

REGULAR MEETING OF THE CITY COUNCIL  
OF THE CITY OF SAN ANTONIO, HELD IN  
THE COUNCIL CHAMBER, CITY HALL, ON  
THURSDAY, JANUARY 18, 1990.

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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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90-03 The invocation was given by Reverend Joe Holbert, Shearer Hills Baptist Church.

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90-03 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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90-03 The minutes of the Regular Meeting of December 14, 1989 and of the Special Meeting of December 14, 1989 were approved.

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90-03 GO WESTERN, GO RODEO DAYS

Mayor Cockrell read the official Proclamation designating "Go Western, Go Rodeo Days" in San Antonio, and presented the Proclamation to the official delegation, headed by Ms. Mary Nan West, Chairperson of the Livestock Commission.

Mr. Richard Massey, Chairman of the Cowboy Breakfast event, introduced other members of the delegation present in the audience and invited Council members to the 11th annual Cowboy Breakfast at Central Park Mall. He then addressed various events to take place at the Cowboy Breakfast.

Ms. Pat Perry then recited a brief poem written in honor of the occasion.

Mr. Ralph Winton, former Councilmember representing the Livestock Commission, thanked the City for its help during the livestock show each year and spoke to the work of the more than 1,800 volunteers who assist in the stock show and rodeo.

Mr. Hasslocher spoke to the more than 160 college scholarships that have been funded by the Livestock Commission, thus far.

90-03

DISTINGUISHED BUDGET AWARD PRESENTATION

Mayor Cockrell spoke of the professional management of the City, and of its Budget and Research Department, and addressed details of the Distinguished Budget Award presented by the Government Finance Officers Association. She then spoke of the requirements for consideration in the annual awards competition and noted that the City of San Antonio has received the coveted award each year of its existence. She then thanked Budget and Research Director, Dr. Ken Daly, and his staff for their achievements and presented the award to them as several Council members spoke of the department's achievements. It was noted that Dr. Daly reportedly would soon leave City employ for another position, and the Council members wished him well.

Mr. Louis J. Fox, City Manager, acknowledged the invaluable assistance of the department and noted that both Dr. Daly and Ms. Sandra Benitez, Budget Coordinator, would be leaving City employ shortly for new positions elsewhere. He thanked them both for their accomplishments on behalf of the City.

Dr. Daly introduced other members of the Budget and Research Department staff present and thanked all for their help. He noted that he leaves behind an excellent budget team in the department and spoke of San Antonio's reputation for good public administration across the nation.

90-03

SMITH ELEMENTARY 4TH AND 5TH GRADE STUDENTS

Mayor Cockrell took note of the presence in the audience today of a group of students from the 4th and 5th grades at Smith Elementary School, accompanied by their teacher, Ms. Harris. She welcomed the group to City Hall.

Ms. Harris spoke of the new program at the school which is designed to expose young students to their City Council and City government at work.

90-03

CONSENT AGENDA

Mr. Thompson made a motion to approve Agenda Items 5 through 30,

constituting the Consent Agenda, with items 17, 18, 19, and 21 to be pulled for individual consideration. 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, Thompson, Vera, Wolff, Labatt, Hasslocher, Cockrell; NAYS: None; ABSENT: Martinez.

AN ORDINANCE 70,918 .

.  
ACCEPTING THE LOW BID OF CASCO INDUSTRIES, INC., TO FURNISH THE CITY OF SAN ANTONIO FIRE DEPARTMENT WITH FIREFIGHTING HELMETS FOR A TOTAL OF \$3,952.00.

\* \* \* \*

AN ORDINANCE 70,919 .

.  
ACCEPTING THE LOW BID OF BAXTER SCIENTIFIC PRODUCTS TO FURNISH THE CITY OF SAN ANTONIO ENVIRONMENTAL MANAGEMENT DEPARTMENT WITH LABORATORY EQUIPMENT TO PERFORM A VARIETY OF SPECIALIZED WASTEWATER TESTING FOR A TOTAL OF \$6,058.00.

\* \* \* \*

AN ORDINANCE 70,920 .

.  
ACCEPTING THE LOW QUALIFIED BID OF EMSI, INC., TO FURNISH THE CITY OF SAN ANTONIO ENVIRONMENTAL MANAGEMENT DEPARTMENT WITH WASTEWATER SAMPLERS FOR TRANSPORTING INDUSTRIAL WASTE SAMPLES TO THE LABORATORY FOR CHEMICAL ANALYSIS AT A TOTAL OF \$16,800.00.

\* \* \* \*

AN ORDINANCE 70,921 .

.  
ACCEPTING THE LOW QUALIFIED BID OF KUT-KWICK CORPORATION TO FURNISH THE CITY OF SAN ANTONIO AVIATION DEPARTMENT WITH AN INDUSTRIAL MOWING TRACTOR FOR A TOTAL OF \$34,900.00.

\* \* \* \*

AN ORDINANCE 70,922 .

.  
APPROPRIATING \$100,000.00 FOR EXPENDITURES DURING THE REMAINDER OF A CONTRACT WITH RABA KISTNER, INC.,

APPROVED BY ORDINANCE NO. 69381 ON MAY 4, 1989,  
PROVIDING FOR ENVIRONMENTAL ASSESSMENT OF THE CITY'S  
REFUELING FACILITIES THROUGH THE 1989-90 FISCAL  
YEAR.

\* \* \* \*

AN ORDINANCE 70,923

APPROPRIATING \$18,469.59 AND AUTHORIZING PAYMENT OF  
SAID SUM TO BUSINESS PRODUCTS CENTER, INC.; J.R.,  
INC.; NATIONAL BUSINESS PRODUCTS AND SERVICE CO.;  
WILSON BUSINESS PRODUCTS; AND WITTIG'S OFFICE  
INTERIORS FOR FURNITURE AND FIXTURES SUPPLIED TO THE  
CITY OF SAN ANTONIO POLICE DEPARTMENT IN CONNECTION  
WITH THE NORTHWEST POLICE SUBSTATION-PRUE ROAD  
PROJECT.

\* \* \* \*

AN ORDINANCE 70,924

AUTHORIZING THE EXECUTION OF FIELD ALTERATION NO. 7  
IN THE AMOUNT OF \$46,199.78, PAYABLE TO V. K.  
KNOWLTON PAVING CONTRACTOR, INC., TO PROVIDE FOR THE  
REMOVAL OF PORTIONS OF MEDIANS ON GENERAL MCMULLEN  
AND THE INSTALLATION OF A TRAFFIC SIGNAL AT THE  
INTERSECTION WITH MENELEE TO IMPROVE ACCESSIBILITY  
TO BUSINESSES AND SIDE STREETS IN CONNECTION WITH  
THE STREET OVERLAY PROJECT.

\* \* \* \*

AN ORDINANCE 70,925

AUTHORIZING THE EXECUTION OF CONTRACT AMENDMENT NO.  
1 TO THE CATEGORY 5, MANHOLE REHABILITATION CONTRACT  
3, PHASE C, CONSTRUCTION AND POST CONSTRUCTION PHASE  
DESIGN ENGINEERING SERVICES CONTRACT WITH DANNENBAUM  
ENGINEERING CORPORATION, INC., IN THE AMOUNT OF  
\$33,791.00, AND CONTRACT AMENDMENT NO. 1 TO THE  
CONSTRUCTION MANAGEMENT SERVICES CONTRACT WITH THE  
JOINT VENTURE OF PAPE-DAWSON, INC., AND VICKREY &  
ASSOCIATES, INC., IN THE AMOUNT OF \$17,000.00 FOR  
THE PURPOSE OF PROVIDING COMPLETE ENGINEERING  
INSPECTION SERVICES AND POST CONSTRUCTION  
ACTIVITIES; TRANSFERRING FUNDS AND REVISING THE  
PROJECT BUDGET.

\* \* \* \*

AN ORDINANCE 70,926

AUTHORIZING THE EXECUTION OF CONTRACT AMENDMENT NO. 1 TO THE CATEGORY 5, MANHOLE REHABILITATION, CONTRACT 5, CONSTRUCTION AND POST CONSTRUCTION PHASE DESIGN ENGINEERING SERVICES CONTRACT WITH DANNENBAUM ENGINEERING CORPORATION IN THE AMOUNT OF \$57,752.00, AND CONTRACT AMENDMENT NO. 1 TO THE CONSTRUCTION MANAGEMENT SERVICES CONTRACT WITH THE JOINT VENTURE OF PAPE-DAWSON, INC., AND VICKREY & ASSOCIATES, INC., IN THE AMOUNT OF \$51,900.00 FOR THE PURPOSE OF EXTENDING THE CONTRACT PERIOD TO COMPLETE ENGINEERING INSPECTION AND POST CONSTRUCTION ACTIVITIES; TRANSFERRING FUNDS; REVISING PROJECT BUDGET; AND PROVIDING FOR PAYMENT.

\* \* \* \*

AN ORDINANCE 70,927

AUTHORIZING A PROFESSIONAL SERVICES CONTRACT WITH POZNECKI-CAMARILLO & ASSOCIATES, INC., AND VICKREY & ASSOCIATES, INC., A JOINT VENTURE, IN THE AMOUNT OF \$238,275.00 TO PROVIDE ENGINEERING DESIGN SERVICES AND SOIL INVESTIGATIONS IN CONNECTION WITH THE REPLACEMENT OF APPROXIMATELY 80,825 LINEAR FEET OF SANITARY SEWER LINE FOR THE BELLAIRE AREA SANITARY SEWER REHABILITATION PROJECT; AUTHORIZING AN ADDITIONAL \$21,128.00 FOR ENGINEERING CONTINGENCY AND \$250.00 FOR BID ADVERTISING; AND PROVIDING FOR PAYMENT.

\* \* \* \*

AN ORDINANCE 70,928

AUTHORIZING A PROFESSIONAL SERVICES CONTRACT WITH CIVIL ENGINEERING CONSULTANTS AND GRANT ENGINEERING, A JOINT VENTURE, IN THE AMOUNT OF \$68,879.25 TO PROVIDE PLANS AND SPECIFICATIONS IN CONNECTION WITH THE CONSTRUCTION OF APPROXIMATELY 18,100 LINEAR FEET OF GRAVITY AND FORCE MAIN SEWER LINE FOR THE BRAUNIG LAKE INDUSTRIAL PARK OUTFALL PROJECT; AUTHORIZING AN ADDITIONAL \$6,887.93 FOR THE ENGINEERING CONTINGENCY AND \$250.00 FOR BID ADVERTISING; AND PROVIDING FOR PAYMENT.

\* \* \* \*

AN ORDINANCE 70,929 .

AUTHORIZING AN ADDITIONAL \$9,925.00 FOR ENGINEERING FEES, PAYABLE TO SINCLAIR ENGINEERING COMPANY, TO PROVIDE ENGINEERING AND SOIL TESTING SERVICES FOR THE DOGWOOD SANITARY SEWER RELIEF PROJECT; AUTHORIZING AN ADDITIONAL \$556.25 FOR THE ENGINEERING CONTINGENCY AND \$250.00 FOR BID ADVERTISING; AND PROVIDING FOR PAYMENT.

\* \* \* \*

AN ORDINANCE 70,930 .

AUTHORIZING A PROFESSIONAL SERVICES CONTRACT WITH BAIN MCCRARY, INC., IN THE AMOUNT OF \$5,140.00 TO PROVIDE SURVEYING SERVICES FOR THE ACQUISITION OF EASEMENTS FOR THE WEST BLANCO SANITARY SEWER PROJECT INVOLVING THE PREPARATION OF SURVEY PLAT AND METES AND BOUNDS DESCRIPTIONS, SURVEYING AND DOCUMENTATION OF THE PARCELS, COMPUTATION, DRAFTING AND SUPERVISION AND CERTIFICATION OF SAID WORK; AND PROVIDING FOR PAYMENT.

\* \* \* \*

AN ORDINANCE 70,931 .

AUTHORIZING PAYMENT IN THE AMOUNT OF \$3,328.00 FOR TITLE CHARGES INVOLVING THE PACIFIC DRAINAGE PROJECT #66A, HI-LIONS DRAINAGE PROJECT #80 AND DRIFTWOOD DRAINAGE PROJECT #39 B-F SOUTH; AND APPRAISAL FEES INVOLVING THE ACME ROAD WIDENING PROJECT AND HI-LIONS DRAINAGE PROJECT #80; AND APPROPRIATING FUNDS.

\* \* \* \*

AN ORDINANCE 70,932 .

AUTHORIZING THE EXPENDITURE OF THE SUM OF \$1,075.00 OUT OF GENERAL OBLIGATION BONDS TO ACQUIRE TITLE TO A PARCEL IN CONNECTION WITH THE DRIFTWOOD DRAINAGE PROJECT #39 B-F SOUTH; EASEMENT IN CONNECTION WITH THE TERESA STREET PROJECT - I.H. 35 TO PLEASANTON ROAD.

\* \* \* \*

AN ORDINANCE 70,933

APPROVING A FIVE YEAR LEASE OF 6,588 SQUARE FEET FOR USE BY THE CITY CLERK AS A RECORDS STORAGE FACILITY AND 1,846 SQUARE FEET FOR OFFICE SPACE FOR THE CITY CLERK'S RECORDS STORAGE FACILITIES STAFF FROM DATA RECORD STORAGE OF SAN ANTONIO, INC. IN A BUILDING LOCATED AT 120 CAMARON STREET AT AN INITIAL MONTHLY RATE OF \$7,089.50 AND PROVIDING FOR PAYMENT.

\* \* \* \*

AN ORDINANCE 70,934

AUTHORIZING THE EXECUTION OF A ONE-YEAR CONTRACT WITH ATTENTIVE HEALTH SYSTEMS, INC., TO PROVIDE NURSING SERVICES INVOLVING THE SCREENING AND OBSERVATION OF DETAINEES FOR THE CITY PUBLIC INEBRIATE HOLDING FACILITY AT AN ESTIMATED COST OF \$190,000.00.

\* \* \* \*

AN ORDINANCE 70,935

AUTHORIZING MODIFICATION OF THE ALAMO (EASTSIDE) YMCA COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) OF THE ALAMO BRANCH YMCA FACILITY AND THE ADMINISTRATIVE SUPPORT IN CONNECTION WITH THE DESIGN, COORDINATION AND CONDUCTING OF EXERCISE, SWIMMING AND WEIGHT TRAINING PROGRAMS FOR THE ELDERLY AND HANDICAPPED.

\* \* \* \*

AN ORDINANCE 70,936

AUTHORIZING THE EXECUTION OF CONTRACT CHANGE NO. 1, COMPRISED OF ATTACHMENTS 5A, 15 & 16, TO THE CONTRACT WITH THE TEXAS DEPARTMENT OF HEALTH THAT PROVIDES STATE AID TO THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT; AUTHORIZING BUDGET MODIFICATIONS IN THE PUBLIC HEALTH STATE SUPPORT PROJECT 1989/90 ESTABLISHED IN ORDINANCE NO. 70332 PASSED SEPTEMBER 28, 1989; AUTHORIZING THE CONTINUATION OF THE WIC BREASTFEEDING PROJECT, ADOPTING A \$16,081.00 BUDGET FOR THE PROJECT AND AUTHORIZING A PERSONNEL POSITION; AUTHORIZING CREATION OF A NEW TB/IV PROJECT, ADOPTING A \$56,312.00 BUDGET FOR THIS PROJECT AND AUTHORIZING THE CREATION OF FOUR ADDITIONAL PERSONNEL POSITIONS; AND APPROPRIATING

FUNDS.

\* \* \* \*

AN ORDINANCE 70,937

TRANSFERRING THE TRANSPORTATION INSPECTION DIVISION FROM THE PUBLIC UTILITIES DEPARTMENT TO THE SUPPORT SERVICES DIVISION OF THE SAN ANTONIO POLICE DEPARTMENT.

\* \* \* \*

AN ORDINANCE 70,938

PROVIDING FOR THE APPOINTMENT OF PRESIDING AND ALTERNATE PRESIDING JUDGES AND PRESCRIBING THE NUMBER OF CLERKS FOR THE FEBRUARY 3, 1990 SPECIAL ELECTION, PROVIDING FOR COMPENSATION OF JUDGES AND CLERKS AT \$5.00 AN HOUR AND \$25.00 FOR DELIVERING OF ELECTION MATERIALS AND RETURNS AND REQUIRING TRAINING FOR ELECTION OFFICERS.

\* \* \* \*

AN ORDINANCE 70,939

AMENDING ORDINANCE NO. 68961, PASSED ON MARCH 2, 1989 BY ALLOCATING ADDITIONAL FUNDS OF \$1,539,761.00 IN THE JOB TRAINING PARTNERSHIP ACT TITLE IIA PROGRAM YEAR 1989 CARRYOVER AND INCENTIVE BONUS FUNDS, SUCH ALLOCATION TO BE MADE TO APPROVED CATEGORIES AND PROGRAMS; MODIFYING THE JOB TRAINING PLAN IN ACCORDANCE WITH THE RECOMMENDATION OF THE PRIVATE INDUSTRY COUNCIL; AND CREATING SIX NEW STAFF POSITIONS TO MANAGE AND OVERSEE THE SAN ANTONIO EDUCATION PARTNERSHIP PROGRAM FOR THE PERIOD OF JANUARY 1, 1990 TO JUNE 30, 1990.

\* \* \* \*

90-03 The Clerk read the following Ordinance:

AN ORDINANCE 70,940

AUTHORIZING PAYMENT TO RICHARD ANDERSON DOING BUSINESS AS NORTHWEST BUSINESS SERVICES, IN THE

January 18, 1990  
alh

AMOUNT OF \$50,000.00 AS SETTLEMENT IN CONNECTION WITH THE TERMINATION OF THE TIMBER CREEK UTILITY DISTRICT SERVICE AGREEMENT; AUTHORIZING THE EXECUTION OF APPROPRIATE RELEASES, AND DECLARING AN EMERGENCY.

\* \* \* \*

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

In response to a question by Mrs. Dutmer, Ms. Mary Alice Garcia, Environmental Management Department, explained the Ordinance and terms of the agreement involved.

Mr. Lloyd Garza, City Attorney, spoke to the legal requirements of the law involved in the City taking over the Timber Creek Utility District and spoke to the need for eight affirmative votes on this matter in order to meet the deadline for payment of the settlement amount.

Mr. Labatt voiced his concern that the City must be the entity to pay \$50,000.00 for the settlement when the cost would properly have been that of the utility district itself. He asked to be provided with the names of the board of directors of the utility district, stating his opinion that they have been derelict in their duties.

Mr. Garza noted that when the City annexed this area, it assumed all the utility district's liabilities as well as its assets.

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

- - -  
90-03 A proposed ordinance, authorizing an agreement with San Antonio Pre-Stressed Company (SAPCO) concerning SAPCO's disposal of process wastewater through a recycling treatment system located over the Edwards Aquifer Recharge Zone, was taken up for discussion at this time.

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

In response to a question by Mr. Labatt, Ms. Mary Alice Garcia, Environmental Management Department, outlined the history of the problem with discharge of wastewater into the river and Texas Water Commission's requirement that the firm involved enact a pollution abatement plan.

Mr. Labatt voiced his concern that the City's Aquifer Protection

Officer has not made an official written comment on this case, as yet.

Mr. Martin Rochelle, attorney, spoke to the firm's proposed new pollution abatement plan.

Mr. Lloyd Garza, City Attorney, noted that the Planning Department, of which the Aquifer Protection Office is a part, was not a party to this proposed Ordinance, only Environmental Management.

Mayor Cockrell stated her desire to hear from the Aquifer Protection Officer on this matter before City Council decides the issue.

Mrs. Dutmer offered a motion to table this matter until later in this Council meeting. Mr. Webb seconded the motion. The motion to table prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Thompson, Vera, Wolff, Labatt, Hasslocher, Cockrell; NAYS: None; ABSENT: Wing, Martinez.

Agenda item 18 was tabled until later in this Council meeting. (See page 18 for continuation of this item.)

- -  
90-03 The Clerk read the following Ordinance:

AN ORDINANCE 70,941

AMENDING THE SEWER SERVICE CONTRACT WITH TEXAS RESEARCH AND TECHNOLOGY FOUNDATION AUTHORIZED BY ORDINANCE NO. 63172 ON JULY 3, 1986, BY DECREASING THE ACTUAL ACREAGE OWNED BY THE FOUNDATION, AMENDING THE PLATTING REQUIREMENT TO ALLOW THE FOUNDATION TO PAY THE COLLECTION FEE FOR THE ACREAGE ACTUALLY PLATTED AT A GIVEN TIME, AND REFLECTING MANDATED PROGRAMS RESULTING FROM THE CITY'S ADOPTION OF RESULTING FROM THE CITY'S ADOPTION OF IMPACT FEES AND MANDATORY APPLICABLE WATER REUSE AND WATER CONSERVATION PLANS.

\* \* \* \*

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

In response to a question by Mrs. Dutmer, Ms. Mary Alice Garcia, Environmental Management Department, discussed the need for the Ordinance and the two separate entities involved.

In response to a question by Ms. Berriozabal, Ms. Garcia explained the law involved and plans for platting the area and certain

time requirements. She noted that the firm will pay replatting costs over a five-year period instead of up-front.

A discussion then took place concerning impact fees involved.

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

- - -  
90-03 The Clerk read the following Ordinance:

AN ORDINANCE 70,942

AUTHORIZING A PROFESSIONAL SERVICES CONTRACT WITH PAPE DAWSON, INC., AND VICKREY & ASSOCIATES, INC., A JOINT VENTURE, IN THE AMOUNT OF \$80,000.00 TO PREPARE FOR THE CITY A CONCEPTUAL WASTEWATER TREATMENT AND COLLECTION PLAN, TRANSFERRING FUNDS AND REVISING THE BUDGET.

\* \* \* \*

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

In response to a question by Mrs. Dutmer, Mr. Marc Jahns, Assistant City Manager, outlined the work to be done by this joint venture.

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

- - -  
90-03 The Clerk read the following Ordinance:

AN ORDINANCE 70,943

AUTHORIZING PAYMENT OF REFUNDS TO PERSONS MAKING A DOUBLE PAYMENT, OVERPAYMENT OR AS A RESULT OF A VALUE CHANGE ON 37 TAX ACCOUNTS.

\* \* \* \*

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

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

90-03 The Clerk read the following Ordinance:

AN ORDINANCE 70,944

AUTHORIZING A THREE-YEAR LEASE AGREEMENT WITH MARIE SANCHEZ, DOING BUSINESS AS RICCARDO'S ITALIAN RESTAURANT AND BAR, FOR A 2,300 SQUARE FOOT AREA LOCATED AT HEMISFAIR PARKING GARAGE FOR AN ANNUAL RENTAL OF \$26,772.00; REQUIRING THE FIRST FULL YEAR LEASE PAYMENT TO BE PAID IN ADVANCE, LESS \$1,095.00 (POTENTIAL INTEREST EARNED); AND REQUIRING A \$2,231.00 SECURITY DEPOSIT.

\* \* \* \*

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

In response to Council's question, Mr. Joe Aceves, Director of Public Works, spoke to the unusual nature of requiring an advance payment for the first year's rent.

In response to a question by Mr. Labatt, Mr. Aceves discussed the previous tenant's inability to succeed with his business, and the differences between that lease and this one.

A discussion then took place concerning the status of lease payments of other tenants in the HemisFair Parking Garage.

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

90-03 The Clerk read the following Ordinance:

AN ORDINANCE 70,945

PROVIDING FOR THE CONVEYANCE OF THE CITY OF SAN

ANTONIO'S TREATED WASTEWATER TO THE ALAMO  
CONSERVATION AND REUSE DISTRICT AND FOR THE  
CONTINUED REUSE OF SUCH WASTEWATER AND AMENDING  
ORDINANCE NUMBER 35228.

\* \* \* \*

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

Mr. Marc Jahns, Assistant City Manager, noted that this ordinance represents the first step in the City's new wastewater re-use program. He then discussed terms of the 99-year contract with the Alamo Conservation and Re-Use District and spoke to an amendment of an old 1967 City ordinance dealing with providing a certain amount of water from the City to City Public Service's cooling lakes, and the transfer of that responsibility under the new agreement with ACRUD.

Mr. Ed Harrington, Chairman of ACRUD, stated his opinion that this new Re-use district will be good for San Antonio, and asked for Council approval. He noted that ACRUD needs this water resource in order to begin generating revenues.

Mr. Guenther Krellwitz, stated that he feels that the Council should reject this as being unnecessary new charges to the taxpayers. He asked for a total study and explanation of this entire program, stating that he feels that it must be cost-effective.

Ms. Carol Patterson, posed a number of questions relative to details of this program, and stated that she feels that it could amount to a \$50 million a year giveaway. She voiced her concern with taxpayers paying twice for the same water, and asked that this item at least be tabled until costs are firmed up. She also stated that she feels that other water is available to San Antonio, and quoted from papers, copies of which are filed with the papers of this meeting.

In response to a question by Mayor Cockrell, Mr. Jahns reviewed the history of legislation that created ACRUD, and its relationship to the old Regional Water Plan. He then spoke to the interest shown and agreements reached with various entities for the provision of Re-use water, and of the need to create a master plan for ACRUD. He addressed the reasons why the new district was created in lieu of simply giving wastewater re-use powers to City Water Board, or possibly maintaining it under the umbrella of City staff. He noted that the entire program was designed to lessen the draw upon the waters of the Edwards Aquifer, wherever possible.

Mrs. Dutmer stated her opinion that San Antonio needs to take part in this program in order to conserve 37,000 acre-feet of Edwards Aquifer water, and defended ACRUD as a sound program for wastewater

re-use. She addressed the problems with certain suggestions made by Ms. Patterson concerning the matter of available new water from the San Marcos and Guadalupe Rivers.

Mr. Hasslocher spoke in favor of the plan to conserve water of the Aquifer through wastewater re-use.

In response to a question by Mr. Thompson, Mr. Jahns noted that City Water Board's service area is smaller than that of San Antonio, and ACRUD can serve entities outside the CWB service area.

Mr. Thompson addressed the importance of this re-use effort and predicted it will eventually take over all water-purveyor services in this area.

Ms. Nelda Weatherly, Chairperson of the Water Works Board of Trustees, spoke of the need to more closely define "non-potable water", and stated her opinion that that definition should include only treated effluent.

Mr. Jahns noted that this Ordinance today deals only with effluent from the City's wastewater treatment plants, not drinking water. He noted further that the state legislature called this wastewater "raw water" in the legislation creating ACRUD, and he quoted further from the legislation.

Mr. Thompson expressed his concern about CWB and its future alongside this new district, and stated that the roles of each of these entities need to be well-defined.

In response to a question by Mr. Thompson, Ms. Weatherly spoke about the City Water Board's position on "water factories" only.

Mr. Thompson stated that he believes that the new entity is going to find an infinite potential for growth, and wants it to be as productive as possible and working in harmony with CWB.

A discussion then took place concerning pricing policies for ACRUD water.

Mr. Harrington explained that all long-term ACRUD contracts and pricing policies will be brought before the City Council for final decisions.

Mayor Cockrell asked Mr. Harrington, as chairman of ACRUD, to meet frequently with the chairperson of City Water Board.

Mr. Labatt noted that this is a "metropolitan water plan" for this entire area, and he supports it.

In response to a question by Mr. Martinez, Mr. Jahns discussed the agreement with City Public Service to provide cooling water for powerplant lakes, and the fact that ACRUD assumes that role under this Ordinance.

Mr. Martinez spoke in support of the program.

Mr. Wolff addressed future needs for non-potable water and the concerns of City Water Board for the ultimate power of ACRUD that could possibly affect the costs of potable water.

Mr. Wing noted that protection of the Edwards Aquifer water is the ultimate advantage of the re-use of water, along with having a district that is accountable to the citizens of San Antonio.

Ms. Berriozabal addressed the three important points of this decision, as she views it, and noted that the sale of wastewater is a great future revenue source. She spoke in favor of seeing a plan that shows each entity's involvement with water in San Antonio, and wants ACRUD's budget re-inserted into the Ordinance.

Ms. Vera noted that water re-use is critical.

Mr. Lloyd Garza, City Attorney, spoke to the reasons why ACRUD's budget was deleted from the draft Ordinance provisions, noting that the Council can re-insert it, if it wishes. He also feels that this is an item of negotiation, and it was not included in the "laundry list" in the enabling legislation.

Ms. Vera made a motion that wording be added back to the Ordinance and to the Interlocal Agreement, thusly: on Page 3, section 4 of the Ordinance: "ACRUD shall adopt an annual budget, subject to approval by the City Council; and on Page 4 of the Interlocal Agreement: "ACRUD shall submit a proposed annual budget and rate schedule for approval before their adoption." Ms. Berriozabal seconded the motion.

Mrs. Dutmer spoke in support of the amendment, although she feels it may not be necessary.

Mr. Wolff also spoke in support of the amendment.

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

A discussion then took place concerning the matter of rate-setting for ACRUD's water.

After consideration, the main motion, as amended, carrying with

it the passage of the Ordinance, prevailed by the following vote: AYES: Webb, Dutmer, Wing, Thompson, Vera, Wolff, Labatt, Hasslocher, Cockrell; NAYS: Berriozabal; ABSENT: Martinez.

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90-03 The Clerk read the following Ordinance:

AN ORDINANCE 70,946

APPROPRIATING \$400.00 FROM THE DISTRICT 3 DISCRETIONARY AND IMPROVEMENTS FUND TO PAY FOR OFFICE EXPENSES INCURRED WHILE DOING CITY BUSINESS FOR COUNCIL DISTRICT 3.

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Mr. Webb made a motion to approve the proposed Ordinance. Mr. Hasslocher 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, Thompson, Vera, Labatt, Hasslocher, Cockrell; NAYS: None; ABSENT: Martinez, Wolff.

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90-03 TRAVEL AUTHORIZATION - Granted:

Mayor Lila Cockrell to travel to Washington, D.C. from January 24, 1990 to January 26, 1990, to attend U. S. Conference of Mayors' mid-Winter meeting.

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90-03 The Clerk read the following Ordinance:

AN ORDINANCE 70,947

APPOINTING MIKE HOOPER TO SERVE ON THE AIRPORT ADVISORY COMMITTEE FOR A TERM OF OFFICE TO EXPIRE ON DECEMBER 15, 1991.

\* \* \* \*



Mr. Hasslocher made a motion to approve the proposed Ordinance. Ms. Vera 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, Thompson, Vera, Labatt, Hasslocher, Cockrell; NAYS: None; ABSENT: Martinez, Wolff.

90-03 The Clerk read the following Ordinance:

AN ORDINANCE 70,948

APPOINTING JOHNNIE MAE GRANT TO SERVE ON THE CARVER COMMUNITY CULTURAL CENTER ADVISORY BOARD FOR A TERM OF OFFICE TO EXPIRE ON MAY 8, 1991.

\* \* \* \*

Mr. Webb made a motion to approve the proposed Ordinance. Mr. Hasslocher 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, Thompson, Vera, Labatt, Hasslocher, Cockrell; NAYS: None; ABSENT: Martinez, Wolff.

90-03 The Clerk read the following Ordinance:

AN ORDINANCE 70,949

APPOINTING ROBERT BELTRAN TO SERVE ON THE SAN ANTONIO PUBLIC LIBRARY BOARD OF TRUSTEES FOR A TERM OF OFFICE TO EXPIRE ON SEPTEMBER 30, 1990.

\* \* \* \*

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

Mr. Hasslocher asked for Council consensus to have staff prepare an Ordinance for next week, naming Dick Hatch as the District 10 representative on the Airport Advisory Board. By informal consensus of Council members present, approval was so given.

(Agenda Item 18 - continued.)

Mr. Hasslocher offered a motion to untable Agenda Item 18. Mrs. Dutmer seconded the motion. Agenda Item 18 was then untabled and returned before the City Council for consideration by the following vote: AYES: Berriozabal, Webb, Dutmer, Thompson, Vera, Wolff, Labatt, Hasslocher, Cockrell; NAYS: None; ABSENT: Wing, Martinez.

Mr. Labatt noted that he has been informed that the City's Aquifer Protection Officer has not yet physically walked over the affected area, but could accomplish this and make a written report on findings, if the Council desires.

Mrs. Dutmer made a motion to postpone for one week to allow Aquifer Protection Officer time to report on findings. Mr. Labatt seconded the motion.

The motion to postpone Agenda Item 18 for one week prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Thompson, Vera, Wolff, Labatt, Hasslocher, Cockrell; NAYS: None; ABSENT: Martinez.

AGENDA ITEM 18 WAS POSTPONED FOR ONE WEEK.

Mr. Labatt made a motion to adopt, as Council policy, a rule which states that the City's Aquifer Protection Officer must look over any item which deals with the Edwards Aquifer Recharge Zone. Mr. Hasslocher seconded the motion. The motion was approved by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Thompson, Vera, Wolff, Labatt, Hasslocher, Cockrell; NAYS: None; ABSENT: Martinez.

Mr. Louis J. Fox, City Manager, noted that revenues and expenditures for the City during the first quarter of this fiscal year are running close to estimates, and stated that, in view of City Public Service's projected \$5 million shortfall in payments to the City this year and other longterm issues, he plans to meet with CPS officials on just how their estimates are formulated. He also asked City Council direction to

discuss with CPS some agreement on a guaranteed annual payment, with a four or five-year leveling of excesses and shortfalls. He spoke of the need for stability in the City's revenue sources and spoke of his plans to work out a new strategy for budgeting. A copy of his proposal is made a part of the papers of this meeting. He noted that he plans to meet with City Council next week with a calendar for implementing this strategy.

Mayor Cockrell stated her opinion that the City must make cuts now if a shortfall is forecasted, and asked City management to move quickly on this. She also asked the City Manager to consult with City Council-appointed budget committee on this matter.

Mr. Fox stated his belief that it is important to move now, in order to solve the problem.

Mr. Wolff stated that it will be difficult to deliver the current level of City services if the property tax rollback election succeeds.

Dr. Ken Daly, Director of Budget and Research, projected a \$23.3 million shortfall for the City budget next fiscal year, and \$14 million the following year.

Mr. Fox noted that the City already has imposed a hiring freeze, and he believes the budget can be managed if the City can manage its personnel vacancies.

Dr. Daly spoke to savings to be realized this year, as programs are curtailed.

Mr. Thompson spoke to the need to spell out the strategy the City will have to develop in order to handle the shortfall.

Mayor Cockrell spoke in opposition to using the City's ending balance in this effort, and instead, favors cutting the budget to more closely meet the revenues.

Ms. Vera addressed the need to examine budget recommendations already made, in response to City Council direction.

Mr. Wing urged caution in its budgetary actions, and noted that the City loses services when it loses personnel. He stated that the City may need to institute the City Council budget committee to look at this problem.

Ms. Berriozabal spoke of the need to also look at possible new revenues.

Mr. Webb stated his opinion that the City may need to change for its brush collection or perhaps eliminate this service, and also may need to trim the senior citizen homeowners \$60,000 per year property tax

exemption.

A discussion then took place concerning the possible effects of a cut in the \$60,000 property tax exemption for senior citizens.

90-03

CITIZENS TO BE HEARD

MS. ANN SCHNAPF

Ms. Ann Schnapf, representing the Bexar Audubon Society, read from a prepared statement, a copy of which is on file with the papers of this meeting. They questioned the approval of a five year \$11 million plan to purchase 111 new automated garbage trucks.

Mr. Wolff stated the implementation of the new system will be beneficial in the long run.

Mr. Frank Ohnesorgen, Assistant Director of Environmental Management, explained that the City of Phoenix and the City of Los Angeles, have already installed this recyclable system and it seems to be working very well.

Members of the City Council stated that they are very interested in the recycling program.

Mayor Cockrell asked that the issues brought up by Ms. Schnapf be referred to the staff for report back to the City Council.

\* \* \* \*

CAROL PATTERSON

Mrs. Carol Patterson expressed concern about cost effective ways and options to recharge the Aquifer which she feels have not been explored by the City Council.

\* \* \* \*

LEO LIRA

Mr. Leo Lira expressed concern about his monthly electrical bill. He is on a fixed income and he's unable to meet his rising bills in all utilities.

Mayor Cockrell stated that City Public Service should be asked to recheck the meter and see why the costs are as high and perhaps perform an energy audit.

Mr. Lira stated that he weather-proofed his home in order to bring utility costs down.

Mrs. Dutmer stated that City Public Service has an energizing pay schedule programming and assistance is available.

Mayor Cockrell asked that Mr. Lira meet with Mr. Kevin Moriarty, Director of Human Resources and Services, to help him with this issue.

Mr. Lira stated that he is opposed to the manner in which the City Public Service conducts its business.

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There being no further business to conduct, the meeting was adjourned at 5:00 p.m.

- - -  
A P P R O V E D

*Lila Cockrell*

M A Y O R

Attest: *Anna S. Rodriguez*  
C i t y C l e r k