLOCHER, COCKRELL. Absent: NONE.

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91-07 Invocation - Reverend Guadalupe Fonseca, So. Zarzamora Baptist Church.

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91-07 Pledge of Allegiance to the flag of the United States.

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91-07 "AT YOUR SERVICE" AWARD

Mayor Cockrell introduced Mr. Raymond Torres, employee of the Animal Control Facility, Metropolitan Health District, present in the audience to receive this month's "At Your Service" Award from the City Manager.

Mr. Alex Briseno, City Manager, spoke to Mr. Torres' record of service to the City and introduced a videotape of Mr. Torres at work.

Mr. Briseno joined Mayor Cockrell in presenting Mr. Torres with a special Citation and congratulating him.

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91-07 DORIE MILLER ELEMENTARY SCHOOL STUDENTS

Mayor Cockrell and Mr. Webb introduced a class of second-grade students from Dorie Miller Elementary School in District 2, and their teacher, Ms. Cheryl Wright, noting that the class is present at City Hall today to study City government at work.

91-07 The Clerk read the following Ordinance:

AN ORDINANCE 73,050

ACCEPTING A CONTRIBUTION IN THE AMOUNT OF \$5,500.00 FROM INVERWORLD, INC. TO SUPPORT THE PUBLICATION OF A BROCHURE PROMOTING THE "MEXICO: SPLENDORS OF THIRTY CENTURIES" EXHIBIT.

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Mayor Cockrell asked that the Council consider enactment of Agenda Item 40 at this time, and introduced Mr. Eduardo Diaz, Director of Arts and Cultural Affairs for the City.

Mr. Diaz spoke to the background of the gift to be accepted by this Ordinance, which will fund the printing of a brochure on "Mexico: Splendor of Thirty Centuries" exhibit, which will be at the San Antonio Museum of Art soon. He introduced Ms. Harriett Zeller and Mr. George Fahey, President, InverWorld, Inc., whose firm is donating \$5,500 to support printing of this promotional brochure.

Ms. Zeller stated that it was an honor for her firm to help with this work.

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

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

Mayor Cockrell and members of the City Council thanked the firm's representatives for their gift.

91-07

OPERATION DESERT STORM

Mayor Cockrell spoke of the many request received to designate a downtown site for display of visual expressions of supports for the troops involved in Desert Storm, and noted that, at 11:00 A.M., Saturday, ceremonies will be held to designate Travis Park as "Yellow Ribbon Park", and she spoke of the planned events to take place, inviting all San Antonians to take part.

91-07 The Clerk read the following Ordinance:

AN ORDINANCE 73,051

AN ORDINANCE AMENDING ORDINANCE NO. 72,743 APPROVED AND ADOPTED ON DECEMBER 6, 1990, WHICH AUTHORIZED THE ISSUANCE OF SHORT-TERM OBLIGATIONS IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$50,000,000 TO PROVIDE INTERIM FINANCING TO PAY PROJECT COSTS FOR ELIGIBLE PROJECTS FOR THE CITY'S WATERWORKS SYSTEM; APPROVING A REVOLVING CREDIT AGREEMENT, ISSUING AND PAYING AGENT AGREEMENT, DEALER AGREEMENT AND OFFERING MEMORANDUM; AND PROVIDING AN EFFECTIVE DATE.

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

Mr. Ralph Huber, Comptroller, City Water Board, explained the need to name a new financial partner for the sale of the bonds, noting that the proceeds from these bonds will go to the Applewhite Reservoir.

Mrs. Dutmer stated her opinion that it is unfair to have a pro-Applewhite matter first on the agenda for the upcoming "Project Oasis" senior citizens' meeting.

Ms. Berriozabal expressed concern that two reports she had requested have not yet been made. She noted that the reports dealt with how Applewhite water will be piped throughout the City, and how the proposed City Water Board bill increase was arrived at.

Mr. Huber stated that he will see that she gets the answers to her questions.

Mr. Thompson spoke in objection to charges of unfairness over Applewhite Reservoir matters going to senior citizens.

Mr. Martinez noted that both sides of any issue are invited to speak at senior citizen nutrition sites.

Ms. Vera briefly explained "Project Oasis" and stated her opinion that this is not an appropriate place for such a presentation, nor would it be at any City-sponsored activity. She asked Mr. Kevin Moriarty, Acting Director, Department of Economic and Employment Development, to look into the matter.

Mr. Wolff commented briefly on the "Project Oasis" program.

Mr. Martinez stated his belief that the Department of Human Resources and Services has been fair to offer both sides of this issue to the senior citizens, and stated his belief that this is an appropriate

topic for such events because senior citizens are interested in all aspects of their city.

91-07 CONSENT AGENDA

Mr. Hasslocher made a motion to approve Agenda Items 8 through 36, constituting the Consent Agenda, with Items 13, 16 and 29 to be pulled for individual consideration, with Item 21 having been pulled earlier by the City Manager. Mr. Webb seconded the motion.

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

AN ORDINANCE 73,052

ACCEPTING THE PROPOSAL OF ENCYCLOPEDIA BRITANNICA EDUCATIONAL CORPORATION TO FURNISH THE CITY OF SAN ANTONIO PUBLIC LIBRARY WITH ENCYCLOPEDIAS FOR A TOTAL OF \$3,452.50.

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AN ORDINANCE 73,053

ACCEPTING THE LOW QUALIFIED BID OF TEXAS SCENIC COMPANY, INC. TO FURNISH THE CITY OF SAN ANTONIO HUMAN RESOURCES AND SERVICES DEPARTMENT WITH A STAGE LIGHTING CONSOLE SYSTEM FOR A TOTAL OF \$8,848.00.

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AN ORDINANCE 73,054

ACCEPTING THE LOW BID OF COMMUNICATION PROFESSIONALS TO FURNISH THE CITY OF SAN ANTONIO AVIATION DEPARTMENT WITH AIRCRAFT FREQUENCY RADIOS FOR A TOTAL OF \$7,128.00.

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AN ORDINANCE 73,055

ACCEPTING THE LOW BID OF A.R.T. TEX APPARATUS, INC. TO FURNISH THE CITY OF SAN ANTONIO FIRE DEPARTMENT WITH FIRE PUMPERS FOR A TOTAL OF \$357,777.76.

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AN ORDINANCE 73,056

ACCEPTING THE LOW BID OF ROUNDTREE AND ASSOCIATES TO FURNISH THE CITY OF SAN ANTONIO PUBLIC WORKS DEPARTMENT WITH CARPETING AT THE PLAZA DE ARMAS BUILDING FOR A TOTAL OF \$5,800.00 AND APPROPRIATING FUNDS FOR THIS CONTRACT.

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AN ORDINANCE 73,057

ACCEPTING THE LOW QUALIFIED BID OF AUTOMOTIVE TRUCK PARTS COMPANY TO FURNISH THE CITY OF SAN ANTONIO AUTOMOTIVE OPERATIONS WITH A COOLING SYSTEM ADDITIVE FOR A TOTAL OF \$4,008.48.

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AN ORDINANCE 73,058

ACCEPTING THE LOW QUALIFIED BID OF E. G. HENDRIX COMPANY, INC. TO FURNISH THE CITY OF SAN ANTONIO WITH LUBRICATION EQUIPMENT FOR A TOTAL OF \$14,766.50.

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AN ORDINANCE 73,059

ACCEPTING THE LOW, QUALIFIED BID OF EARL P. FORERICH, JR., INC. IN THE AMOUNT OF \$342,741.68 IN CONNECTION WITH THE PROJECT FREE - MEALS ON WHEELS PROJECT; AUTHORIZING A CONTRACT; REVISING THE PROJECT BUDGET; AUTHORIZING \$68,548.34 FOR CONSTRUCTION CONTINGENCIES, \$14,395.15 FOR PROJECT OVERSIGHT COSTS, \$2,101.25 FOR ARCHITECTURAL EXPENSES AND \$197.54 FOR BID ADVERTISING FEES; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 73,060

RATIFYING WORK, APPROPRIATING FUNDS, AND AUTHORIZING PAYMENT IN THE ADDITIONAL AMOUNT OF \$6,123.27 TO PROJECT CONTROL OF TEXAS, LA CANTERA, FOR CONSTRUCTION SERVICES IN CONNECTION WITH THE LA CANTERA ON-SITE OVER-SIZED SANITARY SEWER PROJECT PHASES 4 AND 6.

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AN ORDINANCE 73,061

ACCEPTING THE LOW, QUALIFIED BID OF A. SANCHEZ HEATING AND AIR, INC. IN THE AMOUNT OF \$164,457.00 IN CONNECTION WITH THE BARRIO HEALTH CENTER FINISH-OUT PROJECT; AUTHORIZING A CONTRACT; REVISING THE PROJECT BUDGET; AUTHORIZING \$15,688.08 FOR CONSTRUCTION CONTINGENCIES; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 73,062

ACCEPTING THE LOW QUALIFIED BID OF A. SANCHEZ HEATING AND AIR, INC. IN THE AMOUNT OF \$151,175.00 TO PROVIDE CONSTRUCTION SERVICES IN CONNECTION WITH THE SAN JOSE BURIAL PARK OFFICE RENOVATION; AUTHORIZING THE EXECUTION OF A CONSTRUCTION CONTRACT; AUTHORIZING \$37,793.75 FOR THE CONSTRUCTION CONTINGENCY; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 73,063

AUTHORIZING A PROFESSIONAL SERVICES CONTRACT WITH JOE L. SCATES, FOR PREPARATION OF RIGHT-OF-WAY ACQUISITION APPRAISALS FOR THE ASHLEY ROAD RECONSTRUCTION PROJECT - BASCUM BLVD. TO S. FLORES AND AUTHORIZING PAYMENT UP TO \$7,500.00.

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AN ORDINANCE 73,064

RATIFYING THE PROFESSIONAL SERVICES CONTRACT WITH C. DALTON, INC., DATED JANUARY 28, 1991; AND AUTHORIZING PAYMENT IN AN AMOUNT NOT TO EXCEED \$45,727.50 TO C. DALTON, INC., TO PROVIDE SERVICES AS A SALES REPRESENTATIVE IN WASHINGTON, D. C., FOR THE SAN ANTONIO CONVENTION & VISITORS BUREAU FOR A TWELVE-MONTH PERIOD BEGINNING FEBRUARY 14, 1991.

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AN ORDINANCE 73,065

AMENDING CHAPTER 19 (TRAFFIC REGULATIONS) OF THE CITY CODE SETTING FORTH LOCATIONS AT WHICH ELECTRONIC TRAFFIC CONTROL SIGNALS ARE IN FULL OPERATION; DESIGNATING STOP SIGN LOCATIONS; YIELD-

RIGHT-OF-WAY LOCATIONS; PROHIBITTING PARKING AT ALL TIMES ON CERTAIN STREETS; PROHIBITTING CERTAIN TURNS; ESTABLISHING CERTAIN SCHOOL ZONES; AND PROVIDING THAT VIOLATIONS HEREOF BE PUNISHABLE BY A FINE OF NOT LESS THAN \$1.00 NOR MORE THAN \$200.00.

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AN ORDINANCE 73,066

AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH BEXAR COUNTY IN THE AMOUNT OF \$21,865.20 FOR LEASE OF VOTING MACHINES FOR THE MAY 4, 1991, CITY ELECTION.

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AN ORDINANCE 73,067

AUTHORIZING THE EXECUTION OF A CONTRACT WITH BEXAR COUNTY WHEREBY THE COUNTY AGREES TO PROVIDE CERTAIN SERVICES IN CONNECTION WITH THE CONDUCT OF ABSENTEE VOTING IN PERSON AND BY MAIL FOR THE MAY 4, 1991, ELECTION.

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AN ORDINANCE 73,068

AUTHORIZING THE EXECUTION OF A CONTRACT WITH THE HARLANDALE INDEPENDENT SCHOOL DISTRICT WHEREBY THE DISTRICT MAY HOLD ITS ELECTION IN CONJUNCTION WITH THE CITY ELECTION FOR A \$5,025.00 PAYMENT TO THE CITY.

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AN ORDINANCE 73,069

NAMING AN ABSENTEE BALLOT BOARD FOR THE PURPOSE OF PROCESSING ABSENTEE BALLOTS CAST BY PERSONAL APPEARANCE AND BY MAIL FOR THE REGULAR MUNICIPAL ELECTION OF MAY 4, 1991.

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AN ORDINANCE 73,070

AUTHORIZING THE EXECUTION OF A CONTRACT WITH THE NORTH EAST INDEPENDENT SCHOOL DISTRICT WHEREBY THE DISTRICT SHALL HOLD ABSENTEE VOTING FOR ITS BOARD OF TRUSTEES ELECTION JOINTLY WITH CITY ABSENTEE VOTING.

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AN ORDINANCE 73,071

AUTHORIZING THE USE OF AN AMOUNT NOT TO EXCEED \$78,950.00 IN PY 90-91 JOB TRAINING PARTNERSHIP ACT (JTPA) TITLE IIA FUNDS FOR THE PLANNING AND START-UP OF THE 1991 JTPA TITLE IIB SUMMER YOUTH EMPLOYMENT AND TRAINING PROGRAM AND ALLOCATING SAID FUNDS TO THOSE AGENCIES AND CATEGORIES SELECTED AND APPROVED BY THE ALAMO PRIVATE INDUSTRY COUNCIL (PIC).

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AN ORDINANCE 73,072

AUTHORIZING AMENDMENT NO. 1 TO THAT CERTAIN LICENSE AGREEMENT WITH THE MCALLISTER PARK LITTLE LEAGUE, INC. FOR THE PURPOSE OF INCREASING THE ACREAGE FROM 13.603 ACRES TO 24.38 ACRES USED BY SAID LITTLE LEAGUE FOR RECREATIONAL PURPOSES.

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AN ORDINANCE 73,073

AUTHORIZING AN AMENDMENT TO THE SPORTS COMPLEX LEASE BETWEEN THE CITY OF SAN ANTONIO AND SPORTSAMERICA INC., MOVING THE SOUTH AND WEST PROPERTY LINES, AND ADDING A LANDSCAPE BUFFER OF APPROXIMATELY ELEVEN (11) ACRES FOR DEVELOPMENT OF A SPORTS COMPLEX IN W.W. MCALLISTER PARK.

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AN ORDINANCE 73,074

AUTHORIZING AN AMENDMENT TO THE CITY'S AGREEMENT WITH THE SAN ANTONIO GUN CLUB, INC., FOR THAT ORGANIZATION'S USE AND OPERATION OF A SHOOTING RANGE LOCATED IN OLMOS BASIN PARK.

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AN ORDINANCE 73,075

AUTHORIZING PAYMENTS OF REFUNDS TO PERSONS MAKING A DOUBLE PAYMENT, OVERPAYMENT OR AS A RESULT OF A VALUE CHANGE ON 51 TAX ACCOUNTS.

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AN ORDINANCE 73,076

CLOSING ALAMO PLAZA EAST BETWEEN CROCKETT AND HOUSTON ON SATURDAY, FEBRUARY 16, 1991, FROM 9:00 A.M. UNTIL 5:00 P.M. TO ALLOW THE ALAMO PLAZA ASSOCIATION TO CELEBRATE THE 130TH ANNIVERSARY OF THE "TWIGGS SURRENDER" (FEDERAL GUARDS) AND THE RAISING OF THE TEXAS FLAG AT SAN ANTONIO, WITH A REENACTMENT AND DRILL; AND DECLARING AN EMERGENCY.

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91-07 Mr. Labatt stated that he cannot vote at this time on Agenda Items 37 and 38 because of a lack of information furnished for both proposed items.

Mr. Alex Briseno, City Manager, briefly explained the delay in providing backup materials on these two Agenda Items to City Council.

It was the concensus of the City Council to temporarily bypass Agenda Items 37 and 38 for later consideration.

91-07 The Clerk read the following Ordinance:

AN ORDINANCE 73,077

AUTHORIZING THE EXECUTION OF A 5-YEAR LEASE AGREEMENT FOR 22,730 SQUARE FEET OF RENTABLE OFFICE SPACE AT THE WASHINGTON PLACE OFFICE BUILDING LOCATED AT 215 S. SAN SABA STREET, INCREASING TO 24,800 SQUARE FEET, FOR USE BY THE ECONOMIC AND EMPLOYMENT DEVELOPMENT DEPARIMENT AND HUMAN RESOURCES OPERATIONAL FUNCTIONS; AUTHORIZING A MONTHLY RENTAL PAYMENT OF \$12,501.50 FOR THE FIRST SIX MONIHS, FOR SAID 22,730 SQUARE FEET, THEN \$13,640.00 FOR SAID 24,800 SQUARE FEET FOR THE BALANCE OF THE FIRST LEASE YEAR, TO INCREASE ANNUALLY THEREAFTER, AND AN ADDITIONAL MONTHLY PAYMENT NOT TO EXCEED \$1,112.00 FOR TENANT IMPROVEMENTS, PAYABLE TO THE WASHINGTON PLACE JOINT VENTURE, DOING BUSINESS AS WASHINGTON PLACE; AND AUTHORIZING AND APPROVING FUNDS IN CONNECTION THEREWITH.

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

Mr. Kevin Moriarty, Acting Director, Department of Economic and Employment Development, stated that the department must move its offices

to a new location, as outlined in the Ordinance, to make way for Municipal Courts. He explained provisions of the Washington Place lease and the need for downtown office space, noting that the new facility will be the administrative center for most City grants functions as well as agency contract administration.

In response to a question by Mr. Thompson, Mr. Alex Briseno, City Manager, spoke to how this building fits into last year's building program and space requirements for City offices, and explained the rationale for the shift of certain offices and functions. He noted that the City has no long-term space plan nor resources to fund it.

Mr. Thompson spoke of his concern with the costs of this lease, some \$150,000 per year for a five-year lease, and stated that he is unsure about the space-utilization of City-owned buildings at present, and its effectiveness.

Mr. Briseno explained the need for this lease, noting that he will provide the City Council at a later date with an in-depth report on space-utilization in all City-owned buildings.

A discussion ensued concerning purchases of buildings by the City in recent years.

In response to a question by Mr. Hasslocher, Mr. William C. Spencer, property manager, Washington Place, explained the ownership makeup of the building and its history.

Mr. Hasslocher asked to see the Minutes of the City Council meeting where the Council authorized the purchase of the several buildings addressed in the prior discussion, such as the Main Plaza Building and Plaza de Armas Building.

Mr. Briseno spoke to the necessary steps in moving of City offices, and stated that he would report to the council within 60 days on space-allocation studies for City buildings. He then spoke to the current status of the City's space-utilization.

A discussion then took place concerning how the lease rate for Washington Place compared with other sites considered, and the fact that computer access to lines in the nearby street is a factor.

Mr. Joe Aceves, Director of Public Works, discussed possible options being considered by City staff relative to space-utilization, and stated that he could present a 'short-range' space-utilization plan in the near future, if the Council desires.

Mayor Cockrell urged approval of this lease, and explained the need to move the Municipal Courts' function as soon as possible into the building presently occupied by DEED.

A discussion ensued concerning lease-purchase provisions and the need to move Municipal Courts into new quarters by leasing new space for

DEED to provide that room needed. Also discussed was possible use for the first floor area of Main Plaza Building, across from City Hall.

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

91-07 ZONING HEARINGS:

5A. CASE Z91001 - to rezone Lot 32, NCB 6539, 810 E. Ashby, from "B" Residence District to "R-3" Multiple Family Residence District, located on the southwest side of E. Ashby Place, approximately 1,390 feet southeast of the intersection of N. St. Mary's and E. Ashby Place, having 50 feet on E. Ashby Place and a depth of 175.5 feet.

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

Ms. Berriozabal made a motion to approve the recommendation of the Zoning Commission. Mrs. Dutmer seconded the motion.

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

AN ORDINANCE 73,078

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 32, NCB 6539, FROM "B" RESIDENCE DISTRICT TO "R-3" MULTIPLE-FAMILY RESIDENCE DISTRICT, 810 E. ASHBY. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

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5B. CASE Z91004 - to rezone Lots 3A and 3B, Block A, NCB 8695, 1307 Austin Hwy., from "F" Local Retail District to "B-3" Business District, located on the northeast corner of Austin Hwy. and North Vandiver Road, having 150 feet on Austin Hwy. and 193.74 feet on North Vandiver Road.

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

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

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

AN ORDINANCE 73,079

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOTS 3A AND 3B, BLOCK A, NCB 8695, 1307 AUSTIN HIGHWAY. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

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5C. CASE Z91008 - to rezone Lot 1, Block 1, NCB 16920, from 'B-2' SUP for an animal hospital to 'B-2' SUP for an automatic car wash; Lot 2, Block 1, NCB 16920, from 'B-2' SUP for an automatic car wash to 'B-2' Business District; and the northeast 100 feet of Tract 21, NCB 16919, from 'B-2' Business District to 'B-2' SUP for an animal hospital, in the 6200 Block of Montgomery Road, located on the south side of Montgomery Road, 374.54 feet northeast of the intersection of Melbury Forest Drive and Montgomery Road, having 358.4 feet on Montgomery Road and a maximum depth of 283.3 feet.

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

Mr. Andy Guerrero, Land Development Services, noted that this case corrects certain errors made at the initial hearing of the case by City staff, and briefly explained the matters.

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

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

AN ORDINANCE 73,080

AMENDING CHAPTER 35 OF THE CITY CODE THAT

CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 1, BLOCK 1, NCB 16920, FROM 'B-2' SUP FOR ANIMAL HOSPITAL TO 'B-2' SUP FOR AUTOMATIC CAR WASH; LOT 2, BLOCK 1, NCB 16920, FROM 'B-2' SUP FOR AUTOMATIC CAR WASH TO 'B-2' BUSINESS DISTRICT; AND THE NORTHEAST 100 FEET OF TRACT 21, NCB 16919, FROM 'B-2' BUSINESS DISTRICT TO 'B-2' SUP FOR ANIMAL HOSPITAL, IN THE 6200 BLOCK OF MONTGOMERY ROAD. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

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5D. CASE Z91009 - to rezone a 7.90 acre tract of land out of NCB 11673, 5600 Block of Fredericksburg Road, from 'B-1' Business District to (P-1) 'B-1' Planned Unit Development Business District, located on the southwest side of Fredericksburg Road 218.62 feet southeast of the intersection of Fredericksburg Road and Louis Pasteur Drive having 449.23 feet on Fredericksburg Road and a maximum depth of 833.55 feet; a 2.323 acre tract of land out of Block 2, NCB 12812, from 'B-2' Business District to (P-1) 'B-2' Planned Unit Development Business District, 7700 Block of Louis Pasteur Drive, located on the southeast side of Louis Pasteur Drive 583.95 feet southwest of the intersection of Fredericksburg Road and Louis Pasteur Drive having 307.62 feet on Louis Pasteur Drive and a depth of 249.93 feet.

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

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

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

AN ORDINANCE 73,081

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS A 7.90 ACRE TRACT OF LAND OUT OF NCB 11673, IN THE 5600 BLOCK OF FREDERICKSBURG ROAD, FROM 'B-1' BUSINESS DISTRICT TO (P-1) 'B-1' PLANNED UNIT DEVELOPMENT BUSINESS DISTRICT; AND A 2.323 ACRE TRACT OF LAND OUT OF BLOCK 2, NCB 12812, IN THE 7700 BLOCK OF LOUIS PASTEUR DRIVE, FROM 'B-2'

BUSINESS DISTRICT TO (P-1) 'B-2' PLANNED UNIT DEVELOPMENT BUSINESS DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

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5E. CASE Z90060-B - to rezone Parcel 6, NCB 17000, from Temporary 'R-1' One Family Residence District to 'B-1' Business District, in the 13600 Block of N. W. Military Highway, located north of the intersection of George Road and N.W. Military Highway, having 380 feet on George Road and 1150 feet on N. W. Military Highway.

The Zoning Commission has recommended that this request of change of zone be approved by the City Council, provided that a six-foot solid screen fence is erected and maintained along a line five feet from the east property line adjacent to the single-family residential property; that a one-foot non-access easement is imposed along the south property line bordering George Road and the residential neighborhood to the east; and that a 10-foot landscape buffer is maintained on the south side adjacent to George Road.

Mr. Bill Swink, resident of Castle Hills Forest, spoke of his concerns with the aspects of several stipulations in this case.

Mr. Allen Polunsky, attorney for the proponent, explained the agreements involved and the covenants to be recorded with the County Clerk relative to this case.

Mr. Alan Posey, Vice-President, Castle Hills Forest Homeowners Association, spoke of his organization's agreement with the covenants as presented.

Mr. Wolff made a motion to approve the recommendation of the Zoning Commission, which includes a six-foot solid screen fence being erected and maintained along a line five feet from the east property line adjacent to the single-family residential property; that a one-foot non-access easement is imposed along the south property line bordering George Road and the residential neighborhood to the east; and that a 10-foot landscape buffer is maintained on the south side adjacent to George Road. Mr. Wing seconded the motion.

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

AN ORDINANCE 73,082

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE

CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS PARCEL 6, NCB 17000, FROM TEMPORARY 'R-1' ONE-FAMILY RESIDENCE DISTRICT TO 'B-2' BUSINESS DISTRICT, IN THE 13600 BLOCK OF N. W. MILITARY HIGHWAY. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

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91-07 SECOND PUBLIC HEARING - ANNEXATION OF TWO AREAS:
1) A 250-ACRE TRACT ALONG ROGERS ROAD FOR THE PROPOSED HYATT SAN ANTONIO RESORT, AND 2) A 4-ACRE TRACT AT THE INTERSECTION OF IH-10 AND CAMP BULLIS ROAD OWNED LARGELY BY ROBERT CERVANTES.

Mayor Cockrell opened the Public Hearing.

No citizens were registered to speak on the matter.

Mayor Cockrell declared the Public Hearing closed.

(No action was required of the City Council at this Public Hearing. The first reading of the annexation ordinances is scheduled for March 7, 1991.)

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91-07 The Clerk read the following Resolution:

A RESOLUTION NO 91-07-08

FORWARDING CITY COUNCIL SUPPORT FOR STATE LEGISLATIVE EFFORTS TO IMPROVE THE STATE'S SYSTEM OF FINANCING PUBLIC EDUCATION TO PROVIDE EQUITY IN THE FUNDING NECESSARY FOR QUALITY PUBLIC EDUCATION.

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Mr. Wing made a motion to approve the proposed Resolution. Mr. Webb seconded the motion.

Ms. Berriozabal offered an amendment, inserting the wording "property-tax-poor school districts" at several points in the proposed Resolution. Mrs. Dutmer seconded the motion.

After consideration, the amendment to insert the wording, "property-tax-poor school districts" prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Martinez, Thompson, Vera, Wolff, Labatt, Cockrell; NAYS: None; ABSENT: Hasslocher.

Mr. Labatt voiced his concern with lowering the funding standards of some school districts, stating his opinion that lower-funded

school districts should be raised up, instead. He noted that the state legislature is not considering this in the bills already filed, and because of that, he will abstain from this vote. He stated his belief that lowering funding standards is bad for education in Texas.

Mr. Wolff noted that school districts in the San Antonio area are, generally, in the middle to lower brackets for district funding, with the exception of Alamo Heights Independent School District.

Ms. Berriozabal explained the rationale for the proposed Resolution, stating that she also would like to see school districts raised in their funding standards.

Mrs. Dutmmer spoke in support for the Resolution, although she feels that concentration on the dollar is not the right answer to solving school funding problems.

Mr. Thompson spoke in support for the Resolution, although he would like to see specific recommendations, first.

Mr. Labatt explained his understanding of "higher level of educational funding and provided an example.

Ms. Vera spoke in support for the Resolution, and stated that a local group now is working on a unique new education initiative approach to this problem.

Mayor Cockrell spoke in support for the Resolution and the major role of education in everyday life.

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

91-07 The Clerk read the following Ordinance:

AN ORDINANCE 73,083

ACCEPTING THE PROPOSAL OF JATO, INC., AND ACCEPTING THE REVENUE OF \$63,000.00 FOR THE SALVAGE AND RESALE OF THE MECHANICAL AND ELECTRICAL EQUIPMENT LOCATED AT THE RILLING ROAD WASTEWATER TREATMENT PLANT AND THE HART AVENUE STORMWATER CLARIFIER.

* * * *

Mrs. Dutmmer made a motion to approve the proposed Ordinance. Mr. Martinez seconded the motion.

After consideration, the motion, carrying with it the passage of

the Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Martinez, Thompson, Vera, Wolff, Labatt, Hasslocher, Cockrell; NAYS: None; ABSENT: None.

91-07 The Clerk read the following Ordinance:

AN ORDINANCE 73,084

AUTHORIZING THE CITY MANAGER TO DIRECT CITY STAFF TO INTERVENE IN LITIGATION STYLED CITY OF NEW YORK ET AL V. THE UNITED STATES DEPARIMENT OF COMMERCE, ET AL, WHICH SEEKS A STATISTICAL ADJUSTMENT TO 1990 CENSUS DATA; AUTHORIZING THE NEW YORK LAW FIRM OF CRAVATH, SWAINE & MOORE TO REPRESENT THE CITY OF SAN ANTONIO AS A PLAINTIFF INTERVENOR; AND AUTHORIZING PAYMENT OF A SUM OF UP TO \$25,000.00 FOR THE COST OF SUCH REPRESENTATION.

* * * *

Mr. Lloyd Garza, City Attorney, explained the ordinance which will enable the City to join in litigation challenging the 1990 census results.

Ms. Rebecca Q. Cedillo, Director of Planning, explained the technical aspects of the census procedures involved and the City's basis for challenging the figures.

Ms. Veronica Madrid, Assistant City Attorney, explained the development of census methodology, its rejection by the Census Bureau, and the resulting lawsuits seeking a statistical readjustment of the released 1990 census population figures.

Mr. Garza discussed the importance of a correct census figure for San Antonio.

Mayor Cockrell stated that she strongly supports this action.

Mr. Thompson spoke in support for the action, and questioned where the adjustments would take place.

Ms. Berriozabal stated her belief that the census methodology is outmoded, and that final census figures for San Antonio need to be adjusted.

Mr. Martinez also spoke in support for the ordinance, and addressed its important impact upon San Antonio.

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

Vera, Wolff, Hasslocher.

91-07 The Clerk read the following Ordinance:

AN ORDINANCE 73,085

APPOINTING AN UNDERWRITING TEAM AND AUTHORIZING SAID TEAM TO REVIEW THE MARKET AND RECOMMEND FUTURE EXECUTION OF AN AIRPORT FORWARD REFUNDING TRANSACTION WHICH GUARANTEES AT LEAST A TEN PERCENT PRESENT VALUE SAVINGS.

* * * *

Mr. Alex Briseno, City Manager, spoke to plans for a forward refunding of airport bonds.

Ms. Nora Chavez, Director of Finance, stated that her department has been negotiating this matter into this afternoon, and addressed the interviews of some 15 firms. A copy of her written report to the City Council is made a part of the papers of this meeting. She noted that the list of prospective firms was narrowed down to Merrill Lynch and First Boston, and it was agreed to merge the work of both those teams into this program. She explained the plans for the entire process and spoke in support for the staff recommendations. She further stated her belief that City staff will be back before the Council in four to six weeks for action on this matter, which has been in process for about a year.

A discussion took place concerning how the team selection was made.

In response to a question by Mr. Martinez, Ms. Chavez explained how the program will benefit the taxpayers by refunding higher-interest airport bonds with lower-interest rates, noting that the City may be able to save about \$7 million in interest costs.

Ms. Berriozabal spoke in support of the plan because it saves the City money.

In response to a question by Ms. Vera, Ms. Chavez explained the breakdown of management fees involved.

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

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

91-07 The Clerk read the following Ordinance:

AN ORDINANCE 73,086

ACCEPTING THE LOW QUALIFIED BID OF ERMCO, INC., AND AWARDING A CONSTRUCTION CONTRACT IN THE AMOUNT OF \$9,646,227.00 WITH A CONTINGENCY OF \$771,688.00 FOR THE MULTIPURPOSE DOME FACILITY: PACKAGE 7A-ELECTRICAL SYSTEMS, AND PROVIDING FOR PAYMENT FROM THE 1/2 PERCENT SALES TAX REVENUE COLLECTION.

* * * *

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

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

Mrs. Dutmer noted that these funds are being spent out-of-state.

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

Mr. Alex Briseno, City Manager, noted that most of the subcontracting work, about \$5 million worth, is going to local firms.

Mr. Ed Sanii, Day and Zimmerman, stated that virtually 100 per cent of the contract amount will stay in San Antonio, since Martin Wright Electric is the principal contractor. He noted that the joint-venture was the low bidder on the project.

Mr. Bill Corn, representing ERMCO, the co-venture partner with Martin Wright, stated that all labor and materials will come from San Antonio, and the only thing his parent firm is taking out of San Antonio is its share of any profits. He reiterated that ERMCO and Martin Wright are co-venture partners on the project.

In response to a question by Mr. Martinez, Mr. Lozano and others spoke to small and minority business participation in this project, noting that both minority participation and women-owned business participation are slightly below the City's goals.

Mr. Martinez stated his recognition of the mandates of state law dealing with competitive bidding, which determines the successful bidder, even though he is disappointed that virtually none of the business is going to women-owned electrical businesses.

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

A discussion then ensued concerning the use of unionized versus

non-union workers on this project.

Mrs. Dutmmer again spoke in objection of having San Antonio money going to out-of-town firms.

Mr. Wing and Mayor Cockrell both spoke to the need to maintain the integrity of the bidding process, under state law.

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

- - -
91-07 The Clerk read the following Ordinance:

AN ORDINANCE 73,087

ACCEPTING THE LOW QUALIFIED BID OF MATTHEWS/BUCKNER CONSTRUCTION, INC., AND AWARDING A CONSTRUCTION CONTRACT IN THE AMOUNT OF \$3,771,400.00 WITH A CONTINGENCY OF \$301,712.00, FOR THE MULTIPURPOSE DOME FACILITY: PACKAGE 8A - PLUMBING SYSTEMS; AND PROVIDING FOR PAYMENT FROM THE 1/2 PERCENT SALES TAX REVENUE COLLECTION.

* * * *

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

Mr. Roland Lozano, Director of Dome Development, noted that 85 per cent of the subcontracting work on this project is going to minority-owned firms.

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

- - -
91-07 The Clerk read the following Ordinance:

AN ORDINANCE 73,088

ACCEPTING THE LOW QUALIFIED BID OF BRANDT ENGINEERING COMPANY, INC., AND AWARDING A CONSTRUCTION CONTRACT IN THE AMOUNT OF \$10,139,200.00 WITH A CONTINGENCY OF \$811,136.00 FOR THE MULTIPURPOSE DOME FACILITY: PACKAGE 8C-HVAC SYSTEMS; AND PROVIDING FOR PAYMENT FROM THE 1/2

PERCENT SALES TAX REVENUE COLLECTION.

* * * *

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

Mr. Roland Lozano, Director of Dome Development, noted that a local firm bid some \$1.025 million under estimated budget for this project, and stated that 17 per cent of the work is subcontracting work, and 20 per cent of that total is small and minority business-involved. He further noted that all the bidders were low in their small and minority business commitments on this project.

A representative of the successful bidder firm noted that there are very few minority-owned firms in the heating-air condition-ventilation field, including suppliers.

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

- - -
91-07

CITIZENS TO BE HEARD

MR. DON WILKINS CASTILLO

Mr. Don Wilkins Castillo, 1010 North Frio, #513, announced that he would be a candidate for City Council, District 1, and spoke of his plans for the district. He then distributed T-shirts to council members in honor of Operation Desert Storm.

* * * *

MR. JESSE E. WRIGHT, SR.

Mr. Jesse E. Wright, Sr., 4403 Chesapeake Drive, spoke to the City Council about the unfairness he has received at the City's hands. He also presented a copy of a parking violation notice that he received while parked at City Hall.

- - -
91-07 The Clerk read the following Ordinance:

AN ORDINANCE 73,089

APPROVING FIELD ALIATION NO. 3 IN THE AMOUNT OF \$44,512.00 TO THE CONTRACT WITH A. H. BECK FOR CONSTRUCTION WORK ON THE MULTIPURPOSE DOME FACILITY:

PACKAGE 2C - DRILLED PIERS; RATIFYING ALL ACTIONS
TAKEN BY CITY STAFF IN CONNECTION THEREWITH; AND
PROVIDING FOR PAYMENT FROM THE 1/2 PERCENT SALES TAX
REVENUE COLLECTION.

* * * *

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

A discussion ensued concerning the remaining contingency funds.

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

- - -
91-07 The Clerk read the following Ordinance:

AN ORDINANCE 73,090

APPROVING FIELD ALTERATION NO. 1 IN THE AMOUNT OF
\$131,570.00 TO THE CONTRACT WITH LYDA, INC. FOR
CONSTRUCTION WORK ON THE MULTIPURPOSE DOME FACILITY:
PACKAGE 3A - STRUCTURAL FRAME; RATIFYING ALL
ACTIONS TAKEN BY CITY STAFF IN CONNECTION THEREWITH;
AND PROVIDING FOR PAYMENT FROM THE 1/2 PERCENT SALES
TAX REVENUE COLLECTION.

* * * *

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

A discussion took place concerning the remaining contingency
funds, and the use of french drains to carry off surface rainwater
accumulations, on-site.

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

- - -
91-07 The Clerk read the following Ordinance:

AN ORDINANCE 73,091

RATIFYING AMENDMENT NO. 5 IN THE AMOUNT OF
\$123,590.00 PAYABLE TO MARMON-SIMPSON-HOK FOR

ADDITIONAL DESIGN SERVICES RELATED TO THE
MULTIPURPOSE DOME FACILITY: DEMOLITION-PHASE IA;
AND PROVIDING FOR PAYMENT FROM THE 1/2 PERCENT SALES
TAX REVENUE COLLECTION.

* * * *

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

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

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

91-07 The Clerk read the following Ordinance:

AN ORDINANCE 73,092

ORDERING THE REGULAR MUNICIPAL ELECTION TO BE HELD
ON THE 4TH DAY OF MAY, 1991, IN THE CITY OF SAN
ANTONIO, BEXAR COUNTY, TEXAS, FOR THE PURPOSE OF
ELECTING THE MEMBERS OF THE COUNCIL OF THE CITY OF
SAN ANTONIO.

* * * *

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

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

91-07 The Clerk read the following Ordinance:

AN ORDINANCE 73,093

RATIFYING WORK, AND APPROVING FIELD ALTERATION #1 IN
THE AMOUNT OF \$177,520.00 TO THE CONTRACT WITH CLARK
CONSTRUCTION COMPANY FOR ADJUSTMENTS IN CONNECTION
WITH THE CITY OF SAN ANTONIO STREET OVERLAY PROJECT.

* * * *

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

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

- - -
91-07 Item 51, being a proposed resolution supporting the enactment of the amendments to the Firemen and Policemen's Pension Fund Board of Trustees, San Antonio, Texas, was pulled earlier by the City Manager.

- - -
91-07 The Clerk read the following Ordinance:

AN ORDINANCE 73,094

APPROPRIATING \$3,000.00 FROM THE DISTRICT 4 DISCRETIONARY FUND TO SUPPORT THE OUR LADY OF ANGELS SENIOR CITIZENS NUTRITION CENTER WITH THEIR UTILITY BILLS.

* * * *

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

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

- - -
91-07 Item 53, being a proposed resolution establishing a "Tribute to Desert-Storm Day" and supporting a related function at JFK Memorial Stadium, was pulled earlier by the City Manager.

- - -
91-07 Item 54, being a proposed discussion regarding an alternate program to combat speeding within residential areas, was pulled earlier by the City Manager.

91-07 The Clerk read the following Ordinance:

AN ORDINANCE 73,095

REAPPOINTING COUNCILMAN JAMES C. HASSLOCHER TO SERVE ON THE BEXAR METRO 911 DISTRICT FOR A TERM OF OFFICE TO EXPIRE ON FEBRUARY 28, 1993.

* * * *

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

In response to a question by Mrs. Dutmer, Mr. Hasslocher spoke of how this appointment would be affected, should he not be returned to the City Council in May's elections.

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

91-07 The Clerk read the following Ordinance:

AN ORDINANCE 73,096

ACCEPTING THE LOW BID OF WOLFF'S COMMERCIAL LAWN SERVICE FOR LAND CLEARING FOR THE CITY OF SAN ANTONIO POLICE DEPARTMENT FOR A TOTAL OF \$22,250.00.

* * * *

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

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

91-07 The Clerk read the following Ordinance:

AN ORDINANCE 73,097

ACCEPTING THE LOW BIDS OF VULCAN FOUNDRY, INC. AND THE ROHAN COMPANY TO FURNISH THE CITY OF SAN ANTONIO PUBLIC WORKS DEPARTMENT WITH MANHOLE RINGS AND COVERS ON A CONTRACT BASIS FOR AN ESTIMATED TOTAL OF \$7,000.00.

* * * *

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

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

- - -
91-07 The Clerk read the following Ordinance:

AN ORDINANCE 73,098

ESTABLISHING A CENTRAL COUNTING STATION FOR THE PURPOSE OF TABULATING ABSENTEE BALLOTS FOR THE REGULAR MUNICIPAL ELECTION OF MAY 4, 1991, APPOINTING A CENTRAL COUNTY STATION MANAGER AND TABULATION SUPERVISOR, AND APPROVING ASSISTANTS TO SAID SUPERVISOR.

* * * *

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

Mr. Labatt questioned what he perceived to be a high rate of compensation for this work, stating his belief that \$33.00 per hour is very high.

City Clerk Norma S. Rodriguez explained that Commissioners Court sets the formula used to compute the standard pay-rate to all users of Bexar County's central counting station for elections, and spoke to the high level of expertise required to do the job.

Mr. Labatt asked the City-County Cooperation Committee to take up this matter for future discussion.

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

CITY MANAGER'S REPORTMONTANA STREET PROPOSAL

Mr. Roland Lozano, Director of Dome Development, distributed copies of a report to Council members, relative to the proposal for the depression of Montana Street and VIA Metropolitan Transit's role in that project funding, as it relates to the overall domed stadium construction project. He explained the proposed new agreement, noting that, under the agreement, the City retains ownership of Montana Street. He then spoke to the funding ramifications.

Mayor Cockrell expressed her opinion that this is a good agreement.

Ms. Vera discussed the renovation of the Southern Pacific depot by VIA, and spoke in support for this agreement.

Mr. Thompson spoke to the importance of lowering of Montana Street beneath the Southern Pacific Railroad tracks in order to allow better east-west access, in view of the planned increase in rail traffic beginning next fall, between this area and Mexico.

In response to a question by Mr. Thompson, Mr. Lozano stated that some 45 per cent of the dome construction has been bid out, and the project has about \$1.8 million in thus-far uncommitted funding projections.

Mrs. Dutmer also spoke to the need for modification of Montana Street as part of the domed stadium project.

Ms. Vera stated that the new VIA board of trustees has been very cooperative, and spoke to the benefits to VIA from the lowering of Montana Street, noting that this appears to be a "win-win" situation.

In response to a question by Mrs. Dutmer, Mr. Lozano spoke of the ventilation process to be used in the domed stadium.

Mayor Cockrell expressed her concern about the present seating arrangements at the upper levels of the domed stadium, and expressed her belief that a portion of the uncommitted funding for the stadium could be designated for improved seating in that area. She also spoke of the finishing of the restroom facilities when the bids come in, and if monies are available.

Mr. Lozano stated that bid alternates would be brought back to the Council.

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MUNICIPAL COURT PROCEDURES

Mr. Alex Briseno, City Manager, introduced Police Chief William Gibson, who reported to the City Council on the Police Department's investigation of alleged police 'ticket-fixing' and related matters at Municipal Court, an investigation conducted by the department's Internal Affairs office. His report is made a part of the papers of this meeting.

Mr. Robert Salinas, Internal Review Division, City Manager's Office, presented the results of his office's investigation of certain allegations at Municipal Court, as they relate to traffic tickets. A copy of his report is made a part of the papers of this meeting.

Mr. Briseno stated that the staff will be implementing the recommendations of the Chief of Police as well as those advanced by the Office of Internal Review.

A discussion then took place concerning those recommendations and the need to follow through on their implementation.

Mr. Labatt took exception to the reported 'gag order' issued by the Presiding Judge of Municipal Court, stating his belief that such an order created too many problems.

Mr. Wing stated that the Presiding Judge has supervisory powers over the other judges of Municipal Court, and that no judge has ever been told that he or she could not appear to speak before City Council.

Ms. Vera also spoke to the need to implement the recommendations, noting that she has not received any complaint to date concerning the 'gag order' implementation.

Mr. Thompson stated his opinion that both reports are very thorough and well-performed. He also commended the overall operation of Municipal Court, as a whole.

Mr. Briseno stated that the recommendations would be implemented by March 1, 1991.

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91-07 Council recessed at 7:15 P.M. for a "B" Session presentation on proposed changes to the funding methodology for the City's arts agencies, reconvening in regular session at 8:49 P.M.

- - -

91-07 PETITION

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

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

January 30, 1991

Petition submitted by Mr. Jose Louis Y. Davila, 351 E. Gerald, San Antonio, Texas, 78214, on behalf of the residents on East Gerald Street, requesting re-evaluation of a Public Works Project as outlined in their petition.

* * * *

91-07 There being no further business to come before the Council, the meeting was adjourned at 8:50 P.M.

A P P R O V E D

Lila Cockrell

M A Y O R

Attested:

Anna S. Rodriguez
City Clerk