

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO, HELD IN
THE COUNCIL CHAMBER, MUNICIPAL PLAZA
BUILDING, THURSDAY JUNE 16, 1994.

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94-30 The City Council convened in an informal "B" Session at 10:00 A.M., MUNICIPAL PLAZA BUILDING, "B" Room, to consider the following item(s). The Council members present were: PEREZ, McCLENDON, BILLA BURKE, AVILA, SOLIS, AYALA, ROSS, THORNTON, PEAK, LARSON, WOLFF. ABSENT: NONE.

A. Boards and Commissions Work Session. (Convention and Visitors Bureau Advisory Committee; Market Square Commission; Planning Commission; Work/Family Commission.

B. Presentation Of Convention Center Expansion Options City staff instructed to contract with Urban Land Institute (ULI) for study and report back to Council in 2 months.

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94-30 The regular meeting was called to order at 1:00 P.M. by the Presiding Officer, Mayor Nelson W. Wolff, with the following members present: PEREZ, McCLENDON, BILLA BURKE, AVILA, SOLIS, AYALA, ROSS, THORNTON, PEAK, LARSON, WOLFF. Absent: NONE.

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94-30 Invocation - Dr. Charles Kemble, Northwest Hills Baptist Church.
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94-30 Pledge of Allegiance to the flag of the United States.
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94-30 Minutes of the April 28, 1994 Regular City Council Meeting were approved.
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94-30 CEREMONIAL ITEMS

ALCALDE PRESENTATIONS

Mayor Wolff presented an Alcalde to Mr. Bill Blinn and Mr. Frank Fischer, Executive Producers of the new television series "Heaven Help Us". The company will be in San Antonio approximately nine months and will have an estimated \$27 million impact on the local economy. The series will begin airing in August on the Spelling Premiere Network.

Mr. Perez asked that Agenda Item 2D be considered at this time.

The Clerk read the following Ordinance:

AN ORDINANCE 80,301

AUTHORIZING THE WAIVING OF CITY FEES FOR TEMPORARY STREET CLOSURES AND USE OF THE RIVERWALK AND CITY PARKS; AUTHORIZING THE CITY MANAGER TO CLOSE ANY AND ALL STREETS NECESSARY AS REQUIRED BY SPELLING TV (DBA BRANDED PRODUCTIONS) FOR THE DURATION OF THE FILMING OF "HEAVEN HELP US" DURING THE PERIOD JUNE 26, 1994 THROUGH MARCH 26, 1995; AND REQUIRING CONDITIONS UPON THE USE OF CITY STREETS, THE RIVERWALK, AND CITY PARKS BY SPELLING TV.

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

Several Council Members spoke on this issue and expressed support of the filming of the new television series in San Antonio.

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

JAPANESE GOVERNMENT VISITORS

Mayor Wolff and the Council Members welcomed the visitors from The Japanese Government. They are in San Antonio to meet with The Texas Department of Human Services and The San Antonio Convention & Visitors Bureau. They thanked the Mayor and Councilmembers for their visit and presented the Mayor a gift as a memento of their visit.

94-30

FOREIGN VISITORS

Mayor Wolff introduced LTC Venancio Galvis, who is a subdirector in charge of the Intelligence Branch of the Columbia

National Police from Bogota, Columbia. He thanked Mayor Wolif for allowing him to visit San Antonio and to see the operation within the Police Department. He is scheduled to meet with coordinators of the Cellular on Patrol Program, the Police Academy, and Police "store-front" operations.

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FOREIGN VISITORS

Mayor Wolff introduced Mr. Joaquin Garcia, who is a senior clerk in the Constitutional Court in Spain, visiting San Antonio to meet with individuals who are involved with immigration as well as civil rights issues.

Mayor Wolff presented special San Antonio Tiles to each visitor.

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HOUSTON OILER CHEERLEADERS

Mr. Gary Becker, President of Pace Productions, spoke about the two upcoming Houston Oiler pre-season football games, and how partial profits from ticket sales will benefit The Coalition.

The Houston Oilers Cheerleaders then presented each council member with team jerseys.

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94-30 CONSENT AGENDA

Ms. McClendon made a motion to approve Agenda Items 7 through 20, constituting the Consent Agenda, with item #24 being pulled for individual consideration. Mr. Solis seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinances, prevailed by the following vote: AYES: Perez, McClendon, Avila, Solis, Ayala, Ross, Thornton, Peak, Larson, Wolff; ABSENT: Billa Burke.

AN ORDINANCE 80,302

ACCEPTING THE PROPOSAL OF H.W. WILSON COMPANY TO PROVIDE THE CITY OF SAN ANTONIO PUBLIC LIBRARY WITH "WILSONDISC" CD-ROM DATABASES FOR A TOTAL OF \$7,370.00.

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AN ORDINANCE 80,303

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ACCEPTING THE LOW BID OF LOOMIS ARMORED, INC. IN THE AMOUNT OF \$13,500.00 TO PROVIDE THE CITY OF SAN ANTONIO PARKS & RECREATION DEPARTMENT WITH ARMORED CAR SERVICE FOR REVENUE PICKUP FROM TWENTY CITY SWIMMING POOLS DURING THE 1994 SEASON.

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AN ORDINANCE 80,304

ACCEPTING THE LOW BID OF LANGLEY REFRIGERATION IN THE AMOUNT OF \$13,500.00 TO REMOVE AND INSTALL A CHILLED WATER COIL IN AN AIR HANDLER UNIT SERVICING THE KITCHEN AREA AT THE TOWER OF THE AMERICAS.

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AN ORDINANCE 80,305

ACCEPTING THE LOW BID OF RENT-A-VAN AS THE PRIMARY CONTRACTOR AND CONVENTIONS SAN ANTONIO/DAISY TOURS AS THE SECONDARY CONTRACTOR TO PROVIDE THE CITY OF SAN ANTONIO PARKS & RECREATION DEPARTMENT WITH SUPPLEMENTAL CHARTER BUS SERVICE FOR A TOTAL OF APPROXIMATELY \$45,000.00 ANNUALLY.

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AN ORDINANCE 80,306

ACCEPTING THE BID OF CRUMRINE PRINTERS, INC. IN THE AMOUNT OF \$5,249.00 FOR PRINTING OF ELECTION FORMS AND MATERIALS FOR THE CITY OF SAN ANTONIO CITY CLERK'S OFFICE.

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AN ORDINANCE 80,307

AUTHORIZING A CONTRACT ESTABLISHING THE CITY'S RADIO SERVICES DIVISION AS AN AUTHORIZED SERVICE CENTER FOR STANDARD COMMUNICATIONS RADIOS AND A PURCHASE AGREEMENT FOR PURCHASING OF PARTS FOR SERVICE REPAIR OF RADIOS NOT UNDER WARRANTY.

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AN ORDINANCE 80,308

ACCEPTING THE PROPOSAL OF MOTOROLA COMMUNICATIONS & ELECTRONICS, INC. IN THE AMOUNT OF \$46,150.00 TO PROVIDE THE CITY OF SAN ANTONIO POLICE DEPARTMENT WITH PORTABLE RADIOS.

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AN ORDINANCE 80,309

AUTHORIZING PAYMENT IN THE AMOUNT OF \$1,398.00 FOR TITLE SERVICES ON THE HI-LIONS DRAINAGE PROJECT #80 AND THE OCTAVIA PLACE DRAINAGE PROJECT #63; AND APPRAISAL SERVICES ON THE CALLAGHAN ROAD PROJECT-OLD U.S. HIGHWAY 90 TO INGRAM ROAD; AND APPROPRIATING FUNDS.

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AN ORDINANCE 80,310

AMENDING THE TRAFFIC CONTROL DEVICES SCHEDULES ESTABLISHED BY CHAPTER 19 (TRAFFIC REGULATIONS), ARTICLE III (TRAFFIC CONTROL DEVICES), SECTIONS 19-68 (b) TO INCLUDE CERTAIN ADDITIONS TO THE OFFICIAL TRAFFIC CONTROL DEVICE SCHEDULE FOR "STOP" SIGNS, "YIELD RIGHT-OF-WAY" SIGNS, "PROHIBITED PARKING AT ALL TIMES" SIGNS, AND "PROHIBITED TURN" SIGNS; AUTHORIZING THE PERMANENT INSTALLATION OF SAID DEVICES; DECLARING THEM AS OFFICIAL TRAFFIC CONTROL DEVICES OF THE CITY OF SAN ANTONIO; AND DECLARING VIOLATIONS OF THESE TRAFFIC REGULATIONS, EXCEPT THE CIVIL PARKING VIOLATIONS, TO BE MISDEMEANOR CRIMES PUNISHABLE BY A FINE OF NOT MORE THAN \$200.00, AND DECLARING VIOLATIONS OF THE CIVIL PARKING VIOLATIONS TO BE SUBJECT TO THE ENFORCEMENT PROVISIONS OF CITY CODE SECTION 19-225 (ADMINISTRATIVE ADJUDICATION OF STOPPING, STANDING, AND PARKING VIOLATIONS).

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AN ORDINANCE 80,311

AUTHORIZING THE ACCEPTANCE OF AN ADDITIONAL \$23,190.00 CASH AWARD IN SUPPLEMENTAL FUNDING FOR THE MAMMOGRAPHY PROJECT AND A REDUCTION OF \$16,000.00 IN CASH SUPPORT FOR THE SPECIAL TUBERCULOSIS (TB) OUTREACH PROJECT OPERATED BY THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT (SAMHD) FROM THE TEXAS DEPARTMENT OF HEALTH (TDH); AUTHORIZING THE EXECUTION OF CONTRACT CHANGE NOTICE NO. 15, COMPRISED OF ATTACHMENTS 12A AND 13A TO CONTRACT C4000011 WITH THE TDH; REVISING THE BUDGET FOR THE PUBLIC HEALTH STATE SUPPORT PROJECT 1993/94 ESTABLISHED IN ORDINANCE 77194 PASSED JANUARY 14, 1993; AUTHORIZING CONTRACTUAL SERVICES; AND APPROPRIATING FUNDS.

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AN ORDINANCE 80,312

AUTHORIZING THE CITY MANAGER TO SUBMIT AN APPLICATION TO THE TEXAS FOREST SERVICE FOR A \$15,000.00 URBAN AND COMMUNITY FORESTRY DEVELOPMENT CHALLENGE PROGRAM GRANT FOR PROFESSIONAL STAFF SUPPORT RELATED TO THE CITY'S MASTER GARDENERS PROGRAM AND ASSOCIATED TREE PLANTING PROGRAM; AND ASSURING THE GRANTING AGENCY OF THE CITY'S COMMITMENT TO PROVIDE A MATCHING IN-KIND CONTRIBUTION.

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AN ORDINANCE 80,313

ACCEPTING THE AMOUNT OF \$33,647.00 FROM THE TEXAS DEPARTMENT OF PUBLIC SAFETY, DIVISION OF EMERGENCY MANAGEMENT, FOR COMPUTER HARDWARE AND SOFTWARE FOR THE CITY OF SAN ANTONIO AND FORT SAM HOUSTON TO ENHANCE THE TEXAS HURRICANE PREPAREDNESS PROGRAM BY UPGRADING COMMUNICATIONS BETWEEN SAN ANTONIO BASE AGENCIES AND THE TEXAS GULF COAST DURING HURRICANE ACTIVITY.

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AN ORDINANCE 80,314

AUTHORIZING THE CITY MANAGER TO ENTER INTO AN EXTENSION OF THE LETTER AGREEMENT WITH BRUCE DALTON ENGAGING HIS SERVICES AS SALES REPRESENTATIVE FOR THE CONVENTION AND VISITORS BUREAU IN THE WASHINGTON, D.C. AREA FOR A FEE NOT TO EXCEED \$27,802.50; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

94-30 The Clerk read the following Ordinance:

AN ORDINANCE 80,315

AUTHORIZING THE KUMAMOTO SAN ANTONIO PIONEER CABIN PROJECT; ESTABLISHING A PROJECT BUDGET IN AN AMOUNT OF \$25,000.00; AUTHORIZING A CONTRACT WITH C.B. HOPKINS IN AN AMOUNT NOT TO EXCEED \$20,000.00 FOR ENGINEERING SERVICES RELATED TO THE CABIN FABRICATION, DISASSEMBLY IN SAN ANTONIO, AND THEN REASSEMBLY IN KUMAMOTO, JAPAN; AUTHORIZING PAYMENT; AND DESIGNATING THE DIRECTOR OF PARKS AND RECREATION AS PROJECT LEADER; AND ESTABLISHING AN EFFECTIVE DATE.

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

Mayor Wolff recognized Councilwoman Linda Billa Burke for her hard work in this project.

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

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94-30 The Clerk read the following Ordinance:

AN ORDINANCE 80,316

AUTHORIZING THE EXECUTION OF A CONTRACT IN THE AMOUNT OF \$2,035,191.00 WITH CARL CORPORATION OF DENVER, COLORADO, FOR THE PURCHASE OF AN INTEGRATED LIBRARY COMPUTER SYSTEM.

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

Ms. June Garcia, Library Director, explained the new computer system being supplied by Carl System for use in the libraries throughout San Antonio.

In response to a question by Mayor Wolff, Ms. Garcia stated she expects the system to be operational sometime in January of 1995.

Mr. Perez stated he was very grateful for this new system and commended them on an excellent job.

In response to a question by Ms. Ayala, Ms Garcia stated all libraries would have this new system by April, 1995.

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

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94-30 The Clerk read the following Ordinance:

AN ORDINANCE 80,317

ACCEPTING THE LOW QUALIFIED BID OF G.G. & G. GENERAL CONSTRUCTION, INC., IN THE AMOUNT OF \$218,712.00 IN CONNECTION WITH THE TREVINO STREET IMPROVEMENT PROJECT; AUTHORIZING A CONTINGENCY ACCOUNT IN THE AMOUNT OF \$21,871.00; AUTHORIZING \$3,000.00 FOR PROFESSIONAL FEES; AUTHORIZING \$1,500.00 FOR ADVERTISING EXPENSES; APPROPRIATING FUNDS; AND AUTHORIZING PAYMENTS.

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

Mayor Wolff stated he did not particularly approve of the new planned landscaping around Trevino Street, particularly the curbing and large trees. He stated his desire that it look more park-like, and asked staff to look into other options if possible.

Mr. Perez stated his concern was with parking for funerals that are scheduled at San Fernando Cathedral, and the use of The Trevino Street area.

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

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94-30 The Clerk read the following Ordinance:

AN ORDINANCE 80,318

AUTHORIZING AN AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT BETWEEN THE CITY OF SAN ANTONIO AND COOK-JOYCE, INC. (CJI) TO INCREASE THE AUTHORIZED FUNDS FROM \$636,780.00 TO \$1,030,717.00 FOR ENGINEERING SERVICES REQUIRED FOR THE ALAMODOME CONTAMINATED SOILS REMEDIATION PROJECT; AND AUTHORIZING THE FUNDS TO BE TRANSFERRED TO THE ALAMODOME CONTAMINATED SOILS REMEDIATION PROJECT ACCOUNT.

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

Mr. John German, Director Of Public Works, explained the Prepared Ordinance.

Mr. Larson stated his concern on how this contract would be paid.

Mr. Alex Briseno, City Manager, spoke to the funding sources to be used.

(At this point Mayor Wolff was obliged to leave the meeting. Mr. Perez presided in lieu of Mayor Pro Tem Ayala).

Mr. Ross stated his main concern is with the funding, and taking funds from citizens of San Antonio for remediation. He stated that as a result, he will have to vote against this issue.

In response to Ms. McClendon's question, Mr. George Noe, Director Of Management Services, spoke to the hierarchy of funds to pay for soils remediation.

(At this time, Ms. Ayala took the chair to preside.)

After further discussion on consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Avila, Solis, Ayala, Thornton, Peak, Larson; NAYS: Ross; ABSENT: Wolff.

94-30 PUBLIC HEARING AND CONSIDERATION OF ORDINANCE

Mayor Pro Tem Ayala declared the Public Hearing to be opened.

No citizens were registered to speak on the matter.

Mayor Pro Tem Ayala declared the Public Hearing to be closed.

The City Clerk read the following Ordinance:

AN ORDINANCE 80,319

CLOSING, VACATING, ABANDONING AND QUITCLAIMING IMPROVED SMITH STREET BETWEEN LAREDO AND MEDIO STREETS; AND MEDIO STREET EASTERLY FROM BRAZOS STREET TO AN EXISTING DEAD-END IN CONSIDERATION OF \$20,783.00 AS PROPOSED BY SAN ANTONIO PACKING COMPANY, ET AL, SO THAT THEY MAY BETTER DEVELOP THEIR ADJOINING PROPERTIES.

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

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

94-30

AN ORDINANCE 80,320

ESTABLISHING AND APPOINTING MEMBERS TO THE SAN ANTONIO EDUCATION CORRIDOR COMMITTEE, AS REQUESTED BY COUNCILMAN JUAN F. SOLIS, III.

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

Mr. Solis stated he is seeking assistance from the Hispanic Chamber Of Commerce on appointing members.

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

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94-30

AN ORDINANCE 80,321

ESTABLISHING THE DIEZ Y SEIS COMMISSION AND APPOINTING MEMBERS, AS REQUESTED BY COUNCILMAN JUAN F. SOLIS, III.

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

Mr. Solis spoke to propose plans for funding of the Diez y Seis event.

Mr. Perez recommended three more names for the Diez y Seis Commission: Mr. Walter Serna, Mr. Leroy Martinez, and Ms. Irene Guzman-Abrams.

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

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94-30 The Clerk read the following Resolution

A RESOLUTION NO. 94-30-32

ESTABLISHING A STREET RECONSTRUCTION COMMITTEE
CONSISTING OF CITY COUNCIL MEMBERS TO DEVELOP A
COMPREHENSIVE PLAN FOR THE RECONSTRUCTION OF CITY
STREETS, AS REQUESTED BY COUNCILWOMAN RUTH JONES
MCCLENDON.

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

Ms. McClendon expressed concern on the funds being used for the reconstruction of city streets.

Mr. Solis stated VIA should be held responsible for the repairs of certain city streets, since these residential streets were not built for everyday bus traffic and the buses are very heavy.

Ms. Ayala spoke to the streets that are very deteriorated and need reconstruction.

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

94-26 TRAVEL AUTHORIZATION - Granted:

Councilman Howard Peak to travel to Austin, Texas from April 29, 1994 to April 30, 1994 to attend a meeting of the National Council for Urban Economic Development.

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Councilman Henry Avila to travel to Langley AFB, Virginia from June 28, 1994 to June 29, 1994 to review training programs and operations.

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Councilwoman Helen Ayala to travel to Langley AFB, Virginia from June 28, 1994 to June 29, 1994 to review training programs and operations.

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94-30 The Clerk read the following Ordinance:

AN ORDINANCE 80,322

AUTHORIZING THE EXPENDITURE OF \$100.00 FROM DISTRICT 1 DISCRETIONARY FUNDS, AS REQUESTED BY COUNCILMAN ROGER A. PEREZ, FOR RENTAL OF THE RECEPTION HALL AT ST. MARY MAGDALEN CHURCH FOR THE DISTRICT 1 TALENT SHOW SCHEDULED FOR JUNE 28, 1994.

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

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

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94-30 The Clerk read the following Ordinance:

AN ORDINANCE 80,323

AUTHORIZING THE USE OF CITY COUNCIL DISCRETIONARY FUNDS TO AUGMENT THE COST OF THE REGISTRATION FEE IN THE AMOUNT OF \$185.00 OF IRENE GUZMAN-ABRAMS, WHO WILL REPRESENT THE CITY OF SAN ANTONIO AT THE NATIONAL ASSOCIATION OF COMMISSIONS ON WOMEN (NACW) CONVENTION IN TOPEKA, KANSAS, JULY 13 - 17, 1994, AS REQUESTED BY MAYOR NELSON W. WOLFF.

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

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

94-30 The Clerk read the following Ordinance:

AN ORDINANCE 80,324

APPROVING THE PRICE, TERMS AND CONDITIONS OF SALE BY THE URBAN RENEWAL AGENCY OF THE CITY OF SAN ANTONIO OF A CERTAIN RESIDENTIAL LOT LOCATED WITHIN THE FORT

SAM HOUSTON SHTA COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT FOR AN AMOUNT OF \$20,500.00.

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

Andrew W. Cameron spoke on the renovation of this project.

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

94-30 The Clerk read the following Ordinance:

AN ORDINANCE 80,325

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 NEW BRAUNFELS CORRIDOR (VARGAS STREET) COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT FOR A TOTAL AMOUNT OF \$13,000.00.

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

Andrew Cameron spoke of the project, a total of fourteen single family homes built were around the St. Phillips Village.

Ms. McClendon thanked the people involved with this project and commended them for the hard work.

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

94-30 The Clerk read the following Ordinance:

AN ORDINANCE 80,326

AUTHORIZING PAYMENT IN THE AMOUNT OF \$55,213.28 FOR CONTRACT LEGAL SERVICES PERFORMED BY LLOYD, GOSSELINK, FOWLER, BLEVINS AND MATHEWS, P.C., IN CONNECTION WITH REPRESENTATIONS BEFORE THE TEXAS NATURAL RESOURCE CONSERVATION COMMISSION (TNRCC) ; APPROPRIATING AN AMOUNT NOT TO EXCEED \$105,000.00 FOR CONTINUED SERVICES THROUGH SEPTEMBER, 1994; AND PROVIDING FOR PAYMENT.

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

Mr. Lloyd Garza, City Attorney explained the proposed Ordinance.

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

94-30 The Clerk read the following Ordinance:

AN ORDINANCE 80,327

AUTHORIZING PAYMENT IN THE AMOUNT OF \$272,177.00 FOR CONTRACT LEGAL SERVICES PERFORMED BY COX & SMITH IN CONNECTION WITH LITIGATION RELATING TO ALAMODOME SOIL REMEDIATION; APPROPRIATING AN AMOUNT NOT TO EXCEED \$295,000.00 FOR CONTINUED SERVICES THROUGH SEPTEMBER, 1994; AND PROVIDING FOR PAYMENT.

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

Mr. Lloyd Garza, City Attorney, explained the proposed Ordinance.

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

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

94-30 The Clerk read the following Ordinance:

AN ORDINANCE 80,328

APPROVING TWO MEMORANDUMS OF UNDERSTANDING RELATING TO THE TEMPORARY AND PERMANENT OFFICES AND CONFERENCE FACILITIES FOR THE NORTH AMERICAN DEVELOPMENT BANK.

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

Mr. Rolando Bono, Assistant City Manager, explained the proposed Ordinance.

After consideration, the motion, carrying with it the passage

of the Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Billa Burke, Avila, Solis, Ayala, Ross, Thornton, Peak, Larson, Wolff; NAYS: None; ABSENT: None.

94-30 The Clerk read the following Ordinance:

AN ORDINANCE 80,329

ADOPTING REVISIONS TO THE ETHICS ORDINANCE CONCERNING THE ETHICS REVIEW COMMISSION, STANDARDS OF CONDUCT FOR CITY OFFICERS AND EMPLOYEES, AND FINANCIAL DISCLOSURE REQUIREMENTS, SO AS TO PROVIDE MORE STRINGENT STANDARDS WHICH WILL GOVERN THE CONDUCT OF PUBLIC BUSINESS AND BROADEN THE COVERAGE OF THE ORDINANCE.

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

Mr. Tom Finlay, Assistant City Attorney, explained the ordinance and changes were made from the first ordinance.

The following citizens then appeared to speak:

Ms. Kay Turner, 7535 N. New Braunfels, stated her concern with what she precedes as a credibility gap between City Hall and the citizens of San Antonio.

Mr. Johnny Lovejoy, representative Of Greater San Antonio Chamber Of Commerce, spoke in support of the proposed ordinance.

Mr. Bob Neal, 1913 Sacramento, Spoke to his concern about the water exchange with the Guadalupe-Blanco River Authority and related questions on ethics.

Ms. Chris Ortega, questioned the requirements for financial disclosure that are required.

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(At this point Mayor Wolff was obligated to leave the meeting. Councilman Peak presided in absence of the Mayor Pro-Tem).

Ms. McClendon spoke on the disclosure income decision-making, and thanked staff for all their hard.

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

Mr. Ross spoke to a definition of a "Public Official".

After discussion, Mr. Ross asked that an administrative change be made to the Ethics ordinance, so that the definition of "public official" on Page 7 of the proposed ordinance, and the definition of "City official" on Page 4 of the proposed ordinance, read the same. Ms. Billa Burke seconded the motion.

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

Mr. Perez then briefly reviewed the committee's recommendations. Mr Ross made an amendment to:

1. Require reporting by boards/commissions listed on the attached list, only;
2. Council Ethics Committee to study the ordinance in thirty days and report to City Council on any possible changes.

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

Mr. Peak spoke to several concerns with the draft Ethics ordinance.

Mr. Thornton stated there were around six to eight hundred standing committee/board/commission members and spoke to some examples of what the board members will have to report and what they would not have to report, noting that the financial disclosure statements will be filed at the City Clerk's Office.

Mr. Ross made an amendment to adopt the wording in existing state law on this matter, and to require a city official to file a required affidavit and abstain from voting on any issue coming before the official's board or commission if the official held a substantial interest in the matter or if a person related to the official within the first degree of affinity or consanguinity had such an interest. Mr. Solis seconded the motion.

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

After discussion of the lobbying provisions in the present Ethics Ordinance, Mr. Thornton stated The City Clerk, is looking into lobbying ordinances in Austin and other cities, and that a more understanding lobbying ordinance will be presented to the City Council in the near future.

Ms. Ayala stated in her opinion anyone who holds a City contract should not be lobbying for compensation.

Mr. Solis agreed with Ms. Ayala's statement.

Ms. Ayala made an amendment that no representative from any company or firm holding a City contract may represent any third party in lobbying the City Council on any issue for compensation. "Lobby" means any attempt to influence members of the City Council with regard to policy decisions or proposals awaiting decision by the City Council, by verbal, written or other arguments or means of persuasion. Mr. Solis seconded the motion.

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

Mr. Solis suggested to include non-profit organizations in reporting requirements, if they have Boards of Directors and request City funding.

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

The main motion, as amended, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Perez, McClendon, Bill Burke, Avila, Solis, Ayala, Ross, Thornton, Peak, Larson, Wolff. NAYS: None. ABSENT: None.

94-30 The Clerk read the following Ordinance:

AN ORDINANCE 80,330

AMENDING CHAPTER 34, WATER AND SEWER OF THE CITY CODE OF THE CITY OF SAN ANTONIO IN ORDER TO: ADOPT A REDEFINED WATER RATE STRUCTURE TO ACHIEVE CITY WATER CONSERVATION GOALS, EFFECTIVE JUNE 27, 1994, ADOPT AN EXCESS USE SURCHARGE TO BE IMPLEMENTED AT SUCH TIME THE CITY COUNCIL DECLARES A CRITICAL PERIOD TO BE IN EFFECT, ADOPT REVISED WATER AND SEWER SERVICE CHARGES FOR ALL CUSTOMER CLASSIFICATIONS, EFFECTIVE SEPTEMBER 1, 1994, AND REVISE CERTAIN ARTICLES AND DIVISIONS OF CHAPTER 34 TO ACCURATELY REFLECT THE MERGER OF THE CITY'S WATER AND SEWER OPERATIONS BY THE SAN ANTONIO WATER SYSTEM; REPEALING CITY ORDINANCE NO. 72742 ADOPTED DECEMBER 6, 1990; FURTHER REPEALING CITY ORDINANCE NO. 67918 ADOPTED SEPTEMBER 15, 1988 AND ALL EARLIER ORDINANCES AMENDED THEREBY; AND PROVIDING A SEVERABILITY CLAUSE.

* * * *

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

Mr. Ralph Huber, San Antonio Water System, explained the need for the increase of water rates. He noted that San Antonio still maintains a lower rate than many other cities, and that San Antonio is second only to the City of El Paso with lowest water rates in Texas.

The following persons then appeared to speak:

Ms. Kay Turner expressed concern on the proposed water/sewer rates, and the matter of the Applewhite reservoir.

Ms. Denise Gross expressed concern with the funds being used for Applewhite, and the increase in water bills, and questioned who will benefit from this increase in rates.

Mr. Tom Culbertson expressed concern on the water/sewer increase, and expressed his opposition to Applewhite.

Mr. Bob Neil expressed concern on the water/sewer increase.

Ms. Mary Camp expressed concern on the water/sewer increase, and suggested better use of the Recharge Zone.

Mr. Ruben Espronceda spoke to his concern with the high water rates, and expressed his belief that San Antonio Water System is not making enough money, but instead they are losing money.

Mr. Mike Harris spoke in favor of this issue.

Mr. Robert Raines expressed his concern with Councilmembers since they do not sit and listen to everyone when citizens are speaking. He also stated he was very much against the water increase.

* * * *

Mr. Joe Aceves, President Of San Antonio Water System spoke to the need for the proposed increase.

Mayor Wolff spoke to many of the issues that were brought up earlier by citizens.

Mr. Peak expressed his concern with water conservation and also stated he is concerned with the citizens calling and complaining on the draining of water along the sidewalks and streets.

Mr. Joe Aceves, President Of San Antonio Water System, spoke to the conservation rate.

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

CITIZENS TO BE HEARD

MS. KAY TURNER

Ms. Kay Turner again expressed her displeasure with the water/sewer increase.

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MR. DON WILKINS CASTILLO

Mr. Don Wilkins Castillo spoke on several concerns about the new crime for prevention throughout San Antonio.

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MR. PAT JOHNSON

Mr. Pat Johnson spoke on requirements of towing vehicles from private property, and how the Police Department cannot do anything about it. Mr. Larson stated he would follow up on this matter with the Police Department and get back with Mr. Johnson as soon as possible.

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MS. MARGARET KEMP

Ms. Margaret Kemp spoke on the recharge zone, and her desire to regulate development over the Edwards Aquifer.

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MR. ROBERT RAINES

Mr. Robert Raines expressed his concern on people parking in the handicapped slots in the malls, and the fact that security cannot do anything since they are not with the Police Department.

94-30 The City Council recessed its regular meeting at 8:00 P.M. to convene in Executive Session for the purpose of:

A. Update on Alamodome soil remediation issues relating to the on-site Landfill, Petroleum Drive and proposal of Residents Organization for Safe Environment (ROSE).

B. Briefing on settlement of Saenz vs. City of San Antonio, Cause No. 90-CI-1150.

C. Briefing on settlement of Singleton vs. City of San Antonio, Cause No. 83-CI-14959.

D. Briefing on status of Police/Fire Contract Negotiations.

94-30 There being no further business to come before the Council, the meeting was adjourned at 9:25 P.M.

A P P R O V E D



M A Y O R

Attest:


C I T Y C L E R K

June 16, 1994
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