

REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF SAN ANTONIO, HELD IN THE COUNCIL CHAMBERS, MUNICIPAL PLAZA BUILDING, THURSDAY, OCTOBER 12, 2000.

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2000-38 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) **Presentation of San Antonio Water System's (SAWS) Water Rate Changes.** Presented by Octavio Pena, Finance Director; and Michael Thuss, CEO, San Antonio Water System.

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

The "B" Session adjourned at 12:05 A.M.

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2000-38 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 and Peak. **ABSENT:** None.

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2000-38 Invocation – Reverend Tom McClung, St. John's United Methodist Church.

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2000-38 Pledge of Allegiance to the flag of the United States.

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2000-38 CONSENT AGENDA-CITIZEN COMMENTS

Mr. Faris Hodge, Jr., 140 Dora, spoke to various items on the agenda citing in particular the Riverwalk Development.

Mr. Tom Culbertson, who was signed up to speak, chose not to address the Council, however, submitted a written statement to the City Council, which has been filed with the papers of this meeting.

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2000-38 CONSENT AGENDA

Mr. Perez made a motion to approve Agenda Items 7 through 28D, constituting the Consent Agenda, with Item 28C being pulled for individual consideration. Mr. Barrera seconded the motion.

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

AN ORDINANCE 92675

ACCEPTING THE SINGLE BID SUBMITTED BY CAVENDER TOYOTA INCORPORATED TO PROVIDE THE CITY OF SAN ANTONIO PURCHASING & GENERAL SERVICES, AUTOMOTIVE OPERATIONS DIVISION WITH TWO (2) GASOLINE/ELECTRIC HYBRID AUTOMOBILES FOR A TOTAL OF \$40,960.00.

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AN ORDINANCE 92676

ACCEPTING THE BIDS OF VARIOUS COMPANIES TO PROVIDE THE CITY OF SAN ANTONIO WITH VARIOUS MATERIALS AND SERVICES ON AN ANNUAL

CONTRACT BASIS FOR THE 2000-2001 FISCAL YEAR FOR A TOTAL OF APPROXIMATELY \$1,373,719.00.

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AN ORDINANCE 92677

AMENDING THE RIVERWALK ADA IMPROVEMENTS PHASE II PROJECT BUDGET TO DISENCUMBER \$2,856.89 ALLOCATED FOR PROJECT CONSTRUCTION CONTINGENCY, AND REALLOCATING AND ENCUMBERING THIS \$2,856.89 FOR ARCHITECT FEES AND ARCHITECT CONTINGENCIES. (AMENDS ORDINANCE NO. 87715, APRIL 23, 1998 & ORDINANCE NO., 90607, OCTOBER 7, 1999).

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AN ORDINANCE 92678

ACCEPTING THE LOW QUALIFIED BASE BID AND ADDITIVE ALTERNATES 1, 2, 3, 4, AND 6 OF AMSTAR INC. IN THE TOTAL AMOUNT OF \$335,000.00 FOR CAPITAL IMPROVEMENTS TO THE CITY'S SOUTHSIDE LIONS AND STINSON PARKS IN CITY COUNCIL DISTRICT 3; AUTHORIZING A CONSTRUCTION CONTRACT; REVISING THE PROJECT'S BUDGET; AUTHORIZING THE TRANSFER OF \$373,600.00 IN 1994 PARK GENERAL OBLIGATION BOND ISSUES FUNDS INTO THE PROJECT'S BUDGET; AUTHORIZING \$27,000.00 FOR CONSTRUCTION CONTINGENCY EXPENSES; AUTHORIZING \$8,600.00 FOR ENGINEERING DRAINAGE STUDY FEES; AUTHORIZING AN ADDITIONAL \$3,000.00 IN ARCHITECT FEES; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 92679

ACCEPTING THE LOW QUALIFIED BASE BID AND ADDITIVE ALTERNATES 1, 2, 4, 5, AND 6 OF BARON-LONG CONSTRUCTION IN THE TOTAL AMOUNT OF \$505,700.00 FOR CAPITAL IMPROVEMENTS TO THE CITY'S J STREET, DAWSON, MARTIN LUTHER KING AND RITTIMAN CREEK PARKS IN CITY COUNCIL DISTRICT 2; AUTHORIZING A CONSTRUCTION CONTRACT;

REVISING THE PROJECT'S BUDGET; \$567,000.00 IN 1994 PARK GENERAL OBLIGATION BOND ISSUE FUNDS INTO THE PROJECT'S BUDGET; AUTHORIZING \$42,222.00 FOR CONSTRUCTION CONTINGENCY EXPENSES; AUTHORIZING \$11,400.00 FOR TOPOGRAPHICAL SERVICES; AUTHORIZING \$4,500.00 FOR DRAINAGE STUDY FEES; AUTHORIZING \$2,418.00 FOR DRAINAGE PERMIT FEES; AUTHORIZING AN ADDITIONAL \$2,072.00 IN ARCHITECT FEES; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 92680

AUTHORIZING PAYMENT IN THE AMOUNT OF \$450,370.78 TO THE TEXAS DEPARTMENT OF TRANSPORTATION (TXDOT) IN CONNECTION WITH THE METROPOLITAN PLANNING ORGANIZATION (MPO) PROJECT ON PLEASANTON ROAD - MOURSAND TO GILLETTE, LOCATED IN COUNCIL DISTRICT 3; AUTHORIZING \$38,941.22 FOR MISCELLANEOUS CONSTRUCTION CONTINGENCY EXPENSES; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 92681

AUTHORIZING THE EXECUTION OF A THREE (3) YEAR LICENSE AGREEMENT WITH THE SOUTHEAST APACHES FOOTBALL CHEERLEADER CLUB FOR THEIR USE OF APPROXIMATELY 7.68 ACRES IN COPERNICUS PARK IN CITY COUNCIL DISTRICT 2 FOR YOUTH SPORTS FOOTBALL AND RECREATIONAL PURPOSES IN CONSIDERATION FOR THEIR YEAR ROUND MAINTENANCE OF SAID FIELDS.

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AN ORDINANCE 92682

APPROVING THE PRICE, TERMS, AND CONDITIONS OF SALE BY THE URBAN RENEWAL AGENCY OF THE CITY OF SAN ANTONIO OF ONE PARCEL OF REAL PROPERTY LOCATED WITHIN THE NEW BRAUNFELS CORRIDOR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT AREA FOR A TOTAL AMOUNT OF \$28,300.00; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 92683

AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT WITH CASA TAMAUZIPAS, FOR THE USE OF APPROXIMATELY 1,165 SQUARE FEET OF OFFICE SPACE AT THE INTERNATIONAL CENTER, LOCATED AT 203 SOUTH ST. MARY'S STREET, FOR A TWO YEAR TERM COMMENCING ON MARCH 1, 2000 AND ENDING TWO YEARS THEREAFTER, WITH A ONE (1) TWO-YEAR RENEWAL OPTION, AT A RATE OF \$9.60 PER SQUARE FOOT PER YEAR FOR A TOTAL PAYMENT OF \$22,368.00 FOR THE INITIAL TERM OF THE LEASE TO COVER JANITORIAL, UTILITY AND MAINTENANCE EXPENSE, AS WELL AS CONTRIBUTE TO RENT.

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AN ORDINANCE 92684

AUTHORIZING THE SUM OF \$113.03 FOR PAYMENT OF THE ANNUAL FEE TO UNION PACIFIC RAILROAD COMPANY FOR USE OF A PORTION OF THE DRAINAGE EASEMENT IN CONNECTION WITH THE DRIFTWOOD DRAINAGE PROJECT #39 B-F SOUTH; APPROPRIATING FUNDS AND PROVIDING PAYMENT.

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AN ORDINANCE 92685

AUTHORIZING PAYMENT IN THE AMOUNT OF \$1,471.22 TO TICOR TITLE AGENCY OF SAN ANTONIO FOR TITLE CHARGES IN CONNECTION WITH THE HILDEBRAND AVENUE – I. H. 10 TO BREEDEN STREET METROPOLITAN PLANNING ORGANIZATION PROJECT AND THE AMOUNT OF \$2,500.30 TO LAWYERS TITLE OF SAN ANTONIO FOR TITLE CHARGES IN CONNECTION WITH THE W.W. WHITE ROAD – RIGSBY TO LORD PROJECT; FOR A TOTAL SUM OF \$3,971.52; APPROPRIATING FUNDS AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 92686

AUTHORIZING PAYMENT OF THE AMOUNT OF \$5,694.92 TO TICOR TITLE AGENCY OF SAN ANTONIO FOR TITLE CHARGES AND PAYMENT OF THE AMOUNT OF \$150.00 TO ECKMANN, GROLL, RUNYAN & WATERS, INC. FOR APPRAISAL FEES, FOR A TOTAL SUM OF \$5,844.92, IN CONNECTION WITH THE MARTINEZ CREEK FLOOD AREA PROJECT; APPROPRIATING FUNDS AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 92687

AUTHORIZING PAYMENT OF THE AMOUNT OF \$17,009.00 TO MARGARET W. HEINRICH, STEVEN L. HEINRICH AND THOMAS J. HEINRICH FOR FEE SIMPLE TITLE TO THREE PARCELS AND ONE TEMPORARY EASEMENT IN CONNECTION WITH THE W.W. WHITE ROAD – RIGSBY TO LORD ROAD PROJECT; APPROPRIATING FUNDS AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 92688

ACCEPTING A \$20,000.00 GRANT FROM THE TEXAS FOREST SERVICE FOR AN URBAN FORESTRY PARTNERSHIP GRANT PROJECT FOR SAN ANTONIO; AND ESTABLISHING A FUND AND BUDGET COMPLEMENT FOR THE PROJECT IN THE DEPARTMENT OF PARKS AND RECREATION.

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AN ORDINANCE 92689

AUTHORIZING THE ACCEPTANCE OF AN ADDITIONAL \$35,263.00 IN CASH FROM THE U.S. PUBLIC HEALTH SERVICE TO AUGMENT THE OPERATION OF THE CHILDHOOD IMMUNIZATION MAINTENANCE PROJECT OF THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT THROUGH DECEMBER 31, 2000, AND A REDUCTION OF \$95,275.00 IN IN-KIND VACCINE SUPPORT TO REBALANCE THE SUPPLY OF VACCINES AVAILABLE THROUGHOUT THE UNITED STATES; AND REVISING THE PROJECT BUDGET ESTABLISHED IN ORDINANCE 89154, PASSED AND APPROVED JANUARY 28, 1999. (AMENDS ORDINANCE NO. 89154, JANUARY 28, 1999).

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AN ORDINANCE 92690

AUTHORIZING THE ACCEPTANCE OF CONTRACT SUPPORT IN THE AMOUNT OF \$5,074,028.00 FROM THE TEXAS DEPARTMENT OF HEALTH TO CONTINUE FUNDING THE SPECIAL SUPPLEMENTAL NUTRITION PROGRAM FOR WOMEN, INFANTS AND CHILDREN PROJECT OF THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT FOR THE PERIOD OCTOBER 1, 2000 THROUGH SEPTEMBER 30, 2001; AUTHORIZING THE EXECUTION OF CONTRACT CHANGE NOTICE NO. 10 TO THE CONTRACT WITH THE TEXAS DEPARTMENT OF HEALTH; ADOPTING THE PROJECT BUDGET; AUTHORIZING THE EXECUTION OF A CONTRACT FOR A CERTIFIED LACTATION CONSULTANT; APPROVING PAYMENTS FOR CONTRACTUAL SERVICES; APPROVING PAYMENTS FOR EXISTING WOMEN, INFANTS AND

CHILDREN CLINIC LEASES; AND APPROVING A PERSONNEL COMPLEMENT.
(AMENDS ORDINANCE NO. 91021, DECEMBER 16, 1999.)

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AN ORDINANCE 92691

AUTHORIZING THE SUBMISSION BY THE CITY OF SAN ANTONIO, DEPARTMENT OF COMMUNITY INITIATIVES, COMMUNITY ACTION DIVISION OF A PERFORMANCE STATEMENT AND PLANNING BUDGET FOR FISCAL YEAR 2001 COMMUNITY SERVICES BLOCK GRANT (CSBG) PROGRAM IN THE AMOUNT OF \$1,634,616.00 TO THE TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS (TDHCA) FOR THE PERIOD OF JANUARY 1, 2001 TO DECEMBER 31, 2001; AND ACCEPTING RECOMMENDATIONS BY THE COMMUNITY ACTION ADVISORY BOARD (CAAB) TO ALLOCATE FUNDS FOR CERTAIN DELEGATE AGENCY CONTRACTS; AUTHORIZING THE EXECUTION OF A LEASE WITH THE MEXICAN AMERICAN UNITY COUNCIL (MAUC) FOR LEASING APPROXIMATELY 2,858 SQUARE FEET OF OFFICE SPACE FOR THE AMOUNT OF \$2,772.10 A MONTH FOR THE OPERATION OF THE CSBG PROGRAM; AUTHORIZING PAYMENT OF DUES TO THE TEXAS ASSOCIATION OF COMMUNITY ACTION AGENCIES; AND AMENDING THE PERSONNEL COMPLEMENT.

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AN ORDINANCE 92692

ACCEPTING FUNDS IN AN AMOUNT OF \$20,000.00 FROM THE SAN ANTONIO INDEPENDENT SCHOOL DISTRICT (SAISD) TO PAY FOR TEACHER LIASONS AT FOUR (4) 21ST CENTURY COMMUNITY LEARNING CENTERS IN CONNECTION WITH THE URBAN SMARTS PROGRAM ADMINISTERED BY THE DEPARTMENT OF COMMUNITY INITIATIVES, YOUTH SERVICES DIVISION; AUTHORIZING THE EXECUTION OF AN AGREEMENT BETWEEN THE CITY OF SAN ANTONIO AND SAISD FOR THE PERIOD BEGINNING

SEPTEMBER 26, 2000 AND ENDING MAY 24, 2001; ESTABLISHING A FUND AND APPROVING A FY 2000-2001 BUDGET AND PERSONNEL COMPLEMENT.

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AN ORDINANCE 92693

AMENDING THE TRAFFIC CONTROL DEVICE SCHEDULE ESTABLISHED BY CHAPTER 19, (TRAFFIC REGULATIONS), ARTICLE III (TRAFFIC CONTROL DEVICES), OF CITY CODE SECTION 19-68(B) TO INCLUDE CERTAIN ADDITIONS TO THE OFFICIAL TRAFFIC-CONTROL DEVICE SCHEDULE FOR TRAFFIC CONTROL SIGNAL LOCATIONS "TRAFFIC SIGNAL LOCATIONS," "ONE-WAY SEVEN A.M. TO NINE A.M. AND TWO P.M. TO FOUR P.M. SCHOOL DAYS ONLY," STOP INTERSECTION LOCATIONS "ALL-WAY STOPS," STOP INTERSECTION LOCATION "CROSS STREET STOP," "CROSS STREET YIELD," MAXIMUM SPEED LIMITS EXPRESSED IN MILES PER HOUR "SPEED LIMIT," PARKING PROHIBITED AT ALL TIMES "INCLUDING SUNDAYS AND HOLIDAYS PROHIBITED ABSOLUTELY," STOPPING, STANDING OR PARKING PROHIBITED DURING CERTAIN HOURS EXCEPT SUNDAYS AND HOLIDAYS "PROHIBITED SEVEN A.M. TO NINE A.M. AND TWO P.M. TO FOUR P.M. SCHOOL DAYS ONLY," STUDENT LOADING ZONE "SEVEN A.M. TO NINE A.M. AND TWO P.M. TO FOUR P.M. SCHOOL DAYS ONLY"; AUTHORIZING THE PERMANENT INSTALLATION OF SAID DEVICES; DECLARING THEM AS OFFICIAL TRAFFIC CONTROL DEVICES OF THE CITY OF SAN ANTONIO; AND DECLARING VIOLATIONS OF THESE TRAFFIC REGULATIONS, EXCEPT THE CIVIL PARKING VIOLATIONS, TO BE MISDEMEANOR CRIMES PUNISHABLE BY A FINE OF NOT MORE THAN \$200.00, AND DECLARING VIOLATIONS OF THE CIVIL PARKING VIOLATIONS TO BE SUBJECT TO THE ENFORCEMENT PROVISIONS OF CITY CODE SECTION 19-225 (ADMINISTRATIVE ADJUDICATION OF STOPPING, STANDING, AND PARKING VIOLATIONS).

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AN ORDINANCE 92694

AMENDING THE FRANCHISE AGREEMENT WITH WESTERN INTEGRATED NETWORKS OF TEXAS, L.P. (WIN) BY REVISING SECTION 39 TO PROVIDE AN

ADDITIONAL 60 DAYS FOR BOTH PARTIES TO ENTER INTO A FORMAL AGREEMENT SETTING FORTH THE TERMS AND CONDITIONS FOR A PROPOSED CITY NETWORK. (AMENDS ORDINANCE NO. 91488, MARCH 23, APRIL 6, APRIL 27, 2000).

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AN ORDINANCE 92695

AMENDING ORDINANCE NOS. 91935 AND 91936, BOTH APPROVED ON JUNE 8, 2000, EXTENDING THE DATE FOR CLOSING BY RIVERTON SUITES, LTD. OF THE PURCHASE OF THE HOTEL SITE FROM OCTOBER 15, 2000 TO DECEMBER 29, 2000, IN CONNECTION WITH THE PROPOSED EMBASSY SUITES HOTEL PROJECT AT THE SOUTHEAST CORNER OF WEST MARKET AND NAVARRO STREETS; AND AUTHORIZING THE CITY MANAGER TO EXECUTE ANY AND ALL DOCUMENTS REQUIRED TO FACILITATE THE EXTENSION, INCLUDING AN AMENDMENT TO THE ESCROW AGREEMENT BETWEEN THE CITY AND RIVERTON SUITES, LTD., WHICH WAS PREVIOUSLY ACCEPTED BY ALAMO TITLE COMPANY, AND A NEW RELEASE INSTRUMENT. (AMENDS ORDINANCE NO. 91935 & 91936, JUNE 8, 2000).

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AN ORDINANCE 92696

RE-APPOINTING JESUS F. PACHECO (DISTRICT 3) AND VIOLA DE LA VEGA (DISTRICT 4) TO THE CAPITAL IMPROVEMENTS ADVISORY COMMITTEE FOR TERMS OF OFFICE TO EXPIRE ON OCTOBER 25, 2001 AND OCTOBER 25, 2002, RESPECTIVELY.

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AN ORDINANCE 92697

RE-APPOINTING VIRGINIA VAN STEENBERG (DISTRICT 9) TO THE HISTORIC AND DESIGN REVIEW COMMISSION FOR A TERM OF OFFICE TO EXPIRE ON OCTOBER 31, 2002.

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AN ORDINANCE 92698

AN ORDINANCE APPOINTING OSWALD JERRALDS (DISTRICT 4) AND RE-APPOINTING DIXIE KINGSTON (DISTRICT 8) TO THE SAN ANTONIO COMMISSION ON LITERACY FOR TERMS OF OFFICE TO EXPIRE ON SEPTEMBER 15, 2002 AND SEPTEMBER 15, 2001, RESPECTIVELY.

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2000-38 The City Clerk read a proposed ordinance re-appointing Dorothy Ward (District 9) to the Housing Authority of the City of San Antonio for a term of office to expire on October 18, 2002.

Mr. Bannwolf made a motion to postpone action on this Board appointment. Mr. Carpenter seconded the motion.

After consideration, the motion to postpone this 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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2000-38 The Clerk read the following Ordinance:

AN ORDINANCE 92699

AMENDING THE CITY CODE TO INCREASE THE NUMBER OF ALTERNATE MEMBERS APPOINTED TO THE BOARD OF ADJUSTMENT FROM FOUR MEMBERS TO SIX MEMBERS, WHICH INCREASE IS NEEDED TO ADD MORE ELIGIBLE BOARD OF ADJUSTMENT MEMBERS TO ATTEND AGENDA MEETINGS BECAUSE EXISTING SCHEDULING CONFLICTS PREVENT

REGULAR MEMBERS FROM BEING PRESENT AT EVERY AGENDA MEETING.
(AMENDS ORDINANCE 87324, FEBRUARY 5, 1998).

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

Mr. Gene Camargo, Director of Building Inspections, elaborated on the need for the additional alternate members. He specifically stressed the importance of attaining quorums and the attendance of members, and commented on the service of alternate workers when the regular member is unable to attend.

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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2000-38 The Clerk read the following Ordinance:

AN ORDINANCE 92700

ADOPTING THE MIDTOWN NEIGHBORHOODS PLAN AS A COMPONENT OF
THE CITY'S MASTER PLAN.

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

Mr. Emil Moncivais, Director of Planning, narrated a slide presentation on the Midtown Neighborhoods Plan for adoption as a component of the City's Master Plan, a copy of which presentation is made a part of the papers of this meeting. Mr. Moncivais identified the plan area boundaries, the significance of this proposed plan, elaborating on the planning process and the extent of the community outreach.

The following citizens appeared to speak:

Ms. Jill Souther, San Antonio Conservation Society, who was signed up to speak, chose not to address the Council, however submitted a written statement to the City Council which has been filed with the papers of this meeting.

Ms. June Kachtik, who was involved with the Midtown Planning Process, commended City staff for the development of a comprehensive plan. She commended the two neighborhood associations involved in the planning process, and stressed the importance of their participation in this project.

Mr. Fred Chavez, President of Alta Vista Association, thanked the planning team for their hard work and many hours expended on the project. He cited the number of neighborhood associations involved in the process as well.

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Mr. Perez commended the Planning Department staff for their efforts, especially noting the aggressive time frame in expediting this project.

Mayor Peak commended the staff and the work of the citizens, particularly with the number of individuals involved with the process. He noted the good planning efforts and the significance of the historic sites, especially San Pedro Park. He congratulated all the neighborhoods that took part in this important endeavor.

Mr. Garza further reiterated on the work and planning involved which also allowed the neighborhoods' participation. He commended the revitalization efforts and the organization of such an endeavor.

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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2000-38 **ZONING HEARINGS – CITIZEN COMMENTS**

Mr. Faris Hodge, Jr., 140 Dora, spoke to each of the zoning cases on the agenda, stressing the importance of zoning requirements.

Ms. Julie Oldham, P.O. Box 40263, 78229, commented on numerous zoning case, citing in particular certain businesses close to the neighborhoods.

4B.) CASE NO. #Z20178 SUP - The request of Elias J. Guajardo, Applicant, for Elias J. Guajardo, 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 one Manufactured Home on Lot 11 and Lot 12, Block 25, NCB 10907, 422 Esma Street. Staff's recommendation was for approval.

Zoning Commission has recommended approval (Council District 3).

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

The following citizen(s) appeared to speak:

Ms. Maria Cortez, 425 Esma, spoke in opposition to the proposed zoning case.

Ms. Luis Cortez, spoke in opposition to the zoning case.

Mr. Joe Cortez, 425 Esma, stated that the manufactured homes would affect the valuation of surrounding properties.

Mr. Elias Guajardo, 422 Esme, proponent of zoning case, stated he had been advised that the manufactured homes could be located at the proposed site. He also stated he was not advised of the required permit. He further commented on the quality of the manufactured homes and urged City Council to approve his zoning request.

Ms. Carmen Garza, 424 Sligo, spoke in opposition to the zoning request.

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In response to Ms. Guerrero's question on the zoning requirements imposed by City, Steve Arronge, City Attorney's Office, stated that staff was presently working on a report to the City Council which should be ready by early November, which would address such issues as the notice requirements.

Ms. Guerrero stressed the importance of this report, and moved to deny the proposed recommendation. Mr. Salas seconded the motion to deny.

After consideration, the motion to deny the proposed zoning request, prevailed by the following vote: **AYES:** Perez, Salas, Guerrero, Prado, Garcia, Barrera, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Garza.

In response to Ms. Guerrero regarding the time given to the applicant to transition out of the property, Mr. Arrange stated he would research the issue and assured the Council that proper notice would be given.

Ms. Guerrero reiterated to the staff that adequate time be given to the applicant to move out of the affected property.

Zoning Case Z20178 SUP was denied.

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4C.) CASE NO. #Z20184 SUP - The request of Yolanda G. Rodriguez, Applicant, for Yolanda G. Rodriguez, 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 one Manufactured Home on Lot 22, Block 2, NCB 10884, 103 Esma Street. Staff's recommendation was for approval.

Zoning Commission has recommended approval (Council District 3).

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

The following citizen(s) appeared to speak:

Ms. Yolanda Rodriguez, applicant asked for City Council to consider the proposed request and allow her to locate her manufactured home in said location.

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Ms. Guerrero made a motion to deny the proposed zoning case. Mr. Salas seconded the motion.

After consideration, the motion to deny the proposed zoning request, prevailed by the following vote: **AYES:** Perez, Salas, Guerrero, Prado, Garcia, Barrera, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Garza.

Zoning Case Z20184 SUP was denied.

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4D.) CASE NO. #Z20151 - The request of Jacinta C. Benavides, Applicant, for Jacinta C. Benavides, Owner(s), for a change in zoning from Temporary "R-1" Single-Family Residence District to "B-2" Business District on Lot 16, Block 1, NCB 15318, 5403 Knoll Krest Drive. Staff's recommendation was for denial.

Zoning Commission has recommended approval (Council District 4).

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

The following citizen(s) appeared to speak:

Mr. Pete Galaviz, 7138 Timber Ridge, spoke on behalf of Jacinta Benavides. He stated that this particular property was zoned as commercial before being annexed by the City. He commented on the process followed for the proposed change, citing the citizens who were in support of this change and those individuals in opposition. He urged City Council for a fair assessment and support.

Mr. Lee A. Mottern, 5410 Knoll Krest, spoke in opposition of the zoning change, and commented on how this change would be detrimental to surrounding property owners. He urged City Council to reconsider this request.

Mr. Brent D. Johnson, 5406 Knoll Krest, stated he lives right across from the proposed restaurant. He spoke in opposition, and stated that he as well as other residents were opposed to the change because of the parking issues and how it would affect the neighborhood areas. He stated that those residents who signed the petition were four blocks away from the proposed area, and would not be affected by the change. He urged City Council to deny the request.

Mr. Prado made a motion to deny the proposed zoning case. Mr. Perez seconded the motion.

After consideration, the motion to deny the proposed zoning case, prevailed by the following vote: **AYES:** Perez, Salas, Guerrero, Prado, Garcia, Barrera, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Garza.

Zoning Case Z20151 was denied.

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4E.) CASE NO. #Z20194 - The request of Pedro Flores, Applicant, for Pedro Flores, Owner(s), for a change in zoning from Temporary "R-1" Single-Family Residence District to "R-4" Manufactured Home Residence District on Lot 13, Block 2, NCB 15630, 5131 Gwenda Lea Drive. Staff's recommendation was for approval.

Zoning Commission has recommended approval (Council District 4).

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

Mr. Prado made a motion to continue this case until November 9, 2000. Mr. Garcia seconded the motion.

After consideration, the motion to continue the case until November 9, 2000, prevailed by the following vote: **AYES:** Perez, Salas, Guerrero, Prado, Garcia, Barrera, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Garza.

Zoning Case Z20194 was continued to the Council meeting of November 9, 2000.

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4F.) CASE NO. #Z20197 - The request of Guadalupe Lumber and Supply Company, Inc., Applicant, for Guadalupe Lumber and Supply Company, Inc, Owner(s), for a change in zoning from Temporary "R-1" Single-Family Residence District to "R-5" Single-Family Residence District on Lots 2, 3, 4, and 5, Block 11, NCB 14561, Lots 7, 8, 9, 10, 11, 13, 14, 15, 16 and 17, Block 1, NCB 14551 and Lots 1, 2, 3, and 4, Block 3, NCB 14553, Gaylord Drive, Durette Drive and Valley Star Drive. Staff's recommendation was for approval.

Zoning Commission has recommended approval (Council District 4).

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

Mr. Prado made a motion to approve the proposed Ordinance. Mr. Bannwolf 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, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Salas, Garza.

AN ORDINANCE 92702

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 2, 3, 4, AND 5, BLOCK 11, NCB 14561, LOTS 7, 8, 9, 10, 11, 13, 14, 15, 16 AND 17, BLOCK 1, NCB 14551 AND LOTS 1, 2, 3, AND 4, BLOCK 3, NCB 14553, GAYLORD DRIVE, DURETTE DRIVE AND VALLEY STAR DRIVE, PALO ALTO VILLAGE SUBDIVISION, FROM TEMPORARY "R-1" SINGLE-FAMILY RESIDENCE DISTRICT TO "R-5" SINGLE-FAMILY RESIDENCE DISTRICT.

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4G.) CASE NO. #Z20054 - The request of Dario Chapa, Applicant, for Jose Gallegos, Jr., Owner(s), for a change in zoning from "R-7" Small Lot Residence District to "R-3" Multiple-Family Residence District on Parcel 100 and 200, NCB 6995, 800 block of Culberson Avenue. Staff's recommendation was for denial.

Zoning Commission has recommended approval (Council District 5)

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

Mr. Garcia made a motion to continue this case until November 9, 2000. Mr. Perez seconded the motion.

After consideration, the motion to continue this case until November 9, 2000, prevailed by the following vote: **AYES:** Perez, Guerrero, Prado, Garcia, Barrera, Conner, Bannwolf, Peak. **NAYS:** None. **ABSENT:** Salas, Garza, Carpenter.

Zoning Case Z20054 was continued to the Council meeting of November 9, 2000.

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4H.) CASE NO. #Z20200 SUP - The request of VFW Post 9174, Applicant, for VFW Post 9174, Owner(s), for a change in zoning from Temporary "R-1"

Single-Family Residence District to "B-2 SUP" Business District with a Special Use Permit for on-premise sale and consumption of alcoholic beverages on Lots 3, 4, 5, 26, 27, & 28, Block 18, NCB 16528, 2410 Pinn Road and 2411, 2415, & 2419 Suzette Avenue. Staff's recommendation was for approval.

Zoning Commission has recommended approval (Council District 6).

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

The following citizen(s) appeared to speak:

Mr. Charles Moore, 8807 Adams Hill, spoke in favor of the rezoning and urged the City Council to support this case.

Ms. Aurora Sullivan, 6810 Biscayne Dr., spoke in favor of the rezoning and requested Council support.

* * * *

Mr. Barrera made a motion to approve the proposed Ordinance with the condition of a non-access easement on Suzette Avenue. 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, Barrera, Garza, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** None.

AN ORDINANCE 92703

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 3, 4, 5, 26, 27, & 28, BLOCK 18, NCB 16528, 2410 PINN ROAD AND 2411, 2415, & 2419 SUZETTE AVENUE, FROM TEMPORARY "R-1" SINGLE-FAMILY RESIDENCE DISTRICT TO "B-2 SUP" BUSINESS DISTRICT WITH A SPECIAL USE PERMIT FOR ON-PREMISE SALE AND CONSUMPTION OF ALCOHOLIC BEVERAGES ON THE PROPERTY.

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4I.) CASE NO. #Z20189 SUP - The request of Seda Consulting Engineers, Inc., Applicant, for Pierre Elbayeh, Owner(s), for a change in zoning from "F" Local Retail District to "B-2 SUP" Business District with a Special Use Permit for an automotive repair facility on Lot 2, Block 1, NCB 13415, 4302 Callaghan Road. Staff's recommendation was for approval.

Zoning Commission has recommended approval (Council District 7).

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

Mr. Garza 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, Barrera, Garza, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Salas, Garcia.

AN ORDINANCE 92704

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 2, BLOCK 1, NCB 13415, 4302 CALLAGHAN ROAD, FROM "F" LOCAL RETAIL DISTRICT TO "B-2 SUP" BUSINESS DISTRICT WITH A SPECIAL USE PERMIT FOR AN AUTOMOTIVE REPAIR FACILITY.

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4J.) CASE NO. #Z20192 SUP - The request of Realworld Projects (Timm Wikelski), Applicant, for Discount Tire Company, Owner(s), for a change in zoning from "B-2" Business District to "B-2 SUP" Business District with a Special Use Permit for the installation of tires and wheels (Discount Tire Store) on 1.238 acre tract of land out of NCB 15663, 10400 Block of Northwest F. M. Loop 1604 Expressway. Staff's recommendation was for approval.

Zoning Commission has recommended approval (Council District 8).

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

Ms. Conner made a motion to approve the proposed Ordinance. Mr. Bannwolf seconded the motion.

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

AN ORDINANCE 92705

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 1.238 ACRE TRACT OF LAND OUT OF NCB 15663, 10400 BLOCK OF NORTHWEST F.M. LOOP 1604 EXPRESSWAY, FROM "B-2" BUSINESS DISTRICT TO "B-2 SUP" BUSINESS DISTRICT WITH A SPECIAL USE PERMIT FOR THE INSTALLATION OF TIRES AND WHEELS ON THE PROPERTY.

* * * *

4K.) CASE NO. #Z20199 - The request of Peter Schinker, Applicant, for Peter Schinker, Owner(s), for a change in zoning from "R-6 UC-1" Urban Corridor Townhouse Residence District and "R-6" Townhouse Residence District to "(P-1) R-6 UC-1" Planned Unit Development Urban Corridor Townhouse Residence District and "(P-1) R-6" Planned Unit Development Townhouse Residence District on P-24 and P-24C, NCB 34725, 6900 Block of Camp Bullis Road, Staff's recommendation was for approval.

Zoning Commission has recommended approval (Council District 8).

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

Ms. Conner made a motion to approve the proposed Ordinance. Mr. Bannwolf seconded the motion.

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

AN ORDINANCE 92706

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 P-24 AND P-24C, NCB 34725, 6900 BLOCK OF CAMP BULLIS ROAD, FROM "R-6 UC-1" URBAN CORRIDOR TOWNHOUSE RESIDENCE DISTRICT AND "R-6" TOWNHOUSE RESIDENCE DISTRICT TO "(P-1) R-6 UC-1" PLANNED UNIT DEVELOPMENT URBAN CORRIDOR TOWNHOUSE RESIDENCE DISTRICT AND "(P-1) R-6" PLANNED UNIT DEVELOPMENT TOWNHOUSE RESIDENCE DISTRICT.

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4L.) CASE NO. #Z20205 - The request of Richard A. Sparr, Applicant, for Felix M. Aguilar, Owner(s), for a change in zoning from "A" Single-Family Residence District to "O-1" Office District on Lot 80A, NCB 11884, 367 West Sunset 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.

Mr. Bannwolf 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, Barrera, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Salas, Prado, Garcia, Garza, Conner.

AN ORDINANCE 92707

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 80A, NCB 11884, 367 WEST SUNSET ROAD, FROM "A" SINGLE-FAMILY RESIDENCE DISTRICT TO "O-1" OFFICE DISTRICT.

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4M.) CASE NO. #Z20204 - The request of Jeff Eckols, Applicant, for Edward and Esther Eckols, Owner(s), for a change in zoning from Temporary "R-1" Single-Family Residence District to "B-2" Business District on Tract 10-B, NCB 16587, and the north 250 feet of Tract 10-A, NCB 16587; and, from "B-1" Business District to "B-2NA SUP" Business District, Non-Alcoholic Sales with a Special Use Permit for Mini-Warehouse Facility on the north 250 feet of Tracts 8-A, 8-B, 9 and 10, NCB 16587; and, from "R-1" Single-Family Residence District to "I-1" Light Industry District on the south 75 feet of Tracts 9 and 10, NCB 16587, 16000 Block of Nacogdoches Road. Staff's recommendation was for approval.

Zoning Commission has recommended approval (Council District 10).

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

Mr. Carpenter 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, Guerrero, Barrera, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** Salas, Prado, Garcia, Garza, Conner.

AN ORDINANCE 92708

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 REZONING AND RECLASSIFICATION OF PROPERTY FROM TEMPORARY "R-1" SINGLE-FAMILY RESIDENCE DISTRICT TO "B-2" BUSINESS DISTRICT ON TRACT 10-B, NCB 16587, AND THE NORTH 250 FEET OF TRACT 10-A, NCB 16587; AND, FROM "B-1" BUSINESS DISTRICT TO "B-2NA SUP" BUSINESS DISTRICT, NON-ALCOHOLIC SALES WITH A SPECIAL USE PERMIT FOR MINI-WAREHOUSE FACILITY ON THE NORTH 250 FEET OF TRACTS 8-A, 8-B, 9 AND 10, NCB 16587; AND, FROM "R-1" SINGLE-FAMILY RESIDENCE DISTRICT TO "I-1" LIGHT INDUSTRY DISTRICT ON THE SOUTH 75 FEET OF TRACTS 9 AND 10, NCB 16587, 16000 BLOCK OF NACOGDOCHES ROAD.

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2000-38 ITEMS FOR INDIVIDUAL CONSIDERATION

The Clerk read the following Ordinance:

AN ORDINANCE 92709

SELECTING THE FIRMS OF FULBRIGHT & JAWORSKI, L.L.P. IN ASSOCIATION WITH ESCAMILLA & PONECK, INC. AND MCCALL, PARKHURST & HORTON, L.L.P. IN ASSOCIATION WITH WICKLIFF & HALL, P.C. TO PERFORM LEGAL BOND COUNSEL SERVICES FOR A PRIMARY TERM COMMENCING OCTOBER 1, 2000 THROUGH SEPTEMBER 30, 2002, WITH TWO ADDITIONAL ONE-YEAR OPTION PERIODS TO BE EXERCISED BY THE CITY, SUBJECT TO CITY COUNCIL APPROVAL.

* * * *

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

Mr. Frank Garza, City Attorney, narrated a slide presentation on the Municipal Bond Counsel Services Contracts outlining the background, history, the process utilized to select the firms. Mr. Garza also elaborated the terms of the contracts and the scope of services to be provided by each of the firms.

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.

— — —

2000-38 The Clerk read the following Ordinance:

AN ORDINANCE 92710

AMENDING THE CITY'S TAX INCREMENT FINANCING (TIF) GUIDELINES AS APPROVED BY ORDINANCE NO. 92552 ON SEPTEMBER 21, 2000, TO CLARIFY (1) COST-BENEFIT ANALYSIS; (2) CITY'S PARTICIPATION LEVEL; AND (3)

DURATION OF TIF TERMS. (AMENDING ORDINANCE NO. 92552 OF SEPTEMBER 21, 2000).

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

Ms. Frances Gonzales, Director of Neighborhood Action, narrated a slide presentation regarding the proposed amendments to the Tax Increment Finance Guidelines Policy, a copy of which presentation is made a part of the papers of this meeting. She detailed the purpose of the Tax Increment Financing (TIF), the background for the proposed ordinance citing in particular the cost-benefit analysis language, the City's level of participation in TIP projects outside Loop 410, the duration of TIF terms, and the secured commitments from other taxing entities.

Mr. Garza thanked the task force for their work and stated how this new package would address concerns posed previously, specifically noting the incentive for the private sector, and urged other taxing entities to participate. He stated these changes would allow more flexibility and would add to the success of the projects.

In response to Mr. Salas, Ms. Gonzalez stated that no problems are foreseen, she emphasized on La Paz and the concepts which can be embraced, and stated that variances may be considered on a case by case basis.

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

— — —
2000-38 **TIF REINVESTMENT ZONES:**

A RESOLUTION
NO. 2000-38-32

EXPRESSING THE CITY OF SAN ANTONIO'S INTENT TO CREATE A TAX INCREMENT FINANCING (TIF) REINVESTMENT ZONE TO FINANCE PUBLIC IMPROVEMENTS IN SUPPORT OF THE MISSION VISTAS RESIDENTIAL DEVELOPMENT IN COUNCIL DISTRICT 3; AUTHORIZING AND DIRECTING DISTRIBUTION OF A WRITTEN NOTICE OF THE CITY'S INTENTION TO

CREATE THE PROPOSED REINVESTMENT ZONE TO EACH TAXING UNIT THAT LEVIES A TAX IN THE PROPOSED ZONE; AUTHORIZING A REQUEST TO EACH TAXING ENTITY FOR THE APPOINTMENT OF A REPRESENTATIVE TO MEET WITH THE CITY TO DISCUSS THE PROJECT; DELEGATING AUTHORITY TO CALL AND HOLD MEETINGS WITH REPRESENTATIVES OF EACH TAXING UNIT.

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

Ms. Frances Gonzalez, Director of Neighborhood Action, outlined a slide presentation on both Items 33 and 34, a copy of which presentation is made a part of the papers of this meeting. She detailed the review process of the TIF applications, compliance with City Guidelines, and the proposed developments for each of the projects.

Ms. Celena Gutierrez, Special Projects Coordinator, Neighborhood Action, further elaborated on the projects, citing the proposed public improvements and benefits to the community.

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

The Clerk read the following Resolution:

A RESOLUTION
NO. 2000-38-33

EXPRESSING THE CITY OF SAN ANTONIO'S INTENT TO CREATE A TAX INCREMENT FINANCING (TIF) REINVESTMENT ZONE TO FINANCE PUBLIC IMPROVEMENTS IN SUPPORT OF THE STABLEWOOD FARMS RESIDENTIAL DEVELOPMENT IN COUNCIL DISTRICT 4; AUTHORIZING AND DIRECTING DISTRIBUTION OF A WRITTEN NOTICE OF THE CITY'S INTENTION TO CREATE THE PROPOSED REINVESTMENT ZONE TO EACH TAXING UNIT THAT LEVIES A TAX IN THE PROPOSED ZONE; AUTHORIZING A REQUEST TO EACH TAXING ENTITY FOR THE APPOINTMENT OF A REPRESENTATIVE

TO MEET WITH THE CITY TO DISCUSS THE PROJECT; DELEGATING AUTHORITY TO CALL AND HOLD MEETINGS WITH REPRESENTATIVES OF EACH TAXING UNIT.

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Ms. Guerrero made a motion to approve the proposed Resolution. Mr. Prado seconded the motion.

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

— — —
2000-38 Agenda Item No. 36, being a proposed ordinance authorizing reimbursement from the Mayor's Budget Account in the amount of \$55,500.00 to Mayor Howard W. Peak for Administrative Services Contracts with Orlando Ramirez (\$24,000.00), Thomas F. Brereton (\$12,000.00), and Charles A. Mazuca (\$19,500.00) from October 1, 2000 through May 31, 2001, as requested by Mayor Howard W. Peak, was pulled from consideration.

— — —
2000-38 The Clerk read the following Ordinance:

AN ORDINANCE 92711

AUTHORIZING REIMBURSEMENT FROM THE DISTRICT 1 BUDGET ACCOUNT IN THE AMOUNT OF \$74,586.64 TO COUNCILMAN BOBBY PEREZ FOR ADMINISTRATIVE SERVICES CONTRACTS WITH THOMAS R. AGUILLON (\$26,000.00); MELISSA COULTER (\$21,346.64); IVAN MELCHOR (\$16,400.00) AND DAN CANALES (\$11,200.00) FROM OCTOBER 1, 2000 THROUGH MAY 31, 2001; AS REQUESTED BY COUNCILMAN BOBBY PEREZ.

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Mr. Perez made a motion to approve the proposed Ordinance. Mr. Garcia 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, Conner, Carpenter, Peak. **NAYS:** None. **ABSENT:** Salas, Bannwolf.

— — —
2000-38 The Clerk read the following Ordinance:

AN ORDINANCE 92712

AUTHORIZING REIMBURSEMENT FROM THE DISTRICT 2 BUDGET ACCOUNT IN THE AMOUNT OF \$56,766.64 TO COUNCILMAN MARIO M. SALAS FOR ADMINISTRATIVE SERVICES CONTRACTS WITH CHERYL EMERSON (\$28,280.00); CARLOS RICHARDSON (\$21,766.64) FROM OCTOBER 1, 2000 THROUGH MAY 31, 2001; AND SILLIA SAVAGE (\$2,520.00) FROM SEPTEMBER 26, 2000, THROUGH OCTOBER 21, 2000, AND (\$4,200.00) FROM NOVEMBER 1, 2000, THROUGH DECEMBER 31, 2000; AS REQUESTED BY COUNCILMAN MARIO M. SALAS.

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Mr. Salas 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, Carpenter, Peak. **NAYS:** None. **ABSENT:** Bannwolf.

— — —
2000-38 The Clerk read the following Ordinance:

AN ORDINANCE 92713

AUTHORIZING REIMBURSEMENT FROM THE DISTRICT 3 BUDGET ACCOUNT IN THE AMOUNT OF \$10,400.00 TO COUNCILWOMAN DEBRA GUERRERO FOR ADMINISTRATIVE SERVICES CONTRACT WITH PRISCILIANO CANTU (\$3,000.00); MADELINE DE LA O (\$3,000.00); DANIEL GEISLER (\$1,500.00); AL S. GAVEGAN (\$1,000.00); NORMA M. LOPEZ (\$1,400.00); AND GRETCHEN

VASQUEZ (\$500 PER MONTH) FROM OCTOBER 1, 2000, THROUGH OCTOBER 31, 2000; AS REQUESTED BY COUNCILWOMAN DEBRA GUERRERO.

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Ms. Guerrero 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, Garcia, Barrera, Garza, Conner, Carpenter, Peak. **NAYS:** None. **ABSENT:** Bannwolf.

— — —

2000-38 The Clerk read the following Ordinance:

AN ORDINANCE 92714

AUTHORIZING THE EXPENDITURE OF \$200.00 PAYABLE TO THE HIGHLANDS HIGH SCHOOL BAND PARENTS ASSOCIATION TO HELP DEFRAID THE COSTS OF INSTRUMENT AND UNIFORM REPAIRS AND REPLACEMENT, AND ANY OUT-OF-TOWN EXPENSES; AS REQUESTED BY COUNCILWOMAN DEBRA GUERRERO.

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Ms. Guerrero 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, Garcia, Barrera, Garza, Conner, Carpenter, Peak. **NAYS:** None. **ABSENT:** Bannwolf.

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2000-38 The Clerk read the following Ordinance:

AN ORDINANCE 92715

AUTHORIZING REIMBURSEMENT FROM THE DISTRICT 4 BUDGET ACCOUNT IN THE TOTAL AMOUNT OF \$26,955.00 TO COUNCILMAN RAUL PRADO FOR

ADMINISTRATIVE SERVICES CONTRACTS WITH LESLIE A. ZAVALA (\$7,500.00). JESSICA AREVALO (\$7,500.00), GUADALUPE I. LOPEZ (\$6,000.00) AND JOHN DELGADO (\$5,955.00) FROM OCTOBER 1, 2000, THROUGH DECEMBER 31, 2000; AS REQUESTED BY COUNCILMAN RAUL PRADO.

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Mr. Prado 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, Garcia, Barrera, Garza, Conner, Carpenter, Peak. **NAYS:** None. **ABSENT:** Bannwolf.

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2000-38 The Clerk read the following Ordinance:

AN ORDINANCE 92716

AUTHORIZING REIMBURSEMENT FROM THE DISTRICT 5 BUDGET ACCOUNT IN THE TOTAL AMOUNT OF \$69,680.00 TO COUNCILMAN DAVID A. GARCIA FOR ADMINISTRATIVE SERVICES CONTRACTS WITH RALPH T. GOMEZ (\$27,880.00); PAUL R. REVILLA (\$18,040.00); CHARLES C. HADEN (\$15,080.00), AND NORMA JEAN REVILLA (\$8,680.00) FROM OCTOBER 1, 2000, THROUGH MAY 31, 2001; AS REQUESTED BY COUNCILMAN DAVID A. GARCIA.

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Mr. Garcia 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, Garcia, Barrera, Garza, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** None.

2000-38 The Clerk read the following Ordinance:

AN ORDINANCE 92717

AUTHORIZING REIMBURSEMENT FROM THE DISTRICT 7 BUDGET ACCOUNT IN THE AMOUNT OF \$32,360.00 TO COUNCILMAN ED GARZA FOR ADMINISTRATIVE SERVICES CONTRACTS WITH CLARISSA M. RODRIGUEZ (\$11,780.00); VIVIAN MANGOLD (\$9,600.00); AND PHILIP ADAM CORTEZ (\$8,180.00) FROM OCTOBER 1, 2000, THROUGH JANUARY 31, 2001; AND LISA L. RUIZ (\$1,800.00) AND TINA LOPEZ (\$1,000.00) FROM OCTOBER 1-31, 2000; AS REQUESTED BY COUNCILMAN ED GARZA.

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

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

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2000-38 The Clerk read the following Ordinance:

AN ORDINANCE 92718

AUTHORIZING REIMBURSEMENT FROM THE DISTRICT 8 BUDGET ACCOUNT IN THE AMOUNT OF \$67,000.00 TO COUNCILWOMAN BONNIE CONNER FOR ADMINISTRATIVE SERVICES CONTRACTS WITH DOMINICK DINA (\$23,200.00); JANICE SMITH (\$17,200.00); WALTER AGUE (\$14,000.00) FROM OCTOBER 1, 2000, THROUGH MAY 31, 2001; AND JAYMIE BALBOA (\$12,600.00) FROM OCTOBER 1, 2000, THROUGH FEBRUARY 28, 2001; AS REQUESTED BY COUNCILWOMAN BONNIE CONNER.

* * * *

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

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

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2000-38 The Clerk read a proposed ordinance providing for the determination of whether the structure at 354 E. Southcross (also known as 5703 South Flores) should be designated a landmark or denied such designation in conformance to Chapter 6, Section 158 of the City Code; as requested by Councilman Raul Prado.

* * * *

Mr. Martin Rodriguez, Director of Code Compliance, narrated a slide presentation regarding the recommendations made by the Dangerous Structures Determination Board (DSDB) with respect to the Harlandale Apartments, a copy of which presentation is made a part of the papers of this meeting. He detailed the background, specifically noting the condition of the building, and the timeline imposed by the DSDB.

Mr. Emil Moncivais, Director of Planning, continued the slide presentation detailing the criteria as set by the Historic and Design Review Commission on the historical significance of the building.

Mr. Chris Brady, Assistant City Manager, advised the City Council of the retraining order against the City, and commented on the letter sent to Mr. Morris Rosenstein and outlined the specific directions given to Mr. Rosenstein regarding the property.

Mr. Prado asked the Mayor that citizen comments be taken at this time.

The following citizen(s) appeared to speak:

Ms. Letty Garza, resident of Harlandale area, spoke to her concern on the safety of children attending the nearby elementary school. She stated that the property has been deteriorating for a number of years, and that no significant improvements or safety measures have been made on the property.

Mr. Juan Mancha, Adams Elementary PTA, commented on the deterioration and condition of the building, and reiterated on the danger for the children going to and from the school.

Ms. Virginia Carrillo, St. Leo's COPS, expressed concern on the security of the building and urged the City Council to demolish the building. She stated that the building has not been brought up to building code standards.

Mr. Bob Dimambro, Mission San Jose Association, urged the City Council to demolish the building. He stated that there have not been any improvements to the building, and commented on the safety of the building.

Ms. Sarah Gonzales, 2112 W. Gerald, urged the City Council to find a better use for the building. She expressed concerned that once the building is torn down, it will only become another vacant lot. She stated that the building has potential use, such as an art gallery.

Mr. Rogelio Rendon, Neighborhood resident, expressed concern on the preservation of the south side. He stated that while the building is not in good condition, it has a potential for other uses if properly restored.

Mr. Ron Aaron, Jewish Family & Children's Services, stated of the possible uses for the building, the stability and future uses of the building. He commented on the possibility of providing affordable housing to be used by a non-profit alliance.

Mr. Rod Radle, San Antonio Alternative Housing, commented on the structural stability and potential for rehabilitation, and the possibility for affordable housing.

Ms. Barbara Smith, reiterated comments on the possible use of the building, and urged the City Council to leave the destruction of the building as a last resort.

Loyce Ince, San Antonio Conservation Society, spoke in support of designating the building as a historic landmark, and stated that the building was suitable for rehabilitation.

Mr. John Wall, a structural engineer, stated that the building was stable and could be rehabilitated to a viable use.

Mr. Peter F. Gazda, Attorney representing Mr. Morris Rosenstein, acknowledged the safety concerns, and stated that the owner would address them. He urged the City Council to allow the rehabilitation of the building.

Mr. Eduardo Garcia, Chairman of the Historic and Design Review Commission, commented on the potential use of the building. He reiterated on the structural stability of the building and encouraged that improvements be made to the building.

* * * *

Mr. Prado requested that a video presentation be shown to the City Council where it depicted the condition of the building, he then read a letter from a resident of the south side area where the citizen expressed concern on the public safety. He further commented on the costs to renovate the building and cited the number of violations by owner of various buildings owned throughout the City. Mr. Prado made a motion to deny the designation of the building as a historic landmark. Mr. Salas seconded the motion.

Mr. Prado also stated that if the conditions as set out by the letter sent to Mr. Rosenstein by Mr. Martin Rodriguez, Code Compliance Director, are not met within the 30 days, that the City of San Antonio should proceed with the demolition.

In response to Mr. Prado, Steve Arronge, City Attorney's Office, stated that if City Council votes for a Historic Landmark, then the issue would be referred to the Dangerous Structure Determination Board for further action and that if there is no landmark designation then the Dangerous Structure Determination Board order would go in effect in accordance with Ordinance and State Law.

Mr. Garza spoke to several similar issues in District 7, and the plight of residents in the area. He stated he would support Mr. Prado's initiative, and urged the City staff to more aggressively seek accountability from owners. He urged City Council to review the Historic District issue and the process utilized to deem properties as historic landmarks. He further encouraged that we find ways to better handle this type of issue in the future as the public safety is a very critical issue. Mr. Garza then spoke on an amendment to have the Housing Task Force review and make recommendations regarding the City's Historic Structure District policy and work with the Historic Preservation Office, Conservation Society and other stakeholders. Ms. Conner seconded the motion.

In response to Ms. Guerrero, Mr. Martin Rodriguez, explained the City's process and procedures of enforcing the laws against unsafe structures.

Ms. Guerrero spoke about other similar cases and the City's actions through the Dangerous Structures Determination Board. She then cited Mr. Morris Rosenstein who was in the audience and further commented on the conditions of the building.

Mr. Gazda responded to Ms. Guerrero on the agreement and the commitment of the owner to address issues cited in the letter.

Mr. Guerrero requested Mr. Rosenstein to commit and follow through the directions outlined in the letter.

Mr. Gazda assured the City Council that all actions directed would be followed.

In response to Mr. Perez, City Attorney Arronge, stated that civil prosecution could be followed to restore the structure.

Mr. Perez recommended that one prosecutor be assigned to handle all the 1,000 cases and that each case be tried. He stated that the City needed to address such issues and take action as necessary and within the boundaries of the law.

Mr. Salas stated he would support Mr. Prado's motion and further recommended that action be taken on these type of cases. He requested a listing of landlords who have this similar type of violations.

Mr. Garcia commented on the condition of the building and stated he would support Mr. Prado's motion.

Mr. Barrera spoke in support of Mr. Prado's and Mr. Garza's motions and further reiterated on the conditions that citizens live in. He challenged organizations to come up with a plan to resolve these type of issues.

Mayor Peak urged more responsibility of owners in taking care of the neighborhoods. He commented on Mr. Garza's initiative and urged the Housing Task Force to come up with a plan to address the Historic designations.

After discussion, on a roll call vote, the amendment made by Mr. Garza, prevailed by the following vote: **AYES:** Perez, Salas, Guerrero, Prado, Garcia, Barrera, Garza, Conner, Bannwolf, Carpenter, Peak. **NAYS:** None. **ABSENT:** None.

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

AN ORDINANCE 92719

PROVIDING FOR THE DETERMINATION OF WHETHER THE STRUCTURE AT 354 EAST SOUTHCROSS (ALSO KNOWN AS 5703 SOUTH FLORES) SHOULD BE DESIGNATED A LANDMARK OR DENIED SUCH DESIGNATION IN

CONFORMANCE TO CHAPTER 6, SECTION 6-158 OF THE CITY CODE; AS REQUESTED BY COUNCILMAN RAUL PRADO.

SECTION 1. The structure located at the corner of East Southcross and South Flores with the addresses of 354 East Southcross and 5703 South Flores is hereby declared not to be of historic significance and should not be designated a landmark.

SECTION 2. As the structure was not found to be such that it should be designated a landmark, the demolition order of the Dangerous Structure Determination Board may be carried out and the structure demolished thirty days from this date.

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2000-38 TRAVEL AUTHORIZATION - Granted:

Travel Authorization for Councilwoman Debra Guerrero to travel to Santiago, Chile, Buenos Aires, and Cordoba, Argentina on October 20 – 29, 2000 for a South America Trade Mission to encourage business exchange between the San Antonio area and South American companies, particularly in the aviation, medical and environmental industries, and to promote the Inland Port San Antonio, International Business Development Center (IBDC) and the 2007 Pan Am Games.

Mr. Salas made a motion to approve the proposed Travel Authorization. Mr. Perez seconded the motion.

Mr. Henry Sauvignet, Director of International Affairs, spoke to the purpose of the trip.

The following citizen(s) appeared to speak:

Mr. Jose Martinez, Director of Free Trade Alliance further elaborated on the purpose of the trip.

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

CITIZENS TO BE HEARD

MR. NAZARITE RUBEN FLORES PEREZ

Mr. Nazarite Ruben Flores Perez, 627 Hearne Avenue, spoke to the City Council about his opinions on the Fluoride issue with regards to the involvement of the following organizations: Any Baby Can; San Antonio Independent School District; Collins Garden School; and UTSA.

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MR. FARIS HODGE, JR.

Mr. Faris Hodge, Jr., 140 Dora, spoke with reference to the TIF projects approved by the City Council. He took exception to the areas they will be serving and stated he would be speaking against this action before Commissioners' Court; ACCD and the San Antonio Hospital District.

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MS. JULIE O. OLDHAM

Ms. Julie O. Oldham also spoke with her objections to the areas of the TIF. She then spoke about housing needs throughout the City.

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MRS. JANET AHMAD

Mrs. Janet Ahmad, 18 Silver Horn, presented the City council with papers on the Northhampton issue, entitled, "Northhampton Groundwater Summary Sheet; "Engineering Report on the possibility of landfills located near existing subdivisions in San Antonio, Texas. A copy of these papers are on file with the papers of this meeting.

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MR. GEORGE BENDER

Mr. George Bender, 8227 Chestnut Manor Drive, stated that there is misinformation being given out by members of the HOBB organization. He took exception to the manner in which the HOBB organization gives out and solicits information. He stated that the main problem in the Northhampton subdivision is with Bexar Metropolitan Water District not the issue of the landfills.

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MRS. JANIE ADAME

Mrs. Janie Adame, 406 Angela Drive, appeared to speak on behalf of several residents of the area, with their concerns about the improvements to their homes by individuals without proper permits.

Mayor Pro Tem Bobby Perez asked Mrs. Adame and the other area residents to meet with representatives of the Building Inspections Department.

Councilman Garcia stated that he would meet with the entire group as well.

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MR. ROBERT BENNETT

Mr. Robert Bennett, 8407 Jaybook, Converse, Texas, spoke in support of the efforts of the HOBB organization (Homeowners for Better Building). He then spoke to what he perceives to be the problem and that is the total disregard of the area residents' wishes and the failure of Kaufmann and Broad to respond to their inquiries and their need for resolution of this matter.

Councilman Mario Salas took great exception to the manner in which these area residents are being treated by Kaufmann and Broad and their failure to respond to these requests for assistance and information. He then asked that Councilman Garza, as Chairman of the Housing Task Force, place this issue on a future Committee agenda in order to fully discuss this issue.

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MRS. SANDRA BETTING

Mrs. Sandra Betting also spoke to the issues facing the area residents of Northhampton Subdivision and their many attempts to try to resolve the issues.

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MS. BARBARA PYLES

Mrs. Barbara Pyles, 1041 Red Cloud, spoke to her particular situation with the Animal Control Facility and what she perceives to be complete disregard to what occurred to her dog while under their care.

Mayor Pro Tem Perez asked that a member of the Animal Control Facility contact Ms. Pyles to discuss this particular issue.

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2000-38 FIRST PUBLIC HEARING - ANNEXATION

Mayor Peak declared the Public Hearing open.

Mr. Emil Moncivais, narrated a video presentation for the First Public Hearing for the 2000 Annexation Areas, a copy of which presentation is made a part of the papers of this meeting. He detail the annexation plan and timetable, background, other statistical data, specifically citing the following areas being proposed for annexation:

- #1 Potranco Rd/FM 1604
- #2 Area West of I.H. 10
- #3 Redland Woods/Emerald Forest/Judson Road Area
- #4 Bulverde Rd/FM 1604
- #5 Foster Meadows Area
- #6 Culebra 1604 Area
- #7 Babcock North of FM 1604
- #8 SAWS Algae Removal Facility (75' Access Rd.)

Mr. Lou Lendman, Acting Director of Budget and Performance Assessment, made a presentation on the financial impact of the proposed annexation areas, and denoted the delivery of services and the costs associated with those services.

The following citizen(s) appeared to speak:

Mr. Faris Hodge, Jr., 140 Dora, spoke in opposition to the proposed annexation. He commented on the shortage of personnel and equipment to be able to serve the citizens of the annexed areas.

Ms. Julie Oldham, P.O. Box 40263, commented on the shortage of police officers, and other personnel to deliver services to the proposed annexed areas. She urged City Council to concentrate on the services for the present City residents.

Mr. Norm Miller, Steeple Brook Subdivision, spoke in opposition to the proposed annexation, and urged the City to hold off the annexation until a proper service plan was in place.

Mr. Nazarite Ruben Flores Perez, 627 Hearne Ave., spoke against the proposed annexation.

Ms. Nancy Englebert, 10486 Pine Glade, spoke in opposition to the proposed annexation, specifically citing the lack of adequate services in particular the police protection.

Ms. Betty Read, 3720 Menger, spoke in opposition to the proposed annexation, she expressed concern with the services to be provided by the City. She commented on certain code restrictions imposed by the City whereby it would impede residents to maintain exotic animals.

Ms. Betty Chapman, 4123 Menger presented a video depicting the flood of 1998, citing the areas close to Menger Rd., Ridgeway and Cielo Vista.

Ms. Joan Lyons, 4080 Menger, expressed concern on the services to be provided by the City of San Antonio.

Ms. Barbara Roberson, 3900 Ridgeway, spoke on the flooding problems in their areas, and expressed concern on whether the City could adequately serve the residents of the annexed areas. She requested that Northwood Hills be excluded from the annexation plan.

Mr. Harold Roby, 5425 S. Foster Rd., expressed concerns with the code restrictions imposed by the City, and requested that City Council reduce the annexation plan by 40 percent.

Ed Berger, 4247 Menger, spoke in opposition to the proposed annexation.

Ms. Cheri Franklin, 3981 Ridgeway Dr., stated she was against the annexation because of the code restrictions imposed by the City, and was also concerned with the services not being provided by the City.

Mr. Gale Garrett, 23907 Cielo Vista, spoke in opposition of the annexation plan and stated there had been no proper notification to the citizens. He further stated that most of the areas were acreage tracts and was concerned on the code restrictions that would prohibit residents from maintaining farm animals. He urged the City Council to consider a three-year plan to consider the annexation.

Mr. William Betchley, Northwood Hills, who was signed to speak, presented a written statement to the City Council of which document is made a part of the papers of this meeting.

Mr. Don K. Kysor, 5722 Evans Rd., spoke in opposition of the annexation and presented a written statement to the City Council of which document is made a part of the papers of this meeting.

Mr. James McNamara, 3511 Eagle Creek, spoke against the annexation and commented on the high taxes being imposed by the City.

Ms. Debbie French, 4080 Evans Rd., commented on the drainage problems on Evans Road and the surrounding areas, and stated she was against the annexation.

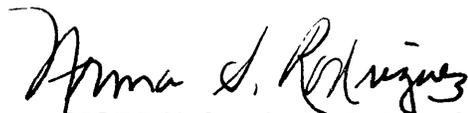
There being no further citizens signed to speak to this matter, Mayor Peak declared the Public Hearing to be closed.

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2000-38 There being no further business to come before the City Council, the meeting was adjourned at 7:45 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