

REGULAR MEETING OF THE CITY COUNCIL  
OF THE CITY OF SAN ANTONIO, HELD IN  
THE COUNCIL CHAMBER, CITY HALL, ON  
THURSDAY, FEBRUARY 21, 1991.

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

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91-08 The invocation was given by Father Hugo Van den Bussche, San Juan de los Lagos Church.

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91-08 OPERATION DESERT STORM FAMILIES

Mayor Cockrell asked one member of each Desert Storm family lead in the Pledge of Allegiance to the flag of the United States at the appropriate time.

Mr. Wolff then introduced members of the families of the following Desert Storm military service members: Todd Allen Brannan, Gilbert Castillo, Jr., Rene Chassaigne, Mark Ray Coatney, Mike & Rani Hobgood, Eric & Paul Malcolm, Abel A. Montalvo, Charles Raymond, James Leonard & Jonnathan Ray Nanes, Jimmie Ray Pearson, David Popowich, Elias Regalado, Richard E. Stengel, and Brian B. Taylor.

Mayor Cockrell and Mr. Wolff presented special Citations to each family present.

Mr. Wing recognized the presence in the audience of Medal of Honor winner Lucian Adams.

Mayor Cockrell noted that other U.S. cities have contacted her office for details about honoring Desert Storm families at City Council meetings.

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91-08 It was the concensus of City Council members present to take up consideration of agenda item 66 at this time.

The City Clerk read the following Resolution:

A RESOLUTION NO. 91-08-09

ESTABLISHING A "TRIBUTE TO DESERT STORM DAY" AND SUPPORTING A RELATED FUNCTION AT 10:00 A.M. ON FEBRUARY 23, 1991, AT THE EDGEWOOD SCHOOL DISTRICT'S JFK MEMORIAL STADIUM.

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Mrs. Dutmer made a motion to approve the proposed Resolution. 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, Martinez, Thompson, Vera, Wolff, Labatt, Cockrell; NAYS: None; ABSENT: Hasslocher.

Mr. Johnny Anderson, President, International Association of Firefighters Local, and Mr. Jimmy Wilburn, President, San Antonio Police Officers Association, introduced three Medal of Honor winners, preresent to receive the Resolution: COL Robert Howard, Lucian Adams, and Jose Lopez. Each spoke briefly of the events planned in honor of Operation Desert Storm, and invited all San Antonians to attend.

Members of the City Council and the audience joined in a round of applause for the Medal of Honor winners.

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91-08

OLD SAN ANTONIO ROAD

Lieutenant General (Ret) John R. McGiffert, Director of the Institute of Texan Cultures, explained plans for the celebration of the 300th anniversary of the establishment of the Old San Antonio Road, and plans for legislative action to honor the Road. A copy of his comments is made a part of the papers of this meeting. He then spoke to the year-long events that are planned for San Antonio and other sections of the state.

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The Minutes of the regular City Council meeting of January 10, 1991 were approved.

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91-08

CONSENT AGENDA

Mr. Hasslocher made a motion to approve Agenda Items 6 through 44, constituting the Consent Agenda, with Items 30, 42, and 44 to be pulled for individual consideration, with Items 27 and 34 having been pulled earlier by City Manager. Mr. Webb seconded the motion.

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

AN ORDINANCE 73,099 .

ACCEPTING THE LOW BID OF DESIGN SPECIALTIES TO REPAIR OPERABLE WALL PARTITIONS AT THE CITY OF SAN ANTONIO CONVENTION FACILITIES FOR A TOTAL OF \$3,458.00.

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AN ORDINANCE 73,100 .

ACCEPTING THE LOW QUALIFIED BID OF CLIFFORD OF VERMONT, INC. TO FURNISH THE CITY OF SAN ANTONIO PUBLIC WORKS DEPARTMENT WITH TRAFFIC CABLE FOR A TOTAL OF \$94,350.00.

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AN ORDINANCE 73,101 .

ACCEPTING THE PROPOSAL OF COMPUTER ASSOCIATES TO FURNISH THE CITY OF SAN ANTONIO INFORMATION RESOURCES DEPARTMENT WITH SECURITY LICENSE RENEWAL FOR A TOTAL OF \$10,804.91.

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AN ORDINANCE 73,102 .

ACCEPTING THE PROPOSAL OF AT&T TO FURNISH THE CITY OF SAN ANTONIO INFORMATION RESOURCES DEPARTMENT WITH MAINTENANCE OF AT&T COMPUTER HARDWARE AND SOFTWARE FOR A TOTAL OF \$186,200.00.

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AN ORDINANCE 73,103 .

CANCELLING THE CONTRACT OF TEXOMA EMERGENCY VEHICLES FOR TRANSFERRING AND REFURBISHING OF MODULAR AMBULANCE BODIES FOR THE EMERGENCY MEDICAL SERVICES.

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AN ORDINANCE 73,104 .

ACCEPTING THE LOW QUALIFIED BID OF HALPRIN SUPPLY

COMPANY TO FURNISH THE CITY OF SAN ANTONIO FIRE DEPARTMENT WITH FIREFIGHTING FOAM FOR A TOTAL OF \$59,578.20

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AN ORDINANCE 73,105

ACCEPTING THE LOW PROPOSAL OF UNITED AERIAL MAPPING, INC. TO FURNISH THE CITY OF SAN ANTONIO PLANNING DEPARTMENT WITH AERIAL PHOTOGRAPHY FOR A TOTAL OF \$33,360.00.

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AN ORDINANCE 73,106

ACCEPTING THE LOW QUALIFIED BID OF WILSON BUSINESS PRODUCTS TO FURNISH THE CITY OF SAN ANTONIO WITH CHAIRS FOR A TOTAL OF \$5,226.00.

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AN ORDINANCE 73,107

ACCEPTING THE LOW BIDS OF GUNN CHRYSLER PLYMOUTH AND GUNN CHEVROLET, INC. TO FURNISH THE CITY OF SAN ANTONIO AUTOMOTIVE OPERATIONS WITH COMPACT SEDANS FOR A TOTAL OF \$709,795.12.

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AN ORDINANCE 73,108

ACCEPTING THE LOW QUALIFIED BIDS OF ANCIRA WINTON CHEVROLET/GEO, SAN ANTONIO TRUCK SALES, GUNN CHEVROLET, INC., FIESTA DODGE SALES, INC., SOUTHWAY FORD, INC. AND SMITH MOTOR SALES TO FURNISH THE CITY OF SAN ANTONIO WITH LIGHT DUTY TRUCKS FOR A TOTAL OF \$1,002,438.48.

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AN ORDINANCE 73,109

ACCEPTING THE LOW QUALIFIED BID OF QUINNEY ELECTRIC IN THE AMOUNT OF \$32,933.00 TO PROVIDE CONSTRUCTION SERVICES IN CONNECTION WITH THE KENNEDY PARK LIGHTING IMPROVEMENTS PROJECT; AUTHORIZING THE EXECUTION OF A CONSTRUCTION CONTRACT; AUTHORIZING \$8,233.00 FOR THE CONSTRUCTION CONTINGENCY; REVISING THE PROJECT BUDGET; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 73,110 .

ACCEPTING THE LOW QUALIFIED BID OF DA COM, INC. IN THE AMOUNT OF \$28,974.00 TO PROVIDE CONSTRUCTION SERVICES IN CONNECTION WITH THE ALDERETE PARK OFF-STREET PARKING FACILITY PROJECT; AUTHORIZING \$7,243.50 FOR THE CONSTRUCTION CONTINGENCY; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 73,111 .

ACCEPTING THE PROPOSAL OF FUGRO-MCCLELLAND (SOUTHWEST), INC. IN AN AMOUNT NOT TO EXCEED \$4,340.00 TO PROVIDE GEOTECHNICAL ENGINEERING SERVICES IN CONNECTION WITH THE DESIGN OF A PEDESTRIAN BRIDGE CROSSING THE ALAZAN CREEK AT TRAVIS STREET; AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES CONTRACT; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 73,112 .

ACCEPTING THE LOW BID OF S. A. QUALITY FENCE CO., INC. IN THE AMOUNT OF \$19,875.00 TO PROVIDE CONSTRUCTION SERVICES IN CONNECTION WITH THE FENCE CONTRACT-1990 PROJECT; AUTHORIZING THE EXECUTION OF A CONSTRUCTION CONTRACT; AUTHORIZING \$4,968.75 FOR THE CONSTRUCTION CONTINGENCY; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 73,113 .

AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE MISSOURI PACIFIC RAILROAD COMPANY, A DELAWARE CORPORATION, AND AUTHORIZING PAYMENT IN THE AMOUNT OF \$89,892.00 TO THE MISSOURI PACIFIC RAILROAD COMPANY FOR IMPROVEMENTS RELATED TO THE STOCKYARD/PRODUCE MARKET AREA.

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AN ORDINANCE 73,114 .

ACCEPTING THE LOW BID OF SAN ANTONIO CONSTRUCTORS, INC., IN THE AMOUNT OF \$2,743,811.69 TO PROVIDE CONSTRUCTION SERVICES IN CONNECTION WITH THE STORM DRAINAGE PROJECT NO. 83, SIX MILE CREEK, MIDDLE SECTION; AUTHORIZING THE EXECUTION OF A

CONSTRUCTION CONTRACT; AUTHORIZING \$137,190.58 FOR THE CONSTRUCTION CONTINGENCY; AUTHORIZING \$100.00 FOR ADVERTISING EXPENSES; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 73,115

AUTHORIZING THE EXECUTION OF CITY WATER BOARD FIELD ALTERATION NO. 1 TO THE CONTRACT WITH R. L. JONES CO., INC. IN THE AMOUNT OF \$48,217.00 FOR ADJUSTMENTS IN CONNECTION WITH THE WEST HOUSTON STREET DRAINAGE PROJECT #48; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 73,116

ACCEPTING THE PROPOSAL OF CHESNEY, MORALES AND ASSOCIATES, INC., IN THE AMOUNT OF \$57,820.00 TO PROVIDE ARCHITECTURAL SERVICES IN CONNECTION WITH THE REMOVAL OF ASBESTOS MATERIALS FROM THE CONVENTION CENTER ROOF REPLACEMENT PROJECT; AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES CONTRACT; AUTHORIZING \$8,673.00 FOR THE ARCHITECTURAL CONTINGENCY; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 73,117

ACCEPTING THE PROPOSAL OF JPR, INC., IN THE AMOUNT OF \$26,562.00 TO PROVIDE CONSULTING SERVICES IN CONNECTION WITH THE MCARTHUR AREA SANITARY SEWER REHABILITATION PROJECT; AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES CONTRACT; AUTHORIZING \$5,000.00 FOR SOIL INVESTIGATION SERVICES; AUTHORIZING \$250.00 FOR ADVERTISING EXPENSES; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 73,118

ACCEPTING THE PROPOSAL OF W. F. CASTELLA & ASSOCIATES, INC., IN THE AMOUNT OF \$125,162.50 TO PROVIDE CONSULTING SERVICES IN CONNECTION WITH THE HOT WELLS AREA SANITARY SEWER REHABILITATION PROJECT; AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES CONTRACT; AUTHORIZING \$12,516.00 FOR SOIL INVESTIGATION SERVICES; AUTHORIZING \$250.00 FOR ADVERTISING EXPENSES; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 73,119 .

ACCEPTING THE PROPOSAL OF LOCKWOOD, ANDREWS, AND NEWNAM, INC., IN THE AMOUNT OF \$136,900.00 TO PROVIDE CONSULTING SERVICES IN CONNECTION WITH THE WESTSIDE MAIN SANITARY SEWER REHABILITATION PHASE II PROJECT; AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES CONTRACT; AUTHORIZING \$250.00 FOR ADVERTISING EXPENSES; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 73,120 .

ACCEPTING THE PROPOSAL OF HALLENBERGER/TELFORD, INC., IN THE AMOUNT OF \$96,625.00 TO PROVIDE ENGINEERING SERVICES IN CONNECTION WITH THE SIX MILE CREEK SIPHON SANITARY SEWER/REHABILITATION STINSON PROJECT; AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES CONTRACT; AUTHORIZING \$250.00 FOR ADVERTISING EXPENSES; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 73,121 .

ACCEPTING THE PROPOSAL OF GRANT ENGINEERING IN THE AMOUNT OF \$49,300.00 TO PROVIDE ENGINEERING SERVICES IN CONNECTION WITH THE PECAN VALLEY SANITARY SEWER REHABILITATION PROJECT; AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES CONTRACT; AUTHORIZING \$250.00 FOR ADVERTISING EXPENSES; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 73,122 .

ACCEPTING THE LOW QUALIFIED BID OF PRIZZM CORPORATION, IN THE AMOUNT OF \$15,585.00, TO RESEAL THE WEST WALL OF TERMINAL 1 AT SAN ANTONIO INTERNATIONAL AIRPORT; AUTHORIZING THE EXECUTION OF A CONSTRUCTION CONTRACT; AUTHORIZING AN ADDITIONAL \$1,560.00 FOR CONSTRUCTION CONTINGENCIES; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 73,123 .

ACCEPTING THE LOW QUALIFIED BID OF VALEMAS, INC., IN THE AMOUNT OF \$280,035.00, TO CONSTRUCT THE HANGAR

RENOVATIONS AT STINSON MUNICIPAL AIRPORT;  
AUTHORIZING THE EXECUTION OF A CONSTRUCTION  
CONTRACT; AUTHORIZING AN ADDITIONAL \$28,000.00 FOR  
CONSTRUCTION CONTINGENCIES; APPROPRIATING FUNDS;  
AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 73,124

ACCEPTING THE LOW QUALIFIED BID OF SURBURBAN  
CONSTRUCTION COMPANY, IN THE AMOUNT OF \$1,079,779.00  
TO CONSTRUCT THE AIR CARGO FACILITY - PHASE 2  
(AIRBORNE BUILDING) AT SAN ANTONIO INTERNATIONAL  
AIRPORT; AUTHORIZING THE EXECUTION OF A  
CONSTRUCTION CONTRACT; AUTHORIZING AN ADDITIONAL  
\$107,978.00 FOR CONSTRUCTION CONTINGENCIES;  
ACCEPTING A PROPOSAL FROM PROFESSIONAL SERVICES  
INDUSTRIES, INC. TO PROVIDE CONSTRUCTION AND  
MATERIALS TESTING FOR THE PROJECT FOR A FEE NOT TO  
EXCEED \$19,415.25; APPROPRIATING FUNDS; AND  
PROVIDING FOR PAYMENT.

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AN ORDINANCE 73,125

AUTHORIZING A PROFESSIONAL SERVICES CONTRACT WITH  
ADOLPH RAMIREZ FOR PREPARATION OF RIGHT-OF-WAY  
ACQUISITION APPRAISALS FOR THE CALLAGHAN ROAD - OLD  
U.S. HWY. 90 TO INGRAM ROAD PROJECT AND  
AUTHORIZING PAYMENT UP TO \$3,800.00.

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AN ORDINANCE 73,126

APPROVING THE RENEWAL OF A LEASE AGREEMENT WITH THE  
GENERAL SERVICES ADMINISTRATION FOR USE OF THE  
FEDERAL PARKING LOTS LOCATED AT 727 EAST DURANGO AT  
THE FOLLOWING RENT OPTIONS: A) FIRST AND SECOND  
YEAR TERM AT \$1,500.00 PER MONTH; B) OPTIONAL THIRD  
YEAR TERM AT \$1,600.00 PER MONTH; C) OPTIONAL  
FOURTH AND FIFTH YEAR TERM AT \$1,700.00 PER MONTH.

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AN ORDINANCE 73,127

AUTHORIZING THE EXECUTION OF A THREE-YEAR LICENSE  
AGREEMENT WITH TOWN AND COUNTRY OPTIMIST LITTLE  
LEAGUE, INC., A TEXAS NON-PROFIT CORPORATION, TO  
LEASE 9.160 ACRES IN OLMOS PARK FOR LITTLE LEAGUE  
BASEBALL AND RECREATIONAL PURPOSES.

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AN ORDINANCE 73,128

AUTHORIZING THE EXECUTION OF A THREE-YEAR LICENSE AGREEMENT WITH ALAMO CITY RUGBY FOOTBALL CLUB, INC., A TEXAS NON-PROFIT CORPORATION, TO LEASE 11.796 ACRES IN BROOKS PARK FOR THE PURPOSE OF CONDUCTING ORGANIZED SPORTS ACTIVITIES.

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AN ORDINANCE 73,129

AUTHORIZING THE EXECUTION OF A THREE-YEAR LICENSE AGREEMENT WITH SOUTHEAST SAN ANTONIO BASEBALL LEAGUE, INC., A TEXAS NON-PROFIT CORPORATION, TO LEASE 17 ACRES IN SOUTHSIDE LIONS PARK FOR THE PURPOSE OF CONDUCTING ITS YOUTH BASEBALL PROGRAM.

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AN ORDINANCE 73,130

AUTHORIZING THE EXECUTION OF A THREE-YEAR LICENSE AGREEMENT WITH HARLANDALE LITTLE LEAGUE SPORTS ASSOCIATION, INC., A TEXAS NON-PROFIT CORPORATION, TO LEASE APPROXIMATELY 7 ACRES IN STINSON PARK FOR RECREATIONAL PURPOSES.

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AN ORDINANCE 73,131

AUTHORIZING EXECUTION OF A THREE-MONTH LEASE AGREEMENT WITH INA, INC. FOR 64.0 SQUARE FEET OF SPACE AT 214 LOSOYA TO BE USED FOR SIDEWALK CAFE PURPOSES FOR A TOTAL RENTAL FEE OF \$76.80.

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AN ORDINANCE 73,132

ACCEPTING THE PROPOSAL OF A JOINT VENTURE COMPOSED OF SCOTT BINFORD, MAI/SRPA AND LYNN ECKMANN FOR BUILDING APPRAISAL SERVICES AT SAN ANTONIO INTERNATIONAL AIRPORT FOR A FEE OF \$8,000.00; AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT THEREFORE AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 73,133

AUTHORIZING PAYMENT OF AN ADDITIONAL \$476,000.00 TO 3D/M INTERNATIONAL, INC. FOR PROJECT MANAGEMENT SERVICES IN CONNECTION WITH THE MAIN LIBRARY AND BAZAN BRANCH LIBRARY.

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

Mr. Karl Wurz, Citizen, 820 Florida, expressed concern with rapid action on this matter after last evening's approval by the Library's Board of Trustees. He also spoke to his concern with the selection of the Sears site over other sites for location of the new Main Library, and spoke in objection to spending \$470,000 for project management services with funds he feels can be better utilized for books.

Mr. Ron Darner, Director of Parks and Recreation, speaking for Mr. David Leamon, Library Director, addressed the work already performed by 3D/M International, as well as what is planned for location of the new Main Library and the Bazan Branch Library.

Mrs. Dutmer spoke of the recommendations of the consulting firm of Black & Veatch concerning a Library Master Plan, and also addressed the Council's selection of the Sears site for the new Main Library.

Mr. Darner noted that 3D/M International was hired for only one phase of the three-phase Library Master Plan work.

Mr. Martinez spoke to the importance of hiring a project manager.

A discussion then ensued concerning reasons for moving the Bazan branch library from its present leased site, over possible relocation of other branch libraries, and the advantages of its new library services.

In response to a question by Mr. Labatt, Mr. Gary Boyd, representing 3/d/M International, spoke to the planned demolition of the old Sears building in order to make way for the new Main Library, and the upgrading of the existing parking garage on-site.

Mr. Labatt stated his opinion that San Antonio Conservation Society should have to pay for any delays they might cause to the new Main Library construction on the Sears site.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Dutmer, Wing, Martinez, Thompson, Vera, Wolff, Labatt, Hasslocher, Cockrell; NAYS:

None; ABSENT: Berriozabal, Webb.

91-08 The Clerk read the following Ordinance:

AN ORDINANCE 73,134

ALLOCATING THE AMOUNT OF \$50,000 IN JOB TRAINING PARTNERSHIP ACT (JTPA) TITLE IIA FUNDS TO THE JTPA BLUE RIBBON REVIEW PANEL; ACCEPTING THE RECOMMENDATION FROM THE JTPA BLUE RIBBON REVIEW PANEL TO CONTRACT WITH MGT OF AMERICA, INC., TO PERFORM SERVICES RELATED TO THE REVIEW OF THE ALAMO SERVICE DELIVERY AREA AS STATED IN THE REQUEST FOR PROPOSAL (RFP) ISSUED ON DECEMBER 14, 1990, IN AN AMOUNT NOT TO EXCEED \$35,000 FOR THE FIRST SIXTY (60) DAYS FOR PRODUCTION OF THE FINAL REPORT AND FOR AN ADDITIONAL HOURLY RATE OF \$75.00 PLUS NECESSARY OUT OF POCKET EXPENSES FOR THE SUBSEQUENT SIXTY (60) DAYS FOR ADDITIONAL FOLLOW-UP CONSULTATION; AND AUTHORIZING THE EXECUTION OF SAID CONTRACT.

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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. Rolando Bono, Assistant City Manager, discussed state staffing shortages that have adversely affected the processing of checks to some service providers.

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

91-08 The Clerk read the following Resolution:

A RESOLUTION NO. 91-08-10

EXPRESSING THE POSITION OF THE CITY OF SAN ANTONIO ON LEGISLATION CURRENTLY PENDING BEFORE THE 72ND LEGISLATURE OF THE STATE OF TEXAS AND AMENDING THE CITY'S LEGISLATIVE PROGRAM TO INCLUDE SAID POSITIONS.

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Mr. Martinez made a motion to approve the package as individually considered. Mr. Hasslocher seconded the motion.

Ms. Linda Chavez-Thompson, representing the American

Federation of State, County and Municipal Employees, asked Council to separate the issue of collective bargaining for public employees from other issues covered by this ordinance, so that City Council might not take an official stance against the issue. She feels such a negative stance would be detrimental to the matter of equal collective bargaining for all municipal employees.

Ms. Rosa Rosales, representing National Association of Government Employees, stated her belief that the Council should support collective bargaining for all public employees.

Mrs. Dutmer spoke against the legislative move to approve "same day voter registration" legislation, and addressed several negative aspects of the issue. She also spoke against a proposed new state law requiring mail-in absentee voters be notified should their mail-in ballots arrive too late to be counted for an election. She also spoke in opposition to a proposed new law requiring that any bond election be declared void, should less than 20 per cent of the registered voters cast ballots in the bond election. She noted that all three pieces of proposed new state legislation are detrimental to the electoral process.

A discussion then took place concerning the possibility of separating out each bill, and acting on it, individually.

Mr. Labatt made a substitute motion to vote on each recommendation individually. Ms. Berriozabal seconded the motion.

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

Mr. Marc Rodriguez, Intergovernmental Coordinator, then explained each proposed bill and its ramifications.

HJR 29 requires state revenue for state mandates to local governments.

Mr. Labatt made a motion to support HJR 29, which requires state revenue for state mandates to local governments. Mr. Hasslocher seconded the motion.

After consideration, the motion to support HJR 29, prevailed by the following vote: AYES: Berriozabal, Dutmer, Wing, Martinez, Thompson, Labatt, Hasslocher, Cockrell; NAYS: None; ABSENT: Webb, Vera, Wolff.

HB 329 (SB 134) relates to the observance of Martin Luther King, Jr.'s birthday as a State holiday.

Mr. Hasslocher made a motion to support HB 329, which relates to the observance of Martin Luther King, Jr.'s birthday as a State holiday. Mr. Labatt seconded the motion.

After consideration, the motion to support HB 329 prevailed by the following vote: AYES: Berriozabal, Dutmer, Wing, Martinez, Thompson, Labatt, Hasslocher, Cockrell; NAYS: None; ABSENT: Webb, Vera, Wolff.

HB 338 relates to programs to increase the participation of minority businesses in contract awards of certain home-rule municipalities.

Mr. Hasslocher made a motion to support HB 338. Mr. Martinez seconded the motion.

After consideration, the motion to support HB 338 relating to programs to increase the participation of minority businesses in contract awards of certain home-rule municipalities, prevailed by the following vote: AYES: Berriozabal, Dutmer, Wing, Martinez, Thompson, Labatt, Hasslocher, Cockrell; NAYS: None; ABSENT: Webb, Vera, Wolff.

HB 547 relates to removal restrictions on storage of fuel in above-ground storage tanks at airports.

A discussion took place concerning how this legislation might affect restrictions on such storage over the Edwards Aquifer, during which Assistant City Attorney Tom Finlay stated that he would study the matter.

Mr. Hasslocher made a motion to support HB 547 relating to removal restrictions on storage of fuel in above-ground storage tanks at airports. Mr. Martinez seconded the motion.

After consideration, the motion to support HB 547 prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Martinez, Thompson, Vera, Wolff, Labatt, Hasslocher, Cockrell; NAYS: None; ABSENT: None.

HB 714 relates to municipal control over the creation of municipal utility districts.

Mr. Hasslocher made a motion to support HB 714. Mrs. Dutmer seconded the motion.

After consideration, the motion to support HB 714 prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Martinez, Thompson, Vera, Wolff, Labatt, Hasslocher, Cockrell; NAYS: None; ABSENT: None.

HB 914 amends the competitive bidding statute to provide that (i) competitive bidding procedures must be used only for purchases of more than \$25,000, and that (ii) cities must issue notice of the time and place that such bids will be opened.

Mr. Hasslocher made a motion to support HB 914 amending the competitive bidding statute. Mrs. Dutmer seconded the motion.

Mrs. Dutmer spoke of her concerns with the possible

ramifications of this legislation, noting that high-cost orders can be split into segments, each below the limit.

Mr. Labatt stated his opposition to the proposed legislation.

Mr. Alex Briseno, City Manager, noted that the current limits appreciably lengthen each week's Council agenda because of the necessity for bringing anything above \$10,000 limits to City Council for approval. He noted that, under the proposed legislation, competitive bidding still will be held on each purchase item: informal bids on those below \$25,000, and the more extensive bid process on those above that figure.

Mr. Tom Finlay, Assistant City Attorney, explained the proposed change in the state law, stating his opinion that the City Charter-mandated \$3,000 limit, for instance, is too rigid for today. He noted that a change also would require a City Charter amendment, as well.

Ms. Vera stated that she cannot support a \$25,000 threshold, and spoke of the need to maintain the formality of the current bidding process. She voiced her concerns with the impact such a change might have on minority subcontractors.

Mr. Archie Titzman, Director of Purchasing and General Services, explained the need for this legislation, to provide the City with more flexibility in its bidding system.

Mr. Jerry Henckel, legislative lobbyist, noted that, even with the change, the City still has control of its bid process, and asked for Council support for the proposed legislation.

Mr. Martinez stated that abuse of the bid process can occur at any level, and stated his belief that the legislation will lessen restrictions on cities.

Mayor Cockrell spoke in support for the legislation.

After consideration, the motion to support HB 914, prevailed by the following vote: AYES: Berriozabal, Webb, Wing, Martinez, Thompson, Hasslocher, Cockrell; NAYS: Dutmer, Vera, Wolff, Labatt; ABSENT: None.

HB 1033 relates to peace officers' performance evaluations and considerations of arrests or citations issued.

Mr. Thompson stated his strong opposition to the proposed legislation.

Mr. Thompson made a motion to oppose the legislation on HB 1033 relating to peace officers' performance evaluations and considerations of arrests or citations issued. Mrs. Dutmer seconded the motion.

Police Captain Al Philipus discussed the impact of the legislation, noting that the Police Department supports it, since this

is one of evaluating an officer while, at the same time, restricting the 'quota system' on traffic tickets.

In response to a question by Mrs. Dutmer, Police Sgt. Jimmy Wilburn, President, San Antonio Police Officers Association, spoke to the old system of ticket quotas.

Mrs. Dutmer stated that she still is concerned with ticket quotas, and spoke against the proposed legislation.

After consideration, the motion to oppose this legislation, thus deleting it from San Antonio's legislative program, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Thompson, Vera, Wolff, Labatt, Hasslocher, Cockrell; NAYS: None; ABSENT: None; ABSTAIN: Martinez.

HB 163 provides limits of liabilities for public officials and employees.

Mr. Hasslocher made a motion to support HB 163, providing limits of liabilities for public officials and employees. Mr. Thompson seconded the motion.

After consideration, the motion to support HB 163 prevailed by the following vote: AYES: Berriozabal, Dutmer, Wing, Thompson, Vera, Wolff, Labatt, Hasslocher, Cockrell; NAYS: None; ABSENT: Webb, Martinez.

SB 263 purports to exempt a governmental unit or a peace officer from liability relating to vehicular pursuits.

Mr. Hasslocher made a motion to support SB 263. Mr. Thompson seconded the motion.

Police Captain Al Phillipus spoke to the legislation involved, including the adoption of a written policy required.

After consideration, the motion, to support SB 263 prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Wing, Martinez, Thompson, Vera, Labatt, Hasslocher, Cockrell; NAYS: None; ABSENT: Wolff.

HB 492 creates mandatory collective bargaining for all City employees.

Mr. Labatt made a motion to support the "staff recommendation" to oppose HB 492 creating mandatory collective bargaining for all City employees. Mrs. Dutmer seconded the motion.

Mr. Alex Briseno, City Manager, urged the Council to support opposition to this proposed legislation.

Mr. George K. Noe, Director of Management Services, explained provisions of the proposed legislation, noting that, should it be enacted into law, virtually all 'white collar' employees would have

collective bargaining rights. He then described the arbitration process that would be developed, should it become law.

Ms. Berriozabal spoke to the large pay differential between uniformed and non-uniformed City employees at present, and spoke in support for the legislation for collective bargaining for all public employees.

Mayor Cockrell spoke in support for the motion to oppose the legislation.

Mr. Martinez stated his opinion that this is an issue of workers' rights, and he would favor equal treatment for all City employees, favoring collective bargaining for all municipal employees or, at the very least, not to take an official Council position on this matter.

Mr. Wolff spoke in favor of the City's position against the legislation that would, in effect, force mandatory collective bargaining. He spoke in favor of a local-option decision process.

In response to a question by Mr. Wing, Mr. Noe spoke to the extra costs involved in administering arbitration and other aspects of the legislation.

Mr. Wing stated that he has no problem with the various involved unions going to Austin and petitioning for this change through the State Legislature, but spoke of his concerns for its impact upon the City's budget. He spoke in favor of the City's position on this issue.

Ms. Vera reiterated Mr. Wing's statements, voicing her own concern for its impact upon the budget situation.

Mrs. Dutmer spoke of her own concerns for its impact upon the City's budget.

Mrs. Dutmer then made a Substitute Motion, to take no official position on this issue, but to send a copy of the Official Minutes of this meeting to the State Legislature. Vera seconded the motion.

Mr. Briseno discussed the fiscal ramifications of enactment of this proposed legislation.

Ms. Berriozabal voiced her concern for not taking care of all City employees.

After consideration, the Substitute Motion, to take no official position on this issue, but to send a copy of the Official Minutes of this meeting to the State Legislature, failed by the following vote: AYES: Berriozabal, Webb, Dutmer, Martinez, Vera; NAYS: Wing, Thompson, Wolff, Labatt, Hasslocher, Cockrell; ABSENT: None.

After consideration, the Main Motion, in support of the staff recommendation to oppose HB 492, prevailed by the following vote: AYES: Dutmer, Wing, Thompson, Vera, Wolff, Labatt, Hasslocher, Cockrell;

NAYS: Berriozabal, Webb, Martinez; ABSENT: None.

HB 569 would provide for same-day registration of voters at a polling place.

Mr. Martinez made a motion to support 'staff recommendation' to oppose this legislation. Mr. Hasslocher seconded the motion.

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

In response to a question by Ms. Berriozabal, Mr. Jerry Henckel, legislative lobbyist, discussed the State Legislature's proven reluctance to change the state's election laws.

Mrs. Dutmer noted that many persons refuse to register to vote simply to avoid having to answer jury service, since prospective jurors are chosen from the list of registered voters.

Several Council members spoke against the proposed legislation and its adverse impact upon elections officials and the elections process, though each spoke of their dissatisfaction with current voter turnout at elections.

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

- - -  
91-08 At the request of Mr. Martinez, the Council temporarily set aside further consideration of the agenda matter at hand in order to take up a discussion of Agenda Item Number 51, noting that one of the participants in the matter must soon leave to catch a plane out of town.

- - -  
91-08 The Clerk read the following Ordinance:

AN ORDINANCE 73,135

ACCEPTING THE PROPOSAL OF NATIONAL ECONOMIC RESEARCH ASSOCIATES, INC. (NERA) TO CONDUCT AN AVAILABILITY AND DISPARITY STUDY OF DISADVANTAGED BUSINESS ENTERPRISES (DBE'S), SMALL BUSINESS ENTERPRISES (SBE'S) AND NON-DBE/SBE'S, AND AUTHORIZING PAYMENT IN THE AMOUNT OF \$157,500.00 AS THE CITY'S APPROXIMATE SHARE IN THE COST OF THE STUDY.

\* \* \* \*

Mr. Martinez explained the study to be funded by six entities, including the City of San Antonio. He then introduced Dr. David Evens

of National Economic Research Associates, Inc., and Dr. Edward Rincon, of Rincon and Associates, as well as others involved. He noted that this study will be the backbone of the City's Disadvantaged Business Enterprise/Small and Minority Business Enterprise program.

Several Council members spoke in support for the ordinance to provide an adequate data from which to set City goals in these areas.

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

- - -  
91-08 STATE LEGISLATIVE PROGRAM (CONTINUED)

HB 833 to provide for the notification of any citizen whose mail-in ballot was rejected, within 10 days after election day.

Mrs. Dutmer made a motion to approve staff recommendation to oppose HB 833. Mr. Webb seconded the motion.

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

SB 313 would require a minimum voter turnout of 20 per cent for an election on the issuance of county or municipal bonds.

Mrs. Dutmer made a motion to approve the 'staff recommendation' to oppose HB 313. Mr. Webb seconded the motion.

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

A discussion then took place concerning approval for Section 3 of the proposed Ordinance dealing with the State Legislative Program, which would allow monthly sales tax payments to be made from the State to VIA Metropolitan Transit in lieu of the present quarterly payment system, during which City staff spoke of the increased revenues that would accrue to VIA if the legislation were to pass.

Mrs. Dutmer made a motion to support staff position in favor of this legislation. Mr. Hasslocher seconded the motion.

After consideration, the motion, to support staff position in favor of this legislation, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Martinez, Thompson, Labatt, Hasslocher, Cockrell; NAYS: None; ABSENT: Wing, Vera, Wolff.

After consideration, the Main Motion to approve the legislative program, as reflected by the individual votes taken on each issue, and

carrying with it the passage of the Resolution, prevailed by the following vote: AYES: Berriozabal, Webb, Dutmer, Martinez, Thompson, Labatt, Hasslocher, Cockrell; NAYS: None; ABSENT: None.

91-08

"DART" PROGRAM

Police Captain Al Phillipus distributed a copy of his report to the City Council, a copy of which is made a part of the papers of this meeting. He explained that the DART Program originated in Albuquerque, New Mexico, and provided a brief staff study of how the program works. He then discussed development of the scope and possible parameters of such a pilot program for San Antonio. He explained that specially-trained DART officers would respond to the scene of domestic violence calls, backed up by other officers, as required. He then addressed the requirement for a "focused needs assessment" and presented a four-point recommendation, a copy of which is included in his prepared papers. He estimated that such a pilot study program could be researched and reported back to the Council for a decision in 60-90 days.

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

Mr. Briseno urged approval of the study of how the City can handle domestic violence now, and to streamline that process. She spoke in support for a coordinated program involving all affected entities.

Ms. Berriozabal made a motion to approve the study. Mr. Webb seconded the motion.

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

Sister Jane Shafer spoke in support for creation of a task force to work together on this issue.

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

91-08 The Clerk read the following Ordinance:

AN ORDINANCE 73,136

RATIFYING ACCEPTANCE OF A PROPOSAL BY H. B. ZACHRY, COMPANY, GENERAL CONTRACTORS IN THE AMOUNT OF \$56,592.90 TO MAKE EMERGENCY REPAIRS TO FLOOD GATE NUMBER 5, APPROPRIATING FUNDS AND AUTHORIZING PAYMENT.

\* \* \* \*

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

- - -  
91-08 The Clerk read the following Ordinance:

AN ORDINANCE 73,137 .

.  
AUTHORIZING PAYMENT IN THE AMOUNT OF \$5,648.45 IN  
THE SETTLEMENT OF ALL PROPERTY CLAIMS OF CLARA ROSS  
AGAINST THE CITY OF SAN ANTONIO.

\* \* \* \*

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

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

- - -  
91-08 The Clerk read the following Ordinance:

AN ORDINANCE 73,138 .

.  
AUTHORIZING PAYMENT IN THE AMOUNT OF \$19,500.00 IN  
THE SETTLEMENT OF ALL CLAIMS OF JACKIE E. ARMSTRONG  
AGAINST THE CITY OF SAN ANTONIO, CAUSE NO.  
89-CI-15160.

\* \* \* \*

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

91-08

Clerk read the following Ordinance:

AN ORDINANCE 73,139

ACCEPTING THE LOW QUALIFIED BID OF GRINNELL FIRE PROTECTION SYSTEMS COMPANY; AWARDING A CONSTRUCTION CONTRACT IN THE AMOUNT OF \$2,619,927.00 WITH A CONTINGENCY OF \$209,594.00 FOR THE MULTIPURPOSE DOME FACILITY: PACKAGE 8B - FIRE PROTECTION SYSTEMS; AND PROVIDING FOR PAYMENT FROM THE VIA 1/2 PERCENT SALES TAX REVENUE COLLECTION.

\* \* \* \*

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

In response to a question from Mr. Martinez, Mr. Roland Lozano, Director of Dome Development, explained the scope of the ordinance and the minority business participation involved.

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

91-08 It was the concensus of the Council to temporarily bypass Agenda Item 52 at this time.

91-08 The Clerk read the following Ordinance:

AN ORDINANCE 73,140

TRANSFERRING \$2,500.00 FROM THE DISTRICT 10 DISCRETIONARY ACCOUNT #40-010010 TO THE DISTRICT 6 DISCRETIONARY ACCOUNT #40-01006.

\* \* \* \*

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

The Clerk read the following Ordinance:

AN ORDINANCE 73,141

RESCHEDULING THE CITY COUNCIL MEETING OF APRIL 11, 1991, TO APRIL 9, 1991, THE MEETING OF JULY 4, 1991, TO JULY 2, 1991, THE MEETING OF OCTOBER 24, 1991, TO OCTOBER 22, 1991, THE MEETING OF NOVEMBER 28, 1991 TO NOVEMBER 26, 1991, THE MEETING OF DECEMBER 12, 1991, TO DECEMBER 9, 1991, AND THE MEETING OF DECEMBER 26, 1991, TO JANUARY 2, 1992, IN ORDER TO ACCOMMODATE CITY HOLIDAYS AND SPECIAL OCCASIONS.

\* \* \* \*

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

The Clerk read the following Ordinance:

AN ORDINANCE 73,142

CLOSING COMMERCE STREET FROM HOEFGEN TO IH-37, AND HOEFGEN FROM GONZALES TO CENTER STREETS, FROM 6:00 A.M., MARCH 16, 1991, TO 2:00 A.M., MARCH 17, 1991 TO ALLOW THE ST. PAUL SQUARE ASSOCIATION TO HOST THE MTV SPRING BREAK PARTY; AND APPROPRIATING UP TO \$350.00 FROM THE DISTRICT 2 DISCRETIONARY FUND TO COVER STREET CLOSURE FEES.

\* \* \* \*

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

It was the concensus of the Council to temporarily bypass Agenda Item 56 at this time.

91-08

Clerk read the following Ordinance:

AN ORDINANCE 73,143

AUTHORIZING PAYMENTS OF REFUNDS TO PERSONS MAKING A DOUBLE PAYMENT, OVERPAYMENT, OR AS A RESULT OF A VALUE CHANGE ON 93 TAX ACCOUNTS.

\* \* \* \*

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

91-08 The Clerk read the following Ordinance:

AN ORDINANCE 73,144

APPROVING THE REQUEST OF SANTA ROSA CHILDREN'S HOSPITAL FOR CO-SPONSORSHIP OF THE "CHILDREN'S MIRACLE NETWORK TELETHON 5K RUN" TO BE HELD ON SUNDAY, JUNE 2, 1991, FROM 7:00 A.M. TO 11:00 A.M. IN THE KING WILLIAM AREA - MILAM PARK; AND THE CLOSURE OF THE 5K RUN ROUTE STREETS FOR THE EVENT.

\* \* \* \*

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

In response to a question by Mr. Wing, Mr. Travis Bishop, Assistant to the City Manager, stated that there is no cost to the City involved.

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

91-08 The Clerk read the following Ordinance:

AN ORDINANCE 73,145

APPROVING THE RUN PERMIT FOR THE 8TH ANNUAL ALAMO

CITY 10K RUN TO ALLOW THE EVENT TO TAKE PLACE  
DOWNTOWN ON SATURDAY, MARCH 9, 1991 FROM 8:00 A.M.  
TO 10:00 A.M. AND CLOSING STREETS IN CONNECTION  
WITH THE RUN.

\* \* \* \*

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

Mr. Hasslocher expressed concern for closing off of downtown  
streets and affecting businesses during this event.

Mr. Travis Bishop, Assistant to the City Manager, stated that  
the City will be in contact with all affected businesses in the area,  
and he briefly addressed the route involved, noting that there are no  
costs for the City in this issue, and the requestor will provide all  
barricades.

A discussion then took place on possible limits on the number  
of runs into the King William area.

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

- - -  
91-08 TRAVEL AUTHORIZATION - Granted:

Mayor Lila Cockrell to travel to Monterrey, Mexico from  
February 25, 1991 to February 27, 1991, to attend the Cuatro Caminos  
Conference.

\* \* \* \*

Mayor Lila Cockrell to travel to Washington, D. C. from  
February 12, 1991 to February 13, 1991, to attend a meeting of the  
National Commission on Severly Distressed Housing.

\* \* \* \*

- - -  
91-08

CITY MANAGER'S REPORT

APPLEWHITE RESERVOIR PETITIONS

City Clerk Norma S. Rodriguez provided members of the City  
Council and Ms. Kay Turner, representing the petitioners, with copies  
of her formal report to the City council relative to the sufficiency of  
the supplemental petitions submitted on the Applewhite issue. A copy of  
her report is made a part of the papers of this meeting. Ms. Rodriguez

then read Carbatim, her report, for the record.

Mayor Cockrell stated that this matter would be on next Thursday's City Council agenda for possible action.

In response to a question by Mr. Labatt, Ms. Rodriguez spoke to the number of valid signatures on the supplemental petitions, and briefly spoke to the process on petition verification. She then spoke to the several reasons for disqualification of certain signatures on the petitions, and stated that she would provide the Council members with the exact number of valid signatures, overall, at a later date.

Ms. Rodriguez then distributed to Council members a breakdown, by Council district, of the numbers of petitioners, a copy of which is made a part of the papers of this meeting.

In response to a question by Ms. Berriozabal, Ms. Rodriguez spoke to the sequence of events that will occur next week.

A discussion then took place concerning executive session material to be discussed later in this meeting, including discussion of Ms. Berriozabal's letter.

- - -  
91-08 The Clerk read the following Ordinance:

AN ORDINANCE 73,146

REAPPOINTING MEMBERS TO SERVE ON THE AFFIRMATIVE ACTION ADVISORY COMMITTEE FOR TERMS OF OFFICE TO EXPIRE ON JANUARY 31, 1993.

\* \* \* \*

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

\* \* \* \*

91-08 The Clerk read the following Ordinance:

AN ORDINANCE 73,147

APPOINTING JOHN AGATHER TO SERVE ON THE AIRPORT ADVISORY COMMITTEE FOR A TERM OF OFFICE TO EXPIRE ON DECEMBER 15, 1992.

\* \* \* \*

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

\* \* \* \*

91-08 The Clerk read the following Ordinance:

AN ORDINANCE 73,148

REAPPOINTING MEMBERS TO SERVE ON THE ANIMAL CONTROL ADVISORY BOARD FOR TERMS OF OFFICE TO EXPIRE ON APRIL 3, 1993.

\* \* \* \*

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

\* \* \* \*

91-08 The Clerk read the following Ordinance:

AN ORDINANCE 73,149

REAPPOINTING MELVIN SUELTFUSS TO SERVE ON THE CAPITAL IMPROVEMENTS ADVISORY COMMITTEE FOR A TERM OF OFFICE TO EXPIRE ON OCTOBER 25, 1992.

\* \* \* \*

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

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

\* \* \* \*

91-08 The Clerk read the following Ordinance:

AN ORDINANCE 73,150

REAPPOINTING ANITA VALENCIA TO SERVE ON THE FINE  
ARTS COMMISSION FOR A TERM OF OFFICE TO EXPIRE ON  
NOVEMBER 24, 1992.

\* \* \* \*

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

\* \* \* \*

91-08 The Clerk read the following Ordinance:

AN ORDINANCE 73,151

APPOINTING MARY DUNAGAN TO SERVE ON THE HANDICAPPED  
ACCESS ADVISORY COMMITTEE FOR A TERM OF OFFICE TO  
EXPIRE ON JUNE 30, 1992.

\* \* \* \*

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

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

\* \* \* \*

91-08 The Clerk read the following Ordinance:

AN ORDINANCE 73,152

APPOINTING AND REAPPOINTING MEMBERS TO SERVE ON THE  
BOARD OF REVIEW FOR HISTORIC DISTRICTS FOR TERMS OF  
OFFICE TO EXPIRE ON NOVEMBER 24, 1992.

\* \* \* \*

Mr. Hasslocher made a motion to approve the proposed

Ordinance. Mr. Thompson seconded the motion.

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

\* \* \* \*

91-08 The Clerk read the following Ordinance:

AN ORDINANCE 73,153

APPOINTING SISTER MARGARET SLATTERY TO SERVE ON THE HIGHER EDUCATION AUTHORITY BOARD FOR A TERM OF OFFICE TO EXPIRE ON DECEMBER 15, 1992.

\* \* \* \*

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

\* \* \* \*

91-08 The Clerk read the following Ordinance:

AN ORDINANCE 73,154

APPOINTING AND REAPPOINTING MEMBERS TO SERVE ON THE INDUSTRIAL WASTEWATER REVIEW COMMITTEE FOR TERMS OF OFFICE TO EXPIRE ON JANUARY 17, 1993.

\* \* \* \*

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

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

\* \* \* \*

91-08

Clerk read the following Ordinance:

AN ORDINANCE 73,155

APPOINTING AND REAPPOINTING MEMBERS TO SERVE ON THE  
KEEP SAN ANTONIO/BEXAR COUNTY BEAUTIFUL COMMITTEE.

\* \* \* \*

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

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

\* \* \* \*

91-08

The Clerk read the following Ordinance:

AN ORDINANCE 73,156

REAPPOINTING JIM KENDRICK TO SERVE ON THE MECHANICAL BOARD OF APPEALS FOR A TERM OF OFFICE TO EXPIRE ON MARCH 20, 1993.

\* \* \* \*

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

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

\* \* \* \*

91-08

The Clerk read the following Ordinance:

AN ORDINANCE 73,157

APPOINTING AND REAPPOINTING MEMBERS TO SERVE ON THE PARKS AND RECREATION BOARD FOR TERMS OF OFFICE TO EXPIRE ON MARCH 31, 1991.

\* \* \* \*

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

\* \* \* \*

91-08 The Clerk read the following Ordinance:

AN ORDINANCE 73,158

REAPPOINTING MEMBERS TO SERVE ON THE PLUMBING APPEALS AND ADVISORY BOARD TO SERVE FOR TERMS OF OFFICE TO EXPIRE ON MARCH 20, 1993.

\* \* \* \*

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.

\* \* \* \*

91-08 The Clerk read the following Ordinance:

AN ORDINANCE 73,159

REAPPOINTING ROBERT MORALES TO SERVE ON THE TRANSPORTATION ADVISORY BOARD FOR A TERM OF OFFICE TO EXPIRE ON JANUARY 26, 1993.

\* \* \* \*

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.

\* \* \* \*

91-08 The Clerk read the following Ordinance:

AN ORDINANCE 73,160

APPOINTING MEMBERS TO SERVE ON THE SAN ANTONIO LOCAL DEVELOPMENT COMPANY.

\* \* \* \*

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

\* \* \* \*

91-08 The Clerk read the following Ordinance:

AN ORDINANCE 73,161

APPOINTING AND REAPPOINTING MEMBERS TO SERVE ON THE BOARD OF ADJUSTMENT FOR TERMS OF OFFICE TO EXPIRE ON FEBRUARY 22, 1993.

\* \* \* \*

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

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

\* \* \* \*

91-08 The Clerk read the following Ordinance:

AN ORDINANCE 73,162

APPOINTING KEITH HAYWARD TO SERVE ON THE CONVENTION AND VISITORS BUREAU ADVISORY COMMITTEE FOR A TERM OF OFFICE TO EXPIRE ON JUNE 30, 1992.

\* \* \* \*

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

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

\* \* \* \*

91-08 The Clerk read the following Ordinance:

AN ORDINANCE 73,163

REAPPOINTING MEMBERS TO SERVE ON THE HOUSING AUTHORITY OF THE CITY OF SAN ANTONIO FOR TERMS OF OFFICE TO EXPIRE ON APRIL 6, 1993.

\* \* \* \*

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

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

\* \* \* \*

91-08 The Clerk read the following Ordinance:

AN ORDINANCE 73,164

APPOINTING AND REAPPOINTING MEMBERS TO SERVE ON THE 201 AREA WASTEWATER ADVISORY COMMITTEE FOR TERMS OF OFFICE TO EXPIRE ON march 6, 1993.

\* \* \* \*

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

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

\* \* \* \*

91-08 The Clerk read the following Ordinance:

AN ORDINANCE 73,165

APPOINTING LUPE OCHOA TO SERVE ON THE URBAN RENEWAL AGENCY FOR A TERM OF OFFICE TO EXPIRE ON SEPTEMBER 18, 1991; AND DECLARING AN EMERGENCY.

\* \* \* \*

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

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

\* \* \* \*

91-08 The Clerk read the following Ordinance:

AN ORDINANCE 73,166 .

APPOINTING DR. CLIFTON COLLINS TO SERVE ON THE FORT SAM HOUSTON GATEWAY COMMERCIAL DISTRICT ADVISORY BOARD.

\* \* \* \*

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

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

\* \* \* \*

91-08 The Clerk read the following Ordinance:

AN ORDINANCE 73,167 .

REAPPOINTING MEMBERS TO SERVE ON THE DOME ADVISORY COMMITTEE FOR TERMS OF OFFICE TO EXPIRE ON FEBRUARY 2, 1993.

\* \* \* \*

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

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

\* \* \* \*

91-08 The Clerk read the following Ordinance:

AN ORDINANCE 73,168

CLOSING PORTIONS OF MAIN AND TREVINO STREETS ON FEBRUARY 24, 1991, SO THAT THEY MAY BE USED BY SAN FERNANDO CATHEDRAL IN CONNECTION WITH ITS "MERIENDA DEL PUEBLO".

\* \* \* \*

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

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

91-08 The Clerk read a proposed resolution supporting the enactment of amendments to the Firemen and Policemen's Pension Fund Statute Article 6243 (f).

Mr. Hasslocher briefly explained the Resolution to support certain changes in the Fire and Police Pension Fund.

Mr. Carlos Resendez, Executive Director of the Pension Fund, presented a report to City Council on the proposed changes. A copy of his report is made a part of the papers of this meeting.

A discussion then took place concerning certain of these provisions, including minimum retirement pay and survival pay for spouses.

Mr. George K. Noe, Director of Management Services, presented the City staff response to the report, noting that these changes and amendments make the intent of the fund's regulations clearer. He further noted that these amendments are not in conflict with the staff's recommendations in this matter, noting that City staff is in agreement with all amendments on Page 11 of the report, with the exception of Items 1 and 2. He then explained why the City staff is opposed to these proposed amendments.

In response to a question by Mr. Thompson, Mr. Resendez addressed the rationale for recommending the amendment to increase retiree benefits, and also spoke to parity with regard to certain benefits being accrued by certain retirees, versus benefits accruing to other retirees.

Ms. Leslie Finertie, actuary for the pension fund, stated that some 13 million dollars are paid out in checks to retirees of the fund,

funds that come from the pension fund, not the City's general fund.

Mr. Thompson stated his opinion that what Mr. Resendez is proposing is an appropriate thing to do, in order to make the retiree's payments more balanced. He then expressed concern on the issue of the second-spouse benefits proposal, especially if the retiree marries after retirement from the City.

Mr. Webb spoke in support for the recommendations made by City Council members concerning the Fire and Police Pension Fund.

Mr. Hasslocher spoke in support of the recommendations being put forth by the Pension Fund, but stated that he fully understands the City Manager's concerns.

Ms. Vera and Mr. Noe discussed City staff concerns for funding for a second spouse who is not now entitled to benefits, noting that City staff opposes adding another benefit area until certain fiscal problems are solved.

A discussion then ensued concerning a phased-in benefit period for the second spouse.

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

Mrs. Dutmer then offered an amendment to the motion that would amend the widow's benefits as they apply to a second spouse, providing \$2,500 if the couple has been married for 2 1/2 years; \$5,000 if they have been married for 5 years; \$7,500 if they have been married for 7 1/2 years; and \$10,000 if they have been married for 10 years. Ms. Vera seconded the motion.

Ms. Nora Chavez, Director of Finance, spoke of her concerns for the City incurring any new funding liability.

Ms. Berriozabal stated that she still is concerned with the disparity that exists between the City's uniformed and non-uniformed services, and also expressed concern for a \$10.7 million addition.

Mr. Resendez stated that this amount would be amortized over a period of two years.

In response to a question by Mr. Martinez, Mr. Noe referred to page 9 of the handout report of the pension fund and the number of retirees who receive benefits, noting that 457 of those retirees would receive a 10 per cent pay increase.

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

Ms. Berriozabal stated her desire to remove items one and two of the pension board amendments package.

Ms. Berriozabal made a motion to separate out items one and two of the pension board amendments package (page 11 of proposals) so as to allow separate votes on each item. Mrs. Dutmer seconded the motion.

After consideration, the motion to separate out items one and two of the pension board amendments package prevailed by the following vote: AYES: Berriozabal, Dutmer, Wing, Martinez, Thompson, Vera, Labatt, Hasslocher, Cockrell; NAYS: None; ABSENT: Webb, Wolff.

Mrs. Dutmer made a motion to approve Legislative Proposal Number One (Retiree Increase). Mr. Hasslocher seconded the motion.

After consideration, the motion, to approve Legislative Proposal Number One (Retiree Increase), prevailed by the following vote: AYES: Dutmer, Wing, Thompson, Vera, Labatt, Hasslocher, Cockrell; NAYS: Berriozabal, Martinez; ABSENT: Webb, Wolff.

Mrs. Dutmer made a motion to approve Legislative Proposal Number two (Death Benefit for Surviving Spouse). Mr. Wing seconded the motion.

After consideration, the motion, to approve Legislative Proposal Number two (Death Benefit for Surviving Spouse), prevailed by the following vote: AYES: Dutmer, Wing, Thompson, Vera, Labatt, Hasslocher, Cockrell; NAYS: Berriozabal, Martinez; ABSENT: Webb, Wolff.

After consideration, the Main Motion, as amended, and carrying with it the passage of the following Resolution, prevailed by the following vote: AYES: Berriozabal, Dutmer, Wing, Martinez, Thompson, Vera, Labatt, Hasslocher, Cockrell; NAYS: None; ABSENT: Webb, Wolff.

A RESOLUTION NO. 91-08-11

SUPPORTING THE ENACTMENT OF AMENDMENTS TO THE FIREMEN AND POLICEMEN'S PENSION FUND STATUTE ARTICLE 6243 (F).

\* \* \* \*

91-08 The Clerk read the following Ordinance:

AN ORDINANCE 73,169

AMENDING ORDINANCE 59764 SO AS TO CHANGE THE MANNER IN WHICH THE ARTS AND CULTURAL ADVISORY COMMITTEE

(AC) ADDRESSES THE REVIEW OF PROPOSALS,  
CONTRACTUAL AGREEMENTS AND DISBURSEMENTS TO THE  
GUADALUPE CULTURAL ARTS CENTER, SAN ANTONIO MUSEUM  
ASSOCIATION AND SYMPHONY SOCIETY OF SAN ANTONIO.

\* \* \* \*

Mr. Eduardo Diaz, Director of Arts & Cultural Affairs, explained the history of changes in the manner by which Arts and Cultural Advisory Committee addresses the review of proposals, contracts and disbursements to the Guadalupe Cultural Arts Center, San Antonio Museum Association, and Symphony Society of San Antonio. A copy of his report is made a part of the papers of this meeting.

Mr. Larry Chalmers, representing the Museum Association, spoke to the advantages of knowing the level of support from the City, years ahead of actual funding.

Mr. Martinez stated his opinion that the concept is good, but voiced his concern that the City is moving too far, too fast, in a period of funding constraints. He stated his belief that Hispanic arts continue to decline in financial support and that it is more difficult to raise funds from the private sector for Hispanic arts than for the Museum Association or Symphony Society, for instance. Despite these points, he stated his support for the proposal, noting that he will be watching it very carefully.

A discussion ensued concerning how these three named arts agencies are reviewed, versus how other arts agencies are reviewed, for funding purposes.

Mr. Diaz noted that these three agencies receive about 70 per cent of the arts funding provided by City dollars.

Mr. Wing stated his belief that citizens do not feel that arts monies are well-managed, but stated that he would support the proposal.

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

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

91-08

CITIZENS TO BE HEARD

MS. JANE FOSTER

Mrs. Jane Foster, President of the Finck Building, San Antonio Conservation Society, spoke to the City Council regarding their dismay over the illegal demolition of the Finck Bldg. She stated that the

demolition of this historic building was deliberate and all existing ordinances were ignored. She stated that the Historic Preservation Ordinance provides for re-building and restoring the structure. They offered their assistance to the City to prosecute these transgressions.

In response to a question by Mayor Cockrell, Mr. Gene Camargo, Director, Building Inspections, stated that the ownership of the building is still being investigated. He then briefed the Council on Class C violations, citations and other notices being issued. He described the provisions of the Historic Ordinances and how they have been followed in this particular case. He spoke to penalties on owners of property as far as rebuilding as well as monetary penalties.

A discussion took place on the provision of enforcing the reconstruction of the building.

City Manager Briseno also stated no building permits or curb cuts can be issued for the next three years.

Mayor Cockrell expressed deep concern on the demolition of the building and the ignoring of the Ordinance. She asked that the most strenuous penalties be imposed. She feels that this is necessary in order to deter any future occurrences. She spoke in favor of reconstructing the building.

Mr. Gary Vasquez, Executive Director of Cattlemen's Square, expressed concern and dismay about what occurred and that these buildings should not have been torn down. Historic restoration of this particular building was very viable.

Mrs. Jerry Ursin, Bexar County Historical Commission, also expressed their dismay over the demolition of this building and blatant disregard of the Ordinance.

Mr. Wolff also expressed concern and gave a history of this building. He also related that the most strenuous penalties be imposed.

In response to Mr. Wolff, Mr. Camargo spoke to the penalties to be imposed to the contractor as well as the owner.

Ms. Berriozabal asked that the Council accept the offer of the San Antonio Conservation Society.

Mr. Labatt moved to direct staff to pursue action to seek a penalty of restoring the building. Ms. Vera seconded the motion.

Mr. Thompson stated that the process should be allowed to work and spoke against giving this kind of direction. He stated the legal system should be given time to work.

In response to Mayor Cockrell, Mr. Camargo spoke to the provision allowing this penalty. The City should be filing under all the penalty provisions.

In response to Mr. Wing, Mr. Camargo spoke to the condition

of these properties. The owners were cited for unsafe structure

Mr. Wing stated that under certain circumstances the City demolishes unsafe structures to abate a nuisance. He then referred to the Old Sears Building and the possibility of having to demolish it. He spoke to the need for consistency in these matters. He stated that the owners should have been forced to restore the building.

Mr. Camargo stated that this is what the City hoped to accomplish by passage of the New Historic Ordinance.

After consideration, the motion to direct staff to pursue the option of having the building restored as part of the penalty and have the staff pursue under every legal avenue to correct the problem, prevailed by the following vote: AYES: Berriozabal, Dutmer, Wing, Thompson, Vera, Wolff, Labatt, Cockrell; NAYS: None; ABSENT: Webb, Martinez, Hasslocher.

City Attorney Garza stated that the City may need specific authority and will come to Council for specific action.

\* \* \* \*

MR. CHARLES BARKSDALE

Mr. Charles Barksdale, 1512 E. Houston, distributed copies of the City Code prohibiting consumption of alcoholic beverages on public streets in the downtown area. He stated that there are a lot of problems throughout the City and the City Council needs to extend the Ordinance to prohibit alcoholic beverages throughout the City.

City Manager Briseno stated that the City staff will review this request and report back to Council on this issue.

\* \* \* \*

MS. KAY TURNER

Ms. Kay Turner stated that the people of San Antonio have spoken and are in favor of having a right to vote on the matter of Applewhite expediently as possible. She urged that the City Council call the election for May 4. She also spoke against the requirement of having to collect 10% of the total number of registered voters instead of the total number of persons who voted. Ms. Turner also stated that the Texas Water Commission had decided to hold the permit until after the election in May.

Mr. Thompson took exception to statements made by circulators as to what was being said to persons regarding the petition. He stated that the petition was not for or against Applewhite, but rather for a vote on the election.

Ms. Berriozabal stated that she can't imagine not putting this item on the ballot in May.

Mrs. Dutmer also spoke about the citizen's right to vote on the issue. She asked for honesty on both sides contrary to what happened in the dome issue.

Mr. Phillip Ross, President of the Aquifer Protection Association, stated that the Council should direct the City Water Board not to spend any more money constructing the Applewhite. He also stated that the bonds should not be sold until after the election. He stated that the City Council should have placed this item on the ballot and not have waited for the petition. He questioned why several big companies are protesting the Applewhite. He also spoke to the action of the Texas Water Commission to hold the permits until after the election.

Mrs. Dutmer stated that she has stood with this group, but is concerned about the allegations made by Mr. Ross that there is illegal paybacks.

\* \* \* \*

MR. DON WILKINS CASTILLO

Mr. Don Wilkins Castillo, stated that there are alot of problems encountered by pedestrians around North Frio and Ruiz Street. There are alot of speeders in this area and already an 82 year old lady was killed in this area.

Ms. Berriozabal stated that the light at North Frio and Ruiz is blinking because of the construction going on.

Mr. Travis Bishop stated that the staff would follow up on this issue.

\* \* \* \*

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91-08 The City Council recessed at 8:05 P.M., reconvening in regular session at 8:38 P.M.  
- - -

91-08 The Clerk read the following Ordinance:

AN ORDINANCE 73,170

AUTHORIZING THE EXECUTION OF A NEW, UPDATED STINSON MUNICIPAL AIRPORT LEASE FOR A TERM OF TEN YEARS WITH TOBIN SURVEY, INC. FOR 52,357 SQUARE FEET OF GROUND SPACE AND A CERTAIN BUILDING SITUATED THEREUPON AT AN ANNUAL RENTAL OF \$8,868.41 SUBJECT TO A RENTAL ADJUSTMENT DUE TO THE UNAVAILABILITY OF THE LEASED PREMISES DURING AIRCRARFT APRON CONSTRUCTION.

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

91-08 The Clerk read the following Ordinance:

AN ORDINANCE 73,171

AUTHORIZING THE ACCEPTANCE OF A GRANT OF \$294,445.00 FROM THE U. S. DEPARTMENT OF HEALTH AND HUMAN SERVICES TO CONTINUE FUNDING OF THE MATERNAL SUBSTANCE ABUSE PROJECT IN THE HEALTH DEPARTMENT; ESTABLISHING A FUND; ADOPTING A BUDGET; AND AUTHORIZING PERSONNEL POSITIONS.

\* \* \* \*

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

Mr. Thompson spoke of this incentive program for youths who resist the use of drugs, stating his belief that this is a positive issue to consider for the future.

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

91-08 DISCUSSION - COMBATTING SPEEDING IN RESIDENTIAL AREAS

Mr. Wolff spoke of an innovative program in other cities to combat speeding within residential areas, and briefly explained how it works. He noted that police check speeds periodically in a specific area. He asked City staff to look into the creation of a possible pilot program for San Antonio.

Police Captain Al Phillipus stated that he has in his possession the data supplied by Mr. Wolff relative to this program, and would come back to the City Council with an assessment in two weeks.

Mr. Wolff then made a motion to direct the City Manager to prepare a comprehensive briefing on the feasibility of an Operation Slowdown and report back in two weeks. Ms. Vera seconded the motion.

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

91-08

CITY MANAGER'S REPORT

DEPARTMENT GIFTS ACCEPTANCE POLICY

Mr. Alex Briseno, City Manager, spoke to certain television specials aired last week on a local TV station, dealing with reports that City inspectors taking gifts. He spoke to what the City ethics ordinance allows, noting that each City department has the discretion to employ tighter restrictions, if it chooses to do so. He noted further that the Building Inspections Department has tighter restrictions, and stated his opinion that TV reports of 'widespread gifts' was misleading.

In response to a question by Mr. Labatt, Mr. Gene Camargo, Director of Building Inspections, stated that the only specific material dealt with in the TV reports concerned the matter of Grand Prix tickets provided for certain City inspectors, and explained that the request was made to him to provide those tickets to inspectors who were on duty long hours during the Grand Prix, as part of their jobs. He stated his opinion that the TV reports left the impression that there were more such issues within the City.

91-08

REPORT ON MISDEMEANOR WARRENTS

Mr. Lloyd Garza, City Attorney, spoke to details of a recent court case which, in effect, served to rule invalid all outstanding misdemeanor warrants, including those for traffic citations. He noted that the court case concerned an incident in Eastland, and the Texas Court of Criminal Appeals ruled out arrests made there on such warrants, a ruling that affects the entire state. He noted that San Antonio currently has some 71,000 outstanding misdemeanor cases working, and those arrest warrants will have to be purged from the files. He noted that, which persons cannot be arrested on these misdemeanor traffic warrants, for instance, the cases still are prosecutable, and he spoke to how they can be prosecuted, within the new court ruling. He stated that the City has now developed a new strategy to pull those pending cases from the city's computer, and noted that new misdemeanor arrest warrants have been worked up for use, in the future.

A brief discussion took place concerning the court case and its local ramifications.

(The Council recessed at 8:55 P.M. into a "B" Session, reconvening in regular session at 9:27 P.M.)

91-08 The Council recessed at 9:28 P.M. into Executive Session to discuss the following:

1) Consultation between the City Attorney and the City Council to renew legal issues affecting the City's options in responding to the Applewhite Reservoir Project petition, and

2) Consultation between the City Attorney and the City Council to review issues applying the possible settlement/resolution of the various suits involving the City orf San Antonio, the Resolution Trust Corporation, commerce Savings, southern California Savings, et al, over the Vista Verde Project.

Mayor Cockrell reconvened the "A" Session at 11:31 P.M. and announced that the City Council had been briefed on the above two items.

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

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

February 01, 1991                      Petition submitted by Mr. Armando A. Aranda, 417 S. Main Street, San Antonio, Texas 78204, requesting the closure of certain streets as outlined in his petition.

\* \* \* \*

91-08 There being no further business to come before the Council, the meeting was adjourned at 11:32 P.M.

A P P R O V E D

*Lila Cockrell*

M A Y O R

Attest:

*Armando J. Rodriguez*  
C i t y   C l e r k