

**REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF SAN ANTONIO, HELD IN THE COUNCIL CHAMBERS, MUNICIPAL PLAZA BUILDING, THURSDAY, MARCH 8, 2001.**

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2001-10 The City Council convened in an informal "B" Session at 10:00 A.M., Municipal Plaza Building "B" Room, to consider the following items(s):

- A) **Boards and Commissions Work Session.** (Presented by Norma S. Rodriguez, City Clerk)

The Council members present were: AYES: Perez, Salas, Guerrero, Prado, Garcia, Barrera, Garza, Conner, Bannwolf, Carpenter, Peak. NAYS: None. ABSENT: None.

The "B" Session adjourned at 10:45 A.M.

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2001-10 The regular meeting was called to order at 1:00 P.M. by the Presiding Officer, Mayor Howard W. Peak, with the following members present: Perez, Salas, Guerrero, Prado, Garcia, Barrera, Garza, Conner, Bannwolf, Carpenter, Peak.

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2001-10 Invocation by Reverend David Trawick, Northwest Hills United Methodist Church.

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2001-10 Pledge of Allegiance to the flag of the United States.

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capital improvements projects under the Senior Lien Bonds and Junior Lien Bonds, the debt service to maturity, data on the bond issue and cited the bids which had been submitted.

In response to Ms. Conner, Mr. Hinojosa clarified about the \$519 million, noting the 5-year plan was to minimize the financial impact. He also added there would be an update of the plan and forecast by the summer. Mr. Hinojosa further spoke of a restructure in order to minimize the rate impact, and stated that SAWS staff would be working with Finance Department on the debt plan, and that it would be updated each year.

The City Clerk read the following Ordinance:

AN ORDINANCE 93532

AN ORDINANCE BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO, TEXAS AUTHORIZING THE ISSUANCE OF "CITY OF SAN ANTONIO, TEXAS WATER SYSTEM REVENUE AND REFUNDING BONDS, SERIES 2001" IN THE PRINCIPAL AMOUNT OF \$58,700,000.00; PROVIDING FOR THE PAYMENT OF THE PRINCIPAL OF AND INTEREST ON THE BONDS BY A LIEN ON AND PLEDGE OF THE PLEDGED REVENUES OF THE WATER SYSTEM ON A PARITY WITH CERTAIN CURRENTLY OUTSTANDING OBLIGATIONS; PROVIDING THE TERMS AND CONDITIONS OF SUCH BONDS AND RESOLVING OTHER MATTERS INCIDENT AND RELATING TO THE ISSUANCE, PAYMENT, SECURITY, SALE, AND DELIVERY OF SUCH BONDS, INCLUDING THE APPROVAL AND DISTRIBUTION OF AN OFFICIAL STATEMENT; STIPULATING THE TERMS AND CONDITIONS FOR THE ISSUANCE OF ADDITIONAL REVENUE BONDS ON A PARITY THEREWITH; AUTHORIZING THE EXECUTION OF A PAYING AGENT/REGISTRAR AGREEMENT AND ESCROW DEPOSIT LETTER; COMPLYING WITH THE REQUIREMENTS OF THE DEPOSITORY TRUST COMPANY; ENACTING OTHER PROVISIONS INCIDENT AND RELATED TO THE SUBJECT AND PURPOSE OF THIS ORDINANCE; AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE UPON PASSAGE BY EIGHT AFFIRMATIVE VOTES. (PAINE, WEBBER, INC.)

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Salas, Guerrero, Prado, Barrera, Garza, Conner, Carpenter, Peak. **NAYS:** None. **ABSENT:** Garcia, Bannwolf.

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2001-10 The Clerk read the following Ordinance

AN ORDINANCE 93533

AN ORDINANCE BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO, TEXAS AUTHORIZING THE ISSUANCE OF "CITY OF SAN ANTONIO, TEXAS WATER SYSTEM JUNIOR LIEN REVENUE BONDS, SERIES 2001" IN THE PRINCIPAL AMOUNT OF \$9,715,000.00; PROVIDING FOR THE PAYMENT OF THE PRINCIPAL OF AND INTEREST ON THE BONDS BY A JUNIOR LIEN ON AND PLEDGE OF THE NET REVENUES OF THE CITY'S WATER SYSTEM ON A PARITY WITH CERTAIN CURRENTLY OUTSTANDING OBLIGATIONS; PROVIDING THE TERMS AND CONDITIONS OF SUCH BONDS AND RESOLVING OTHER MATTERS INCIDENT AND RELATING TO THE ISSUANCE, PAYMENT, SECURITY, SALE, AND DELIVERY OF SUCH BONDS, INCLUDING THE APPROVAL OF AN APPLICATION TO THE TEXAS WATER DEVELOPMENT BOARD; AUTHORIZING THE EXECUTION OF A PAYING AGENT/REGISTRAR AGREEMENT AND AN ESCROW AGREEMENT; COMPLYING WITH THE REQUIREMENTS OF THE DEPOSITORY TRUST COMPANY'S LETTER OF REPRESENTATIONS; COMPLYING WITH THE REGULATIONS PROMULGATED BY THE TEXAS WATER DEVELOPMENT BOARD; ENACTING OTHER PROVISIONS INCIDENT AND RELATED TO THE SUBJECT AND PURPOSE OF THIS ORDINANCE; PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE UPON PASSAGE BY EIGHT AFFIRMATIVE VOTES.

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Salas, Guerrero, Prado, Barrera, Garza, Conner, Carpenter, Peak. **NAYS:** None. **ABSENT:** Garcia, Bannwolf.

2001-10      The Clerk read the following Ordinance:

AN ORDINANCE 93534

AN ORDINANCE BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO, TEXAS AUTHORIZING THE ISSUANCE OF "CITY OF SAN ANTONIO, TEXAS WATER SYSTEM JUNIOR LIEN REVENUE BONDS, SERIES 2001-A" IN THE PRINCIPAL AMOUNT OF \$15,435,00.00; PROVIDING FOR THE PAYMENT OF THE PRINCIPAL OF AND INTEREST ON THE BONDS BY A JUNIOR LIEN ON AND PLEDGE OF THE NET REVENUES OF THE CITY'S WATER SYSTEM ON A PARITY WITH CERTAIN CURRENTLY OUTSTANDING OBLIGATIONS; PROVIDING THE TERMS AND CONDITIONS OF SUCH BONDS AND RESOLVING OTHER MATTERS INCIDENT AND RELATING TO THE ISSUANCE, PAYMENT, SECURITY, SALE, AND DELIVERY OF SUCH BONDS, INCLUDING THE APPROVAL OF AN APPLICATION TO THE TEXAS WATER DEVELOPMENT BOARD; AUTHORIZING THE EXECUTION OF A PAYING AGENT/REGISTRAR AGREEMENT AND AN ESCROW AGREEMENT; COMPLYING WITH THE REQUIREMENTS OF THE DEPOSITORY TRUST COMPANY'S LETTER OF REPRESENTATIONS; COMPLYING WITH THE REGULATIONS PROMULGATED BY THE TEXAS WATER DEVELOPMENT BOARD; ENACTING OTHER PROVISIONS INCIDENT AND RELATED TO THE SUBJECT AND PURPOSE OF THIS ORDINANCE; PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE UPON PASSAGE BY EIGHT AFFIRMATIVE VOTES.

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

The following citizen(s) appeared to speak:

Mr. Faris Hodge, Jr., 140 Dora, spoke to the audit of SAWS, and inquired on where the bond money would be directed. He took exception to the issuance of paper money, and also spoke to the public not being informed in a timely manner.

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Mr. Garza spoke on the importance of the water needs of the community, and noted that SAWS would be more efficient. He noted there would be measurement and accountability, and stated he looked forward to a status report of the improvements.

Mr. Bannwolf stated this was a great opportunity to change business as usual and looked forward to the Burgess report. He added that the new leadership at SAWS represented a positive direction and a new atmosphere of efficiency. He also stressed the importance of meeting the water needs of the community, and looked forward to working with the new management and administration of SAWS.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Salas, Guerrero, Prado, Garcia, Barrera, Garza, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** None.

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**2001-10 BRIEFING ON SAN ANTONIO WATER SYSTEMS FINAL REPORT: EVALUATION AND ASSESSMENT ON THE WATER AND WASTEWATER OPERATION.**

Ms. Christina Sanchez, member of the San Antonio Water System, spoke briefly on the operational report and the objectives of the operational review. She also recognized other members of the Board who were in attendance for the presentation.

Mr. Larry Shaw, Project Manager, narrated a slide presentation outlining the background and goals, the summary of the operation renew results, the assessment of continuous improvement program, the recommendations for the continuous improvement program, a copy of which presentation is made a part of the papers of this meeting. He further elaborated on the G & A activity benchmarking gap analysis, the opportunities from benchmarking assessment, from staffing analysis, the opportunities for organization structure improvements, and the implementation plan.

Mayor Peak noted this was a latest in a series of measures in the three to four year span, adding that performance reviews are important for internal and external analysis. He stated that information was used from other utilities to see where the improvements could be made and to implement more efficiency and effectiveness of SAWS goals. He stressed that the performance reviews should be made on a regular basis in order to achieve the goal of attaining the best utility in its class.

In response to Mr. Garza regarding the selection of peer groups and how it was narrowed down, Mr. Shaw stated that thirty-two utilities in the area were approached, noting there were thirteen responses, one was the highest in the class, and the others were comparable to SAWS. He added that SAWS intended to contact those firms again. Mr. Shaw also noted that one utility had benchmarking comparable in size.

Mr. Salas expressed concern on the streets reported that still needed to be repaired, specifically noting Onslow Street.

Ms. Conner spoke to the importance of SAWS in the City. She noted that the City had given SAWS the tools to implement improvement, and was now pleased to see the report as a road map to give direction on what improvements needed to be made.

Mayor Peak reiterated that this report would answer a lot of questions on the rates for customers.

Mr. Bannwolf spoke in support of the report, and stated that the recommendations to be put in place to provide greater efficiency. He also stated that the report also represented the groundwork for the improvements to SAWS.

Mr. Carpenter also noted that the report was a great foundation for the improvements, which needed to be addressed at SAWS.

Mr. Perez stressed the importance of customer service and stated he looked forward to the recommendations being implemented.

Mr. Garcia spoke in support of the report and also highlighted the importance of addressing customer service issues.

Ms. Guerrero applauded the Carter-Burgess report and emphasized the need to be aggressive with the plan to address customer service issue.

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2001-10      **ZONING HEARINGS – CITIZEN COMMENTS**

Mr. Faris Hodge, Jr., 140 Dora, spoke to each of the zoning cases.

Ms. Julie Iris Oldham, P.O. Box 40263, spoke to several zoning cases, and also cited campaign contributions received by various Council members.

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2001-10      ZONING HEARINGS

6A)                      CASE NO. #Z20273 SUP - The request of Carlos Ponce, Applicant, for Carlos Ponce, Owner(s), for a change in zoning from "F" Local Retail to "B-2NA SUP" Business District, Non-Alcoholic Sales with a Special Use Permit for auto repair, brake repair, and the sale and installation of mufflers and tires on Lot 32, NCB 7574, 2320 S. Zarzamora Street. Staff's recommendation was for approval.

Zoning Commission has recommended approval (Council District 5).

Mr. Ray Lozano, Land Development Services, explained the proposed rezoning case.

Mr. Garcia made a motion to approve the proposed Ordinance with the zoning recommendations. Mr. Carpenter seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Guerrero, Prado, Garcia, Barrera, Garza, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Salas, Conner.

AN ORDINANCE 93535

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 32, NCB 7574, 2320 S. ZARZAMORA STREET, FROM "F" LOCAL RETAIL TO "B-2NA SUP" BUSINESS DISTRICT, NON-ALCOHOLIC SALES WITH A SPECIAL USE PERMIT FOR AUTO REPAIR, BRAKE REPAIR, AND THE SALE AND INSTALLATION OF MUFFLERS AND TIRES.

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6B) CASE NO. #Z2001001 - The request of The Laredo National Bank, Applicant, for Robert E. Tatum, Owner(s), for a change in zoning from "R-7" Small Lot Residence District and "B3-R" Business District to "B-2NA" Business District, Non-Alcoholic Sales on Lots 23, 24, 25, & 26, Block 6, NCB 8129, 843 South General McMullen. Staff's recommendation was for approval.

Zoning Commission has recommended approval (Council District 6).

Mr. Ray Lozano, Land Development Services, explained the proposed rezoning case.

Mr. Barrera made a motion to approve the proposed rezoning. Mr. Carpenter seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Salas, Guerrero, Prado, Garcia, Garza, Conner, Bannwolf, Peak. **NAYS:** None. **ABSENT:** Barrera, Carpenter.

AN ORDINANCE 93536

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS LOTS 23, 24, 25, & 26, BLOCK 6, NCB 8129, 843 SOUTH GENERAL MCMULLEN, FROM "R-7" SMALL LOT RESIDENCE DISTRICT AND "B-3R" BUSINESS DISTRICT TO "B-2NA" BUSINESS DISTRICT, NON-ALCOHOLIC SALES.

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6C) CASE NO. #Z2001004 - The request of Jerry Arredondo, Applicant, for Ram Oil Corporation, Thomas Yates and HE Ruhlman, Owner(s), for a change in zoning from Temporary "R-1" Single-Family Residential District to "B-3" Business District on All of Lot 1 and P-211A, Block 9, NCB 17639, 9100 block of Westover Hills. Staff's recommendation was for approval.

Zoning Commission has recommended approval of "B-3R" Restrictive Business District (Council District 6).

Mr. Ray Lozano, Land Development Services, explained the proposed rezoning case.

Mr. Barrera made a motion to approve the proposed rezoning. Mr. Carpenter seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Guerrero, Prado, Garcia, Barrera, Garza, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Salas, Conner.

AN ORDINANCE 93537

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS ALL OF LOT 1 AND P-211A, BLOCK 9, NCB 17639, 9100 BLOCK OF WESTOVER HILLS, FROM TEMPORARY "R-1" SINGLE-FAMILY RESIDENTIAL DISTRICT TO "B-3" BUSINESS DISTRICT.

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6D) CASE NO. #Z2001007 - The request of City of San Antonio, Applicant, for Vista Partners and Continental Homes, Owner(s), for a change in zoning from Temporary "R-1" Single-Family Residence District to "R-7" Small Lot Residence District on 41.35 acres out of County Block 4392 and County Block 4393; and from Temporary "R-1" Single-Family Residence District to "R-7" Small Lot Residence District on 155 acres out of County Block 4393, 10700 Block of Potranco Road. Staff's recommendation was for approval.

Zoning Commission has recommended approval (Council District 6).

Mr. Ray Lozano, Land Development Services, explained the proposed rezoning case.

The following citizen(s) appeared to speak:

Mr. Ken Brown, spoke to the size of the property and that he was amenable to amending the 2<sup>nd</sup> tract, 41 acre area to R-1 which allowed a use mixture.

Ms. Nancy Englebert, President of Heritage N.A., stated that the neighborhood association was opposed to the zoning, noting that the Heritage Neighborhood Association was adjacent to the property and members were concerned with the R-1 and the preservation of the neighborhood.

Mr. Darrell McCurdy, Oakcreek Subdivision, expressed concern with the smaller lots, and more crowding of schools due to more development thereby causing more traffic congestion and dangers to the pedestrians. He also noted that the smaller homes and lots would mean less room for garden and recreation, resulting in children having to play in the streets.

Mr. Barrera made a motion to approve the proposed Ordinance with the provision that the 41.35-acre tract be rezoned as "R-1". Mr. Garza seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Guerrero, Barrera, Garza, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Salas, Prado, Garcia.

#### AN ORDINANCE 93538

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS 41.35 ACRES OUT OF COUNTY BLOCK 4392 AND COUNTY BLOCK 4393; AND 155 ACRES OUT OF COUNTY BLOCK 4392 AND COUNTY BLOCK 4393, 10700 BLOCK OF POTRANCO ROAD, FROM TEMPORARY "R-1" SINGLE-FAMILY RESIDENCE DISTRICT TO "R-7" SMALL LOT RESIDENCE DISTRICT.

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6E) CASE NO. #Z2001018 SUP - The request of City of San Antonio, Applicant, for Southwest Neuropsychiatric Institute, Owner(s), for a change in zoning from "B" Residence District to "R-2 SUP" Two-Family Residence District with a Special Use Permit for a specialized child-care institution on East Irregular 746.61 feet of Tract 1, NCB 8349, 2939 West Woodlawn Avenue. Staff's recommendation was for approval.

Zoning Commission has recommended Pending Zoning Commission Meeting of March 6, 2001 (Council District 7).

Mr. Ray Lozano, Land Development Services, explained the proposed rezoning case.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Salas, Guerrero, Prado, Garcia, Barrera, Garza, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Salas, Prado, Garcia.

AN ORDINANCE 93539

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS THE EAST IRREGULAR 746.61 FEET OF TRACT 1, NCB 8349, 2939 WEST WOODLAWN AVENUE, FROM "B" RESIDENCE DISTRICT TO "R-2 SUP" TWO-FAMILY RESIDENCE DISTRICT WITH A SPECIAL USE PERMIT FOR A SPECIALIZED CHILD-CARE INSTITUTION.

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6F) CASE NO. #Z20227 - The request of Kaufman and Broad, Applicant, for Stanley Spigel, Owner(s), for a change in zoning from "B-3" Business District to "(P-1) R-5" Planned Unit Development Single-Family Residence District on 16.68 acres out of Lot 29 and Lot 36, NCB 17929, 8700 Block of Mystic Park. Staff's recommendation was for denial.

Zoning Commission has recommended denial (Council District 7).

Mr. Ray Lozano, Land Development Services, explained the proposed rezoning case.

Mr. Garza stated this was a unique case noting that the City had expanded the open space and that a new library and Fire Station will be added to this area. He spoke to the type of homes for this tract of land, and commended the builder for working with the City. Mr. Garza then made a motion to approve the proposed Ordinance. Mr. Perez seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Guerrero, Barrera, Garza, Conner, Bannwolf, Peak. **NAYS:** None. **ABSENT:** Salas, Prado, Garcia, Carpenter.

AN ORDINANCE 93540

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS 16.68 ACRES OUT OF LOT 29 AND LOT 36, NCB 17929, 8700 BLOCK OF MYSTIC PARK, FROM "B-3" BUSINESS DISTRICT TO "(P-1) R-5" PLANNED UNIT DEVELOPMENT SINGLE-FAMILY RESIDENCE DISTRICT.

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6G) CASE NO. #Z20306 - The request of Rosin Group Inc., Applicant, for Baldemar and Lilia Gonzalez, Owner(s), for a change in zoning from "B-3NA" Business District Non-Alcoholic Sales to "B-2" Business District on East 150 feet of the west 350 feet of Lot I, NCB 11693, 5210 Blanco Road. Staff's recommendation was for approval.

Zoning Commission has recommended approval (Council District 9).

Mr. Ray Lozano, Land Development Services, explained the proposed rezoning case.

Mr. Bannwolf made a motion to approve the proposed rezoning. Mr. Carpenter seconded the motion.

Mr. Bannwolf commended the Nelson Family for working together with the neighborhood to come to a resolution on this issue.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Guerrero, Barrera, Garza, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Salas, Prado, Garcia.

AN ORDINANCE 93541

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS EAST 150 FEET OF THE WEST 350 FEET OF LOT I, NCB 11693, 5210 BLANCO ROAD, FROM "B-3NA" BUSINESS DISTRICT NON-ALCOHOLIC SALES TO "B-2" BUSINESS DISTRICT.

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6H) CASE NO. #Z97261-Q - The request of City of San Antonio, Applicant, for Lumbermens Investment Corp., Owner(s), for a change in zoning from Temporary "R-1 ERZD" Single-Family Residence Edwards Recharge Zone District to "R-3 ERZD" Multiple-Family Residence Edwards Recharge Zone District on 16.750 acre tract of land out of NCB 19219, 1100 Block of Evans Road. Staff's recommendation was for approval.

Zoning Commission has recommended approval (Council District 9).

Mr. Ray Lozano, Land Development Services, explained the proposed rezoning case.

Mr. Bannwolf made a motion to approve the proposed rezoning. Mr. Perez seconded the motion.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Guerrero, Barrera, Garza, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Salas, Prado, Garcia.

AN ORDINANCE 93542

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN AS 16.750 ACRE TRACT OF LAND OUT OF NCB 19219, 1100 BLOCK OF EVANS ROAD, FROM TEMPORARY "R-1 ERZD" SINGLE-

FAMILY RESIDENCE EDWARDS RECHARGE ZONE DISTRICT TO "R-3 ERZD"  
MULTIPLE-FAMILY RESIDENCE EDWARDS RECHARGE ZONE DISTRICT.

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2001-10 The Clerk read the following Ordinance:

AN ORDINANCE 93543

APPROVING A FIREWORKS DISPLAY PERMIT AS REQUESTED BY CLASSIC FIREWORKS BY EVENTS, INC. TO ALLOW A FIREWORKS DISPLAY AT THE TARGET STORE LOCATED AT 11311 BANDERA ROAD, ON SATURDAY, MARCH 10, 2001 AT APPROXIMATELY 8:00 P.M. IN CONNECTION WITH THE TARGET SUPERSTORE GRAND OPENING; AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE UPON PASSAGE BY EIGHT (8) AFFIRMATIVE VOTES.

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

Fire Chief Bobby Ojeda briefly explained the firework location noting that all required standards had been met by the petitioner.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Guerrero, Barrera, Garza, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Salas, Prado, Garcia.

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2001-10 **CONSENT AGENDA – CITIZENS COMMENTS**

Mr. Jack M. Finger, P.O. Box 12048, spoke to each item on the agenda.

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2001-10      CONSENT AGENDA

Mr. Carpenter made a motion to approve Agenda Items 9 through 27 constituting the Consent Agenda. Mr. Garcia seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinances, prevailed by the following vote: AYES: Perez, Guerrero, Garcia, Barrera, Conner, Bannwolf, Carpenter, Peak. NAYS: None. ABSENT: Salas, Prado, Garza.

AN ORDINANCE 93544

DESIGNATING THE FIRM OF PROFESSIONAL SERVICES INDUSTRIES, INC. TO PROVIDE CONSTRUCTION AND MATERIAL TESTING SERVICES FOR THE EAST AIR CARGO EXPANSION PHASE 2 PROJECT AT SAN ANTONIO INTERNATIONAL AIRPORT; AUTHORIZING NEGOTIATION AND EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT IN AN AMOUNT NOT TO EXCEED \$75,000.00; REVISING THE BUDGET; AND PROVIDING FOR PAYMENT. (AMENDS ORDINANCE NO. 93025, DECEMBER 14, 2000.)

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AN ORDINANCE 93545

ACCEPTING THE LOW QUALIFIED BASE BID OF CHARLIE & COMPANY IN THE TOTAL AMOUNT OF \$169,000.00 FOR CAPITAL IMPROVEMENTS TO THE CITY'S JIMMY FLORES PARK IN CITY COUNCIL DISTRICT 4; AUTHORIZING A CONSTRUCTION CONTRACT; ESTABLISHING THE PROJECT'S BUDGET; TRANSFERRING \$200,000.00 IN 1994 PARK GENERAL OBLIGATION (GO) BOND ISSUE FUNDS INTO THE PROJECT'S BUDGET; AUTHORIZING \$25,749.00 FOR CONSTRUCTION CONTINGENCY EXPENSES; AUTHORIZING AN ADDITIONAL \$2,995.00 FOR ARCHITECT FEES; AUTHORIZING \$914.00 FOR BID ADVERTISING AND PRINTING FEES; AUTHORIZING \$300.00 FOR DRAINAGE IMPACT FEES; AUTHORIZING \$540.00 FOR TEXAS DEPARTMENT OF LICENSE AND REGULATIONS (TDLR) REVIEW FEES; AUTHORIZING \$502.00 FOR SURVEY FEES; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 93546

SELECTING DEBRA J. DOCKERY, ARCHITECT, P.C. TO PROVIDE ARCHITECTURAL SERVICES IN CONNECTION WITH THE RAINBOW HILLS PARK DEVELOPMENT 1999 PARKS GENERAL OBLIGATION BOND ISSUE PROJECT IN CITY COUNCIL DISTRICT 4; AUTHORIZING THE NEGOTIATION OF A CONTRACT UP TO \$70,400.00 FOR ARCHITECTURAL SERVICES; TRANSFERRING FUNDS AND ESTABLISHING THE PROJECT'S BUDGET; ESTABLISHING A \$17,600.00 ARCHITECTURAL CONTINGENCY; PROVIDE \$2,000.00 FOR BID ADVERTISING EXPENSES; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 93547

SELECTING JAMES & JUAREZ ARCHITECTS TO PROVIDE ARCHITECTURAL SERVICES IN CONNECTION WITH THE SAN FERNANDO GYM AMERICANS WITH DISABILITIES ACT (ADA) COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT IN CITY COUNCIL DISTRICT 1; AUTHORIZING THE NEGOTIATION OF A CONTRACT IN AN AMOUNT NOT TO EXCEED \$34,000.00 FOR ARCHITECTURAL SERVICES; TRANSFERRING 26TH YEAR CDBG FUNDS AND ESTABLISHING THE PROJECT'S BUDGET; AUTHORIZING \$8,500.00 FOR ARCHITECTURAL CONTINGENCY EXPENSES; AUTHORIZING \$2,000.00 FOR ADVERTISING EXPENSES; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 93548

SELECTING KIMLEY-HORN AND ASSOCIATES, INC. TO PROVIDE ENGINEERING SERVICES IN CONNECTION WITH THE SIGNAGE PROGRAM FOR THE CITY-OWNED PARKING GARAGES, LOCATED IN COUNCIL DISTRICT 1; AUTHORIZING THE NEGOTIATION AND EXECUTION OF A CONTRACT IN THE AMOUNT OF \$57,800.00; AUTHORIZING THE APPROPRIATION OF FUNDS FROM THE PARKING SYSTEM REVENUE BONDS SERIES 2000; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 93549

AUTHORIZING THE EXECUTION OF AN "AGREEMENT FOR THE FURNISHING AND INSTALLING OF TRAFFIC SIGNAL EQUIPMENT BY A MUNICIPALITY" WITH THE TEXAS DEPARTMENT OF TRANSPORTATION (TXDOT) AND AUTHORIZING A FORCE ACCOUNT FUND IN THE AMOUNT OF \$8,615.00 IN CONNECTION WITH THE RECONSTRUCTION OF WURZBACH ROAD TO FOUR LANES WITH A CENTER LEFT TURN LANE AND INSTALLING TRAFFIC SIGNALS ON WURZBACH ROAD AT THE INTERSECTION OF CRYSTAL RUN/ROXBURY.

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AN ORDINANCE 93550

AUTHORIZING THE EXECUTION OF AN "AGREEMENT FOR THE FURNISHING AND INSTALLING OF TRAFFIC SIGNAL EQUIPMENT BY A MUNICIPALITY" WITH THE TEXAS DEPARTMENT OF TRANSPORTATION (TXDOT) AND AUTHORIZING A FORCE ACCOUNT FUND IN THE AMOUNT OF \$11,076.00 IN CONNECTION WITH THE RECONSTRUCTION OF SOUTHCROSS BLVD. TO FOUR LANES WITH A CENTER LEFT TURN LANE AND UPGRADING THE EXISTING TRAFFIC SIGNAL ON SOUTHCROSS BLVD. AT LOOP 13 (W.W. WHITE).

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AN ORDINANCE 93551

SELECTING SPRINKLE ROBEY ARCHITECTS, A.I.A., L.L.C. TO PROVIDE PROFESSIONAL ARCHITECTURAL SERVICES IN CONNECTION WITH THE NEW SOUTHWEST BRANCH LIBRARY PROJECT PLANNED TO BE LOCATED AT S. W. MILITARY HIGHWAY SOUTH OF CASTLERIDGE DRIVE IN COUNCIL DISTRICT 6; AUTHORIZING THE NEGOTIATION AND EXECUTION OF A CONTRACT IN AN AMOUNT NOT TO EXCEED \$153,300.00; AUTHORIZING \$13,850.00 FOR ADDITIONAL DESIGN SERVICES; AUTHORIZING \$25,000.00 FOR ARCHITECTURAL AND ENGINEERING CONTINGENCY EXPENSES; AUTHORIZING \$800.00 FOR ADVERTISING EXPENSES; AND PROVIDING FOR PAYMENT.

\* \* \* \*

AN ORDINANCE 93552

ACCEPTING THE LOW, QUALIFIED RESPONSIVE BID OF R.L. JONES COMPANY, INC. IN THE AMOUNT OF \$279,728.32 IN CONNECTION WITH THE RIP RAP #69 PHASE II C, PARK 3A COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT LOCATED IN COUNCIL DISTRICT 4; REVISING THE PROJECT BUDGET; AUTHORIZING \$25,447.78 FOR MISCELLANEOUS CONSTRUCTION CONTINGENCY EXPENSES; APPROPRIATING FUNDS AND PROVIDING FOR PAYMENT.

\* \* \* \*

AN ORDINANCE 93553

ACCEPTING THE LOW, QUALIFIED BID OF ATS CONSTRUCTION, INC. (MBE) IN THE AMOUNT OF \$179,357.77 IN CONNECTION WITH THE RAY BON FROM EISENHAUER TO VILLAGE HAVEN & DANBURY FROM BROADWAY TO NACOGDOCHES SIDEWALK PROJECTS, LOCATED IN COUNCIL DISTRICTS 2 AND 10; AUTHORIZING \$17,935.78 FOR MISCELLANEOUS CONSTRUCTION CONTINGENCY EXPENSES; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 93554

AUTHORIZING THE EXECUTION OF AMENDMENT NO. 1 TO THE SAN ANTONIO BOTANICAL CENTER SOCIETY AGREEMENT BETWEEN THE CITY OF SAN ANTONIO AND THE SAN ANTONIO BOTANICAL CENTER SOCIETY TO PERMIT THE SOCIETY TO SCHEDULE, COORDINATE AND CHARGE FEES AND DEPOSITS FOR THE RENTAL OF AREAS IN THE CITY'S BOTANICAL GARDENS; AND AMENDING THE CITY CODE OF THE CITY OF SAN ANTONIO BY DELETING SECTION 22-14 (B), (C), (D) AND (E), ESTABLISHING CITY FEES FOR RENTAL AND USE OF THE BOTANICAL GARDENS, IN THEIR ENTIRETY. (AMENDS ORDINANCE NO. 53676, APRIL 23, 1981, AND ORDINANCE NO. 83186, NOVEMBER 16, 1995.)

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AN ORDINANCE 93555

DECLARING AS SURPLUS AND AUTHORIZING THE SALE OF A 0.005-ACRE PARCEL OF LAND, LOCATED AT THE SOUTHWESTERN END OF WASHINGTON STREET AND ADJACENT TO THE SAN ANTONIO RIVER OUT OF NEW CITY BLOCK 742 TO CHARLES C. BUTT, THE ADJACENT PROPERTY OWNER, FOR THE CONSIDERATION OF \$2,700.00.

\* \* \* \*

AN ORDINANCE 93556

APPROVING THE EXECUTION OF A FIVE-YEAR LEASE IN THE AMOUNT OF \$10.00 PER YEAR BETWEEN THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT AND BARRIO COMPREHENSIVE FAMILY HEALTH CENTER, INC. FOR CERTAIN EXCESS MEDICAL EQUIPMENT OWNED BY THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT TO BE USED BY BARRIO COMPREHENSIVE FAMILY HEALTH CENTER IN THE OPERATION OF A SPECIALTY CLINIC FOR LOW-INCOME AND UNINSURED WOMEN DURING THE PERIOD MARCH 1, 2001 THROUGH FEBRUARY 28, 2006.

\* \* \* \*

AN ORDINANCE 93557

AUTHORIZING PAYMENT IN THE AMOUNT OF \$708.74 TO TICOR TITLE AGENCY OF SAN ANTONIO FOR TITLE SERVICES IN CONNECTION WITH THE MARTINEZ CREEK FLOOD AREA PROJECT, THE AMOUNT OF \$750.00 TO ECKMANN, GROLL & RUNYAN, INC. FOR APPRAISAL SERVICES IN CONNECTION WITH THE WHEATLEY HEIGHTS FLOOD AREA PROJECT, THE AMOUNT OF \$2,500.00 TO DUGGER, CANADAY & GRAFE, INC. FOR APPRAISAL SERVICES AND THE AMOUNT OF \$100.00 TO C.A. KELLY, INC., FOR A RIGHT OF ENTRY AGREEMENT, IN CONNECTION WITH THE PLUMNEAR FLOOD AREA PROJECT; FOR A TOTAL SUM OF \$4,058.74; APPROPRIATING FUNDS AND PROVIDING FOR PAYMENT.

\* \* \* \*

AN ORDINANCE 93558

AN ORDINANCE AMENDING ORDINANCE NO. 84161, PASSED AND APPROVED ON MAY 23, 1996, AUTHORIZING THE EXECUTION OF AN "EXCHANGE CONTRACT" WITH ALAMO PARK, INC. TO EXCHANGE 12.6 ACRES OF LAND LOCATED AT U.S. 281 AND JONES-MALTSBERGER FOR 20.86 ACRES OF LAND NEAR THE LONGHORN CEMENT PLANT OFF OF PERRIN-BEITEL ROAD TO REFLECT SMOKESTACK PARTNERS, INC. A DELAWARE CORPORATION, THE NEW OWNERS ASSIGNED TO THE ABOVE REFERENCED PROPERTY FROM ALAMO PARK, INC.

\* \* \* \*

AN ORDINANCE 93559

AUTHORIZING THE ACCEPTANCE OF AN ADDITIONAL \$41,561.00 IN CASH SUPPORT FROM THE TEXAS DEPARTMENT OF HEALTH TO AUGMENT THE ONGOING SAN ANTONIO METROPOLITAN HEALTH DISTRICT AIDS SURVEILLANCE PROJECT; APPROVING THE EXECUTION OF A CHANGE TO THE CONTRACT WITH THE TEXAS DEPARTMENT OF HEALTH; AND REVISING THE BUDGET FOR THE PUBLIC HEALTH STATE SUPPORT PROJECT 2001/2002-FEDERAL ESTABLISHED IN ORDINANCE NO. 93174 PASSED AND APPROVED ON JANUARY 4, 2001. (AMENDS ORDINANCE NO. 93174, JANUARY 4, 2001.)

\* \* \* \*

AN ORDINANCE 93560

AMENDING STANDARD CITY OPERATING AGENCY GRANT FUND CONTRACTS AUTHORIZED IN ORDINANCE NO. 91467 PASSED AND APPROVED ON MARCH 23, 2000 WITH LOCAL AIDS/HIV SERVICE PROVIDERS TO ADD FUNDS TOTALING \$71,860.00 FOR USE IN CONNECTION WITH THE ONGOING RYAN WHITE TITLE II PROJECT OF THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT. (AMENDS ORDINANCE NO. 91021, DECEMBER 19, 1999; AND ORDINANCE 91467, MARCH 23, 2000.)

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AN ORDINANCE 93561

RE-APPOINTING BETTY ECKERT (DISTRICT 9) TO THE CLEAN UP CITY COMMISSION FOR A TERM OF OFFICE TO EXPIRE ON FEBRUARY 24, 2003.

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AN ORDINANCE 93562

RE-APPOINTING EDWARD MENDEZ (DISTRICT 4) TO THE AFFIRMATIVE ACTION ADVISORY BOARD FOR A TERM OF OFFICE TO EXPIRE ON JANUARY 31, 2003.

\* \* \* \*

AN ORDINANCE 93563

APPOINTING MANUEL FUENTES (DISTRICT 3) TO THE AIRPORT ADVISORY COMMITTEE FOR A TERM OF OFFICE TO EXPIRE ON DECEMBER 15, 2002.

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AN ORDINANCE 93564

APPOINTING LUCINDA M. RAMOS (DISTRICT 3) TO THE TRANSPORTATION ADVISORY BOARD FOR A TERM OF OFFICE TO EXPIRE ON JANUARY 26, 2003.

\* \* \* \*

AN ORDINANCE 93565

APPOINTING FABIAN RODRIGUEZ (DISTRICT 1) TO THE SMALL BUSINESS ECONOMIC DEVELOPMENT ADVOCACY ADVISORY COMMITTEE FOR A TERM OF OFFICE TO EXPIRE ON NOVEMBER 20, 2002.

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AN ORDINANCE 93566

APPOINTING FIVE (5) INDIVIDUALS TO THE BOARD OF DIRECTORS FOR REINVESTMENT ZONE NUMBER TEN, CITY OF SAN ANTONIO, TEXAS, COMMONLY REFERRED TO AS THE STABLEWOOD FARMS PROJECT, FOR A TERM OF OFFICE TO EXPIRE ON MARCH 18, 2003, AND APPOINTING ONE OF THE FIVE INDIVIDUALS AS CHAIRPERSON FOR A ONE YEAR TERM BEGINNING ON JANUARY 1, 2002.

— — —  
2001-10      ITEMS FOR INDIVIDUAL CONSIDERATION:

The Clerk read the following Ordinance:

AN ORDINANCE 93567

APPOINTING AND RE-APPOINTING MEMBERS TO THE NEWLY STRUCTURED CONVENTION AND VISITORS COMMISSION PURSUANT TO ORDINANCE NO. 93527, PASSED AND APPROVED ON MARCH 1, 2001.

\* \* \* \*

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Guerrero, Prado, Garcia, Barrera, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Salas, Garza, Conner.

— — —  
2001-10      The Clerk read a proposed ordinance approving a contract for election services with Bexar County through the Bexar County Clerk, setting forth the duties and responsibilities of Bexar County through the Bexar County Clerk, including the appointment of election officers and authorizing the canvassing of the election of May 5, 2001 Regular and Joint Election; and authorizing payment for these services, was pulled from consideration by the City Manager.

— — —  
2001-10 The Clerk read a proposed Ordinance approving a Joint Election with the Northside Independent School District and the Edgewood School District conducted by the Bexar County Clerk to be held on the 5th day of May, 2001, was pulled from consideration by the City Manager.

— — —  
2001-10 At this point Mr. Travis Bishop, Assistant City Manager, announced that the Public Hearing for the Housing and Urban Development (HUD) scheduled for Monday March 12, for the proposed annual consolidated budget of HUD funded program was postponed until Thursday March 15, 2001 at 4:00 P.M. at the City Council Chamber.

— — —  
2001-10 The Clerk read the following Ordinance:

AN ORDINANCE 93568

AUTHORIZING THE ACCEPTANCE OF A CASH GRANT IN THE AMOUNT OF \$85,000.00 FROM THE TIM DUNCAN BOWLING FOR DOLLARS CHARITY BOWL-A-THON TO THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT FOR SCREENING AND DIAGNOSTIC MAMMOGRAPHY SERVICES FOR UNINSURED LOW-INCOME WOMEN DURING THE PERIOD MARCH 1, 2001 THROUGH DECEMBER 31, 2001; AUTHORIZING THE EXECUTION OF THE AGREEMENT WITH THE TIM DUNCAN BOWLING FOR DOLLARS CHARITY BOWL-A-THON; ESTABLISHING A FUND; ADOPTING A BUDGET; AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH SOUTH TEXAS RADIOLOGY IMAGING CENTERS FOR THE PROVISION OF MAMMOGRAPHY SERVICES; AND APPROVING PAYMENTS TO SOUTH TEXAS RADIOLOGY IMAGING CENTERS AND TO PRIVATE PHYSICIANS IN CONNECTION WITH THIS PROJECT.

\* \* \* \*

Ms. Guerrero made a motion to approve the proposed Ordinance. Mr. Carpenter seconded the motion.

Dr. Fernando Guerra, Director of Health, spoke to the grant acceptance for the breast cancer screening sponsored by Tim Duncan of the San Antonio Spurs. He summarized the background of the Ordinance, the purpose of the grant award, the program history for the breast cancer screening and the proposed screening project.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Salas, Guerrero, Prado, Garcia, Barrera, Garza, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Conner.

— — —

2001-10 The Clerk read a proposed ordinance adopting the Tax Phase-In Guidelines, which revised the existing Tax Phase-In Guidelines, and approving changes to the Industrial District Guidelines, in order to better address economic development in San Antonio by promoting local business expansion, attracting new businesses, encouraging development in target areas of the community, and offering incentives to industries to support the Better Jobs Initiative.

Mayor Peak urged the City Council to postpone this item to consider some issues that have been brought forward. He also asked that Mr. Ramiro Cavazos proceed with the presentation for the City Council for the benefit of those in attendance.

Mr. Ramiro Cavazos, Director of Economic Development, narrated a slide presentation on the Tax Phase-In and the Industrial District Guidelines, a copy of which presentation is made a part of the papers of this meeting. Mr. Cavazos delineated the purpose of the ordinance, the proposed guidelines, noting the key community stakeholders and the incentive tools. He spoke further on the program status, the cumulative projected property taxes, the Tax Phase-In Projects by City Council districts, the impact of the Tax Phase-In Projects and elaborated on the six proposed guidelines revisions. He also highlighted on the proposed revisions to the Industrial District guidelines.

The following citizen(s) appeared to speak:

Mr. Faris Hodge, Jr., 140 Dora, spoke to the phase-in term by area noting that it should be a citywide effort. He also cited terms of the agreement not being uniform, and emphasized the need to improve the wages.

Mr. Tim McAllen, Metro Alliance/COPS, urged the City Council to adopt the guidelines adding that if the City approves the abatements, citizens should receive something in

return. He cited the wages being in concert with City's living wage and also stated that these guidelines set a commitment to higher wages for the citizens of the community.

Ms. Nancy Englebert, Far West Coalition, spoke in support of Item 31 noting that it was a critical issue. She also spoke to the need of increasing better jobs and more development and improvements to be directed to the south side of San Antonio.

Councilman Garcia stated that more incentives should be directed to District 5. He also asked the City Council and citizens to support Lanier High School Basketball Team who was playing that weekend for the state championship.

No action was taken on Item 33.

— — —  
2001-10 The Clerk read the following Ordinance:

AN ORDINANCE 93569

APPROVING THE TERMS OF A LICENSE AGREEMENT WITH GENERAL GROWTH PROPERTIES, INC., AS LICENSOR, FOR 867 SQUARE FEET OF SPACE AT MCCRELESS MALL, 4100 S. NEW BRAUNFELS AND THE CITY OF SAN ANTONIO, AS LICENSEE, FOR USE BY THE CITY COUNCIL PERSON FOR DISTRICT 3, AS A DISTRICT OFFICE, AT A MONTHLY LICENSE FEE OF \$300.00, COMMENCING MARCH 1, 2001 AND CONTINUING THROUGH FEBRUARY 28, 2002, SUBJECT TO THE RIGHT OF EITHER PARTY TO TERMINATE WITH 30 DAYS WRITTEN NOTICE AND ALSO SUBJECT TO ANNUAL APPROPRIATIONS OF FUNDS; AND RATIFYING PAYMENT OF THE LICENSE FEE FOR THE MONTH OF MARCH, 2001. (AMENDS ORDINANCE 89369, MARCH 4, 1999; AND ORDINANCE 91493, MARCH 23, 2000.)

\* \* \* \*

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Guerrero, Prado, Garcia, Garza, Carpenter, Peak. **NAYS:** None. **ABSENT:** Salas, Barrera, Conner, Bannwolf.

— — —  
2001-10 The Clerk read the following Ordinance:

AN ORDINANCE 93570

AUTHORIZING REIMBURSEMENT FROM THE DISTRICT 7 BUDGET ACCOUNT OF \$3,600.00 TO COUNCILMAN ED GARZA FOR AN ADMINISTRATIVE SERVICES CONTRACT WITH ANNA NAPOLITANO FROM MARCH 1, 2001, THROUGH MAY 31, 2001; AS REQUESTED BY COUNCILMAN ED GARZA.

\* \* \* \*

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Salas, Guerrero, Prado, Garcia, Barrera, Garza, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Salas, Garcia, Barrera.

— — —  
2001-10 The Clerk read the following Resolution:

A RESOLUTION  
NO. 2001-10-13

AMENDING THE CITY'S 77TH LEGISLATIVE PROGRAM WITH THE ADDITION OF AN INITIATIVE TO SUPPORT LEGISLATION THAT WOULD CREATE THE CIBOLO CANYON CONSERVATION AND IMPROVEMENT DISTRICT NUMBER 1.

\* \* \* \*

Mr. Perez made a motion to approve the proposed Resolution. Mr. Carpenter seconded the motion.

Mr. Chris Brady, Assistant City Manager, narrated a slide presentation on the Cibolo Canyon Conservation and Improvement District, a copy of which presentation is made a

part of the papers of this meeting. He spoke to the special utility district, the taxes and fees that can be imposed through this district designation, the use of these revenues, and the proposed improvements of the Cibolo Canyon Improvement District. Mr. Brady added on the proposed term of debt, the estimated value after the build out, the agreement of voluntary annexation and donation of open space to the City.

The following citizen(s) appeared to speak:

Mr. John Pieret, Lumbermen's Investment Corp., spoke on the proposed world class destination golf course. He stated that the City of San Antonio is a noted tourist area, and that the golf course would be a great enhancement to the City.

\* \* \* \*

Mayor Peak commended Chris Brady for the comprehensive presentation specifically noting the data associated with the land use types, and the incentives for water protection.

After consideration, the motion, carrying with it the passage of the Resolution, prevailed by the following vote: **AYES:** Perez, Salas, Guerrero, Prado, Garza, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Garcia, Barrera, Conner.

— — —  
2001-10 The Clerk read the following Ordinance:

AN ORDINANCE 93571

AUTHORIZING THE EXPENDITURE OF \$6,580.00 FROM EACH OF THE DISTRICT 7 AND 8 CONTINGENCY BUDGET ACCOUNTS FOR A TOTAL COST OF \$13,160.00 IN ORDER FOR THE POLICE DEPARTMENT TO ORDER A SOLAR MOBILE TRAFFIC MONITOR WITH ACCOMPANYING TRAILER HITCHES FOR USE IN DISTRICTS 7 AND 8; AS REQUESTED BY COUNCILMEMBERS ED GARZA AND BONNIE J. CONNER.

\* \* \* \*

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Salas, Guerrero, Prado, Garza, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Garcia, Barrera, Conner.

— — —

**2001-10 PUBLIC HEARING AND CONSIDERATION OF THE FOLLOWING ORDINANCES**

Mayor Peak declared the Public Hearing open.

Mr. Oscar Serrano, Asset Management Department, narrated a slide presentation on the proposed closure of a portion of improved Rogers Road Public right of way located directly south of Culebra Road. (Item 7A)

Mr. Prado made a motion to continue this Ordinance to March 22, 2001. Ms. Guerrero seconded the motion.

After consideration, the motion to continue the Ordinance to March 22, 2001, prevailed by the following vote: **AYES:** Perez, Salas, Guerrero, Prado, Garcia, Barrera, Garza, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** None.

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Mr. Oscar Serrano, Asset Management Department, narrated a slide presentation on the proposed closure of a portion of improved Valentino Place.

The Clerk read the following Ordinance:

AN ORDINANCE 93572

CLOSING, VACATING AND ABANDONING A PORTION OF VALENTINO PLACE PUBLIC RIGHT OF WAY LOCATED BETWEEN THE EAST BOUNDARY LINE OF KINGS COURT AND THE EAST PROPERTY LINE OF LOT 42, NEW CITY BLOCK 861, AS REQUESTED BY THE PETITIONER, ARCHDIOCESE OF SAN ANTONIO FOR THE CONSIDERATION OF \$8,091.00.

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Salas, Guerrero, Prado, Garza, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Garcia, Barrera, Conner.

\* \* \* \*

Mr. Oscar Serrano, Asset Management Department, narrated a slide presentation on the proposed closure of a portion of improved West Agarita Avenue.

The Clerk read the following Ordinance:

AN ORDINANCE 93573

CLOSING, VACATING AND ABANDONING AN IMPROVED PORTION OF WEST AGARITA AVENUE PUBLIC RIGHT OF WAY LOCATED BETWEEN BREEDEN AND SAN PEDRO AVENUES (BETWEEN NEW CITY BLOCK 1797 AND 1798), AS REQUESTED BY THE PETITIONER, SAN ANTONIO INDEPENDENT SCHOOL DISTRICT, FOR THE CONSIDERATION OF \$79,461.00.

\* \* \* \*

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Salas, Guerrero, Prado, Garza, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Garcia, Barrera, Conner.

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Mr. Oscar Serrano, Asset Management Department, narrated a slide presentation on the proposed closure of public rights of way within the old Victoria Courts.

The Clerk read the following Ordinance:

AN ORDINANCE 93574

CLOSING, VACATING AND ABANDONING THE EXISTING PUBLIC RIGHTS OF WAY WITHIN THE OLD VICTORIA COURTS HOUSING PROJECT, AS REQUESTED BY THE SAN ANTONIO HOUSING AUTHORITY; AND AUTHORIZING THE WAIVER OF THE FEE OF \$191,605.00, IN EXCHANGE FOR A NEW STREET SYSTEM, DESIGNED AND BUILT TO CITY STANDARDS, AND DEDICATED TO THE CITY OF SAN ANTONIO UPON COMPLETION.

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

The following citizen(s) appeared to speak:

Ms. Mary Jane Alvarado, 120 Camargo, spoke to the noise issue at the Victoria Courts, and also commended staff for their assistance on this issue.

Mr. Faris Hodge, Jr., 140 Dora, spoke to the need for a traffic study in the proposed area. He stated that if more expansion is being made, there should be for arrangements for parking.

\* \* \* \*

Mr. Perez commended staff for the work expended on this effort.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: **AYES:** Perez, Salas, Guerrero, Garza, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Prado, Garcia, Barrera, Conner.

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2001-10      **CITY MANAGER'S REPORT**

Ms. Paula Stallcup, Council Action Team, presented a six-month's status report on the Council Action Team. She outlined the background, goals, and duties and responsibilities of the Action Team.

Members of the City Council commended the work of the team.

City Manager Alexander E. Briseño commended Assistant City Manager Rolando Bono for spearheading this effort.

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2001-10      CITIZENS TO BE HEARD

**MR. FARIS HODGE, JR.**

Mr. Faris Hodge, Jr., 140 Dora, spoke to the salary of the new City Manager. He also addressed the redistricting issue, and took exception to the efforts to create a Black or Hispanic district.

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**MS. SUE CALBERG**

Ms. Sue Calberg, 1003 Creekview, presented an update on the work at Salado Creek by the Public Works Department, and stated that she was receiving positive feedback from City staff.

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**MARIA J. DOMINGUEZ**

Ms. Maria J. Dominguez expressed concern on the vehicle pollution and the cleanup efforts.

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**NAZARITE RUBEN FLORES PEREZ**

Mr. Nazarite Ruben Flores Perez, 627 Hearne Avenue, expressed concern on the Kelly contamination and for those citizens afflicted with illnesses associated with the contamination.

2001-10 There being no further business to come before the City Council, the meeting was adjourned at 5:38 P.M.

A P P R O V E D

  
HOWARD W. PEAK  
M A Y O R

Attest:

  
NORMA S. RODRIGUEZ, CMC/AAE  
City Clerk