

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO, HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY, SEPTEMBER 14, 1989.

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

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89-40 The invocation was given by Sister Jo Goolish, St. Francis Academy.

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89-40 The members of the City Council and the audience joined in the Pledge of Allegiance to the flag of the United States.

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89-40 The minutes of the City Council meeting of August 31, 1989 were approved.

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89-40 DIEZ & SEIS PROCLAMATION

Mayor Cockrell spoke of the historical significance of the Diez y Seis celebration, and introduced Lic. Mario Carrillo, Consul General of Mexico, and Dr. Moises Espino del Castillo. She then read the proclamation and presented it to the representatives of the Mexican Consul General.

Dr. Moises Espino del Castillo, internationally-recognized poet, thanked the Mayor and Council for the proclamation, on behalf of the Consul General of the Republic of Mexico.

Mayor Cockrell then read a citation recognizing Dr. Espino on his latest accomplishment in being designated as the 1989 recipient of the National Silver Poet Award.

Dr. Espino thanked the Mayor and Council for conveying the Silver Poet Award and spoke of the close relationship between the Republic of Mexico and the City of San Antonio.

Mr. Martinez spoke of the honor that Diez y Seis carries for those of Mexican heritage.

Ms. Berriczabal spoke to the Diez y Seis celebration to be held here in San Antonio in commemoration of Mexico's independence.

89-40 CONSENT AGENDA

Mrs. Dutmer made a motion to approve Agenda Items 8 - 50, constituting the Consent Agenda, with Items 42, 44, and 46 pulled earlier from consideration by the City Manager, and Items 17, 18, 23, 34, 39, 47 and 48 to be pulled for individual consideration.

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 70,202

ACCEPTING THE LOW BID OF SIA ENGINEERING TO INSTALL A SIDEWALK AT RIVERSIDE GOLF COURSE FOR A TOTAL OF \$3,400.00

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AN ORDINANCE 70,203

ACCEPTING THE LOW BID OF VICTOR FERNANDEZ FOR SITE CLEANING AND GRADING AT OJEDA PARK FOR THE PARKS & RECREATION DEPARTMENT FOR A TOTAL OF \$6,883.00.

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AN ORDINANCE 70,204

ACCEPTING THE LOW BID OF ORTIZ CONSTRUCTION AND DESIGN TO FURNISH THE CITY OF SAN ANTONIO PUBLIC WORKS DEPARTMENT WITH WINDOW REPLACEMENTS AT LA CLINICA AMISTAD FOR A TOTAL OF \$4,747.50.

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AN ORDINANCE 70,205

ACCEPTING THE LOW QUALIFIED BID OF A-1 AUTOMATIC DOOR SYSTEMS DBA A-1 DOOR AND GLASS SYSTEMS TO FURNISH THE CITY OF SAN ANTONIO PARKS & RECREATION

DEPARTMENT WITH GLASS REPLACEMENT AT THE BOTANICAL CENTER FOR A TOTAL OF \$15,950.00.

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AN ORDINANCE 70,206 .

ACCEPTING THE LOW QUALIFIED BID OF ROGER THORSON TO FURNISH THE CITY OF SAN ANTONIO PARKS & RECREATION DEPARTMENT WITH ROOF REPAIR FOR A TOTAL OF \$24,650.00.

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AN ORDINANCE 70,207 .

ACCEPTING THE LOW QUALIFIED BID OF TEXAS SIGNAL EQUIPMENT, INC., TO FURNISH THE CITY OF SAN ANTONIO PUBLIC WORKS DEPARTMENT WITH VEHICLE DETECTOR UNITS FOR A TOTAL OF \$49,058.00.

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AN ORDINANCE 70,208 .

ACCEPTING THE LOW BID OF NATIONAL GUARDIAN SECURITY TO FURNISH THE CITY OF SAN ANTONIO PUBLIC LIBRARY WITH SECURITY SYSTEMS FOR A TOTAL OF \$14,200.00.

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AN ORDINANCE 70,209 .

ACCEPTING THE LOW BID OF SIMMS FIRE EQUIPMENT COMPANY, INC., TO FURNISH THE CITY OF SAN ANTONIO AVIATION DEPARTMENT WITH MODIFICATIONS AND REPAIRS TO AN AIRCRAFT RESCUE AND FIREFIGHTING VEHICLE FOR A TOTAL OF \$17,798.00.

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AN ORDINANCE 70,210 .

ACCEPTING THE LOW BID OF DAVENPORT DRILLING TO FURNISH THE CITY OF SAN ANTONIO PLANNING DEPARTMENT WITH REPAIRING AND CLOSING OF EDWARDS AQUIFER MONITOR WELLS FOR A TOTAL NOT TO EXCEED \$5,000.00.

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AN ORDINANCE 70,211

ACCEPTING THE LOW QUALIFIED BID OF RAINBO BAKING COMPANY TO FURNISH THE CITY OF SAN ANTONIO HUMAN RESOURCES DEPARTMENT WITH BAKERY PRODUCTS FOR A TOTAL OF \$15,162.33.

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AN ORDINANCE 70,212

ACCEPTING THE LOW QUALIFIED BID OF INTERACTIVE TECHNOLOGY, INC., TO FURNISH THE CITY OF SAN ANTONIO HUMAN RESOURCES DEPARTMENT WITH LASER DISC PLAYERS FOR LITERACY LEARNING CENTERS AT A TOTAL OF \$10,396.

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AN ORDINANCE 70,213

ACCEPTING THE LOW BID OF BENNIE'S TV SALES AND SERVICE TO FURNISH THE CITY OF SAN ANTONIO ENVIRONMENTAL MANAGEMENT DEPARTMENT WITH REFRIGERATORS FOR A TOTAL OF \$3,744.00.

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AN ORDINANCE 70,214

ACCEPTING THE LOW BID OF A-1 SCALE SERVICE, INC., TO FURNISH THE CITY OF SAN ANTONIO ENVIRONMENTAL MANAGEMENT DEPARTMENT WITH AUTOMATED WEIGHING SCALES FOR A TOTAL OF \$88,912.00.

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AN ORDINANCE 70,215

ACCEPTING THE LOW QUALIFIED BID OF TEPRA VISTA COMPANY TO FURNISH THE CITY OF SAN ANTONIO ENVIRONMENTAL MANAGEMENT DEPARTMENT WITH COLOR SEWER INSPECTION CAMERAS FOR A TOTAL OF \$12,500.00.

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AN ORDINANCE 70,216

ACCEPTING THE LOW QUALIFIED BID OF WITTIG'S OFFICE INTERIORS TO FURNISH THE CITY OF SAN ANTONIO

ENVIRONMENTAL MANAGEMENT AND HUMAN RESOURCES
DEPARTMENTS WITH OPEN OFFICE SYSTEMS FOR A TOTAL OF
\$38,138.66.

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AN ORDINANCE 70,217 .

ACCEPTING THE LOW QUALIFIED BID OF INSYST TO FURNISH
THE CITY OF SAN ANTONIO INFORMATION RESOURCES
DEPARTMENT WITH A TAPE DRIVE FOR A TOTAL OF
\$7,755.00.

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AN ORDINANCE 70,218 .

ACCEPTING THE LOW BID OF JACOBS EQUIPMENT
DISTRIBUTING COMPANY TO FURNISH THE CITY OF SAN
ANTONIO AUTOMOTIVE OPERATIONS DIVISION WITH A
REFRIGERANT RECLAIMER FOR A TOTAL OF \$7,165.84.

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AN ORDINANCE 70,219 .

ACCEPTING THE LOW BID OF TEHCO, INC., FOR THE
REMOVAL OF UNDERGROUND FUEL STORAGE TANKS FOR THE
AUTOMOTIVE OPERATIONS DIVISION FOR A TOTAL OF
\$8,860.00.

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AN ORDINANCE 70,220 .

ACCEPTING THE LOW BIDS OF VARIOUS VENDORS TO FURNISH
THE CITY OF SAN ANTONIO WITH VARIOUS MATERIALS AND
SERVICES ON AN ANNUAL CONTRACT BASIS.

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AN ORDINANCE 70,221 .

APPROPRIATING \$125.18 FROM THE DISTRICT 1
IMPROVEMENT AND DISCRETIONARY FUND AND AUTHORIZING
PAYMENT TO CONCRETE IDEAS FOR WORK IN CONNECTION
WITH THE PEDESTRIAN ACCESS PROGRAM, PHASE XIX.

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AN ORDINANCE 70,222

APPROVING AND AUTHORIZING THE EXECUTION OF CITY WATER BOARD FIELD ALTERATION NO. 3 IN THE AMOUNT OF \$19,245.00 AND AUTHORIZING PAYMENT TO MARTIN K. EBY CONSTRUCTION CO., FOR WORK IN CONNECTION WITH THE DRIFTWOOD DRAINAGE PROJECT "A" IN DISTRICT 5.

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AN ORDINANCE 70,223

AWARDING A CONSTRUCTION CONTRACT IN THE AMOUNT OF \$64,295.32 TO E-Z BEL CONSTRUCTION CO., INC., FOR WORK ASSOCIATED WITH THE COMAL STREET-TAMPICO TO RAILROAD TRACKS PROJECT; APPROPRIATING FUNDS; AND AUTHORIZING AN ADDITIONAL \$6,429.53 FOR MISCELLANEOUS CONSTRUCTION CONTINGENCY EXPENSES, \$1,731.43 FOR ENGINEERING CONTINGENCY EXPENSES, AND \$2,700.40 FOR CONSTRUCTION OVERSIGHT COSTS.

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AN ORDINANCE 70,224

APPROVING AND AUTHORIZING THE EXECUTION OF FIELD ALTERATION NO. 2 IN THE AMOUNT OF \$17,052.79; APPROPRIATING FUNDS; AND AUTHORIZING PAYMENT TO S.A. WINCC, INC., FOR WORK IN CONNECTION WITH THE VANCE JACKSON ROAD FROM JACKSON-KELLER TO WURZBACH PROJECT.

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AN ORDINANCE 70,225

AUTHORIZING PAYMENT FOR PROFESSIONAL SERVICES TO H.B. ZACHRY COMPANY IN THE AMOUNT OF \$5,120.00 FOR EMERGENCY AIR TESTING OF EXISTING SEWER MAINS AND SEDA CONSULTING ENGINEERS, INC., IN THE AMOUNT OF \$472.50 FOR EMERGENCY SURVEYING SERVICES IN CONNECTION WITH THE NORTHWEST GOLF COURSE AND CEDAR CREEK SUBDIVISION PROJECT; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 70,226

AWARDING A CONSTRUCTION CONTRACT IN THE AMOUNT OF

\$57,486.67 TO YANTIS CORPORATION FOR WORK IN CONNECTION WITH THE WARFEATHER SANITARY SEWER OUTFALL PROJECT, SEGMENT 3; APPROPRIATING FUNDS; AUTHORIZING AN ADDITIONAL \$11,450.00 FOR A CONSTRUCTION CONTINGENCY; AND PROVIDING FOR PAYMENT IN THE AMOUNT OF \$1,551.00 TO MACINA, BOSE, COPELAND AND ASSOC., INC., FOR CONSTRUCTION SUPERVISION SERVICES.

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AN ORDINANCE 70,227

AWARDING A CONSTRUCTION CONTRACT IN THE AMOUNT OF \$121,157.60 TO R.L. JONES COMPANY, INC., FOR WORK IN CONNECTION WITH THE FAR WEST AREA LUCAS CREEK SANITARY SEWER OUTFALL PROJECT, SEGMENT 3; APPROPRIATING FUNDS; AUTHORIZING AN ADDITIONAL \$12,115.00 FOR A CONSTRUCTION CONTINGENCY; AND AUTHORIZING THE EXECUTION OF AGREEMENT AMENDMENT NO. 2 IN THE AMOUNT OF \$6,000.00 WITH THE PD VA GROUP FOR THE WASTEWATER FACILITY IMPROVEMENTS TEXAS RESEARCH PARK/WEST PEXAR COUNTY DESIGN/PERMIT ENGINEERING CONTRACT.

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AN ORDINANCE 70,228

AUTHORIZING A PROFESSIONAL SERVICES CONTRACT WITH LOCKWOOD, ANDREWS AND NEWNAM, INC., IN THE AMOUNT OF \$21,200.00 TO PROVIDE PLANS AND SPECIFICATIONS FOR THE MISSION DEL LAGO OFFSITE SANITARY SEWER PROJECT; APPROPRIATING FUNDS; AUTHORIZING AN ADDITIONAL \$2,120.00 FOR AN ENGINEERING CONTINGENCY; AND AUTHORIZING AN ADDITIONAL \$250.00 FOR BID ADVERTISING.

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AN ORDINANCE 70,229

AUTHORIZING THE EXPENDITURE OF THE SUM OF \$25,195.00 OUT OF VARIOUS FUNDS FOR THE PURPOSE OF ACQUIRING TITLE AND/OR EASEMENTS TO CERTAIN LANDS; IN CONNECTION WITH CERTAIN RIGHT-OF-WAY PROJECTS.

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AN ORDINANCE 70,230 .

APPROVING THE PRICE, TERMS AND CONDITIONS OF SALE BY THE URBAN RENEWAL AGENCY OF THE CITY OF SAN ANTONIO OF CERTAIN SINGLE-FAMILY RESIDENTIAL LOTS LOCATED WITHIN THE COLONIA SANTA CRUZ COMMUNITY DEVELOPMENT PROJECT.

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AN ORDINANCE 70,231 .

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; PROHIBITING PARKING AT ALL TIMES ON CERTAIN STREETS; PROHIBITING CERTAIN TURNS; ESTABLISH 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 70,232 .

REDUCING THE EXTRATERRITORIAL JURISDICTION OF THE CITY OF SAN ANTONIO BY RELINQUISHING JURISDICTION TO AN APPROXIMATE 1,640 ACRE TRACT OF LAND FROM THE CITY'S EXTRATERRITORIAL JURISDICTION AT THE REQUEST OF THE CITY OF SOMERSET.

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AN ORDINANCE 70,233 .

AUTHORIZING THE CLOSURE OF WEST KINGS HIGHWAY BETWEEN BELKNAP AND HOWARD AND EAST KINGS HIGHWAY BETWEEN HOWARD AND MCCULLOUGH FROM NOON TO 6:00 P.M. ON SUNDAY, OCTOBER 29, 1989, TO ENABLE THE MONTE VISTA HISTORICAL ASSOCIATION TO HOLD THEIR "1989 TOUR OF HOMES".

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AN ORDINANCE 70,234 .

AUTHORIZING THE CLOSURE OF EAST FRENCH PLACE FROM MCCULLOUGH TO MAIN STREET FROM 4:00 P.M. TO 7:30 P.M., ON SATURDAY, OCTOBER 21, 1989, TO ENABLE THE

SAN ANTONIO ACADEMY TO HOLD THEIR FALL FAIR.

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89-40 The Clerk read the following Ordinance:

AN ORDINANCE 70,235

ACCEPTING THE LOW BID OF LABATT FOOD SERVICE TO FURNISH THE CITY OF SAN ANTONIO HUMAN RESOURCES DEPARTMENT WITH GROCERY PRODUCTS, FROZEN FOODS, PAPER PRODUCTS AND JANITORIAL SUPPLIES FOR THE NUTRITION CENTERS FOR A TOTAL OF \$176,450.90.

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Mr. Hasslocher 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, Lutmer, Wing, Martinez, Thompson, Vera, Wolff, Hasslocher, Cockrell; NAYS: None; ABSTAIN: Labatt; ABSENT: None.

89-40 The Clerk read the following Ordinance:

AN ORDINANCE 70,236

ACCEPTING THE LOW QUALIFIED BIDS OF PRESTON DAIRY PRODUCTS, INC., AND TASTY ICE CREAM DISTRIBUTORS TO FURNISH THE CITY OF SAN ANTONIO HUMAN RESOURCES DEPARTMENT WITH DAIRY PRODUCTS FOR AN ESTIMATED TOTAL OF \$102,665.60.

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

Mr. Thompson spoke to the importance of the criteria used to determine the nutritional aspects of foods being purchased for the City's nutrition centers, especially as they relate to their cholesterol counts. He spoke to the need for the City to be certain that it is purchasing products that are the best for its citizens.

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Mr. Kevin Moriarty, Director of the Human Resources Department, stated that this aspect of the bid would be looked into, for the next such purchase.

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.

89-40 The Clerk read the following Ordinance:

AN ORDINANCE 70,237

ACCEPTING THE LOW QUALIFIED BID OF CUES, INC., TO FURNISH THE CITY OF SAN ANTONIO ENVIRONMENTAL MANAGEMENT DEPARTMENT WITH A TRUCK MOUNTED SEWER INSPECTIONS SYSTEM FOR A TOTAL OF \$102,980.00.

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

In response to a question by Mr. Thompson, Mr. Archie Titzman, Director of Purchasing, explained the enhanced capability of the City to spot problems in its sewer system, utilizing this type of equipment, which has been in use here for years.

Mr. Frank Kiolbassa, Director of Environmental Management, explained the history of the use of TV cameras in the City's sewer system, and of their ability to spot problems in that system. He noted that eight such cameras are now in use, and these being purchased today are replacement units for those in use.

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.

89-40 The Clerk read the following Ordinance:

AN ORDINANCE 70,238

AUTHORIZING PAYMENT TO HEATH CONSTRUCTORS IN THE

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AMOUNT OF \$5,092.10 FOR THE EMERGENCY RECONSTRUCTION
OF SANITARY SEWER LINE LOCATED ON BOWIE STREET.

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

In response to a question by Ms. Berriozabal, Mr. Frank Kiolbassa, Director of Environmental Management, explained that the City will pay for the work involved, then explore the matter of liability on the part of the City Water Board.

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.

89-40 The Clerk read the following Ordinance:

AN ORDINANCE 70,239

ACCEPTING THE LOW QUALIFIED BID OF SUBURBAN CONSTRUCTION COMPANY AND AWARDING A CONTRACT TO RENOVATE THE LA VILLITA ARBOR RENOVATION-MAVERICK PLAZA; APPROPRIATING FUNDS; AND AUTHORIZING PAYMENTS TO THE CONTRACTOR FOR CONSTRUCTION AND CONTINGENCIES.

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

In response to a question by Mrs. Dutmer, Mr. Ron Darner, Parks and Recreation Department, explained the need for work in repairing the wooden arbor on the plaza in La Villita.

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.

89-40 The Clerk read the following Ordinance:

AN ORDINANCE 70,240

AUTHORIZING AN AMENDMENT TO THE APPLICATION MADE TO THE ECONOMIC DEVELOPMENT ADMINISTRATION (EDA) BY THE AVENIDA GUADALUPE ASSOCIATION (AGA) SO AS TO NAME THE CITY OF SAN ANTONIO AS CO-APPLICANT IN THE REQUEST FOR EDA GRANT FUNDS NECESSARY IN CONNECTION WITH THE PROJECT ENTITLED "LAS TIENDAS AT PLAZA GUADALUPE aka 'EL PARIAN'"; AUTHORIZING ACCEPTANCE OF GRANT FUNDS; AND AUTHORIZING EXECUTION OF DOCUMENTS.

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

In response to a question by Mr. Labatt, Mr. Andrew Cameron, Community Development Officer, reviewed the construction history for Plaza Cuadalupe and the use of Urban Development Action Grant (UDAG) funds for such work. He noted that the City had advanced some \$322,000 as a loan from the City in order to complete the necessary work, and the Avenida Guadalupe Association now is paying back the loaned funds. He also addressed progress being made toward completion of necessary paperwork, seeking a \$600,000 UDAG grant, as well.

Mr. Martinez spoke to the need for this particular ordinance and addressed the finish-out work now underway.

Mr. Labatt spoke in favor of making it a condition for approval of this ordinance that a pending Memorandum of Understanding between the City and the Avenida Guadalupe Association be signed by the Association.

Mr. Cameron spoke to the usage of any leverage available in order to insure that the City's loaned funds are paid back to the City. He stated that he feels that the City should urge the association to sign the Memorandum of Understanding and, if not, then the City will be unable to collect the remaining unpaid amount of the loan.

Mr. Martinez stated his belief that the Memorandum of Understanding will be signed by the association and urged passage of this ordinance in order to move the grant application on to the Economic Development Administration. He then briefly explained the association's actions seeking to revitalize a blighted area of the city.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb,

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Dutmer, Martinez, Thompson, Wolff, Labatt, Hasslocher, Cockrell; NAYS:
None: ABSENT: Wing, Vera.

89-40 The Clerk read the following Ordinance:

AN ORDINANCE 70,241

AUTHORIZING THE CITY WATER BOARD TO OVERSIZE APPROXIMATELY 12,260 FEET OF SINGLE CUSTOMER APPROACH ON ON-SITE MAINS FROM SIX (6) INCHES TO EIGHT (8) INCHES AND APPROXIMATELY 2,100 FEET OF SINGLE CUSTOMER APPROACH MAIN FROM SIX (6) TO TWELVE (12) INCHES IN THE NORTHWOOD HILLS SUBDIVISION.

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

In response to a question by Mrs. Dutmer, Ms. Rebecca Q. Cedillo, Director of Planning, explained the work to be performed in support of this ordinance and the costs involved. She noted that all affected homeowners now have water wells, and spoke of proposed City Water Board funding next fiscal year in hardship cases.

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

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

89-40 The Clerk read the following Ordinance:

AN ORDINANCE 70,242

ACCEPTING THE HIGH BIDS RECEIVED IN CONNECTION WITH CITY FUNDS AVAILAELE FOR DEPOSIT IN INTEREST-BEARING CERTIFICATES CF DEPOSIT.

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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, Dutmer, Wing, Thompson, Vera, Wclff, Hasslocher; NAYS: None; DISQUALIFIED: Labatt, Cockrell; ABSTAIN: Webb; ABSENT: Martinez.

(Mayor Cockrell returned to the meeting to preside.)

89-24 The Clerk read the following Ordinance:

AN ORDINANCE 70,243

ADOPTING OFFICIAL NAMES FOR THE CITY'S TWO NEW MUNICIPAL GOLF COURSES HERETOFORE IDENTIFIED AS SOUTHSIDE AND NORTHWEST MUNICIPAL GOLF COURSES. (MISSION DEL LAGO ON THE SOUTHSIDE AND CEDAR CREEK ON THE NORTHWEST SIDE)

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

Mr. Ron Darner, Director of Parks & Recreation, explained the contest held to select names for the City's two new golf courses, noting that some 750 names had been suggested for the southside course.

In response to a question by Ms. Vera, Mr. Darner stated that the name for the new golf course northwest of the City was selected by staff because it was the name of the immediate area.

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

ZONING HEARINGS

55. CASE Z89109 - to rezone a 15.827 parcel of land out of NCB 13732, 13900 Jones Maltsberger, from Temporary "A" Single Family Residence District and "B-3" Business District to "B-2NA" Non-Alcoholic Sales Business District, located on the southeast side of Jones Maltsberger

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Road, being approximately 428.0' southwest of the intersection of Jones Maltberger Road and Old Trail, having 624.18' on Jones Maltberger Road with a maximum depth of 1129.14'.

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

Mr. Curt L. Fox, 208 Town Vue, the applicant explained the project and negotiations held with area homeowners' associations concerning a number of negotiated covenants in return for their support of the requested rezoning. He noted that a number of individual homeowners remain in opposition to the rezoning, preferring that the City take over the area for a park.

Mr. Gret Shilts, 104 Memory Trail, developer of the property concerned, spoke in favor of the rezoning request and explained plans for the property, including its use for a golf driving range, miniature golf course, and a health and swim club for the area.

Ms. Dianne Thole, 1822 Shoal Run, representing the Gardens of Oak Hollow Homeowners Association, spoke to certain restrictions agreed to by the proponent during negotiations, and noted that representatives of the adjacent Burning Tree Subdivision have not agreed to the negotiated covenants and their restrictions. She spoke in favor of the request.

Mr. Robert Opitz, 1830 Shadow Parks, spoke to the negotiated agreement made with developers.

Mr. Wendell Davis, 3330 Oakwell Court, spoke in support of the rezoning request.

Speaking in opposition:

Mr. James Forrester, 2538 Old Trail, spoke of his concern because his property abuts the property in questions, and of his fears that, if the planned development fails, other commercial development could adversely affect his lifestyle.

Mr. Anthony Clayton, 2542 Old Trail, stated his belief that the driving range and recreation area will damage his investment and ruin the rural setting of the immediate area.

Ms. Ethelyne Parker, 2546 Old Trail, noted that the rear of her property adjoins the proposed driving range, and spoke against changing the rural setting of the area.

Ms. Pam Calhoun, 2543 Old Trail, spoke against the loss of a rural atmosphere.

Ms. Alma Neisler, 13902 Marbletree, voiced her concern with adding a large amount of pesticides, etc. on the proposed driving range, directly over the Edwards Aquifer Recharge Zone.

Ms. Cindy Forrester, 2538 Old Trail, spoke to her concern with the long-range environmental impact of commercial development next to her property.

Mr. James Griffin, 2534 Old Trail, spoke against commercial development in a residential area.

In rebuttal, Mr. Fox spoke to negotiations that led to proposed covenants on the property concerned, and he identified many of the possible uses he has agreed not to allow on the property. He then addressed other questions raised by opponents to the rezoning.

In response to a question by Mr. Thompson, Mr. Fox noted that the driving range lights will be mounted below treetop level, and the range will be more than 225 feet away from the nearest homes.

In response to a question by Mr. Hasslocher, Mr. Gray, the property owner, addressed the restrictive covenants agreed to by the proponent and made permanent by signature a draft copy of the restrictive covenants.

Mr. Hasslocher made a motion to approve "B-2NA" and "R-1" as proposed by the proponents, subject to the restrictive covenants made permanent by signature today. Mrs. Dutmer seconded the motion.

In response to a question by Mr. Labatt, Mr. Terry Casey, Water Quality Specialist, Planning Department, noted that the property concerned is not over the Edwards Aquifer Recharge Zone as claimed by an opponent earlier in this meeting.

In response to a question by Ms. Berriozabal, Mr. Fox noted that outside speakers will be installed at the health club facility, but will be used only for emergency purposes, not routine announcements.

A discussion then took place concerning drainage of the subject property.

Mr. Thompson voiced his concern for commercial uses next to residential zoning, and stated that he could not support the rezoning request.

In response to a question by Mrs. Dutmer, Ms. Neisler noted that beer and wine can be sold in the pro shop of the driving range, which will remain in its present B-3 zoning classification.

In response to a question by Mrs. Dutmer, Ms. Catherine Cahill, Assistant City Attorney, noted that the City cannot itself enforce restrictive covenants agreed to by the separate parties concerned, but that any violation of agreed-to restrictive covenants could be cause for civil action.

Mr. Hasslocher asked that the minutes of this Council meeting reflect that alcoholic beverages cannot be taken outside the clubhouse or otherwise be consumed outside its confines.

Mr. Fox agreed to this restriction on use of liquor on the property.

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

AN ORDINANCE 70,244

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 14.836 ACRE TRACT OF LAND OUT OF NCB 13732, FROM TEMPORARY "A" SINGLE FAMILY RESIDENCE DISTRICT AND "B-3" BUSINESS DISTRICT TO "E-2NA NON-ALCOHOLIC SALES BUSINESS DISTRICT AND A 0.991 ACRE TRACT OF LAND OUT OF NCB 13732, FROM "TEMPORARY "A" SINGLE FAMILY RESIDENCE DISTRICT TO "R-1" ONE FAMILY RESIDENCE DISTRICT, 13900 JONES MALTSBERGER ROAD. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00".

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56. CASE Z89128 - to rezone P-30, NCB 14794, from Temporary "R-1" Single Family Residence District to "E-3NA" Non-alcoholic Sales Business District, located on the southeast side of Bluemel Road, being 802.4' southwest of the intersection of Bluemel Road and Laurel Oaks Drive, having 208.7' on Bluemel Road with a depth of 208.7'.

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

In response to a question by Mr. Wolff, Mr. Tom Anthony, 711 Navarro, attorney for the proponent, explained the zoning history of the property involved.

Mr. Wolff made a motion to approve the proposed Ordinance provided that a 20-foot building setback line is imposed along the northeast and southeast property lines. Ms. Vera seconded the motion.

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

AN ORDINANCE 70,245

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 30, NCB 14794, 4412 BLUEMEL ROAD, FROM TEMPORARY "R-1" ONE FAMILY RESIDENCE DISTRICT TO "B-3NA NON-ALCOHOLIC SALES BUSINESS DISTRICT, PROVIDED THAT A 20-FOOT BUILDING SETBACK LINE IS IMPOSED ALONG THE NORTHEAST AND SOUTHEAST PROPERTY LINES. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00".

* * * *

57. CASE Z89144 - to rezone a 156.235 tract of land out of NCB 15329, being further described by field notes filed in the Department of Planning, from Temporary "R-1" Single Family Residence District to "B-3" Business District; and a 40.374 acre tract of land out of NCB 15329, being further described by field notes filed in the Department of Planning, from Temporary "R-1" Single Family Residence District to "I-1" Light Industry District, on the southwest side of State Highway 151 between Loop 410 and Potranco Road, located on the southwest side of State 151 between City of San Antonio city limits line and Potranco Road, having 1616.43 on State Highway 151, 1,108.85 feet on Potranco Road and 1,121.92 feet on City of San Antonio city limits line.

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

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

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

AN ORDINANCE 70,246

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 156.235 ACRE TRACT OF LAND OUT OF NCB 15329, FROM TEMPORARY "R-1" ONE FAMILY RESIDENCE DISTRICT TO "B-3" BUSINESS DISTRICT AND A 40.374 ACRE TRACT OF LAND OUT OF NCB 15329, FROM TEMPORARY "R-1" ONE FAMILY RESIDENCE DISTRICT TO "I-1" LIGHT INDUSTRY DISTRICT, SOUTHWEST SIDE OF STATE HIGHWAY 151, BETWEEN LOOP 410 AND POTRANCO ROAD. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00".

* * * *

89-40 The Clerk read the following Ordinance:

AN ORDINANCE 70,247

NAMING THE PLAZA GUADALUPE ARCADE THE ERNEST C. OLIVARES PAVILION.

* * * *

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

Mr. David Garza, Executive Director, Avenida Guadalupe Association, spoke of the death last year of Mr. Ernest Olivares and of plans to re-name the pavilion in his honor.

Ms. Berriozabal and Mr. Martinez spoke in support of the request and addressed Mr. Olivares' sensitivity toward his community and the neighborhoods of San Antonio.

In response to a question by Mr. Labatt, Mr. Garza spoke regarding the proposed Memorandum of Understanding between the City of San Antonio and his Association, spoken to earlier in this meeting, and stated that he knows of no problems with having the instrument signed by his Association.

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

89-40 PUBLIC HEARING AND CONSIDERATION OF AN ORDINANCE: SUPPLEMENTAL ASSESSMENTS DOWNTOWN IMPROVEMENTS SPECIAL ASSESSMENT DISTRICT

Mayor Cockrell declared the Public Hearing to be open.

No citizen appeared to speak on this matter.

Mayor Cockrell declared the Public Hearing to be closed.

The City Clerk read the following Ordinance:

AN ORDINANCE 70,248

MAKING SUPPLEMENTAL ASSESSMENTS AGAINST PROPERTIES IN THE SAN ANTONIO DOWNTOWN IMPROVEMENTS SPECIAL ASSESSMENT DISTRICT IN ACCORDANCE WITH THE PUBLIC IMPROVEMENT DISTRICT ASSESSMENT ACT; SPECIFYING THE METHOD OF PAYMENT AND THE AMOUNT OF THE ANNUAL INSTALLMENT TO BE PAID IN THE THIRD YEAR; PROVIDING FOR THE ACCRUAL OF INTEREST ON DELINQUENT ANNUAL INSTALLMENTS; PROVIDING THAT THE AMOUNTS OF THE ASSESSMENTS SHALL BE SUBJECT TO CHANGE UPON THE ANNUAL REVIEW OF THE SERVICE AND ASSESSMENT PLAN; PROVIDING FOR PREPAYMENT OF ASSESSMENTS; AMENDING THE SERVICE AND ASSESSMENT PLAN; AND RESOLVING OTHER MATTERS INCIDENT AND RELATING THERETO.

* * * *

In response to a question by Mrs. Dutmer, Mr. Frank Perry, Director of Downtown Initiatives, explained the need for the supplemental assessments for the Downtown Improvements District and the need to alter that assessment because of the changes in property values in the downtown area.

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Berriozabal, Webb,

Dutmer, Martinez, Thompson, Wolff, Labatt, Cockrell; NAYS: None; ABSENT: Wing, Vera, Hasslocher.

89-40 PUBLIC HEARING & CONSIDERATION OF 1989-90 CITY BUDGET ORDINANCES

Mayor Cockrell declared the Public Hearing on the proposed 1989-90 City budget to be open.

Ms. Mary E. Taylor, representing San Antonio Cares/Teen Parents, addressed the need for continued City funding for teen parenting and other such human needs.

Ms. Sharon Baughman, representing Big Brothers and Sisters, spoke of the group's volunteer works with the children of San Antonio.

Several parents of participating children then spoke of their children's benefits from the organization.

Mr. Bill Cummings, Board President of Family Focus, addressed his organization's work.

Ms. Choco Gonzalez Meza, representing the YWCA, asked continued City support for the Teen Volunteer Program, and addressed the statistics met by her organization.

Mr. Karl Wurz, 820 Florida, spoke to alleged manipulation of refunding bond sales and displayed several charts outlining increases in City taxes over a period of years. He then spoke to other charges made by the City for licenses, permits, surcharges, etc., and stated that he feels it is not correct to say that City taxes have not gone up in recent years.

Mr. John Anderson, International Association of Firefighters, spoke against any proposed cuts in firefighting forces.

Mr. C. A. Stubbs, Homeowner-Taxpayers Association, spoke to the number of other taxes which have been raised this year, and noted that he had brought to City Hall some 10,000 blank petitions calling for a rollback of City taxes to the 8 per cent level, petitions which he stated that he would burn tomorrow if the Council did not raise taxes above 8 per cent.

Mayor Cockrell noted that if the Council decides to raise City taxes above the 8 per cent level, it will only come after as many cuts as possible have been made in the City budget.

Mrs. Dutmer asked Mr. Stubbs to serve as her representative on the Mayor's budget committee.

Mr. Martinez stated his contention that Mr. Stubbs has not identified specific budget areas that he would cut, and expressed his hope that he would do so in the future.

Mr. Stubbs stated that he would cut non-essential services, and addressed funding for the Triparty projects as one such area for cuts.

Mr. David C. Flores, President of the Great Northwest Homeowners Association, stated that his organization would be forming a budget study committee with an eye toward providing necessary services to newly-annexed areas.

Mr. Wolff stated his belief that the Council will be seeking to fund an additional 50 police officers in the budget.

Father Rosendo Urrabazo, Co-chair, Communities Organized for Public Service, noted that COPS and the Metropolitan Alliance would support the Council's budget proposal and certain amendments that would include funding for a number of social services. He spoke of the difficulty of making tradeoffs, and asked that the budgeted funds of a rollback election, if not needed, be used to purchase the 'quint' truck for the Fire Department.

Ms. Marcia Welch, Metropolitan Alliance, spoke in support of the proposed budget.

Mr. Henry Rodriguez, National Association of Government Employees, addressed the needs of the City's non-uniformed employees and spoke to the creation of a political action committee within NAGE.

Mrs. Dutmer spoke to the needs of the Fire Department and questioned the wisdom of halting the use of sirens on some non-emergency EMS calls.

Mayor Cockrell then outlined one version of proposed changes to the City Manager's proposed budget, a copy of which is made a part of the papers of this meeting.

There being no further citizens to speak on the budget, Mayor Cockrell declared the Public Hearing to be closed.

The Clerk then read the following Ordinance:

AN ORDINANCE 70,249

AMENDING THE CITY CODE CHAPTER 28 TO REVISE THE BILLBOARD ANNUAL INSPECTION FEE AND THE PORTABLE SIGN ANNUAL INSPECTION FEE; ESTABLISHING NEW FEES IN THE BUILDING INSPECTIONS DEPARTMENT FOR NOTARY SERVICES, TEMPORARY CERTIFICATES OF OCCUPANCY AND

REGISTRATION FEES FOR PLUMBING AND HEATING AND AIR
CONDITIONING CONTRACTORS.

* * * *

Mr. Webb 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, Thompson, Vera, Wolff, Labatt, Cockrell; NAYS: Hasslocher; ABSENT: None.

The Clerk read the following Ordinance:

AN ORDINANCE 70,250

AMENDING THE CITY CODE CHAPTER 2 TO ADJUST FEES FOR SERVICES PERFORMED IN CONNECTION WITH THE CITY CODE SUPPLEMENT SERVICE AND THE SALE OF THE BOARDS AND COMMISSIONS BOOK; ALSO ESTABLISHING A REPRODUCTION FEE FOR BOARDS & COMMISSIONS WORK SESSION PACKETS.

* * * *

Mr. Thompson 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, Thompson, Vera, Wolff, Labatt, Hasslocher, Cockrell; NAYS: None; ABSENT: None.

The Clerk read the following Ordinance:

AN ORDINANCE 70,251

AMENDING CITY CODE CHAPTER 11 ENTITLED "FIRE PREVENTION" SO AS TO REVISE CERTAIN FEES AND ESTABLISH NEW FEES FOR VARIOUS INSPECTIONS BY THE FIRE DEPARTMENT AND REPEALING CERTAIN FEES FROM THE SAN ANTONIO PLUMBING CODE.

* * * *

Mr. Thompson 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, Thompson, Vera, Wolff, Labatt, Hasslocher, Cockrell;. NAYS: None; ABSENT: None.

The Clerk read the following Ordinance:

AN ORDINANCE 70,252

AMENDING CHAPTER 13, ARTICLES II, VII, VIII, X AND XII TO PROVIDE FOR PRORATING LICENSES AND PERMITS FOR NEW ESTABLISHMENTS ON A MONTHLY BASIS ACCORDING TO THE MONTH THE ESTABLISHMENT COMMENCES OPERATION.

* * * *

A discussion took place concerning fee schedules for food licenses and possible revisions.

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, Thompson, Vera, Wolff, Labatt, Hasslocher, Cockrell; NAYS: None; ABSENT: None.

The Clerk read the following Ordinance:

AN ORDINANCE 70,253

AMENDING THE CITY CODE CHAPTER 32 TO PROVIDE FOR ADJUSTMENTS TO CERTAIN EXISTING FEES AND ESTABLISHING NEW FEES AT MARKET SQUARE.

* * * *

Mr. Martinez 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, Martinez, Thompson Wolff, Labatt, Hasslocher, Cockrell; NAYS: None; ABSENT: Wing, Vera.

The Clerk read the following Ordinance:

AN ORDINANCE 70,254

AMENDING CERTAIN SECTIONS OF CHAPTER 22 OF THE CITY CODE BY REVISING GOLF FACILITIES FEES AND CHARGES AND CERTAIN PARK USAGE FEES AND ESTABLISHING USE

FEEES FOR CERTAIN FACILITIES IN HEMISFAIR PARK.

* * * *

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

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

- - -

89-40 PUBLIC HEARING AND CONSIDERATION OF AN ORDINANCE: UNIFIED DEVELOPMENT CODE SUBSCRIPTION SERVICE FEE

Mayor Cockrell declared the Public Hearing to be open.

No citizen appeared to speak.

Mayor Cockrell declared the Public Hearing to be closed.

The Clerk read the following Ordinance:

AN ORDINANCE 70,255

INSTITUTING A UNIFIED DEVELOPMENT CODE SUBSCRIPTION SERVICE FEE AND AMENDING THE UNIFIED DEVELOPMENT CODE BY ESTABLISHING A PLAN REVIEW FEE TO REPLACE FOUR EXISTING FEES, DELETING THE PLAT WITHDRAWAL FEE AND ESTABLISHING A NOTIFICATION LIST FEE.

* * * *

Mr. Webb 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, Martinez, Thompson, Wolff, Labatt, Hasslocher, Cockrell; NAYS: None; ABSENT: Wing, Vera.

- - -

89-40 The Clerk read the following Ordinance:

AN ORDINANCE 70,256

ESTABLISHING A FEE AND REQUIRING A REPLACEMENT TAPE FOR VIDEO TAPE DUPLICATION SERVICES BY THE PUBLIC INFORMATION OFFICE.

* * * *

Mrs. Dutmer 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, Martinez, Thompson, Wolff, Labatt, Hasslocher, Cockrell; NAYS: None; ABSENT: Wing, Vera.

89-40 The Clerk read the following Ordinance:

AN ORDINANCE 70,257

ESTABLISHING CERTAIN NEW FEES AND REVISING SOLID WASTE COLLECTION AND DISPOSAL SERVICE CHARGES FOR ALL CUSTOMER CLASSIFICATIONS; AMENDING PREVIOUS CITY CODE SECTIONS TO ACCOMPLISH SAME; AND FURTHER AMENDING THE CITY CODE TO ESTABLISH TERMS AND CONDITIONS FOR GRANTING LICENSES TO FOR-PROFIT COMMERCIAL AND INDUSTRIAL COLLECTION SERVICES WITHIN THE CITY AND PROVIDING FOR PENALTIES FOR VIOLATIONS OF THE LICENSE AUTHORIZED HEREIN.

* * * *

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

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

89-40 The Clerk read the following Ordinance:

AN ORDINANCE 70,258

ADOPTING THE ANNUAL CAPITAL AND OPERATING BUDGETS FOR THE CITY OF SAN ANTONIO FOR FISCAL YEAR 1989-90, BEGINNING OCTOBER 1, 1989 AND ENDING SEPTEMBER 30, 1990, APPROPRIATING FUNDS IN ACCORDANCE WITH SAID BUDGET, FIXING THE AUTHORIZED NUMBER OF EMPLOYEES IN EACH FUND, APPROVING AND AUTHORIZING CONTRACTS WITH OUTSIDE AGENCIES, SETTING THE 1989-90 HOLIDAY SCHEDULE FOR CITY EMPLOYEES, AND APPROVING THE 1989-95 CAPITAL IMPROVEMENTS PROGRAM FOR THE CITY OF SAN ANTONIO.

* * * *

Mrs. Dutmer made a motion to approve the proposed budget as submitted by the City Manager. Mr. Hasslocher seconded the motion.

Mr. Wolff then offered an amendment to implement proposed changes submitted by Mayor Cockrell. Mr. Wing seconded the motion.

Mr. Thompson noted that this was a difficult process, and spoke in support for the Mayor's proposed budget. He spoke in favor of the merit raises for City employees.

Ms. Berriozabal spoke in support of the Mayor's proposed budget, noting that it reflects a compromise position on all sides.

Mr. Wing stated that he supports the Mayor's compromise budget on the condition that there be City Council representation on the Mayor's proposed budget committee. He addressed his concern that more and more funding is being given to outside social service agencies.

In response to a question by Mr. Labatt, Dr. Ken Daly, Director of Budget & Research, explained the updated 5-year plan, a copy of which is made a part of the papers of this meeting.

Mr. Labatt noted that the budget process will not get any easier in the foreseeable future, and again stated that he will not vote for a budget over the 8 per cent increase level. He then read excerpts from a letter written by a constituent, speaking against any more tax increases.

Ms. Vera spoke in support for the Mayor's budget package and addressed the need for more street work and funding of basic services. She then addressed specific areas where she supports or opposes certain budgetary items, and spoke in agreement with Mr. Wing as to his concern of funding certain social services. She also spoke in support for Council representation on the Mayor's budget committee.

Mrs. Dutmer addressed her support for the compromise budget, but prefers citizen representation on the Mayor's budget committee.

Mr. Wolff spoke in support of the compromise budget, stating his belief that it will prevail over any tax rollback movement.

Mr. Webb noted that a tax rollback election will cost the City some \$250,000 to conduct, and stated his belief that only certain items funded by a tax increase above the 8 per cent level would be recalled by a tax rollback election. He further stated that he feels that the Council has not raised City taxes in past years when perhaps it should have done so, on a limited scale.

Mr. Martinez spoke in support of the budget package as a compromise measure.

Mr. Louis J. Fox, City Manager, thanked the Council and the City staff for its hard work on the budget, and addressed the impact of a possible rollback election. He then spoke to more planned cuts yet to come.

The amendment to accept Mayor Cockrell's proposed budget prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Martinez, Thompson, Vera, Wolff, Cockrell; NAYS: Labatt, Hasslocher; ABSENT: None.

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

The City Council then addressed three specific areas to be funded by any funds above the 8 per cent level: 50 additional police officers, library books and funding for school crossing guards.

Ms. Vera made a motion to approve a budget for 50 additional police officers. Mr. Webb seconded the motion.

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

Mr. Wolff made a motion to approve funding for library books. Mr. Wing seconded the motion.

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

Ms. Vera made a motion to approve funding for the school crossing

guard program. Mr. Thompson seconded the motion.

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

At the conclusion of the voting, Mrs. Dutmer made a motion to approve the overall budget package. Mr. Wing seconded the motion.

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

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89-40 The Clerk read the following Ordinance:

AN ORDINANCE 70,259 .

.
LEVYING AN AD VALOREM TAX FOR THE SUPPORT OF THE CITY GOVERNMENT OF THE CITY OF SAN ANTONIO, FIXING THE RATE OF \$.30255 PER \$100.00 OF VALUATION, SAID TAXES BEING LEVIED FOR THE TAX YEAR BEGINNING JANUARY 1, 1989 AND ENDING DECEMBER 31, 1989.

* * * *

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, Thompson, Vera, Wolff, Cockrell; NAYS: Labatt, Hasslocher; ABSENT: None.

- - -
89-40 The Clerk read the following Ordinance:

AN ORDINANCE 70,260 .

.
LEVYING AN AD VALOREM TAX TO PAY THE PRINCIPAL AND INTEREST ON THE FUNDED DEBT OF THE CITY AND TO CREATE A SINKING FUND THEREFOR; FIXING THE RATE OF \$.19160 PER \$100.00 OF VALUATION; SAID TAXES BEING LEVIED FOR THE TAX YEAR BEGINNING JANUARY 1, 1989 AND ENDING DECEMBER 31, 1989.

* * * *

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

Mr. Labatt stated that, even though he did not vote in favor of the budget matters, he would be voting to fund this debt-service portion of the tax rate.

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.

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89-40

CITIZENS TO BE HEARD

Mayor Pro Tem Thompson presided in the temporary absence of the Mayor.

SHIRLEY A. OWEN

Mrs. Shirley A. Owen spoke to the City Council representing the Timber Creek area residents. She reiterated the concerns they have on adequate police protection when they come in to the City on December 31, 1989.

Mayor Pro Tem Thompson advised Mrs. Owen to meet with her future Council representative, Mr. Wolff, on their concerns.

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There being no further business to come before the City Council, the meeting was adjourned at 5:30 P.M.

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A P P R O V E D

Lila Cockrell

M A Y O R

ATTEST: *Anna J. Rodriguez*
City Clerk

September 14, 1989
mlr

